

OFFICIAL JOURNAL
OF THE
HOUSE OF
REPRESENTATIVES
OF THE
STATE OF LOUISIANA

THIRTY-FIRST DAY'S PROCEEDINGS

Twenty-third Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974

House of Representatives
 State Capitol
 Baton Rouge, Louisiana

Tuesday, May 13, 1997

The House of Representatives was called to order at 1:30 P.M., by the Honorable H. B. "Hunt" Downer, Jr., Speaker of the House of Representatives.

Morning Hour

ROLL CALL

The roll being called, the following members answered to their names:

PRESENT

Mr. Speaker	Gautreaux	Perkins
Alario	Glover	Pierre
Alexander, A.—93rd	Green	Pinac
Alexander, R.—13th	Guillory	Pratt
Ansardi	Hammett	Quezairé
Barton	Heaton	Riddle
Baudoin	Hebert	Romero
Baylor	Hill	Rousselle
Bowler	Holden	Salter
Bruce	Hopkins	Scalise
Brun	Hudson	Schneider
Bruneau	Hunter	Shaw
Carter	Iles	Smith, J.D.—50th
Chaisson	Jenkins	Smith, J.R.—30th
Clarkson	Jetson	Stelly
Copelin	Johns	Strain
Crane	Kennard	Theriot
Curtis	Kenney	Thomas
Damico	Lancaster	Thompson
Daniel	Landrieu	Thornhill
Deville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Marionneaux	Vitter
Dimos	Martiny	Walsworth
Doerge	McCain	Warner
Donelon	McCallum	Welch
Dupre	McDonald	Weston
Durand	McMains	Wiggins
Farve	Michot	Wilkerson

Faucheux	Mitchell	Willard-Lewis
Flavin	Montgomery	Windhorst
Fontenot	Morrell	Winston
Forster	Morrish	Wright
Frith	Murray	
Fruge	Odinet	
Total—103		

ABSENT

Powell	Triche
Total—2	

The Speaker announced that there were 103 members present and a quorum.

Prayer

Prayer was offered by Rev. Peter B. Mangum.

Pledge of Allegiance

Rep. Baylor led the House in reciting the Pledge of Allegiance to the Flag of the United States of America.

Reading of the Journal

On motion of Rep. Hudson, the reading of the Journal was dispensed with.

On motion of Rep. Hudson, the Journal of May 12, 1997, was adopted.

Petitions, Memorials and Communications

The following petitions, memorials, and communications were received and read:

Privileged Report of the Legislative Bureau

May 13, 1997

To the Speaker and Members of the House of Representatives:

I am directed by your Legislative Bureau to submit the following report:

Senate Bill No. 146
 Reported without amendments.

Senate Bill No. 294
 Reported without amendments.

Senate Bill No. 715
 Reported without amendments.

Senate Bill No. 716
 Reported without amendments.

Senate Bill No. 918
 Reported without amendments.

Senate Bill No. 962
 Reported without amendments.

Senate Bill No. 1012
 Reported with amendments.

Senate Bill No. 1043
 Reported without amendments.

Senate Bill No. 1335
 Reported without amendments.

Senate Bill No. 1370
Reported without amendments.

Senate Bill No. 1437
Reported without amendments.

Respectfully submitted,

JIMMY N. DIMOS
Chairman

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

May 12, 1997

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 78, 94, and 97

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

SENATE BILLS

May 13, 1997

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill Nos. 19, 54, 420, 460, 557, and 1506

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Hill, the rules were suspended in order to take up the bills contained in the message at this time.

**Senate Bills and Joint Resolutions
on First Reading**

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

SENATE BILL NO. 19—

BY SENATORS CAIN, SHORT, TARVER, CASANOVA, DYESS, LAMBERT AND FIELDS AND REPRESENTATIVES MITCHELL, SALTER, STRAIN, GAUTREAU, ILES, DOERGE, HUDSON, HILL, MICHOT, FONTENOT, FRITH, ODINET AND WIGGINS

AN ACT

To amend and reenact the introductory paragraph of R.S. 17:3026(A)(1) and (A)(1)(f), 3026(A)(2), (3)(d), (B)(2)(c), (C)(1), and (I) and to repeal R.S. 17:3026(G), relative to the provision of college tuition paid by the state out of monies appropriated from the Lottery Proceeds Fund for certain students; to revise the financial need requirement; to provide for certain exceptions; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 54—

BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 14:93.1, relative to offenses affecting the health and morals of minors; to create crime of abuse of toxic vapors; to provide definitions and penalties; and to provide for related matters.

Read by title.

SENATE BILL NO. 420—

BY SENATOR MALONE

AN ACT

To enact R.S. 9:2800.11, relative to limitations on damages; to limit the recovery for certain damages arising from the operation of a motor vehicle; and to provide for related matters.

Read by title.

SENATE BILL NO. 460—

BY SENATOR HINES

AN ACT

To amend and reenact the introductory paragraph of R.S. 39:1482(F)(1), relative to professional, personal, consulting, and social services procurement; to provide for an exception from the procurement code for certain special education services; and to provide for related matters.

Read by title.

SENATE BILL NO. 557—

BY SENATORS HAINKEL, DARDENNE, EWING AND ROMERO

AN ACT

To amend and reenact R.S. 56:632.8, relative to the Reptile and Amphibian Task Force; to change the membership of the task force; and to provide for related matters.

Read by title.

SENATE BILL NO. 1506—

BY SENATOR ELLINGTON AND REPRESENTATIVE FORSTER

AN ACT

To amend and reenact the introductory paragraphs of R.S. 12:312(C) and 1351(C) and R.S. 23:111(C)(10) and R.S. 12:148(B), 256(B), 312.1 and 1352; R.S. 13:5112(D); R.S. 15:587(A)(1)(a); R.S. 23:101(7), 103(A)(1), 104, 106(B), 107(C) and (D), 183, 184.1, 392(B), (C), and (D), 897(E), 964(D), (E), (F), and (G), 1021(5), 1202(B), 1221(3)(f), 1532.1(F), 1576, 1592(A), 1600(3)(b)(i), 1624.1, 1651, 1657(A), 1668(A), 1670, 1671, 1693(B), 1802(1) and (5), 1803(A), (B), (C), and (D), 1804, and 1853(B); R.S. 36:301(C)(1), 304(6), 308(B), and (C) and 313; R.S. 40:521(5) and (9); R.S. 42:4(B), 722, 723(5) and (6); R.S. 46:56(L), 236.1(D)(1)(a) and (N), and 2602(B)(18); R.S.

47:299.2(1)(a)(vi), 299.11(5), 299.15(B), 299.16(C), 617(C), 1622(B), and 6004(A)(1); R.S. 49:967(A) and 992(D)(4); R.S. 51:1787(C)(2)(a); to enact R.S. 36:308(E) and R.S. 49:191(11); and to repeal R.S. 49:191(8)(i); relative to the Department of Labor; to provide for the recreation of the Department of Labor and certain statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; to specifically create and provide for the functions of the office of workplace and workforce development, office of regulatory services, and the office of occupational information services; to specifically abolish and transfer the functions of the office of employment security and the office of labor; to provide for an effective date; and to provide for related matters.

Read by title.

Introduction of Resolutions, House and House Concurrent

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

HOUSE RESOLUTION NO. 50— BY REPRESENTATIVES MCCAIN AND MARIONNEAUX A RESOLUTION

To commend and congratulate the Brusly High School girls softball team on winning the Class 3-A State Championship and to record their outstanding accomplishments.

Read by title.

On motion of Rep. McCain, and under a suspension of the rules, the resolution was adopted.

HOUSE RESOLUTION NO. 51— BY REPRESENTATIVES LONG, R. ALEXANDER, BRUCE, SALTER, AND WRIGHT A RESOLUTION

To express the condolences of the House of Representatives to the family of Margie Smith, mother of Senator Mike Smith.

Read by title.

On motion of Rep. Long, and under a suspension of the rules, the resolution was adopted.

HOUSE RESOLUTION NO. 52— BY REPRESENTATIVES THOMPSON, TRAVIS, KENNARD, WESTON, ALARIO, A. ALEXANDER, R. ALEXANDER, ANSARDI, BARTON, BAUDOIN, BAYLOR, BOWLER, BRUCE, BRUN, BRUNEAU, CARTER, CHAISSON, CLARKSON, COPELIN, CRANE, CURTIS, DAMICO, DANIEL, DEVILLE, DEWITT, DIEZ, DIMOS, DOERGE, DONELON, DOWNER, DUPRE, DURAND, FARVE, FAUCHEUX, FLAVIN, FONTENOT, FORSTER, FRITH, FRUGE, GAUTREAUX, GLOVER, GREEN, GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HOLDEN, HOPKINS, HUDSON, HUNTER, ILES, JENKINS, JETSON, JOHNS, KENNEY, LANCASTER, LANDRIEU, LEBLANC, LONG, MARIONNEAUX, MARTINY, MCCAIN, MCCALLUM, MCDONALD, MCMAINS, MICHOT, MITCHELL, MONTGOMERY, MORRELL, MORRISH, MURRAY, ODINET, PERKINS, PIERRE, PINAC, POWELL, PRATT, QUEZAIRE, RIDDLE, ROMERO, ROUSSELLE, SALTER, SCALISE, SCHNEIDER, SHAW, JACK SMITH, JOHN SMITH, STELLY, STRAIN, THERIOT, THOMAS, THORNHILL, TOOMY, TRICHE, VITTER, WALSWORTH, WARNER, WELCH, WIGGINS, WILKERSON, WILLARD-LEWIS, WINDHORST, WINSTON, AND WRIGHT A RESOLUTION

To commend John Wood for his strong faith and undaunted spirit in his battle with serious illness, to extend to him the very best wishes of the members of the House of Representatives for his rapid recovery, and to assure him of the prayers of all the members.

Read by title.

On motion of Rep. Thompson, and under a suspension of the rules, the resolution was adopted.

House and House Concurrent Resolutions

The following House and House Concurrent Resolutions lying over were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 168— BY REPRESENTATIVE RIDDLE A CONCURRENT RESOLUTION

To urge and request the office of state parks to study the feasibility of making Fort DeRussy in Avoyelles Parish a state commemorative area and to report its findings to the House Committee on Municipal, Parochial and Cultural Affairs and the Senate Committee on Natural Resources.

Read by title.

Under the rules, the above resolution was referred to the Committee on Municipal, Parochial and Cultural Affairs.

Senate Concurrent Resolutions

The following Senate Concurrent Resolutions lying over were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 49— BY SENATOR HAINKEL A CONCURRENT RESOLUTION

To urge and request the U.S. Corps of Engineers to give an annual accounting of where and how wetlands mitigation monies collected in Louisiana are being spent.

Read by title.

Under the rules, the above resolution was referred to the Committee on Appropriations.

SENATE CONCURRENT RESOLUTION NO. 51— BY SENATOR HAINKEL A CONCURRENT RESOLUTION

To request the Department of Wildlife and Fisheries to study that portion of the Tangipahoa River from the I-12 crossing to its entrance into Lake Pontchartrain for possible inclusion in the Louisiana natural and scenic rivers system.

Read by title.

Under the rules, the above resolution was referred to the Committee on Natural Resources.

SENATE CONCURRENT RESOLUTION NO. 58— BY SENATOR ULLO A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study and modify the state wide policy for roadside vegetation management, so as to increase the mowing cycle as it relates to the road side vegetation maintenance program in urban areas.

Read by title.

Under the rules, the above resolution was referred to the Committee on Transportation, Highways and Public Works.

SENATE CONCURRENT RESOLUTION NO. 95—

BY SENATOR HINES

A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Transportation and Development to expedite the awarding of funds designated for Intermodal Surface Transportation Efficiency Act enhancement activities.

Read by title.

Under the rules, the above resolution was referred to the Committee on Transportation, Highways and Public Works.

SENATE CONCURRENT RESOLUTION NO. 96—

BY SENATOR LENTINI

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development, in cooperation with Operation Lifesaver and the railroad industry, to develop and initiate the use of public service announcements and programs to educate the public as to railroad crossing safety.

Read by title.

Under the rules, the above resolution was referred to the Committee on Transportation, Highways and Public Works.

SENATE CONCURRENT RESOLUTION NO. 98—

BY SENATOR LENTINI

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to examine formulas and to consider using risk factors in determining how to distribute section 130 highway dollars to the states for rail safety purposes.

Read by title.

Under the rules, the above resolution was referred to the Committee on Transportation, Highways and Public Works.

SENATE CONCURRENT RESOLUTION NO. 105—

BY SENATOR LAMBERT

A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana upon the death of Daniel "Shorty Reid" Folse, Sr.

Read by title.

On motion of Rep. Diez, and under a suspension of the rules, the resolution was concurred in.

Senate Bills and Joint Resolutions on Second Reading to be Referred

The following Senate Bills and Joint Resolutions on second reading to be referred were taken up, read, and referred to committees, as follows:

SENATE BILL NO. 506—

BY SENATOR DYESS

AN ACT

To enact R.S. 48:277, relative to state highways; to require the Department of Transportation and Development to erect directional signs to churches; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 513—

BY SENATORS COX AND JORDAN

AN ACT

To repeal R.S. 15:171, relative to time limitations, to delete requirement for an expeditious disposition of criminal cases involving minors; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

SENATE BILL NO. 872—

BY SENATORS HINES, BEAN AND SCHEDLER

AN ACT

To amend and reenact R.S. 30:2011(A)(3) and (D)(23), 2073(8), 2074(A)(4), 2078(A), (B)(1), the introductory paragraph of (B)(2), (B)(2)(a) and (i), (B)(3), and (C), 2079(A), 2080, 2081, 2083, 2087 and 2088, and to enact R.S. 30:2074(B)(8) and Chapter 32 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2821 through 2826, relative to state funds; to provide for legislative findings relative to the necessity of having a drinking water revolving loan fund; to provide for definitions; to create the Drinking Water Revolving Loan Fund; to authorize the Department of Environmental Quality to administer the fund; to authorize the Department of Environmental Quality to issue tax-exempt debt relative to the fund; to provide for deposit of monies into the fund; to provide for uses of monies in the fund; to provide for certain loan and loan repayment conditions; to provide for rule making authority for the Department of Environmental Quality and the Department of Health and Hospitals, office of public health; to create the Drinking Water Revolving Loan Fund Program within the Department of Health and Hospitals, office of public health; to provide for the administration of the program by the office of public health; to authorize the Department of Health and Hospitals, office of public health to enter into agreements with the federal government relative to receipt of grant funds for the purpose of providing financial assistance for the improvement of certain public water systems; to authorize the imposition of an administrative fee; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

SENATE BILL NO. 972—

BY SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 56:325.1(A)(2), the introductory paragraph of R.S. 56:325.1(B), 325.1(B)(2), (C)(1) and (C)(2)(a) and (c), and to enact R.S. 56:325.1(A)(3), relative to recreational saltwater finfish; to allow recreational fishermen to have a two-day bag limit of red drum and spotted sea trout in possession under certain conditions; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Natural Resources.

SENATE BILL NO. 1009—

BY SENATORS DARDENNE, HINES, CASANOVA, DYESS AND SCHEDLER

AN ACT

To amend and reenact R.S. 40:1231, 1231.1, 1231.2, 1232, 1233, and 1234(A), (B), (C), (D), and (F), to enact R.S. 36:259(FF) and 919.4 and R.S. 40:1232.1, 1232.2, 1232.3, 1232.4, 1232.5,

1232.6, 1232.7, 1232.8, 1232.9, 1232.10, and 1232.11, and to repeal R.S. 40:1234(G), relative to emergency medical services; to provide for definitions; to create the Louisiana Emergency Medical Services Certification Commission in the Department of Health and Hospitals and to provide for appointment and confirmation of membership, qualifications, terms, vacancies, officers, reimbursements, removal, and powers and duties; to establish requirements for certification and renewal of certificates; to provide grounds for disciplinary action; to provide for notice and hearing on disciplinary matters; to provide for injunctive relief; to provide for violations and penalties; to provide for an exception to certification requirements; to authorize the promulgating of rules and regulations in regard to emergency medical services; to provide for scope of practice of emergency medical technicians and first responders; to provide for immunity from civil damages; to provide for duties relative to the bureau of emergency medical services; to designate statutory provisions into Subparts; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Health and Welfare.

SENATE BILL NO. 1055—

BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 22:21 (Introductory paragraph) and 23(C) and to enact R.S. 22:22(C)(3) and 24, relative to pilot programs for employment-based health and workers compensation insurance coverage; to permit groups of employers to participate in the pilot program; to expand the program from two to five years; to permit the employee to pay a portion of the 24-hour coverage; to delineate all pilot programs as an exclusive remedy for employees; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Insurance.

SENATE BILL NO. 1098—

BY SENATORS ROBICHAUX AND LANDRY

AN ACT

To enact R.S. 23:967, relative to interference with individual rights; to provide with respect to employment; to prohibit acts by an employer against an employee for intended or actual disclosure of an activity, policy or practice in violation of law; to provide penalties for employers who engage in reprisal; to provide for damages; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Labor and Industrial Relations.

SENATE BILL NO. 1138—

BY SENATOR DEAN

AN ACT

To enact Chapter 9-C of Subtitle II of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:1358, relative to local finance; to prohibit municipal corporations from engaging in unreasonable competition; to exclude municipal owned utility services and garbage collection services; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

SENATE BILL NO. 1285—

BY SENATORS DARDENNE, BARHAM, BEAN, GUIDRY, JOHNSON, SCHEDLER, SMITH, BAGNERIS, BAJOIE, CASANOVA, COX, CRAVINS, DEAN, DYESS, FIELDS, GREENE, HOLLIS, JORDAN, LAMBERT, LANDRY, LENTINI, MALONE, ROBICHAUX, ROMERO, SHORT, SIRACUSA, THEUNISSEN AND ULLO

AN ACT

To amend and reenact R.S. 47:463.3(A), 463.6(B)(3), 463.8(B), 463.9(B), 463.10, 463.12(B), 463.14(B), 463.15(C), 463.16(D), 463.22(B), 463.23(B), 463.24(B), 463.28(C), 463.30(B), 463.32(E), 463.33(B), 463.36(B), 463.37(B), and 463.42(B), and to enact R.S. 40:1236.5 and R.S. 47:463.46 and 463.47, relative to motor vehicles; to provide relative to certain prestige license plates; to repeal annual fee for such plates; to require one time fee for such plates; to authorize certain new prestige plates; to provide for fees; to provide for the distribution of funds for certain plates; to require the promulgating of rules relative to certain plates; to provide for the design of certain plates; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Diez, the bill was returned to the calendar subject to call.

SENATE BILL NO. 1310—

BY SENATORS HAINKEL, BRANCH, SHORT, THEUNISSEN, BAGNERIS, BAJOIE, BARHAM, BEAN, CAMPBELL, CASANOVA, COX, DARDENNE, DYESS, ELLINGTON, EWING, FIELDS, GREENE, GUIDRY, HEITMEIER, HINES, HOLLIS, IRONS, JORDAN, LANDRY, LENTINI, MALONE, ROBICHAUX, ROMERO, SCHEDLER, SIRACUSA, SMITH, AND ULLO

AN ACT

To authorize the board of directors of the Louisiana School for Math, Science, and the Arts to designate a facility located on said campus in honor of Dave Treen, former governor.

Read by title.

Under the rules, the above bill was referred to the Committee on Education.

SENATE BILL NO. 1322—

BY SENATOR JONES

AN ACT

To amend and reenact R.S. 51:2601 and 2602, relative to trade and commerce; to redesignate the Louisiana Open Housing Act as the Louisiana Equal Opportunity Act, and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Commerce.

SENATE BILL NO. 1323—

BY SENATOR EWING

AN ACT

To enact Part VIII-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:300 through 302, relative to access to public data bases; to provide for the public policy of the state; to provide for access to data bases for individuals who are visually impaired; to provide for the purchase of technology that facilitates access to data; to provide for a technology access advisory council; and to provide for related matters.

Read by title.

Motion

Rep. Deville moved that Senate Bill No. 1323 be designated as a duplicate of House Bill No. 2413.

Which motion was agreed to.

Rep. Deville moved that Senate Bill No. 1323 be amended to conform with House Bill No. 2413 and sent up the following floor amendments:

HOUSE FLOOR AMENDMENTS

Conforming Amendments proposed by Representative Deville to Reengrossed Senate Bill No. 1323 by Senator Ewing (Duplicate of H.B. No. 2413)

AMENDMENT NO. 1

On page 1, line 2, after "To" insert "amend and reenact R.S. 36:4(B)(1)(e) and to"

AMENDMENT NO. 2

On page 1, at the end of line 3, delete "39:300 through 302," and insert "39:301,"

AMENDMENT NO. 3

On page 1, line 4, delete "to provide for the public policy" and delete lines 5 through 7 in their entirety and on line 8, delete "council;" and insert "to provide for an advisory council on access by the visually impaired to the Louisiana Data Base Commission;"

AMENDMENT NO. 4

On page 1, between lines 9 and 10, insert the following:

"Section 1. R.S. 36:4(B)(1)(e) is hereby amended and reenacted to read as follows:

§4. Structure of executive branch of state government

* * *

B. The office of the governor shall be in the executive branch of state government.

(1) The following agencies and their powers, duties, functions, and responsibilities are hereby transferred to the office of the governor:

* * *

(e) The Louisiana Data Base Commission (Part VIII of Chapter 1 of Subtitle I of Title 39), including the Louisiana Geographic Information Systems Council (R.S. 49:1051 through 1057) and the Advisory Council for Technology Access by the Visually Impaired (R.S. 39:303), within the division of administration.

* * *

AMENDMENT NO. 5

On page 1, line 10, change "Section 1." to "Section 2." and on lines 11 and 12, delete "39:300 through 302," and insert "39:301"

AMENDMENT NO. 6

On page 1, line 13, after "PART VIII-A." insert "ADVISORY COMMISSION ON"

AMENDMENT NO. 7

On page 1, delete line 16, delete pages 2 and 3 in their entirety, and on page 4, delete lines 1 through 19 in their entirety

AMENDMENT NO. 8

On page 4, delete line 20, and insert the following:

"§301. Advisory Council for Technology Access by the Visually Impaired"

AMENDMENT NO. 9

On page 4, line 22, delete "Blind Individuals Technology" and on line 23, delete "Access" and after "Council" delete the comma "," and insert "for Technology Access by the Visually Impaired."

AMENDMENT NO. 10

On page 4, line 25, after "Title 39" insert a comma ","

AMENDMENT NO. 11

On page 5, line 3, after "composed of" delete the remainder of the line and insert "nine members as follows:"

AMENDMENT NO. 12

On page 5, line 9, change "head" to "heads"

AMENDMENT NO. 13

On page 5, line 15, after "each member" insert "appointed by the governor" and at the end of the line after "years" insert a semicolon ";"

AMENDMENT NO. 14

On page 5, line 16, after "governor" delete "who" and at the beginning of line 17, delete "have" and insert "serve for"

AMENDMENT NO. 15

On page 5, line 23, after "council" delete the remainder of the line

AMENDMENT NO. 16

On page 5, line 25, delete "according to" and insert "in accordance with the" and change "administration" to "administration's"

Motion

On motion of Rep. Deville, the above bill, as amended, was referred to the Legislative Bureau.

SENATE BILL NO. 1451—
BY SENATOR JOHNSON

AN ACT

To amend and reenact R.S. 51:1151(4), relative to municipal and parish industrial development boards; to provide relative to the types of development projects which such boards are authorized to undertake; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

SENATE BILL NO. 1466—
BY SENATOR ROMERO

AN ACT

To enact R. S. 45:816(9) and Chapter 8-E of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:840 through 844, relative to telephone calls; to provide for calls placed to inform the public of an emergency; to define terms; to provide for emergency alert services; to provide for listed and unlisted telephone numbers; to authorize the use of automatic dialing and announcing devices; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Commerce.

**House and House Concurrent Resolutions
Reported by Committees**

The following House and House Concurrent Resolutions reported by committees were taken up and acted upon as follows:

HOUSE RESOLUTION NO. 42—
BY REPRESENTATIVE WINSTON

A RESOLUTION

To urge and request the House Committee on Ways and Means to study the state and local tax systems to determine the appropriate structure to encourage retirees to live in Louisiana; to evaluate the economic impact of any proposed changes; and to establish an advisory committee to assist the Ways and Means Committee in the study.

Read by title.

Reported favorably by the Committee on Ways and Means.

On motion of Rep. Alario, the resolution was ordered engrossed and passed to its third reading.

HOUSE CONCURRENT RESOLUTION NO. 138—
BY REPRESENTATIVE RIDDLE

A CONCURRENT RESOLUTION

To urge and request the Department of Revenue and Taxation to monitor sales of tobacco by Indian tribes to assure compliance with state and federal law.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Concurrent Resolution No. 138 by Representative Riddle

AMENDMENT NO. 1

On page 1, line 2 after "To" and before "the" delete "direct" and insert "urge and request"

AMENDMENT NO. 2

On page 1, line 12 after "hereby" and before "the" delete "direct" and insert "urge and request"

On motion of Rep. Alario, the amendments were adopted.

On motion of Rep. Alario, the resolution, as amended, was ordered engrossed and passed to its third reading.

HOUSE CONCURRENT RESOLUTION NO. 148—
BY REPRESENTATIVE MCDONALD

A CONCURRENT RESOLUTION

To memorialize the United States Congress to amend federal bankruptcy laws to make it less attractive and more difficult to seek protection under the bankruptcy laws and to make debtors more accountable.

Read by title.

Reported favorably by the Committee on Commerce.

On motion of Rep. Travis, the resolution was ordered engrossed and passed to its third reading.

**House Bills and Joint Resolutions on
Second Reading Reported by Committees**

The following House Bills and Joint Resolutions on second reading reported by committees were taken up and acted upon as follows:

HOUSE BILL NO. 62—

BY REPRESENTATIVES FAUCHEUX, FRITH, HEBERT, MICHOT, AND ROUSSELLE

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 1997-1998 to the Department of Public Safety and Corrections to be used to pay back supplemental pay to certain constables and justices of the peace.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 62 by Representative Fauchaux, et al.

AMENDMENT NO. 1

On page 1, line 7, after "sum of" delete "Two Hundred Thirty-six" and insert "One Hundred Seventy-seven"

AMENDMENT NO. 2

On page 1, at the beginning of line 8, change "\$236,000.00" to "(177,000.00)"

AMENDMENT NO. 3

On page 2, at the end of line 2, after "2d 61" and before the period "." insert a comma "," and the following:

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"except that the total due each individual shall be reduced by twenty-five (25%) percent."

On motion of Rep. LeBlanc, the amendments were adopted.

On motion of Rep. LeBlanc, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 68—

BY REPRESENTATIVE RIDDLE

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 1997-1998 to be used to pay legal expenses incurred by Jerald W. Gunn and Michael Villejoin relative to their successful defense of criminal charges brought against them, which charges arose from actions taken by them in the course and scope of their employment; to pay legal expenses incurred by Michael Villejoin in the civil claim brought against him relative to actions taken by him in the course and scope of his employment; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 68 by Representative Riddle

AMENDMENT NO. 1

On page 1, line 4 after "Gunn" delete "in his" and insert "and Michael Villejoin relative to their"

AMENDMENT NO. 2

On page 1, delete line 5 in its entirety and insert: "against them, which charges arose from actions taken by them in the"

AMENDMENT NO. 3

On page 1, line 6, after "scope of" delete "his" and insert "their"

AMENDMENT NO. 4

On page 1, line 6, after "employment" and before the semicolon ";" insert the following:

"; to pay legal expenses incurred by Michael Villejoin in the civil claim brought against him relative to actions taken by him in the course and scope of his employment"

AMENDMENT NO. 5

On page 1, between lines 16 and 17, insert the following:

"Section 2. The sum of Ten Thousand Six Hundred Ninety-one and 22/100 (\$10,691.22) Dollars is hereby appropriated out of the General Fund of the State of Louisiana for Fiscal Year 1997-1998 to University Medical Center for payment of legal fees incurred by Michael Villejoin, a state worker, in his successful defense of criminal charges and a civil claim brought against him during the

course and scope of his employment with University Medical Center, which criminal charges were brought against him before the 15th Judicial District Court, parish of Lafayette, Docket No. 69027, and which civil claim was made before the same court, in the matter entitled "Rickey Miguez and Sandy Mooring versus University Medical Center, Louisiana Health Care Authority, et al", Docket No. 94-1066-34."

AMENDMENT NO. 6

On page 1, at the beginning of line 17, change "Section 2." to "Section 3."

On motion of Rep. LeBlanc, the amendments were adopted.

On motion of Rep. LeBlanc, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 235—

BY REPRESENTATIVE FLAVIN

AN ACT

To amend and reenact R.S. 30:2205(A)(1), relative to the hazardous waste tax; to provide for the uses of the tax funds; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 235 by Representative Flavin

AMENDMENT NO. 1

On page 2, line 13, after "R.S. 30:2025" delete the remainder of the line and delete lines 14 through 19 in their entirety and insert in lieu thereof the following:

"and 2198; however, the balance in the fund shall not exceed ~~three~~ ~~six million dollars for Fiscal Year 1990-1991 and four million dollars each year thereafter~~ at any time and upon the accumulation of ~~three~~ ~~six million dollars in Fiscal Year 1990-1991 and four million dollars each year thereafter~~ the fund, the treasurer shall pay all remaining sums provided for in this Subsection into the Environmental Trust Fund, R.S. 30:2015."

AMENDMENT NO. 2

On page 2, after line 20 insert the following:

"Section 2. The provisions of this Act shall become effective on July 1, 1998; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 1998, or on the day following such approval by the legislature, whichever is later."

On motion of Rep. LeBlanc, the amendments were adopted.

On motion of Rep. LeBlanc, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 240—
BY REPRESENTATIVES MICHOT AND LANCASTER
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the final judgment in the suit entitled "State of Louisiana vs. Nicholas D. Olivier c/w State of Louisiana vs. Loy Raoul Olivier and Pierre Francois Olivier"; to provide for interest and court costs; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

On motion of Rep. LeBlanc, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 254—
BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 37:3567(B)(1), relative to licensing of massage therapists; to provide relative to effect of state massage therapy licensing or regulation on local regulations; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 254 by Representative Travis

AMENDMENT NO. 1

On page 1, line 15, after "massage" and before "establishments" insert "therapy"

AMENDMENT NO. 2

On page 1, delete lines 16 and 17 in their entirety and insert in lieu thereof "not be subject to zoning restrictions directed toward adult entertainment businesses."

On motion of Rep. Travis, the amendments were adopted.

On motion of Rep. Travis, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 995—
BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 23:1021(10)(d), relative to the average weekly wage calculations in workers' compensation claims; to provide for the calculation of average weekly wage of an employee on a unit, piecework, commission, or other basis; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Labor and Industrial Relations.

On motion of Rep. Forster, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1233—
BY REPRESENTATIVE MICHOT
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the stipulated judgment in the suit entitled "Dr. Ernest M. Yongue, Dr. Charles W. Boustany, Sr., Dr. Joseph C. Musso, and Dr. Bruce Lance Craig versus the State of Louisiana through its treasurer, Ken Duncan", and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

On motion of Rep. LeBlanc, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1264—
BY REPRESENTATIVES MCDONALD AND DOWNER
AN ACT

To enact R.S. 42:456.1, relative to public employees; to permit payroll withholding for the deposit of funds into a Louisiana Student Tuition Assistance and Revenue Trust Program education savings account; to provide guidelines for and limitations on such withholdings; to provide for the adoption of certain rules by the Louisiana Tuition Trust Authority; to provide for effectiveness; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

On motion of Rep. LeBlanc, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1281—
BY REPRESENTATIVE FAUCHEUX AND SENATOR LANDRY
AN ACT

To amend and reenact R.S. 40:1749.12(3), (4), (6), (9), and (10), 1749.13(A) and (B)(1) and (2), 1749.14(C)(1) and (D), 1749.15, 1749.16(4), 1749.17, 1749.19, 1749.20, and 1749.21 and to enact R.S. 40:1749.12(11) and (12), 1749.13(B)(5) and (D), 1749.14(E) and (F), 1749.23, 1749.24, and 1749.25, all relative to the Louisiana Underground Utilities and Facilities Damage Prevention Law; to provide definitions; to provide relative to excavation and demolition notification procedures and requirements; to provide for immunity from civil liability under certain circumstances; to provide relative to marking of facilities; to require certain actions by excavators and demolishers when there has been damage to an underground facility or utility; to provide relative to participation by municipalities or parish governments under certain circumstances; to provide for violations and penalties, including civil penalties and costs; to provide for enforcement by the Department of Public Safety and Corrections; to provide for proceedings and adjudications for the levying of civil penalties; to provide for the distribution of civil penalties; to create the Underground Damages Prevention Fund within the state treasury and provide for disbursements from such fund; to provide for the uses of monies in such fund; to provide for

compliance by the Department of Transportation and Development; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

On motion of Rep. LeBlanc, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1362—

BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 6:242(A)(6)(a), and to enact R.S. 6:506(D), relative to the sale of insurance by banks; to permit state-chartered banks to charge fees and commissions for acting as insurance agents; to provide relative to certificates of authority for branch offices; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 1362 by Representative Travis

AMENDMENT NO. 1

On page 1, line 2, before "relative" insert "and to enact R.S. 6:506(D),"

AMENDMENT NO. 2

On page 1, line 4, after "insurance agents;" insert "to provide relative to certificates of authority for branch offices;"

AMENDMENT NO. 3

On page 1, line 7, after "reenacted" insert "and R.S. 6:506(D) is hereby enacted"

AMENDMENT NO. 4

On page 2, line 4, between "such" and "commissions" insert the word "lawful"

AMENDMENT NO. 5

On page 2, line 6, after "agent." insert the following:

"The location of the insurance agency shall be the address shown on the license application submitted to the Department of Insurance pursuant to the provisions of the Louisiana Insurance Code, notwithstanding the conduct of insurance sales activities at other locations."

AMENDMENT NO. 6

On page 2, after line 16, insert the following:

"§506. Certificate of authority for branch office

* * *

D. A bank may acquire a business engaging in any of the banking powers described in R.S. 6:242(A) and operate the facility as a branch upon submission of an application for a certificate of authority to the commissioner and approval thereof as provided herein. The facility may be operated as a branch even if the bank does not lend money, receive deposits, or pay checks at that location."

On motion of Rep. Travis, the amendments were adopted.

On motion of Rep. Travis, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1379—

BY REPRESENTATIVES DOWNER, BRUN, MCDONALD, DEWITT, ALARIO, DANIEL, DUPRE, HUDSON, ILES, JOHNS, KENNEY, LEBLANC, MCCAIN, MCMAINS, MICHOT, POWELL, SALTER, SHAW, THOMPSON, WALSWORTH, AND WIGGINS AND SENATORS DARDENNE, HAINKEL, BEAN, SCHEDLER, SMITH, AND THEUNISSEN

AN ACT

To enact R.S. 17:3765, relative to state funds; to provide for creation of the School Leadership Development Fund; to provide for deposit of monies into the fund; to provide for uses of monies in the fund; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 1379 by Representative Downer, et al.

AMENDMENT NO. 1

On page 2, line 16, after "board" and before the period "." insert "in accordance with the provisions of the Administrative Procedure Act"

AMENDMENT NO. 2

On page 2, line 18, after "leaders" and before the period "." insert "and will contain objectives with specific and measurable targets for accomplishment and performance indicators therefor"

On motion of Rep. LeBlanc, the amendments were adopted.

On motion of Rep. LeBlanc, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1380—

BY REPRESENTATIVES DOWNER, BRUN, MCDONALD, LONG, DEWITT, ALARIO, DUPRE, HUDSON, ILES, JOHNS, KENNEY, LEBLANC, MCCAIN, MCMAINS, MICHOT, POWELL, SALTER, SHAW, THOMAS, WALSWORTH, WIGGINS, AND THOMPSON AND SENATORS DARDENNE, HAINKEL, BEAN, ROMERO, SCHEDLER, SMITH, AND THEUNISSEN

AN ACT

To enact R.S. 17:354, relative to state funds; to provide for creation of the Teacher Supplies Fund; to provide for deposit of monies into the fund; to provide for uses of monies in the fund; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 1380 by Representative Downer, et al.

AMENDMENT NO. 1

On page 1, line 12, after "approved" and before "schools" delete "public elementary and secondary"

AMENDMENT NO. 2

On page 1, line 13, change "Subsection C" to "Subsections C and D"

AMENDMENT NO. 3

On page 2, line 3, change "Subsection C" to "Subsections C and D"

AMENDMENT NO. 4

On page 2, line 15, after "fund." delete the remainder of the line and insert "Such distributions shall include an"

AMENDMENT NO. 5

On page 2, line 18, after "school." and before "Funds" insert the following:

"As used in this Section, the term "approved public school" shall include all schools within Louisiana's school districts, including charter schools approved by school district boards, charter schools approved by the state, elementary and secondary schools operated under the direction of the State Board of Elementary and Secondary Education, elementary and secondary schools operated by Louisiana State University and Agricultural and Mechanical College and Southern University and Agricultural and Mechanical College, elementary and secondary schools operated under the direction of the Department of Public Safety and Corrections, and the Louisiana School of Math, Science and the Arts."

AMENDMENT NO. 6

On page 2, line 19, after "board" and before "to" insert "or the appropriate legal entity as designated by the department,"

AMENDMENT NO. 7

On page 2, between lines 24 and 25 insert the following:

"D.(1) The department shall develop regulations and guidelines, subject to the approval by the board, for the distribution of monies appropriated from the fund for the purchase and loan of teaching materials and supplies for the use and benefit of children enrolled in approved non-public schools. Such regulations and guidelines shall include at least the following provisions:

(a) That the allocation of any funds shall be based upon the student count for each eligible non-public school, and that the total percentage of funds made available for students within approved non-public schools shall be no more than the percentage of students in such schools when compared to the total number of students within all of the other schools or districts described in Subsection C of this Section.

(b) That a list of allowable materials and supplies be developed based upon recommendations from the Non-Public School Commission, that no allowable materials or supplies shall be of religious or sectarian nature, and that to the extent possible, such materials and supplies shall be those which are not consumable within a one-year period of time.

(c) That any materials and supplies selected by teachers within non-public schools from the allowable list shall remain the property of the state and that such materials and supplies are loaned to the school for use by their students.

(d) That any materials and supplies selected would supplement, not supplant, the level of services which would have been provided by the non-public school in the absence of monies received from this fund.

(e) That each non-public school certify in writing that such materials and supplies shall only be used for secular, neutral, and non-ideological teaching purposes.

(f) That no such materials and supplies may be made available to any teacher for use in any religion class or be made available for use in any classroom at any time during which religion is being taught therein.

(g) That appropriate audit procedures are enacted to ensure that the aforementioned written certification is being upheld.

(h) Provision for appropriate disposal or return of materials and supplies which are no longer of value for use with students as intended by this Act.

(2) Requests for selected materials and supplies shall be submitted by the non-public school to the department of education, which shall purchase and loan such materials and supplies to the non-public school.

Section 2. If any provision or item of this Act or the application thereof is held invalid, such invalidity shall not affect other provisions, items, or applications of this Act which can be given effect without the invalid provisions, items, or applications, and to this end the provisions of this Act are hereby declared severable."

AMENDMENT NO. 8

On page 2, line 25, change "Section 2." to "Section 3."

On motion of Rep. LeBlanc, the amendments were adopted.

On motion of Rep. LeBlanc, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1515—

BY REPRESENTATIVES DOWNER, LEBLANC, AND THOMPSON
AN ACT

To enact R.S. 17:3129.6, relative to state funds; to provide for the creation of the Higher Education Initiatives Fund within the state treasury; to provide for deposit of monies into the fund; to provide for use and distribution of monies in the fund; to provide for accounts within the fund; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

On motion of Rep. LeBlanc, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1612—

BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 6:121(B)(1) and (2), 242(A)(6)(a) and (b) and (C)(2), 513(3), 941(C), 973, relative to the sale of insurance by banks; to provide parity for state-chartered banks; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 1612 by Representative Travis

AMENDMENT NO. 1

On page 1, line 2, after "(A)(6)(a)" and before "and" insert "and (b)"

AMENDMENT NO. 2

On page 1, delete line 3 in its entirety and on line 4, delete "(H)," and insert in lieu thereof "513(3), 941(C), and 973,"

AMENDMENT NO. 3

On page 1, at the end of line 4, delete "to conform state", delete line 5 in its entirety and at the beginning of line 6, delete "national banks;"

AMENDMENT NO. 4

On page 1, line 9, after "(A)(6)(a)" and before "and" insert "and (b)"

AMENDMENT NO. 5

On page 2, at the end of line 9, delete "or" and on line 10, after "subsidiary" and before "thereof" insert ", affiliate, or employee"

AMENDMENT NO. 6

On page 3, line 6, after "such" and before "commissions" insert "lawful"

AMENDMENT NO. 7

On page 3, line 8, after "agent" delete the remainder of the line and insert a period "."

AMENDMENT NO. 8

On page 3, delete lines 9 through 27 in their entirety and on page 4, delete lines 1 through 9 in their entirety and insert in lieu thereof the following:

"(b) ~~Nothing contained in this Title shall prohibit any bank which was engaged as a general insurance agent or broker on January 1, 1984, from continuing to be so engaged. If such bank is acquired after January 1, 1984, by another bank, bank holding company, or subsidiary thereof, the insurance agency activities of the surviving~~

~~bank, bank holding company, or subsidiary thereof shall be limited to insurance activities for persons who are domiciled in or who own property in the parish where the acquired bank maintained its principal office. However, the surviving bank, bank holding company, or subsidiary thereof may continue to engage in insurance activities for any person who was insured by such bank on July 19, 1990. Notwithstanding any other law to the contrary, any bank which was engaged as a general insurance agent or broker on January 1, 1984, may continue to be so engaged."~~

AMENDMENT NO. 9

On page 4, line 21, after "company" delete the remainder of the line and insert in lieu thereof ", subsidiary, affiliate, or employee thereof to"

AMENDMENT NO. 10

On page 6, delete lines 1 through 22 in their entirety and insert in lieu thereof the following:

"Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.

Section 3. This Act shall take effect and become operative if and when House Bill No. 2509 of this 1997 Regular Session of the Legislature becomes effective."

On motion of Rep. Travis, the amendments were adopted.

On motion of Rep. Travis, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1911—

BY REPRESENTATIVES DOWNER, BRUN, MCDONALD, LONG, DEWITT, ALARIO, DUPRE, ILES, KENNEY, MCCAIN, MCMAINS, MICHOT, POWELL, SALTER, THOMAS, WALSWORTH, WIGGINS, LEBLANC, RIDDLE, AND THOMPSON AND SENATORS DARDENNE, BEAN, SCHEDLER, SMITH, AND THEUNISSEN

AN ACT

To enact R.S. 17:3921.2, relative to state funds; to provide for creation of the Classroom-based Technology Fund within the state treasury; to provide for deposit of monies into the fund; to provide for use and distribution of monies in the fund; to provide for creation of the State Technology Advisory Committee; to provide for a grant program to help provide educational technologies for Louisiana's elementary and secondary school students; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 1911 by Representative Downer, et al.

AMENDMENT NO. 1

On page 2, line 11, after "grantees." delete "Funds" and insert "To the extent of specific appropriations therefor, funds"

AMENDMENT NO. 2

On page 3, line 21, after "board" and before the period "." insert "and in accordance with the provisions of the Administrative Procedure Act."

AMENDMENT NO. 3

On page 3, delete line 23 in its entirety and insert "based solely on student population which is developed by the department and approved by the board."

AMENDMENT NO. 4

On page 3, at the beginning of line 24, delete "considers student population."

AMENDMENT NO. 5

On page 4, at the end of line 20, after "plans" and before the period "." insert "including a statement of objectives with specific and measurable targets for accomplishment and performance indicators therefor"

AMENDMENT NO. 6

On page 4, line 27, after "technology," delete the remainder of the line and on page 5 delete line 1 in its entirety and insert "and maintain any"

AMENDMENT NO. 7

On page 7, between lines 2 and 3, insert the following:

"F.(1) The department shall provide a report by January 1, 1998, on the status of the technology grant program to the Joint Legislative Committee on the Budget."

AMENDMENT NO. 8

On page 7, at the beginning of line 3, change "F." to "(2)"

AMENDMENT NO. 9

On page 7, on line 5, after "department." insert the following:

"Such reporting shall include a specific accounting of the dollar value invested in classroom activities and the dollar value invested in other educational settings, as well as reporting of actual accomplishments toward meeting their stated objectives."

On motion of Rep. LeBlanc, the amendments were adopted.

On motion of Rep. LeBlanc, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1921—

BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 3:313(7), 315(9), 318, and 322(C) and to enact R.S. 3:313(10) and 323(D) and Part III of Chapter 4-A of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:331 through 338, relative to the Louisiana Rural Development Law; to provide for the definition of rural areas; to provide for functions, powers, and duties of the office of rural development; to provide for contract authority; to create and provide relative to the rural development loan program; to

create and provide relative to the Rural Development Loan Fund; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 1921 by Representative Thompson

AMENDMENT NO. 1

On page 7, line 2, after "loans" delete the remainder of the line and delete line 3 in its entirety and insert "from the office."

On motion of Rep. LeBlanc, the amendments were adopted.

On motion of Rep. LeBlanc, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2416—

BY REPRESENTATIVE RIDDLE
AN ACT

To amend and reenact R.S. 47:120.40(B), relative to the state individual income tax checkoffs; to provide for a method for individuals to donate a portion of any refund due to Louisiana Operation Game Thief, Incorporated; to provide that the secretary of the Department of Revenue and Taxation shall maintain a registry of such donations; to provide for the remission of any amount so donated; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

On motion of Rep. Alario, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2474—

BY REPRESENTATIVE WIGGINS
AN ACT

To amend and reenact R.S. 23:1203 and 1307 and to enact R.S. 23:1121(E), relative to workers' compensation; to provide that the physician who administers emergency treatment only shall not be the physician of choice of either the employee or the employer; to provide that care, services, and treatment may be provided at out-of-state facilities in certain instances; to provide medical expenses for out-of-state providers and facilities; to require that the information brochure specifically state the procedure for requesting an independent medical examination; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Labor and Industrial Relations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Labor and Industrial Relations to Original House Bill No. 2474 by Representative Wiggins

AMENDMENT NO. 1

On page 3, at the beginning of line 17, before "Upon" insert "A."

AMENDMENT NO. 2

On page 4, between lines 3 and 4, insert the following:

"B. In addition to the brochure described in Subsection A of this Section, if, based on the employer's description of the nature and cause of the employee's injury, it is evident that the employee may be entitled to permanent total or permanent partial disability benefits, the office shall send to the employee an acknowledgment to be completed and returned by the employee that states that the employee received the brochure and understands its contents. If the office has not received the acknowledgment from the injured employee after sixty days, a second packet of such information shall be sent to the employee by registered mail, return receipt requested."

On motion of Rep. Forster, the amendments were adopted.

On motion of Rep. Forster, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2478— BY REPRESENTATIVE THOMAS AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay certain attorney fees and litigation expenses associated with the suit entitled "Robert Varnado, Jr., et al. vs. Department of Employment and Training, Office of Workers' Compensation, State of Louisiana", to provide for interest; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

On motion of Rep. LeBlanc, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2510 (Substitute For House Bill 1463 by Representative Lancaster)— BY REPRESENTATIVE LANCASTER AN ACT

To enact Chapter 21-A of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:911, relative to historic preservation; to require any state agency or subdivision to consider the impact of its actions or actions for which it grants a permit or license on certain historical property; to require approval of the state historic preservation officer of certain actions; and to provide for related matters.

Read by title.

On motion of Rep. Lancaster, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2511 (Substitute For House Bill No. 2237 by Representative DeWitt)— BY REPRESENTATIVE DEWITT AN ACT

To amend and reenact in its entirety Act No. 487 of the 1954 Regular Session of the Legislature, as amended by Act No. 120 of the 1962 Regular Session, Act No. 396 of the 1964 Regular Session, Act No. 720 of the 1974 Regular Session, and Act No. 280 of the 1984 Regular Session, relative to the civil service system of the city of Alexandria; to provide for the governance of and membership in such system; to provide for membership on and powers and duties of the governing authority of the system; to provide for classification and pay plans and other rules and regulations; to provide relative to qualifications for employment and employment and promotion lists; to provide relative to the director of the system and other matters of administration; to provide for investigations of complaints and disciplinary actions; to provide relative to prohibitions of political and other activities; and to provide for related matters.

Read by title.

On motion of Rep. DeWitt, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

Senate Instruments on Second Reading Returned from the Legislative Bureau

The following Senate Instruments on second reading, returned from the Legislative Bureau, were taken up and acted upon as follows:

SENATE BILL NO. 364— BY SENATOR GREENE AN ACT

To enact R.S. 37:2887(C), relative to certified stress analysts; to exempt certain peace officers from licensing requirements for activities conducted in course and scope of employment as peace officers; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Daniel, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 434— BY SENATOR HEITMEIER AN ACT

To enact R.S. 11:751, relative to the Teachers' Retirement System of Louisiana; to provide for rounding of service credit at retirement or beginning participation in the Deferred Retirement Option Plan; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Stelly, the bill was ordered passed to its third reading.

Under the rules, placed on the consent calendar.

SENATE BILL NO. 435—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:701(9), relative to the Teachers' Retirement System of Louisiana; to provide for certain compensation not included in the definition of earnable compensation; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Stelly, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 461—
BY SENATOR HINES

AN ACT

To amend and reenact R.S. 56:1681(A)(2)(b) and (f) and to enact R.S. 56:1681(A)(2)(j), relative to the State Parks and Recreation Commission; to provide relative to the membership of the State Parks and Recreation Commission; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Weston, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 465—
BY SENATOR BAGNERIS

AN ACT

To amend and reenact R.S. 43:111(A)(7) and to enact R.S. 43:111(A)(8), relative to advertising by the state and its agencies; to authorize the office of state parks in the Department of Culture, Recreation and Tourism to advertise its programs when funds have been appropriated for that purpose; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Weston, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 467—
BY SENATOR BAGNERIS

AN ACT

To amend and reenact R.S. 25:891(A) and (B) and to enact R.S. 25:891(D), relative to the Louisiana State Arts Council; to provide for membership of the council; to provide for terms of service; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Reengrossed Senate Bill No. 467 by Senator Bagneris

AMENDMENT NO. 1

On page 3, line 10, after "submitted by" delete the remainder of the line delete lines 11 through 13 and insert "organizations representing artists and arts organizations including but not limited to the Partnership for the Arts."

Reported without amendments by the Legislative Bureau.

On motion of Rep. Weston, the amendments were adopted.

On motion of Rep. Weston, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 819—
BY SENATORS HEITMEIER AND DARDENNE

AN ACT

To amend and reenact R.S. 11:481(A) and (E), relative to the Louisiana State Employees' Retirement System; to provide for eligibility for survivor benefits; to provide for the payment of survivor benefits; to provide for a retroactive effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Stelly, the bill was ordered passed to its third reading.

Under the rules, placed on the consent calendar.

SENATE BILL NO. 1163—
BY SENATOR HOLLIS

AN ACT

To enact R.S. 49:191(11) and to repeal R.S. 49:191(8)(a), relative to the Department of Culture, Recreation and Tourism; to provide for the re-creation of the department and the statutory entities made a part of the department; to provide for the termination of statutory authority for the existence of the department and the statutory entities made a part of the department; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 1163 by Senator Hollis

AMENDMENT NO. 1

On page 2, line 20, before "The" delete "(a)"

On motion of Rep. Weston, the amendments were adopted.

On motion of Rep. Weston, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

Suspension of the Rules

On motion of Rep. Faucheux, the rules were suspended in order to take up House and House Concurrent Resolutions on Third Reading for Final Consideration at this time.

House and House Concurrent Resolutions on Third Reading for Final Consideration

The following House and House Concurrent Resolutions on third reading for final consideration were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 5—

BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To urge and request the Public Service Commission to petition the Federal Communications Commission for authority to regulate the rates charged by commercial mobile service, commercial mobile radio service as defined by the Federal Communications Commission, or private mobile service providers.

Read by title.

On motion of Rep. Faucheux, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 6—

BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take appropriate action to direct the Federal Communications Commission to regulate the rates charged by commercial mobile service, commercial mobile radio service, personal communication device, or private mobile service providers for calls both originated by cellular users or made to them.

Read by title.

On motion of Rep. Faucheux, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 150—

BY REPRESENTATIVE TRAVIS

A CONCURRENT RESOLUTION

To establish a special committee to study and review federal, state, and local laws, rules, regulations, and policies to assess and report as to the impact of electric retail competition and the economic impact of electric deregulation on the revenues of the state.

Read by title.

Rep. Daniel sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Engrossed House Concurrent Resolution No. 150 by Representative Travis

AMENDMENT NO. 1

On page 2, line 20, change "sixteen" to "twenty"

AMENDMENT NO. 2

On page 2, line 28, after "designees" and before the period "." insert "and one member from each committee appointed by the Speaker of the House of Representatives and the President of the Senate, respectively"

AMENDMENT NO. 3

On page 3, line 3, after "designees" and before the period "." insert "and one member from each committee appointed by the Speaker of the House of Representatives and the President of the Senate, respectively"

On motion of Rep. Daniel, the amendments were adopted.

On motion of Rep. Travis, the resolution, as amended, was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 136—

BY REPRESENTATIVE ROUSSELLE

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to increase the speed limit on Louisiana Highway 23 in Plaquemines Parish on certain areas of the roadway.

Read by title.

Motion

On motion of Rep. Rousselle, the resolution was returned to the calendar subject to call.

HOUSE CONCURRENT RESOLUTION NO. 141—

BY REPRESENTATIVE DOERGE

A CONCURRENT RESOLUTION

To urge and request that the Department of Transportation and Development open the flood gates on Lake Bistineau when the lake reaches two feet above flood stage.

Read by title.

On motion of Rep. Doerge, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 136—
BY REPRESENTATIVE ROUSSELLE
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to increase the speed limit on Louisiana Highway 23 in Plaquemines Parish on certain areas of the roadway.

Called from the calendar.

Read by title.

On motion of Rep. Rousselle, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 142—
BY REPRESENTATIVE WILKERSON
A CONCURRENT RESOLUTION

To authorize and direct the Department of Transportation and Development to develop and initiate an internship program for students from all universities in the state and to announce the availability of the program at all universities.

Read by title.

Rep. Windhorst sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Windhorst to Engrossed House Concurrent Resolution No. 142 by Representative Wilkerson

AMENDMENT NO. 1

On page 1, line 2, strike out "authorize and direct" and insert in lieu thereof "request"

AMENDMENT NO. 2

On page 1, line 13, delete "authorizes and directs" and before "the Department" insert "requests"

Rep. Windhorst moved the adoption of the amendments.

Rep. Jetson objected.

By a vote of 38 yeas and 30 nays, the amendments were adopted.

On motion of Rep. Wilkerson, the resolution, as amended, was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 143—
BY REPRESENTATIVES FRUGE, HUDSON, MICHOT, ALARIO, BARTON, BRUN, CRANE, DEWITT, FLAVIN, FRITH, GREEN, HAMMETT, HILL, HOPKINS, JOHNS, MCCALLUM, MCMAINS, PIERRE, PINAC, SCALISE, SHAW, JOHN SMITH, THORNHILL, TRICHE, WALSWORTH, AND WINSTON

A CONCURRENT RESOLUTION

To urge and request all law enforcement personnel to strictly enforce minimum speed limits and to enforce the "slower traffic keep right" highway signs.

Read by title.

On motion of Rep. Pinac, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 31—
BY REPRESENTATIVE WINDHORST
A CONCURRENT RESOLUTION

To amend the Department of Social Services, office of family support Family Independence Project rule (LAC 67:III.1301(A)), which provides for exceptions to the time limitations on the receipt of cash benefits.

Read by title.

Rep. Windhorst moved the adoption of the resolution.

A record vote was asked for and ordered by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pierre
Alario	Gautreaux	Pinac
Alexander, R.—13th	Green	Pratt
Ansardi	Hammett	Quezaire
Baudoin	Heaton	Riddle
Baylor	Hebert	Romero
Bowler	Hill	Rousselle
Bruce	Hopkins	Salter
Brun	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Shaw
Chaisson	Johns	Smith, J.D.—50th
Clarkson	Kennard	Smith, J.R.—30th
Copelin	Kenney	Stelly
Crane	Lancaster	Strain
Curtis	Landrieu	Theriot
Damico	Long	Thomas
Daniel	Marionneaux	Thompson
Deville	Martiny	Thornhill
DeWitt	McCain	Toomy
Diez	McCallum	Travis
Dimos	McDonald	Vitter
Donelon	McMains	Walsworth
Dupre	Montgomery	Warner
Durand	Morrell	Welch
Farve	Morrish	Willard-Lewis
Flavin	Murray	Windhorst
Fontenot	Odinot	Winston
Forster	Perkins	Wright
Total—87		

NAYS

Alexander, A.—93rd	Holden	Wilkerson
Glover	Jetson	
Guillory	Weston	
Total—7		

ABSENT

Barton	Jenkins	Powell
Doerge	LeBlanc	Triche
Faucheux	Michot	Wiggins
Fruge	Mitchell	
Total—11		

The resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 158—
BY REPRESENTATIVE BRUN
A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections to enter into agreements with other states to provide reciprocity concerning permits for carrying concealed handguns.

Read by title.

On motion of Rep. Brun, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 156—
BY REPRESENTATIVES RIDDLE AND WINDHORST
A CONCURRENT RESOLUTION

To direct the Louisiana Commission on Law Enforcement and Administration of Criminal Justice to promulgate guidelines similar to the National Asset Forfeiture Ethical Standards; to establish Council on Peace Officer Standards and Training certification status and training for law enforcement officers engaged in interstate highway traffic enforcement and seizures pursuant to state and federal asset forfeiture laws; to gather and report statistics on such highway enforcement activities; and to provide for related matters.

Read by title.

Rep. Riddle moved the adoption of the resolution.

By a vote of 91 yeas and 0 nays, the resolution was adopted.

Ordered to the Senate.

Suspension of the Rules

On motion of Rep. LeBlanc, the rules were suspended in order to take up Special Order of the Day at this time.

Special Order of the Day

The following legislative instruments on Special Order were taken up and acted upon as follows:

HOUSE BILL NO. 1—
BY REPRESENTATIVE LEBLANC
AN ACT

Making appropriations for the ordinary expenses of the executive branch of state government, pensions, public schools, public roads, public charities, and state institutions and providing with respect to the expenditure of said appropriations.

Read by title.

Motion

On motion of Rep. LeBlanc, the House resolved itself into a Committee of the Whole House to take into consideration House Bill No. 1.

Chairman Long in the Chair

House Business Resumed

Speaker Downer in the Chair

The committee having risen, the chairman, Rep. Long, reported to the House that which the Committee of the Whole House had had under consideration:

HOUSE BILL NO. 1—
BY REPRESENTATIVE LEBLANC
AN ACT

Making appropriations for the ordinary expenses of the executive branch of state government, pensions, public schools, public roads, public charities, and state institutions and providing with respect to the expenditure of said appropriations.

Read by title.

Reported with amendments.

The committee amendments were read as follows:

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Pratt in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative LeBlanc

AMENDMENT NO. 1

On page 220, between lines 26 and 27, insert the following:

"Section 18. In the event that the official forecast for Fiscal Year 1997-1998 is revised to incorporate revenues over and above the official forecast of revenues available for appropriation on January 27, 1997, and which are in excess of the revenues required to satisfy the appropriation contained in Section 17 of this Act, but only to the extent that such revenues are not attributable to the suspension or inapplicability of any exemptions to the sales and use tax levied pursuant to R. S. 47:321 and 322, the following sums or so much thereof as may be necessary are hereby appropriated out of the monies in the state treasury from the sources specified for the year commencing July 1, 1997 and ending June 30, 1998; provided, however, this Section shall be subject to all conditions set forth in Title 39 of the Louisiana Revised Statutes of 1950, as amended. To the extent that such State General Fund revenues are less than the amount required to fund this appropriation, then the general fund appropriation shall be reduced proportionately.

"Payable out of the State General Fund (Direct for a \$150 for full-time and \$75 for part-time employee salary increase for all aides as defined per Department of Education Bulletin 1929 object code 115 (all functions), for clerical/secretarial employees object code 114 (all functions), for service workers object code 116 (all functions), for skilled craftsmen object code 117 (all functions), and for other noninstructional support services personnel object code 119 (functions 2300 through 3000) employed by the sixty-six public school systems and for nonpublic lunchroom employees eligible for state salary supplements \$ 6,800,000"

AMENDMENT NO. 2

On page 220, line 27, change "Section 18." to "Section 19."

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Toomy in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative LeBlanc

AMENDMENT NO. 1

On page 220, at the end of line 23, change "\$23,000,000" to "\$21,600,000"

AMENDMENT NO. 2

On page 220, between lines 26 and 27, insert the following:

"09-340 OFFICE FOR CITIZENS WITH DEVELOPMENTAL DISABILITIES

"Payable out of the State General Fund (Direct) for Community Support Services for 160 persons who are on the MR/DD Waiver waiting list \$ 1,116,536

Payable out of the State General Fund (Direct) for Case Management for Community Support Services for 160 persons who are on the MR/DD Waiver waiting list \$ 283,464

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representatives Windhorst, Alario, Clarkson, D'Amico, Green, and Rousselle in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative LeBlanc

AMENDMENT NO. 1

On page 44, line 16, change "\$15,487,801" to "\$14,649,801"

AMENDMENT NO. 2

On page 45, line 33, change "\$285,020,573" to "\$284,182,573"

AMENDMENT NO. 3

On page 45, line 38, change "\$37,620,421" to "\$36,782,421"

AMENDMENT NO. 4

On page 45, line 45, change "\$285,020,573" to "\$284,182,573"

AMENDMENT NO. 5

On page 45, between lines 45 and 46, insert the following:

"Provided, however, that expenditures by the Crescent City Connection Division from toll revenues contained in this Act for bridges and ferries shall not exceed \$9,975,958. Further provided that the Crescent City Connection Division shall submit a revised budget for approval by the Joint Legislative Committee on the Budget by September 1, 1997."

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative LeBlanc in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative LeBlanc

AMENDMENT NO. 1

On page 101, line 36, delete "/client" and at the end of the line change "\$605" to "\$605,000,000"

AMENDMENT NO. 2

On page 195, line 6, between "the" and "norm-" delete "LEAP"

On motion of Rep. LeBlanc, the amendments were adopted.

Rep. LeBlanc moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Perkins
Alario	Glover	Pierre
Alexander, A.—93rd	Green	Pinac
Alexander, R.—13th	Guillory	Pratt
Ansardi	Hammett	Quezaire
Barton	Heaton	Riddle
Baudoin	Hebert	Romero
Baylor	Hill	Rousselle
Bowler	Holden	Salter
Bruce	Hopkins	Scalise
Brun	Hudson	Schneider
Bruneau	Hunter	Shaw
Carter	Iles	Smith, J.D.—50th
Chaisson	Jenkins	Smith, J.R.—30th
Clarkson	Jetson	Stelly
Copelin	Johns	Strain
Crane	Kennard	Theriot
Curtis	Kenney	Thomas
Damico	Lancaster	Thompson
Daniel	Landrieu	Thornhill
Deville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Marionneaux	Vitter
Dimos	Martiny	Walsworth
Doerge	McCain	Warner
Donelon	McCallum	Welch
Dupre	McDonald	Weston
Durand	McMains	Wiggins
Farve	Michot	Wilkerson
Faucheux	Mitchell	Willard-Lewis
Flavin	Montgomery	Windhorst
Fontenot	Morrell	Winston
Forster	Morrish	Wright
Frith	Murray	
Fruge	Odinot	
Total—103		

NAYS

Total—0

ABSENT

Powell Triche
Total—2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. LeBlanc moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Windhorst, the rules were suspended in order to take up House Bills and Joint Resolutions on Third Reading and Final Passage at this time.

House Bills and Joint Resolutions on Third Reading and Final Passage

The following House Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

Regular Calendar

HOUSE BILL NO. 1197—

BY REPRESENTATIVE WINDHORST
AN ACT

To enact Code of Evidence Art. 801(D)(1)(e), relative to statements which are not hearsay; to provide that prior inconsistent statements offered with the proper foundation are not hearsay; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Windhorst, the bill was returned to the calendar subject to call.

Suspension of the Rules

On motion of Rep. Jetson, the rules were suspended to limit the author or proponent handling the legislative instrument to ten minutes for opening remarks and all subsequent speakers on the instrument to five minutes.

HOUSE BILL NO. 1290—

BY REPRESENTATIVES HUDSON, BRUCE, DUPRE, KENNARD, MARIONNEAUX, MCCAIN, MORRELL, PERKINS, AND ROMERO
AN ACT

To amend and reenact R.S. 40:981.3(D) and to enact R.S. 40:981.3(A)(3) and (C)(4), relative to drug-free zones; to add churches and religious buildings to the drug-free zone; to provide definitions; and to provide for related matters.

Read by title.

Rep. Hudson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Murray
Alario	Gautreaux	Odinot
Alexander, R.—13th	Glover	Pierre
Ansardi	Green	Pinac
Barton	Guillory	Pratt
Baudoin	Hammitt	Quezairé
Baylor	Heaton	Riddle
Bowler	Hebert	Rousselle
Bruce	Hill	Salter
Brun	Holden	Scalise
Bruneau	Hopkins	Schneider
Carter	Hudson	Shaw
Chaisson	Hunter	Smith, J.D.—50th
Clarkson	Iles	Smith, J.R.—30th
Copelin	Jenkins	Stelly
Crane	Johns	Strain
Curtis	Kennard	Theriot
Damico	Kenney	Thomas
Daniel	Lancaster	Thompson

Deville	Landrieu	Thornhill
DeWitt	LeBlanc	Toomy
Diez	Long	Travis
Dimos	Marionneaux	Vitter
Doerge	Martiny	Walsworth
Donelon	McCain	Warner
Dupre	McCallum	Welch
Durand	McDonald	Wiggins
Farve	McMains	Wilkerson
Faucheux	Michot	Willard-Lewis
Flavin	Mitchell	Windhorst
Fontenot	Montgomery	Winston
Forster	Morrell	Wright
Frith	Morrish	

Total—98

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Powell	Weston
Jetson	Romero	
Perkins	Triche	
Total—7		

Rep. Hudson moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1291—

BY REPRESENTATIVE KENNARD
AN ACT

To enact R.S. 15:739, relative to the Prison Reform Act of 1995; to provide that an offender must be tested for infectious disease after attempting to transmit or expose the disease to another person; to provide for counseling and health care services; to provide procedures for ordering and administering the tests; and to provide for related matters.

Read by title.

Rep. Morrell sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Morrell to Engrossed House Bill No. 1291 by Representative Kennard

AMENDMENT NO. 1

On page 1, line 10, change "An" to "Any"

AMENDMENT NO. 2

On page 1, line 13, after "who" delete "has exposed" and insert "is involved in an incident in which"

AMENDMENT NO. 3

On page 1, line 14, after "person" insert "is exposed" and after "by" insert "the" and after "throwing" insert "of"

AMENDMENT NO. 4

On page 1, line 15, after "on" delete "the" and insert "that other"

AMENDMENT NO. 5

On page 1, line 20, after "disease," add "Each incarcerated prisoner who is involved in an incident shall be deemed to be an offender and shall be subject to testing."

AMENDMENT NO. 6

On page 2, line 22, change "inmate" to "incarcerated prisoner"

AMENDMENT NO. 7

On page 3, line 2, after "testing" insert a comma¹ and after "Section" change the period¹ to a comma¹ and add "of each incarcerated prisoner who was involved in the incident which resulted in the exposure."

On motion of Rep. Morrell, the amendments were adopted.

Rep. Kennard moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinet
Alario	Gautreaux	Pierre
Alexander, A.—93rd	Glover	Pinac
Alexander, R.—13th	Green	Pratt
Ansardi	Guillory	Quezaire
Barton	Hammett	Riddle
Baudoin	Heaton	Romero
Baylor	Hebert	Rousselle
Bowler	Hill	Salter
Bruce	Holden	Scalise
Brun	Hopkins	Schneider
Bruneau	Hudson	Shaw
Carter	Hunter	Smith, J.D.—50th
Chaisson	Iles	Smith, J.R.—30th
Clarkson	Jenkins	Stelly
Copelin	Johns	Strain
Crane	Kennard	Theriot
Curtis	Kenney	Thomas
Damico	Lancaster	Thompson
Daniel	Landrieu	Thornhill
Deville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Marionneaux	Vitter
Dimos	Martiny	Walsworth
Doerge	McCain	Warner
Donelon	McCallum	Welch
Dupre	McDonald	Wiggins
Durand	McMains	Wilkerson
Farve	Michot	Willard-Lewis
Faucheux	Mitchell	Windhorst
Flavin	Montgomery	Winston
Fontenot	Morrell	Wright
Forster	Morrish	
Frith	Murray	
Total—100		

NAYS

Total—0

ABSENT

Jetson	Powell	Weston
Perkins	Triche	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Kennard moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1313—

BY REPRESENTATIVE DUPRE

AN ACT

To amend and reenact R.S. 17:233(B)(1), relative to cases of habitual absence and tardiness; to provide that a student shall be found to be habitually absent after the fifth unexcused absence during any school year; to require referral of any student who has ten unexcused absences during any school year to the family or juvenile court; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Dupre, the bill was returned to the calendar subject to call.

HOUSE BILL NO. 1426—

BY REPRESENTATIVE SALTER

AN ACT

To amend and reenact R.S. 37:2401.2(B)(4), relative to the powers and duties of the Louisiana State Board of Physical Therapy Examiners; to provide for the employment of an executive director; and to provide for related matters.

Read by title.

Rep. Salter moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Odinet
Alario	Glover	Perkins
Alexander, A.—93rd	Green	Pierre
Alexander, R.—13th	Guillory	Pinac
Ansardi	Hammett	Pratt
Baudoin	Heaton	Quezaire
Baylor	Hebert	Riddle
Bowler	Hill	Romero
Bruce	Holden	Rousselle
Brun	Hopkins	Salter
Bruneau	Hudson	Scalise
Carter	Hunter	Schneider
Chaisson	Iles	Shaw
Clarkson	Jenkins	Smith, J.D.—50th
Copelin	Jetson	Smith, J.R.—30th
Crane	Johns	Stelly
Curtis	Kennard	Strain
Damico	Kenney	Theriot
Daniel	Lancaster	Thomas
Deville	Landrieu	Thompson

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DeWitt	LeBlanc	Thornhill
Diez	Long	Toomy
Dimos	Marionneaux	Travis
Doerge	Martiny	Vitter
Donelon	McCain	Walsworth
Dupre	McCallum	Warner
Durand	McDonald	Welch
Farve	McMains	Weston
Faucheux	Michot	Wiggins
Flavin	Mitchell	Wilkerson
Fontenot	Montgomery	Willard-Lewis
Forster	Morrell	Windhorst
Frith	Morrish	Winston
Fruge	Murray	Wright
Total—102		

NAYS

Total—0

ABSENT

Barton	Powell	Triche
Total—3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Salter moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1461—
BY REPRESENTATIVE HEATON
AN ACT

To amend and reenact R.S. 15:85(7), relative to the enforcement and collection of bond forfeiture judgments; to provide for the time when judgments may be enforced and collected; to provide that such judgments may be collected in the same manner as civil judgments; and to provide for related matters.

Read by title.

Rep. Heaton sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Heaton to Engrossed House Bill No. 1461 by Representative Heaton

AMENDMENT NO. 1

On page 2, lines 2 and 3, delete "petition, or motion"

On motion of Rep. Heaton, the amendments were adopted.

Rep. Heaton moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Perkins
Alario	Glover	Pierre
Alexander, A.—93rd	Green	Pinac
Alexander, R.—13th	Guillory	Pratt
Ansardi	Hammett	Quezairi
Barton	Heaton	Riddle

Baudoin	Hebert	Romero
Baylor	Hill	Rousselle
Bowler	Holden	Salter
Bruce	Hopkins	Scalise
Brun	Hudson	Schneider
Bruneau	Hunter	Shaw
Carter	Iles	Smith, J.D.—50th
Chaisson	Jenkins	Smith, J.R.—30th
Copelin	Jetson	Stelly
Crane	Kennard	Strain
Curtis	Kenney	Theriot
Damico	Lancaster	Thomas
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneaux	Travis
Dimos	Martiny	Vitter
Doerge	McCain	Walsworth
Donelon	McCallum	Warner
Dupre	McDonald	Welch
Durand	McMains	Weston
Farve	Michot	Wiggins
Faucheux	Mitchell	Wilkerson
Flavin	Montgomery	Willard-Lewis
Fontenot	Morrell	Windhorst
Forster	Morrish	Winston
Frith	Murray	Wright
Fruge	Odinet	
Total—101		

NAYS

Total—0

ABSENT

Clarkson	Powell
Johns	Triche
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Heaton moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1513—
BY REPRESENTATIVES DOWNER, R. ALEXANDER, ANSARDI, BARTON, DEVILLE, DIEZ, DIMOS, FLAVIN, FORSTER, JOHNS, LEBLANC, MCCAIN, MCDONALD, MCMAINS, PIERRE, SCALISE, JOHN SMITH, STELLY, TRICHE, AND WINDHORST
AN ACT

To amend and reenact R.S. 27:101(A), 266(A), and 322(A) and to enact R.S. 6:423.1, relative to banks and banking and check cashing at gaming establishments; to prohibit use of credit cards for gaming activities; to prohibit automated teller machines from being located within one hundred feet of certain gaming facilities; and to provide for related matters.

Read by title.

Rep. Travis sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Travis to Engrossed House Bill No. 1513 by Representative Downer, et al.

AMENDMENT NO. 1

On page 1, at the end of line 5, delete "within one" and on line 6 delete "hundred feet" and insert "on the premises"

AMENDMENT NO. 2

On page 3, line 20, after "machine" and before "of the" delete "within one hundred feet" and insert "on the premises"

AMENDMENT NO. 3

On page 3, line 22, after "(J)," and before "a riverboat" delete "a designated docking facility of" and insert "on"

AMENDMENT NO. 4

On page 3, line 24, after "or" and before "the gaming" insert "in"

AMENDMENT NO. 5

On page 4, line 1, after "1950." delete the remainder of the line and delete lines 2 through 8 in their entirety

AMENDMENT NO. 6

On page 4, line 24, after "of" delete the remainder of the line and delete lines 25 and 26 in their entirety and on page 5, delete lines 1 through 6 in their entirety and insert in lieu thereof the following:

"those gaming facilities defined in Subsection A of this Section."

Motion

Rep. Murray moved that the bill be recommitted to the Committee on Commerce.

Rep. Wilkerson objected.

A record vote was asked for and ordered by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Alexander, A.—93rd	Farve	Murray
Ansardi	Flavin	Odinot
Barton	Frith	Pierre
Baylor	Glover	Pinac
Bowler	Heaton	Pratt
Bruce	Hopkins	Rousselle
Bruneau	Hudson	Smith, J.D.—50th
Chaisson	Hunter	Stelly
Clarkson	Johns	Theriot
Copelin	Marionneaux	Toomy
Curtis	Martiny	Travis
DeWitt	Mitchell	Welch
Doerge	Montgomery	Winston
Durand	Morrish	
Total—41		

NAYS

Mr. Speaker	Guillory	Quezaire
Alario	Hammett	Riddle
Alexander, R.—13th	Hill	Salter
Baudoin	Holden	Scalise

Brun	Iles	Schneider
Carter	Jenkins	Shaw
Crane	Jetson	Thomas
Damico	Kennard	Thompson
Daniel	Kenney	Thornhill
Diez	Landrieu	Vitter
Dimos	LeBlanc	Walsworth
Donelon	Long	Warner
Dupre	McCallum	Weston
Faucheux	McDonald	Wilkerson
Fontenot	McMains	Willard-Lewis
Gautreaux	Morrell	Windhorst
Green	Perkins	Wright

Total—51

ABSENT

Deville	McCain	Strain
Forster	Michot	Triche
Fruge	Powell	Wiggins
Hebert	Romero	
Lancaster	Smith, J.R.—30th	

Total—13

The House refused to recommit the bill to the Committee on Commerce.

Motion

Rep. Doerge moved that the bill be returned to the calendar subject to call.

Rep. Wilkerson objected.

A record vote was asked for and ordered by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Alexander, A.—93rd	Frith	Odinot
Ansardi	Glover	Pinac
Barton	Hammett	Pratt
Baylor	Heaton	Rousselle
Bowler	Hopkins	Shaw
Bruneau	Hudson	Smith, J.D.—50th
Chaisson	Hunter	Theriot
Clarkson	Johns	Toomy
Copelin	Martiny	Travis
Curtis	Mitchell	Welch
DeWitt	Montgomery	Willard-Lewis
Doerge	Morrell	Winston
Durand	Morrish	
Flavin	Murray	
Total—40		

NAYS

Mr. Speaker	Green	Pierre
Alario	Guillory	Quezaire
Alexander, R.—13th	Hill	Riddle
Baudoin	Holden	Salter
Bruce	Iles	Scalise
Brun	Jenkins	Schneider
Carter	Jetson	Stelly
Crane	Kennard	Thomas
Damico	Kenney	Thompson
Daniel	Landrieu	Thornhill

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Diez	LeBlanc	Vitter
Dimos	Long	Walsworth
Donelon	Marionneaux	Warner
Dupre	McCallum	Weston
Farve	McDonald	Wilkerson
Faucheux	McMains	Windhorst
Fontenot	Michot	Wright
Gautreaux	Perkins	
Total—53		

ABSENT

Deville	Lancaster	Smith, J.R.—30th
Forster	McCain	Strain
Fruge	Powell	Triche
Hebert	Romero	Wiggins
Total—12		

The House refused to return the bill to the calendar.

Rep. Travis moved the adoption of the amendments.

Rep. Jenkins objected.

A record vote was asked for and ordered by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Alexander, A.—93rd	Frith	Murray
Ansardi	Glover	Odinot
Barton	Hammett	Pinac
Baylor	Heaton	Pratt
Bowler	Holden	Rousselle
Bruce	Hopkins	Scalise
Bruneau	Hudson	Shaw
Chaisson	Hunter	Smith, J.D.—50th
Clarkson	Johns	Stelly
Copelin	Marionneaux	Theriot
Curtis	Martiny	Thomas
Damico	Michot	Thornhill
Doerge	Mitchell	Toomy
Durand	Montgomery	Travis
Faucheux	Morrell	Welch
Flavin	Morrish	Willard-Lewis
Total—48		

NAYS

Mr. Speaker	Gautreaux	Perkins
Alario	Green	Pierre
Alexander, R.—13th	Guillory	Riddle
Baudoin	Hill	Salter
Brun	Iles	Schneider
Carter	Jenkins	Thompson
Crane	Jetson	Vitter
Daniel	Kennard	Walsworth
DeWitt	Kenney	Warner
Diez	Landrieu	Weston
Dimos	LeBlanc	Wilkerson
Donelon	Long	Windhorst
Dupre	McCallum	Winston
Farve	McDonald	Wright
Fontenot	McMains	
Total—44		

ABSENT

Deville	McCain	Strain
---------	--------	--------

Forster	Powell	Triche
Fruge	Quezaire	Wiggins
Hebert	Romero	
Lancaster	Smith, J.R.—30th	
Total—13		

The amendments were adopted.

Rep. Wilkerson moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Quezaire
Alexander, A.—93rd	Guillory	Riddle
Alexander, R.—13th	Hill	Salter
Baudoin	Iles	Scalise
Brun	Jenkins	Schneider
Carter	Jetson	Thompson
Crane	Kennard	Thornhill
Damico	Kenney	Vitter
Daniel	Landrieu	Walsworth
Diez	LeBlanc	Weston
Dimos	Long	Wilkerson
Donelon	McCallum	Willard-Lewis
Dupre	McDonald	Windhorst
Farve	McMains	Winston
Faucheux	Michot	Wright
Fontenot	Mitchell	
Gautreaux	Perkins	
Total—49		

NAYS

Alario	Frith	Odinot
Ansardi	Glover	Pierre
Barton	Hammett	Pinac
Baylor	Heaton	Pratt
Bowler	Holden	Rousselle
Bruce	Hopkins	Shaw
Bruneau	Hudson	Smith, J.D.—50th
Chaisson	Hunter	Stelly
Clarkson	Johns	Theriot
Copelin	Marionneaux	Thomas
Curtis	Martiny	Toomy
DeWitt	Montgomery	Travis
Doerge	Morrell	Warner
Durand	Morrish	Welch
Flavin	Murray	
Total—44		

ABSENT

Deville	Lancaster	Smith, J.R.—30th
Forster	McCain	Strain
Fruge	Powell	Triche
Hebert	Romero	Wiggins
Total—12		

Failed to pass.

Motion to reconsider pending.

Suspension of the Rules

On motion of Rep. Farve, the rules were suspended in order to take up Petitions, Memorials and Communications at this time.

Petitions, Memorials and Communications

The following petitions, memorials, and communications were received and read:

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 13, 1997

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has concurred in the following House Concurrent Resolutions:

House Concurrent Resolution No. 166
Returned without amendments.

House Concurrent Resolution No. 167
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Introduction of Resolutions, House and House Concurrent

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

HOUSE RESOLUTION NO. 53— BY REPRESENTATIVES FARVE AND ILES A RESOLUTION

To urge and request the State Board of Elementary and Secondary Education immediately to discontinue use of the high school graduation exit exam as a graduation requirement for the current school year and to permit for the 1996-1997 school year all public high school seniors who otherwise meet the graduation requirements established by the board to receive a state diploma.

Read by title.

On motion of Rep. Farve, and under a suspension of the rules, the above resolution was referred to the Committee on Education, under the rules.

HOUSE CONCURRENT RESOLUTION NO. 169— BY REPRESENTATIVE HOPKINS A CONCURRENT RESOLUTION

To urge and request that the House and Senate Committees on Health and Welfare, the House Committee on Appropriations, the Senate Committee on Finance, and the secretary of the Department of Health and Hospitals review Medicaid reimbursement of emergency room care in rural hospitals to determine if consideration of geographic location and the limitation of patient options may be considered in determining reimbursement for certain services.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 170— BY REPRESENTATIVE HOPKINS A CONCURRENT RESOLUTION

To memorialize the United States Congress to enact legislation which would provide for consideration of geographical location and the availability of patient options in the reimbursement of claims for emergencies treated in rural hospital emergency rooms which are not life-threatening and to enact legislation which would correct the current inequity in reimbursing rural hospitals for costs of stabilizing patients who are to be referred to larger, more suitably equipped facilities.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 171— BY REPRESENTATIVE JOHN SMITH AND SENATOR DYESS A CONCURRENT RESOLUTION

To commend and congratulate the Fellowship United Methodist Church in Hinston, Louisiana, on the occasion of its 125th birthday celebration on May 18, 1997.

Read by title.

On motion of Rep. Iles, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Appropriations

May 13, 1997

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Appropriations to submit the following report:

House Concurrent Resolution No. 93, by DeWitt
Reported favorably. (9-0-1)

House Bill No. 223, by Stelly
Reported favorably. (11-0) (Regular)

House Bill No. 617, by Bruneau
Reported with amendments. (10-0) (Regular)

House Bill No. 1076, by Riddle
Reported with amendments. (6-3-1) (Regular)

House Bill No. 1141, by Hill
Reported with amendments. (9-0-1) (Regular)

House Bill No. 1160, by Weston
Reported favorably. (10-0) (Regular)

House Bill No. 1177, by LeBlanc
Reported favorably. (9-0-1) (Regular)

House Bill No. 1366, by Weston
Reported favorably. (9-0-1) (Regular)

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House Bill No. 1659, by Jack Smith
Reported with amendments. (11-0) (Regular)

House Bill No. 1890, by Shaw
Reported with amendments. (9-0-1) (Regular)

House Bill No. 1910, by Downer
Reported favorably. (11-0) (Regular)

House Bill No. 1995, by DeWitt
Reported favorably. (9-0-1) (Regular)

House Bill No. 2033, by Downer
Reported with amendments. (11-0) (Regular)

House Bill No. 2067, by LeBlanc
Reported with amendments. (9-0-1) (Regular)

House Bill No. 2356, by LeBlanc
Reported with amendments. (9-0-1) (Regular)

House Bill No. 2425, by DeWitt
Reported favorably. (11-0) (Regular)

House Bill No. 2476, by LeBlanc
Reported with amendments. (9-0-1) (Regular)

JERRY LUKE LEBLANC
Chairman

Report of the Committee on Civil Law and Procedure

May 13, 1997

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on May 12, 1997, I am directed by your Committee on Civil Law and Procedure to submit the following report:

House Bill No. 161, by McCain
Reported favorably. (7-0) (Consent)

House Bill No. 196, by Schneider (Joint Resolution)
Reported without amendments. (7-0) (Regular)

House Bill No. 336, by Scalise (Joint Resolution)
Reported without amendments. (7-0) (Regular)

House Bill No. 401, by Donelon
Reported by substitute. (10-0)

House Bill No. 429, by Warner (Joint Resolution)
Reported without amendments. (7-0) (Regular)

House Bill No. 444, by Landrieu
Reported favorably. (9-0) (Regular)

House Bill No. 473, by Green
Reported with amendments. (8-0) (Regular)

House Bill No. 596, by Alario (Joint Resolution)
Reported without amendments. (7-0) (Regular)

House Bill No. 854, by Wright (Joint Resolution)
Reported without amendments. (7-0) (Regular)

House Bill No. 1374, by Donelon
Reported with amendments. (8-0) (Regular)

House Bill No. 1840, by Bowler
Reported favorably. (8-0) (Regular)

House Bill No. 2335, by Green
Reported favorably. (8-0) (Regular)

F. CHARLES MCMAINS, JR.
Chairman

Report of the Committee on Civil Law and Procedure

May 13, 1997

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Civil Law and Procedure to submit the following report:

House Bill No. 72, by Fontenot
Reported favorably. (8-0) (Regular)

House Bill No. 136, by Wiggins
Reported favorably. (10-0) (Regular)

House Bill No. 242, by Rousselle
Reported with amendments. (8-0) (Regular)

House Bill No. 814, by Diez
Reported favorably. (8-0) (Regular)

House Bill No. 1301, by Michot
Reported with amendments. (10-0) (Regular)

House Bill No. 1466, by McMains
Reported favorably. (7-0) (Regular)

House Bill No. 1471, by Murray
Reported with amendments. (9-0) (Regular)

House Bill No. 1488, by Dimos
Reported with amendments. (9-0) (Regular)

House Bill No. 1653, by Murray
Reported favorably. (10-0) (Consent)

House Bill No. 1801, by DeWitt
Reported with amendments. (8-0) (Regular)

House Bill No. 1802, by DeWitt
Reported favorably. (9-0) (Regular)

House Bill No. 1900, by Murray
Reported favorably. (9-0) (Regular)

House Bill No. 2081, by Hunter
Reported by substitute. (10-0)

F. CHARLES MCMAINS, JR.
Chairman

Report of the Committee on Commerce

May 13, 1997

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Commerce to submit the following report:

House Bill No. 1102, by Travis
Reported with amendments. (7-0) (Regular)

House Bill No. 1948, by Wiggins
Reported with amendments. (7-0) (Regular)

House Bill No. 2365, by Glover
Reported with amendments. (8-0) (Regular)

House Bill No. 2379, by Durand
Reported favorably. (8-0) (Consent)

House Bill No. 2384, by Riddle
Reported favorably. (9-0) (Regular)

House Bill No. 2477, by Wright
Reported favorably. (6-4) (Regular)

Senate Bill No. 46, by Dardenne
Reported with amendments. (7-0) (Regular)

Senate Bill No. 182, by Dardenne
Reported favorably. (7-0) (Regular)

Senate Bill No. 497, by Heitmeier
Reported favorably. (8-0) (Regular)

Senate Bill No. 508, by Romero
Reported favorably. (10-0) (Regular)

Senate Bill No. 630, by Hainkel
Reported favorably. (8-0) (Regular)

Senate Bill No. 749, by Cox
Reported favorably. (7-0) (Regular)

Senate Bill No. 1219, by Jordan
Reported with amendments. (8-0) (Regular)

Senate Bill No. 1394, by Jones
Reported favorably. (8-0) (Regular)

Senate Bill No. 1457, by Greene
Reported with amendments. (7-0) (Regular)

Senate Concurrent Resolution No. 75, by Lambert
Reported with amendments. (8-0)

Senate Concurrent Resolution No. 80, by Jones
Reported favorably. (8-0)

JOHN D. TRAVIS
Chairman

The above Senate Bills reported favorably or with amendments
were referred to the Legislative Bureau.

Report of the Committee on Environment

May 13, 1997

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Environment to submit the
following report:

House Bill No. 2364, by Wiggins
Reported with amendments. (11-0) (Regular)

House Bill No. 2460, by Baudoin
Reported favorably. (11-0) (Regular)

Senate Bill No. 616, by Hainkel
Reported favorably. (9-0) (Regular)

Senate Bill No. 618, by Hainkel
Reported with amendments. (11-0) (Regular)

Senate Bill No. 619, by Hainkel
Reported with amendments. (10-0) (Regular)

Senate Bill No. 626, by Hainkel
Reported favorably. (10-0) (Regular)

Senate Bill No. 938, by Hainkel
Reported with amendments. (12-0) (Regular)

Senate Bill No. 1166, by Hainkel
Reported favorably. (12-0) (Regular)

Senate Bill No. 1168, by Hainkel
Reported favorably. (12-0) (Regular)

Senate Bill No. 1175, by Hainkel
Reported favorably. (9-0) (Regular)

Senate Bill No. 1336, by Hainkel
Reported with amendments. (12-0) (Regular)

N. J. DAMICO
Chairman

The above Senate Bills reported favorably or with amendments
were referred to the Legislative Bureau.

**Report of the Committee on
Transportation, Highways and Public Works**

May 13, 1997

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Transportation, Highways
and Public Works to submit the following report:

House Concurrent Resolution No. 140, by Rousselle
Reported favorably. (5-4)

House Bill No. 2035, by DeWitt
Reported favorably. (9-0) (Regular)

House Bill No. 2382, by Diez
Reported with amendments. (11-0) (Regular)

House Bill No. 2422, by Schneider
Reported with amendments. (12-0) (Regular)

House Bill No. 2427, by Vitter
Reported favorably. (9-0) (Regular)

House Bill No. 2447, by Weston
Reported with amendments. (13-0) (Regular)

House Bill No. 2463, by Toomy
Reported favorably. (11-0) (Regular)

House Bill No. 2486, by Schneider
Reported with amendments. (10-2) (Regular)

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Senate Concurrent Resolution No. 31, by Landry
Reported with amendments. (10-0)

Senate Bill No. 33, by Landry
Reported with amendments. (11-0) (Regular)

Senate Bill No. 62, by Cain
Reported favorably. (10-0) (Regular)

Senate Bill No. 192, by Theunissen
Reported favorably. (9-0) (Regular)

Senate Bill No. 222, by Landry
Reported with amendments. (8-1) (Regular)

Senate Bill No. 229, by Ellington
Reported favorably. (11-0) (Regular)

Senate Bill No. 304, by Cain
Reported favorably. (9-0) (Regular)

Senate Bill No. 354, by Greene
Reported favorably. (10-0) (Regular)

Senate Bill No. 368, by Greene
Reported favorably. (11-0) (Regular)

Senate Bill No. 377, by M Smith
Reported favorably. (11-0) (Regular)

Senate Bill No. 378, by M Smith
Reported favorably. (12-0) (Regular)

Senate Bill No. 517, by Cain
Reported favorably. (10-0) (Regular)

Senate Bill No. 632, by Jordan
Reported favorably. (13-0) (Regular)

Senate Bill No. 675, by Landry
Reported favorably. (12-0) (Regular)

Senate Bill No. 676, by Landry
Reported favorably. (12-0) (Regular)

Senate Bill No. 677, by Landry
Reported favorably. (12-0) (Regular)

Senate Bill No. 678, by Landry
Reported with amendments. (12-0) (Regular)

Senate Bill No. 679, by Landry
Reported favorably. (11-0) (Regular)

Senate Bill No. 691, by Landry
Reported favorably. (11-0) (Regular)

Senate Bill No. 890, by Jordan
Reported favorably. (11-0) (Regular)

JOHN C. DIEZ
Chairman

The above Senate Bills reported favorably or with amendments
were referred to the Legislative Bureau.

Report of the Committee on Ways and Means

May 13, 1997

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Ways and Means to submit
the following report:

House Bill No. 857, by Murray (Joint Resolution)
Reported favorably. (7-5)

House Bill No. 1593, by Vitter
Reported with amendments. (10-0) (Regular)

House Bill No. 1596, by Brun
Reported favorably. (10-0) (Regular)

House Bill No. 2368, by Green
Reported favorably. (10-0) (Regular)

Senate Bill No. 944, by Ewing
Reported favorably. (9-0-1) (Regular)

Senate Bill No. 1215, by Ewing
Reported with amendments. (9-0-1) (Regular)

JOHN A. ALARIO, JR.
Chairman

The above Senate Bills reported favorably or with amendments
were referred to the Legislative Bureau.

Privileged Report of the Committee on Enrollment

May 13, 1997

To the honorable Speaker and Members of the House of
Representatives:

I am directed by your Committee on Enrollment to submit the
following report:

The following House Concurrent Resolutions have been
properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 163— BY REPRESENTATIVE THORNHILL AND SENATOR HAINKEL A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana
upon the death of James Edward Champagne of Covington.

HOUSE CONCURRENT RESOLUTION NO. 164— BY REPRESENTATIVES WILKERSON, R. ALEXANDER, BARTON, BAUDOIN, BAYLOR, BRUCE, BRUN, CARTER, DANIEL, DEVILLE, DIEZ, DOERGE, DURAND, FAUCHEUX, FLAVIN, FONTENOT, FRITH, FRUGE, GAUTREAUX, GLOVER, HAMMETT, HEBERT, HILL, HOPKINS, HUDSON, ILES, JOHNS, KENNARD, KENNEY, LONG, MARIONNEAUX, MCCAIN, MCCALLUM, MCDONALD, MCMAINS, MONTGOMERY, MORRISH, PERKINS, PINAC, POWELL, QUEZAIRE, RIDDLE, ROUSSELLE, SALTER, JACK SMITH, JOHN SMITH, THERIOT, THOMAS, THOMPSON, THORNHILL, TRAVIS, WALSWORTH, WIGGINS, WINDHORST, WINSTON, AND WRIGHT

A CONCURRENT RESOLUTION
To recognize the month of May as "National Stroke Month" and to
commend the National Stroke Association for efforts to promote
public awareness of the high incidence of stroke and stroke's
symptoms, as well as its preventability and treatability.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Concurrent Resolutions contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk of the House and were signed by the President of the Senate and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

Suspension of the Rules

On motion of Rep. Brun, the rules were suspended to permit the Committee on Education to add the following legislative instruments to its agenda without giving the notice required by House Rule 14.21(A).

House Resolution No. 53

Leave of Absence

Rep. Powell - 1 day
Rep. Triche - 1 day

Adjournment

On motion of Rep. Iles, at 6:50 P.M., the House agreed to adjourn until Wednesday, May 13, 1996, at 1:30 P.M.

The Speaker of the House declared the House adjourned until 1:30 P.M., Wednesday, May 13, 1996.

ALFRED W. SPEER
Clerk of the House

C. Wayne Hays
Journal Clerk, *Emeritus*

