

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

**FIFTY-FIFTH 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

Wednesday, June 18, 1997

The House of Representatives was called to order at 9:00 A.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	Powell
Ansardi	Hammett	Pratt
Barton	Heaton	Quezaire
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Rousselle
Bruce	Hopkins	Salter
Brun	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Jetson	Smith, J.R.—30th
Copelin	Johns	Stelly
Crane	Kennard	Strain
Curtis	Kenney	Theriot
Damico	Lancaster	Thomas
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneaux	Travis
Dimos	Martiny	Triche
Doerge	McCain	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston

Faucheux	Mitchell	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard-Lewis
Forster	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Odinet	Wright
Total—105		

ABSENT

Total—0

The Speaker announced that there were 105 members present and a quorum.

**Prayer**

Prayer was offered by Rep. Kenney.

**Pledge of Allegiance**

Rep. Quezaire 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. Quezaire, the reading of the Journal was dispensed with.

On joint motion of Reps. Deville and Fruge, the Journal of June 16, 1997, was corrected to reflect their voting nay on final passage of Senate Bill No. 1487.

On motion of Rep. Quezaire, the Journal of June 17, 1997, was adopted.

**Petitions, Memorials and Communications**

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

**Message from the Senate**

**HOUSE BILLS**

June 17, 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 House Bills:

House Bill No. 33  
 Returned without amendments.

House Bill No. 68  
 Returned with amendments.

House Bill No. 136  
 Returned without amendments.

House Bill No. 152  
 Returned with amendments.

House Bill No. 162  
 Returned with amendments.

House Bill No. 186  
 Returned without amendments.

House Bill No. 223  
 Returned without amendments.

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House Bill No. 226  
Returned with amendments.

House Bill No. 237  
Returned without amendments.

House Bill No. 246  
Returned without amendments.

House Bill No. 255  
Returned without amendments.

House Bill No. 358  
Returned without amendments.

House Bill No. 411  
Returned with amendments.

House Bill No. 431  
Returned with amendments.

House Bill No. 443  
Returned without amendments.

House Bill No. 460  
Returned with amendments.

House Bill No. 488  
Returned without amendments.

House Bill No. 564  
Returned without amendments.

House Bill No. 570  
Returned without amendments.

House Bill No. 571  
Returned without amendments.

House Bill No. 573  
Returned without amendments.

House Bill No. 574  
Returned without amendments.

House Bill No. 575  
Returned without amendments.

House Bill No. 617  
Returned without amendments.

House Bill No. 642  
Returned without amendments.

House Bill No. 694  
Returned with amendments.

House Bill No. 695  
Returned with amendments.

House Bill No. 720  
Returned with amendments.

House Bill No. 741  
Returned with amendments.

House Bill No. 774  
Returned without amendments.

House Bill No. 775  
Returned without amendments.

House Bill No. 803  
Returned without amendments.

House Bill No. 805  
Returned with amendments.

House Bill No. 814  
Returned with amendments.

House Bill No. 846  
Returned without amendments.

House Bill No. 867  
Returned without amendments.

House Bill No. 873  
Returned with amendments.

House Bill No. 886  
Returned with amendments.

House Bill No. 908  
Returned with amendments.

House Bill No. 910  
Returned with amendments.

House Bill No. 952  
Returned with amendments.

House Bill No. 980  
Returned without amendments.

House Bill No. 1013  
Returned with amendments.

House Bill No. 1076  
Returned without amendments.

House Bill No. 1103  
Returned without amendments.

House Bill No. 1108  
Returned with amendments.

House Bill No. 1130  
Returned without amendments.

House Bill No. 1131  
Returned without amendments.

House Bill No. 1177  
Returned without amendments.

House Bill No. 1180  
Returned with amendments.

House Bill No. 1221  
Returned without amendments.

House Bill No. 1233  
Returned without amendments.

House Bill No. 1251  
Returned with amendments.

House Bill No. 1254  
Returned without amendments.

House Bill No. 1264  
Returned without amendments.

House Bill No. 1310  
Returned without amendments.

House Bill No. 1318  
Returned without amendments.

House Bill No. 1326  
Returned with amendments.

House Bill No. 1347  
Returned with amendments.

House Bill No. 1365  
Returned without amendments.

House Bill No. 1374  
Returned without amendments.

House Bill No. 1377  
Returned without amendments.

House Bill No. 1380  
Returned without amendments.

House Bill No. 1403  
Returned without amendments.

House Bill No. 1409  
Returned with amendments.

House Bill No. 1423  
Returned without amendments.

House Bill No. 1442  
Returned without amendments.

House Bill No. 1462  
Returned without amendments.

House Bill No. 1466  
Returned without amendments.

House Bill No. 1487  
Returned with amendments.

House Bill No. 1505  
Returned without amendments.

House Bill No. 1556  
Returned with amendments.

House Bill No. 1584  
Returned with amendments.

House Bill No. 1598  
Returned without amendments.

House Bill No. 1601  
Returned without amendments.

House Bill No. 1615  
Returned without amendments.

House Bill No. 1619  
Returned without amendments.

House Bill No. 1623  
Returned with amendments.

House Bill No. 1624  
Returned without amendments.

House Bill No. 1626  
Returned without amendments.

House Bill No. 1676  
Returned without amendments.

House Bill No. 1692  
Returned with amendments.

House Bill No. 1699  
Returned with amendments.

House Bill No. 1721  
Returned without amendments.

House Bill No. 1744  
Returned without amendments.

House Bill No. 1754  
Returned without amendments.

House Bill No. 1801  
Returned without amendments.

House Bill No. 1802  
Returned without amendments.

House Bill No. 1806  
Returned with amendments.

House Bill No. 1814  
Returned without amendments.

House Bill No. 1822  
Returned without amendments.

House Bill No. 1843  
Returned without amendments.

House Bill No. 1861  
Returned without amendments.

House Bill No. 1865  
Returned with amendments.

House Bill No. 1871  
Returned with amendments.

House Bill No. 1872  
Returned without amendments.

House Bill No. 1876  
Returned without amendments.

House Bill No. 2062  
Returned without amendments.

House Bill No. 2142  
Returned with amendments.

House Bill No. 2175  
Returned without amendments.

House Bill No. 2226  
Returned without amendments.

House Bill No. 2231  
Returned with amendments.

House Bill No. 2257  
Returned with amendments.

House Bill No. 2357  
Returned without amendments.

House Bill No. 2380  
Returned with amendments.

House Bill No. 2382  
Returned with amendments.

House Bill No. 2390  
Returned without amendments.

House Bill No. 2451  
Returned with amendments.

House Bill No. 2475  
Returned without amendments.

House Bill No. 2522  
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Reports of Committees**

The following reports of committees were received and read:

**Report of the Committee on Natural Resources**

June 18, 1997

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on June 17, 1997, I am directed by your Committee on Natural Resources to submit the following report:

House Bill No. 1756, by Wiggins  
Reported by substitute. (14-0)

JOHN R. SMITH  
Chairman

**Suspension of the Rules**

On motion of Rep. Wiggins, the rules were suspended in order to take up House Bills contained in the committee report at this time.

**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. 1756—**  
BY REPRESENTATIVE WIGGINS  
AN ACT

To enact R.S. 56:109.1, relative to Wildlife and Fisheries; to provide relative to wildlife management areas; to authorize a wildlife management use permit under certain circumstances; to provide relative to permit fees and uses of funds derived from such fees; to create the position of conservation officer; to provide relative to wildlife specialists; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Natural Resources.

On motion of Rep. Wiggins, the rules were suspended to consider the substitute bill at this time.

The substitute was read by title as follows:

**HOUSE BILL NO. 2523 (Substitute Bill for House Bill No. 1756 By Representative Wiggins)—**  
BY REPRESENTATIVE WIGGINS  
AN ACT

To enact R.S. 56:109.1, relative to Wildlife and Fisheries; to provide relative to wildlife management areas and refuges; to provide relative to enforcement; to provide relative to use of certain funds; to provide relative to the positions of conservation officer and provide relative to certain duties; to provide relative to certain wildlife specialists; and to provide for related matters.

On motion of Rep. Wiggins, the substitute was adopted and became House Bill No. 2523 by Rep. Wiggins, on behalf of the Committee on Natural Resources, as a substitute for House Bill No. 1756 by Rep. Wiggins.

**Motion**

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

**House Bills and Joint Resolutions on Second Reading to be Referred**

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

**Motion**

On motion of Rep. Wiggins, the Committee on Administration of Criminal Justice was discharged from further consideration of House Bill No. 1618.

**HOUSE BILL NO. 1618—**  
BY REPRESENTATIVE WIGGINS  
AN ACT

To amend and reenact R.S. 15:145(H), relative to indigent defense; to repeal the authority to bring a cause of action against an indigent defender board for failure to comply with policy of selecting minority and women lawyers; and to provide for related matters.

Read by title.

**Motion**

On motion of Rep. Wiggins, the bill was withdrawn from the files of the House.

**House and House Concurrent Resolutions**

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

**HOUSE RESOLUTION NO. 92—**

BY REPRESENTATIVE DANIEL

**A RESOLUTION**

To create a special committee comprised of the members of the House Committee on Ways and Means and the chairman and two members of the House Committee on Retirement appointed by the chairman to meet and study the use of pension obligation bonds to finance retirement debt, and to report study findings and recommendations to the House of Representatives prior to the convening of the 1998 Regular Session.

Read by title.

**Motion**

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

**HOUSE RESOLUTION NO. 100—**

BY REPRESENTATIVE FAUCHEUX

**A RESOLUTION**

To petition the Interstate Commerce Commission to return the control of the commercial operations on the Mississippi River to state and local governing authorities.

Read by title.

**Motion**

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

**HOUSE CONCURRENT RESOLUTION NO. 246—**

BY REPRESENTATIVE HEBERT

**A CONCURRENT RESOLUTION**

To urge and request the Department of Transportation and Development to construct an overpass over U.S. Highway 90 at its intersection with Darnall Road in Iberia Parish, Louisiana.

Read by title.

**Motion**

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

**HOUSE CONCURRENT RESOLUTION NO. 254—**

BY REPRESENTATIVE FAUCHEUX

**A CONCURRENT RESOLUTION**

To petition the Interstate Commerce Commission to return the control of the commercial operations on the Mississippi River to state and local governing authorities.

Read by title.

**Motion**

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

**HOUSE CONCURRENT RESOLUTION NO. 255—**

BY REPRESENTATIVE HEBERT

**A CONCURRENT RESOLUTION**

To direct all state agencies and departments to notify affected members of the legislature at least forty-eight hours in advance of announcing or beginning any activities, projects, or

distribution of grants or other monies in their legislative districts.

Read by title.

**Motion**

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

**Senate Concurrent Resolutions**

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

**SENATE CONCURRENT RESOLUTION NO. 150—**

BY SENATOR BAJOE AND REPRESENTATIVE BRUNEAU

**A CONCURRENT RESOLUTION**

To urge and request the Judicial Compensation Commission to include salaries payable to commissioners of district courts in its study of judicial salaries.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 151—**

BY SENATORS JOHNSON, BAGNERIS, FIELDS AND GREENE

**A CONCURRENT RESOLUTION**

To urge and request the Joint Legislative Committee on Federal Oil Overcharge Monies to consider using funds for weatherization services for low-income persons.

Read by title.

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

**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 CONCURRENT RESOLUTION NO. 245—**

BY REPRESENTATIVE BRUN

**A CONCURRENT RESOLUTION**

To provide for legislative approval of the formula developed by the State Board of Elementary and Secondary Education and adopted by the board on June 13, 1997, to determine the cost of a minimum foundation program of education in all public elementary and secondary schools as well as to equitably allocate the funds to parish and city school systems.

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 Engrossed House Concurrent Resolution No. 245 by Representative Brun

AMENDMENT NO. 1

On page 2, line 11, after "Whereas," delete the remainder of the line and insert the following:

"the following goals are recommended for the"

AMENDMENT NO. 2

On page 3, line 18, after "statutes." delete the remainder of the line and delete line 19 in its entirety and insert the following:

"As the formula is being implemented, local school systems shall be accountable for"

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

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

**Senate Concurrent Resolutions  
Reported by Committees**

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

**SENATE CONCURRENT RESOLUTION NO. 89—**  
BY SENATOR ULLO

A CONCURRENT RESOLUTION

To memorialize Congress to request the Environmental Protection Agency to grant an exemption relative to the painting of the Crescent City Connection which would limit the requirements for the removal and capture of residue from previous paint coatings during the painting procedure.

Read by title.

Reported favorably by the Committee on Environment.

On motion of Rep. Damico, the resolution was ordered passed to its third reading.

**SENATE CONCURRENT RESOLUTION NO. 132—**  
BY SENATORS LAMBERT, MALONE, AND SIRACUSA

A CONCURRENT RESOLUTION

To request the Department of Environmental Quality to investigate, review, and recommend legislation to implement the provisions of Article IX, §1 of the Constitution of Louisiana.

Read by title.

Reported with amendments by the Committee on Environment.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Environment to Original Senate Concurrent Resolution No. 132 by Senator Lambert

AMENDMENT NO. 1

On page 1, line 2, change "Department of Environmental Quality" to "Governor's Task Force on Environmental Protection and Preservation"

AMENDMENT NO. 2

On page 3, delete lines 18 through 23

AMENDMENT NO. 3

On page 3, line 24, at the beginning of the line, before "investigate" delete "BE IT FURTHER RESOLVED that the task force shall" and insert in lieu thereof the following:

"THEREFORE, BE IT RESOLVED that the Legislature of Louisiana hereby requests that the Governor's Task Force on Environmental Protection and Preservation"

AMENDMENT NO. 4

On page 3, after line 28 insert the following:

"BE IT FURTHER RESOLVED that solely for the purposes of this Resolution the chairman of the Senate Committee on Environmental Quality and the chairman of the House Committee on the Environment shall each appoint one legislator from their respective committees to serve on the task force."

AMENDMENT NO. 5

On page 4, line 2, at the end of the line delete the period and insert in lieu thereof "and the governor."

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

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

**Reconsideration**

**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 a workplace act 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.

On motion of Rep. Odinet, the vote by which the above Senate Bill failed to pass on the previous legislative day was reconsidered.

Returned to the calendar under the rules.

**Suspension of the Rules**

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

**Senate Bills and Joint Resolutions on  
Third Reading and Final Passage**

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

**Regular Calendar**

**SENATE BILL NO. 658—**  
BY SENATOR DARDENNE  
AN ACT

To amend and reenact Code of Criminal Procedure Art. 408.1, relative to qualifications and selection of grand and petit jurors; to provide with respect to initial selection of general venire; to provide for source; and to provide for related matters.

Read by title.

Rep. McCain moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Gautreaux	Odinot
Alario	Guillory	Perkins
Alexander, A.—93rd	Hammett	Pierre
Alexander, R.—13th	Heaton	Pinac
Ansardi	Hebert	Powell
Baudoin	Hill	Pratt
Baylor	Holden	Riddle
Bowler	Hopkins	Romero
Bruce	Hudson	Rousselle
Bruneau	Hunter	Salter
Carter	Iles	Scalise
Chaisson	Johns	Schneider
Copelin	Kennard	Shaw
Crane	Kennedy	Smith, J.D.—50th
Curtis	Lancaster	Stelly
Damico	Landrieu	Strain
Daniel	LeBlanc	Theriot
Deville	Long	Thomas
DeWitt	Marionneaux	Thompson
Diez	Martiny	Thornhill
Dimos	McCain	Travis
Doerge	McCallum	Triche
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Fauchoux	Michot	Welch
Flavin	Mitchell	Wiggins
Fontenot	Montgomery	Willard-Lewis
Forster	Morrill	Windhorst
Frith	Murray	Winston
Fruge		
Total—89		

**NAYS**

Brun  
Total—1

**ABSENT**

Barton	Green	Toomy
Clarkson	Jenkins	Vitter
Donelon	Jetson	Weston
Farve	Quezaire	Wilkerson
Glover	Smith, J.R.—30th	Wright
Total—15		

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 660—**  
BY SENATOR DARDENNE

**AN ACT**

To amend and reenact R. S. 14:70.2(C) and to enact R.S. 14:70.2(D), relative to refund or access device application fraud; to provide for graded penalties based on the value of the taking; and to provide for related matters.

Read by title.

**Motion**

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

**SENATE BILL NO. 683—**

BY SENATOR LANDRY (On Recommendation of the Louisiana State Law Institute)

**AN ACT**

To amend and reenact Code of Criminal Procedure Articles 591 and 775 and to repeal Article 595, relative to criminal trial proceedings; to provide relative to the granting of a mistrial and the definition of double jeopardy; and to provide for related matters.

Read by title.

**Motion**

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

**Acting Speaker LeBlanc in the Chair**

**SENATE BILL NO. 684—**

BY SENATOR LANDRY (On Recommendation of the Louisiana State Law Institute)

**AN ACT**

To amend and reenact Code of Criminal Procedure Articles 679 and 684, relative to the recusation of judges; to provide for procedures for recusation of appellate judges; to provide for appointment of judges sitting in place of recused judges or justices; to provide for review of recusation ruling; and to provide for related matters.

Read by title.

Rep. McCain moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

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Farve	Mitchell	Wilkerson
Flavin	Montgomery	Willard-Lewis
Fontenot	Morrell	Windhorst
Forster	Morrish	Winston
Frith	Murray	Wright
Fruge	Odinot	
Gautreaux	Perkins	
Total—97		

NAYS

Total—0

ABSENT

Baudoin	Jenkins	Toomy
Donelon	Kennard	Vitter
Faucheux	Smith, J.R.—30th	
Total—8		

The Chair declared the above bill was finally passed.

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

## SENATE BILL NO. 685—

BY SENATOR LANDRY (On Recommendation of the Louisiana State Law Institute)

AN ACT

To repeal Chapter 21-A of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:1831 through 1839, relative to criminal victim's escrow accounts; to repeal provisions of law relating to such accounts, including notice of intent to file claim, notice to victims, release of and payments from escrow accounts, proration of payments, and void actions.

Read by title.

Rep. McCain moved the final passage of the bill.

## ROLL CALL

The roll was called with the following result:

YEAS

Alario	Glover	Perkins
Alexander, A.—93rd	Green	Pierre
Alexander, R.—13th	Guillory	Pinac
Ansardi	Hammett	Powell
Barton	Heaton	Pratt
Baylor	Hebert	Quezaire
Bowler	Hill	Riddle
Bruce	Holden	Romero
Brun	Hopkins	Rousselle
Bruneau	Hudson	Salter
Carter	Hunter	Scalise
Chaisson	Iles	Schneider
Clarkson	Jetson	Shaw
Copelin	Johns	Smith, J.D.—50th
Crane	Kennard	Strain
Curtis	Kenney	Theriot
Damico	Lancaster	Thomas
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Travis
Diez	Marionneau	Triche
Dimos	Martiny	Vitter
Doerge	McCain	Walsworth
Donelon	McCallum	Warner

Dupre	McDonald	Welch
Durand	McMains	Weston
Faucheux	Michot	Wiggins
Flavin	Mitchell	Wilkerson
Fontenot	Montgomery	Willard-Lewis
Forster	Morrell	Windhorst
Frith	Morrish	Winston
Fruge	Murray	Wright
Gautreaux	Odinot	
Total—98		

NAYS

Total—0

ABSENT

Mr. Speaker	Jenkins	Toomy
Baudoin	Smith, J.R.—30th	
Farve	Stelly	
Total—7		

The Chair declared the above bill was finally passed.

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

## SENATE BILL NO. 686—

BY SENATOR LANDRY (On Recommendation of the Louisiana State Law Institute)

AN ACT

To enact Code of Criminal Procedure Art. 517, relative to joint representation of co-defendants; to require the court to advise co-defendants of their right to separate trials; and to provide for related matters.

Read by title.

Rep. McCain moved the final passage of the bill.

## ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Perkins
Alario	Green	Pierre
Alexander, A.—93rd	Guillory	Pinac
Alexander, R.—13th	Hammett	Powell
Ansardi	Heaton	Pratt
Barton	Hebert	Quezaire
Baylor	Hill	Riddle
Bowler	Holden	Romero
Bruce	Hopkins	Rousselle
Brun	Hudson	Salter
Bruneau	Hunter	Scalise
Carter	Iles	Schneider
Chaisson	Jetson	Shaw
Copelin	Johns	Smith, J.D.—50th
Crane	Kennard	Stelly
Curtis	Kenney	Strain
Damico	Lancaster	Theriot
Daniel	Landrieu	Thomas
Deville	LeBlanc	Thompson
DeWitt	Long	Thornhill
Diez	Marionneau	Travis
Dimos	Martiny	Triche
Doerge	McCain	Vitter
Donelon	McCallum	Walsworth



Dupre	McDonald	Warner
Durand	McMains	Welch
Faucheux	Michot	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Willard-Lewis
Forster	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Odinot	Wright
Total—96		

NAYS

Farve	Wilkerson
Total—2	

ABSENT

Baudoin	Jenkins	Toomy
Clarkson	Mitchell	
Glover	Smith, J.R.—30th	
Total—7		

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 695—**  
BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 15:570, relative to execution of sentence; to provide with respect to capital cases; to provide for officials and witnesses present at execution; and to provide for related matters.

Read by title.

**Motion**

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

**SENATE BILL NO. 856—**  
BY SENATOR BRANCH

AN ACT

To amend and reenact R.S. 15:893, relative to prisons and correctional institutions; to provide for additional facilities; and to provide for related matters.

Read by title.

Rep. Perkins moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Perkins
Alario	Fruge	Pinac
Alexander, A.—93rd	Gautreaux	Powell
Alexander, R.—13th	Glover	Quezaire
Ansardi	Green	Riddle
Barton	Hammett	Romero
Baudoin	Heaton	Rousselle
Baylor	Hebert	Salter
Bowler	Hill	Scalise
Bruce	Hopkins	Schneider
Brun	Hudson	Shaw

Bruneau	Hunter	Smith, J.D.—50th
Carter	Iles	Smith, J.R.—30th
Chaisson	Jetson	Stelly
Clarkson	Johns	Strain
Copelin	Kennard	Theriot
Crane	Kenney	Thomas
Curtis	Lancaster	Thompson
Damico	Landrieu	Thornhill
Daniel	LeBlanc	Toomy
Deville	Long	Travis
DeWitt	Marionneaux	Triche
Diez	Martiny	Vitter
Dimos	McCain	Walsworth
Doerge	McCallum	Warner
Donelon	McDonald	Weston
Dupre	McMains	Wiggins
Durand	Michot	Wilkerson
Farve	Montgomery	Willard-Lewis
Faucheux	Morrell	Windhorst
Flavin	Morrish	Winston
Fontenot	Murray	Wright
Forster	Odinot	
Total—98		

NAYS

Guillory	Pierre
Total—2	

ABSENT

Holden	Mitchell	Welch
Jenkins	Pratt	
Total—5		

The Chair declared the above bill was finally passed.

Rep. Perkins 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.

**SENATE BILL NO. 857—**

BY SENATORS BRANCH, BARHAM, CAIN, CAMPBELL, CASANOVA, DARDENNE, DEAN, DYESS, GREENE, GUIDRY, HAINKEL, HOLLIS, LENTINI, SCHEDLER, SHORT, SIRACUSA, SMITH, THEUNISSEN AND ULLO

AN ACT

To amend and reenact R.S. 15:574.12(G), relative to confidentiality of certain information obtained by the boards of pardon and parole; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Daniel to Reengrossed Senate Bill No. 857 by Senator Branch, et al.

AMENDMENT NO. 1

On page 1, line 3, after "parole;" insert "to require such boards to maintain a register of certain correspondence;"

AMENDMENT NO. 2

On page 2, line 1, after "support of" and before the comma "₂" insert "or in opposition to"

AMENDMENT NO. 3

On page 2, at the end of line 3, after "request." insert the following:

"Each piece of correspondence which requests, or may be determined to be in support of or in opposition to, the pardon or parole of an individual shall be recorded in a central register by the board which received the correspondence. The register shall contain the name of the individual whose pardon or parole is the subject of the letter, the name of the person who is the author of the letter, and the date the letter was received by the board."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McCain to Engrossed Senate Bill No. 857 by Senator Branch, et al.

AMENDMENT NO. 1

On page 2, line 1, after "of," and before "the" insert "or in opposition to."

AMENDMENT NO. 2

On page 2, line 6, after "support of," and before "the" insert "or in opposition to."

AMENDMENT NO. 3

On page 1, line 16, after "correspondence" insert "by a public official"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Landrieu to Reengrossed Senate Bill No. 857 by Senator Branch, et al.

AMENDMENT NO. 1

On page 1, line 2 after "(G)" insert "and to enact R.S. 15:574.12(I)"

AMENDMENT NO. 2

On page 1, line 3, after "parole;" and before "and" insert "to provide certain penalties;"

AMENDMENT NO. 3

On page 2, after line 8, insert the following:

"(I) It shall be a misdemeanor, punishable by a fine of not more than two thousand dollars or imprisonment for not more than one year, or both, for any member of the boards or pardon and parole or their employees to make public any confidential information."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Landrieu to Reengrossed Senate Bill No. 857 by Senator Branch, et al.

AMENDMENT NO. 1

On page 1, line 2 after "(G)" insert "and to enact R.S. 15:574.12(I)"

AMENDMENT NO. 2

On page 1, line 3, after "parole;" and before "and" insert "to provide certain penalties;"

AMENDMENT NO. 3

On page 2, after line 8, insert the following:

"(I) It shall be a misdemeanor, punishable by a fine of not more than two thousand dollars or imprisonment for not more than one year, or both, for any member of the boards or pardon and parole or their employees to make public any confidential information."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives and their counts for YEAS and NAYS.

NAYS

Table listing names of representatives and their counts for NAYS.

Total—3

ABSENT

Iles  
Total—2

Jetson

The Chair declared the above bill was finally passed.

Rep. Perkins 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.

**SENATE BILL NO. 883—**  
BY SENATOR LANDRY

AN ACT

To amend and reenact Children's Code Art. 424(B)(1) and R.S. 15:587.1(A) and (D), relative to the access of information and court-appointed special advocates; to provide for the fingerprinting of court-appointed special advocates; to provide for a fee waiver for criminal history checks for juvenile court judges; and to provide for related matters.

Read by title.

Rep. Faucheux moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Pierre
Alario	Glover	Pinac
Alexander, A.—93rd	Green	Powell
Alexander, R.—13th	Guillory	Pratt
Ansardi	Hammitt	Quezairé
Barton	Heaton	Riddle
Baudoin	Hebert	Romero
Bowler	Hopkins	Rousselle
Bruce	Hudson	Salter
Brun	Hunter	Scalise
Bruneau	Iles	Schneider
Carter	Jenkins	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Copelin	Johns	Smith, J.R.—30th
Crane	Kennard	Stelly
Curtis	Kenney	Strain
Damico	Lancaster	Theriot
Daniel	Landrieu	Thomas
Deville	LeBlanc	Thompson
DeWitt	Long	Thornhill
Diez	Marionneaux	Toomy
Dimos	Martiny	Travis
Doerge	McCain	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard-Lewis
Forster	Murray	Windhorst
Frith	Odinot	Winston
Fruge	Perkins	Wright
Total—99		

NAYS

Total—0

ABSENT

Baylor	Hill	Mitchell
Clarkson	Holden	Triche
Total—6		

The Chair declared the above bill was finally passed.

Rep. Faucheux 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.

**SENATE BILL NO. 695—**  
BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 15:570, relative to execution of sentence; to provide with respect to capital cases; to provide for officials and witnesses present at execution; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Travis to Engrossed Senate Bill No. 695 by Senator Cain

AMENDMENT NO. 1

In Amendment No. 1 proposed by the House Committee on Administration of Criminal Justice and adopted by the House on June 16, 1997, on page 1, at the end of line 3, insert the following "to provide for the location of the execution;"

AMENDMENT NO. 2

In Amendment No. 2 proposed by the House Committee on Administration of Criminal Justice and adopted by the House on June 16, 1997, on page 1, at the end of line 8, insert the following:

"and shall take place at the state prison nearest to the location where the crime was committed, provided that the crime was committed in the state of Louisiana."

Rep. Travis moved the adoption of the amendments.

Rep. Riddle objected.

By a vote of 55 yeas and 45 nays, the amendments were adopted.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Deville to Reengrossed Senate Bill No. 695 by Senator Cain

AMENDMENT NO. 1

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Delete House Floor Amendments proposed by Representative Travis and adopted by the House on June 18, 1997.

Rep. Deville moved the adoption of the amendments.

Rep. Travis objected.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Guillory	Pratt
Alexander, A.—93rd	Hammett	Quezaire
Ansardi	Heaton	Riddle
Barton	Holden	Romero
Baudoin	Hudson	Rousselle
Bowler	Hunter	Shaw
Bruce	Jetson	Smith, J.D.—50th
Carter	Lancaster	Strain
Chaisson	Landrieu	Theriot
Clarkson	Marionneaux	Thomas
Copelin	Martiny	Thornhill
Curtis	McCain	Toomy
Daniel	McDonald	Vitter
Deville	McMains	Walsworth
Doerge	Montgomery	Warner
Donelon	Morrell	Welch
Dupre	Morrish	Weston
Durand	Murray	Wilkerson
Farve	Odinet	Willard-Lewis
Gautreaux	Pierre	Winston
Total—60		

**NAYS**

Alario	Hebert	Powell
Alexander, R.—13th	Hopkins	Salter
Brun	Iles	Scalise
Bruneau	Jenkins	Schneider
Damico	Johns	Smith, J.R.—30th
DeWitt	Kennard	Stelly
Diez	Kenney	Thompson
Dimos	LeBlanc	Travis
Faucheux	Long	Triche
Flavin	McCallum	Wiggins
Fontenot	Michot	Windhorst
Frith	Perkins	Wright
Fruge	Pinac	
Total—38		

**ABSENT**

Baylor	Glover	Mitchell
Crane	Green	
Forster	Hill	
Total—7		

The amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Guillory	Pratt
Alario	Hammett	Riddle
Alexander, R.—13th	Heaton	Romero
Ansardi	Hebert	Rousselle
Barton	Hill	Salter
Baudoin	Holden	Scalise
Bowler	Hopkins	Schneider
Bruce	Hunter	Shaw
Brun	Iles	Smith, J.D.—50th
Bruneau	Jenkins	Smith, J.R.—30th
Carter	Jetson	Stelly
Chaisson	Johns	Strain
Clarkson	Kennard	Theriot
Copelin	Kenney	Thomas
Crane	Lancaster	Thompson
Curtis	Landrieu	Thornhill
Damico	LeBlanc	Toomy
Daniel	Long	Travis
Deville	Marionneaux	Triche
DeWitt	Martiny	Vitter
Diez	McCain	Walsworth
Dimos	McCallum	Warner
Doerge	McMains	Welch
Donelon	Michot	Weston
Dupre	Montgomery	Wiggins
Durand	Morrell	Wilkerson
Farve	Morrish	Willard-Lewis
Faucheux	Murray	Windhorst
Flavin	Odinot	Winston
Fontenot	Perkins	Wright
Frith	Pinac	
Fruge	Powell	
Total—94		

**NAYS**

Alexander, A.—93rd	Hudson	Quezaire
Gautreaux	Pierre	
Total—5		

**ABSENT**

Baylor	Glover	McDonald
Forster	Green	Mitchell
Total—6		

The Chair declared the above bill was finally passed.

Rep. Perkins 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.

**Speaker Downer in the Chair**

**SENATE BILL NO. 660—**  
BY SENATOR DARDENNE

**AN ACT**

To amend and reenact R. S. 14:70.2(C) and to enact R.S. 14:70.2(D), relative to refund or access device application fraud; to provide for graded penalties based on the value of the taking; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative McMains to Engrossed Senate Bill No. 660 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 4, after "taking" delete the semicolon ";" and insert "for the crime of access device application fraud;"

AMENDMENT NO. 2

On page 1, line 10, after "refund" delete the remainder of the line and on line 11, delete "application fraud" and insert "shall be fined not more than five hundred dollars or imprisoned for not more than six months, or both."

AMENDMENT NO. 3

On page 1, line 12, delete "when the" and insert the following:

"(2) Whoever commits the crime of access device application fraud when the"

AMENDMENT NO. 4

On page 2, at the beginning of line 2, change "(2)" to "(3)" and on line 7 change "(3)" to "(4)"

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Frith	Odinot	Winston
Fruge	Perkins	Wright
Gautreaux	Pierre	
Green	Pinac	
Total—100		

NAYS

Total—0

ABSENT

Baudoin	Forster	Mitchell
Carter	Glover	
Total—5		

The Chair declared the above bill was finally passed.

Rep. McMains 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.

**SENATE BILL NO. 1076—**  
BY SENATOR JOHNSON

AN ACT

To enact R.S. 14:97.1, relative to criminal offenses; to provide for the offense of solicitation on an interstate highway; to provide for penalties; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative McCain to Reengrossed Senate Bill No. 1076 by Senator Johnson

AMENDMENT NO. 1

On page 1, line 13, after "highway," insert "Provided, however, the provisions of this Section do not apply to hitchhiking."

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Pratt to Reengrossed Senate Bill No. 1076 by Senator Johnson

AMENDMENT NO. 1

On page 1, between lines 13 and 14, insert the following:

"B. This Section shall not apply to bonafide organizations who have obtained a permit or other authorization from the local municipality which allows the organization to engage in solicitation."

AMENDMENT NO. 2

On page 1, at the beginning of line 14, change "B." to "C."

On motion of Rep. Pratt, the amendments were withdrawn.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Wilkerson to Reengrossed Senate Bill No. 1076 by Senator Johnson

AMENDMENT NO. 1

On page 1, line 12, after "highway," delete the comma "," and insert a period "." and delete the remainder of the line and delete line 13

Rep. Wilkerson moved the adoption of the amendments.

Rep. Copelin objected.

By a vote of 55 yeas and 38 nays, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Fontenot	Perkins
Alario	Forster	Pierre
Alexander, A.—93rd	Frith	Pinac
Alexander, R.—13th	Fruge	Pratt
Ansardi	Glover	Riddle
Barton	Green	Romero
Baudoin	Guillory	Rousselle
Baylor	Hebert	Salter
Bowler	Holden	Scalise
Bruce	Hopkins	Schneider
Brun	Hudson	Shaw
Bruneau	Iles	Smith, J.D.—50th
Carter	Jenkins	Smith, J.R.—30th
Chaisson	Johns	Strain
Clarkson	Kennard	Theriot
Copelin	Kenney	Thomas
Crane	Lancaster	Thornhill
Damico	Landrieu	Toomy
Daniel	LeBlanc	Triche
Deville	Long	Vitter
DeWitt	Martiny	Warner
Diez	McCain	Welch
Dimos	McCallum	Weston
Doerge	McDonald	Wiggins
Donelon	McMains	Wilkerson
Dupre	Michot	Willard-Lewis
Durand	Mitchell	Windhorst
Farve	Montgomery	Winston
Faucheux	Morrell	Wright
Flavin	Odinot	
Total—89		

**NAYS**

Curtis	Hunter	Quezairie
Gautreaux	Jetson	Travis
Hammett	Marionneaux	
Hill	Murray	
Total—10		

**ABSENT**

Heaton	Powell	Thompson
Morrish	Stelly	Walsworth
Total—6		

The Chair declared the above bill was finally passed.

Rep. Copelin 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. Brun, 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. 245—**

BY REPRESENTATIVE BRUN  
A CONCURRENT RESOLUTION

To provide for legislative approval of the formula developed by the State Board of Elementary and Secondary Education and adopted by the board on June 13, 1997, to determine the cost of a minimum foundation program of education in all public elementary and secondary schools as well as to equitably allocate the funds to parish and city school systems.

Read by title.

Rep. Brun moved the adoption of the resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Green	Powell
Alario	Guillory	Pratt
Alexander, A.—93rd	Hammett	Quezairie
Alexander, R.—13th	Heaton	Riddle
Ansardi	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	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneaux	Travis
Dimos	Martiny	Triche
Doerge	McCain	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Mitchell	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard-Lewis

Forster	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Odinet	Wright
Gautreaux	Pierre	
Glover	Pinac	
Total—100		

NAYS

Lancaster  
Total—1

ABSENT

Barton	Deville
Baudoin	Perkins
Total—4	

The resolution was adopted.

Ordered to the Senate

**Suspension of the Rules**

On motion of Rep. LeBlanc, the rules were suspended to permit the Committee on Appropriations to meet upon recess on Wednesday, June 18, 1997, and consider the following legislative instruments without giving the notice required by House Rule 14.21(A).

Senate Bill No. 1256

**Recess**

On motion of Rep. Montgomery, the Speaker declared the House at recess until 1:30 P.M.

**After Recess**

Speaker Downer called the House to order at 2:00 P.M.

**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	Powell
Ansardi	Hammett	Pratt
Barton	Heaton	Quezaire
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Rousselle
Bruce	Hopkins	Salter
Brun	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Jetson	Smith, J.R.—30th
Copelin	Johns	Stelly
Crane	Kennard	Strain
Curtis	Kenney	Theriot
Damico	Lancaster	Thomas
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy

Diez	Marionneaux	Travis
Dimos	Martiny	Triche
Doerge	McCain	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Mitchell	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard-Lewis
Forster	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Odinet	Wright

Total—105

ABSENT

Total—0

The Speaker announced there were 105 members present and a quorum.

**Suspension of the Rules**

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

**Senate Bills and Joint Resolutions on Third Reading and Final Passage**

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

**Regular Calendar**

**SENATE BILL NO. 1119—**

BY SENATORS JOHNSON, BARHAM, BEAN, BRANCH, CAIN, COX, CRAVINS, ELLINGTON, FIELDS, GREENE, HAINKEL, HINES, HOLLIS, IRONS, JORDAN, LAMBERT, LANDRY, LENTINI, MALONE, ROBICHAUX, ROMERO, SCHEDLER, SHORT, SMITH, TARVER, THEUNISSEN AND ULLO

**AN ACT**

To enact R.S. 15:574.2(C)(11), relative to the board of parole; to provide relative to parole hearings; to provide for written notification; and to provide for related matters.

Read by title.

Rep. Copelin moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pinac
Alario	Guillory	Powell
Alexander, A.—93rd	Hammett	Pratt
Alexander, R.—13th	Heaton	Quezaire
Ansardi	Hebert	Riddle
Barton	Hill	Romero
Baylor	Holden	Rousselle
Bowler	Hopkins	Salter
Bruce	Hunter	Scalise
Brun	Iles	Schneider
Bruneau	Jenkins	Shaw
Chaisson	Jetson	Smith, J.R.—30th
Clarkson	Johns	Stelly

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Copelin	Kennard	Strain
Crane	Kenney	Theriot
Curtis	Lancaster	Thomas
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneaux	Travis
Dimos	Martiny	Triche
Doerge	McCain	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Flavin	Mitchell	Wiggins
Fontenot	Montgomery	Wilkerson
Forster	Morrish	Willard-Lewis
Frith	Murray	Windhorst
Fruge	Odinet	Winston
Gautreaux	Perkins	Wright
Glover	Pierre	
Total—98		
	NAYS	
Total—0		
	ABSENT	
Baudoin	Faucheux	Smith, J.D.—50th
Carter	Hudson	
Deville	Morrell	
Total—7		

The Chair declared the above bill was finally passed.

Rep. Copelin 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.

**SENATE BILL NO. 1141—**  
BY SENATOR HEITMEIER AND REPRESENTATIVE DEWITT  
AN ACT

To amend and reenact R.S. 15:834 and 857 and to repeal R.S. 15:858, relative to the authority of certain corrections officials; to provide with regard to the leasing of lands; to provide with regard to transferring certain functions to a nonprofit corporation; and to provide for related matters.

Read by title.

Rep. Hebert moved to table the entire subject matter.

By a vote of 24 yeas and 73 nays, the House refused to table the entire subject matter.

**Point of Order**

Rep. Scalise asked for a ruling from the Chair as to whether Senate Bill No. 1141 levies a new fee and therefore would require the favorable vote of two-thirds of the elected members to finally pass the House.

**Ruling of the Chair**

The Chair ruled the bill did not levy a new fee and therefore would require the favorable vote of a majority of the elected members to finally pass the House.

Rep. DeWitt moved the final passage of the bill.

**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	Powell
Ansardi	Hammett	Pratt
Barton	Heaton	Quezaire
Baylor	Hill	Riddle
Bowler	Holden	Romero
Bruce	Hopkins	Rousselle
Brun	Hudson	Salter
Bruneau	Hunter	Schneider
Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Jetson	Smith, J.R.—30th
Copelin	Johns	Stelly
Crane	Kennard	Strain
Curtis	Kenney	Theriot
Damico	Lancaster	Thomas
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Martiny	Travis
Dimos	McCain	Triche
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Welch
Durand	Michot	Weston
Farve	Mitchell	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard-Lewis
Forster	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Odinet	Wright
Total—99		
	NAYS	
Faucheux	Scalise	
Hebert	Vitter	
Total—4		
	ABSENT	
Baudoin	Marionneaux	
Total—2		

The Chair declared the above bill was finally passed.

Rep. DeWitt 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.

**SENATE BILL NO. 1304—**  
BY SENATORS COX, SCHEDLER AND SMITH  
AN ACT

To amend and reenact R.S. 15:542(B), relative to registration of sex offenders; to provide time period for registration; to require notification of school principals; to provide time period for notification; and to provide for related matters.

Read by title.

Rep. Johns moved the final passage of the bill.

**ROLL CALL**



The roll was called with the following result:  
YEAS

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

NAYS

Total—0

ABSENT

Holden	Jetson
Total—2	

The Chair declared the above bill was finally passed.

Rep. Johns 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.

**SENATE BILL NO. 1306—**  
BY SENATOR COX

AN ACT

To amend and reenact Children's Code Article 857(A), relative to transfers for criminal prosecution; to provide for transfer of criminal prosecution of forcible rape when the rape is committed upon a child at least two years younger than the rapist; and to provide for related matters.

Read by title.

Rep. Bruce moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Früge	Perkins
Alario	Gautreaux	Pierre
Alexander, A.—93rd	Glover	Pinac
Alexander, R.—13th	Green	Powell
Ansardi	Hammett	Pratt
Barton	Heaton	Quezairé
Baudoin	Hill	Romero
Baylor	Holden	Rousselle
Bowler	Hopkins	Salter
Bruce	Hudson	Scalise
Brun	Hunter	Schneider
Bruneau	Iles	Shaw
Carter	Jenkins	Smith, J.D.—50th
Chaisson	Jetson	Smith, J.R.—30th
Clarkson	Johns	Stelly
Copelin	Kennard	Strain
Crane	Kenney	Theriot
Curtis	Lancaster	Thomas
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Triche
Dimos	McCain	Vitter
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Welch
Durand	Michot	Weston
Farve	Mitchell	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Willard-Lewis
Fontenot	Morrish	Windhorst
Forster	Murray	Winston
Frith	Odinet	Wright
Total—102		

NAYS

Guillory
Total—1

ABSENT

Hebert	Riddle
Total—2	

The chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

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

**SENATE BILL NO. 1362—**  
BY SENATOR COX

AN ACT

To amend and reenact R.S. 15:542(A) and the introductory paragraph of 542(B), relative to registration of sex offenders; to require certain juvenile sex offenders to register with law enforcement authorities; and to provide for related matters.

Read by title.

Rep. Landrieu moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pinac
Alario	Guillory	Powell
Alexander, A.—93rd	Hammett	Pratt
Alexander, R.—13th	Heaton	Quezaire
Ansardi	Hebert	Riddle
Barton	Hill	Romero
Baylor	Holden	Rousselle
Bowler	Hopkins	Salter
Bruce	Hudson	Scalise
Brun	Hunter	Schneider
Bruneau	Iles	Shaw
Carter	Jenkins	Smith, J.D.—50th
Clarkson	Jetson	Smith, J.R.—30th
Copelin	Johns	Stelly
Crane	Kennard	Strain
Curtis	Kenney	Theriot
Damico	Lancaster	Thomas
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneaux	Travis
Dimos	Martiny	Triche
Doerge	McCain	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Fauchoux	Mitchell	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrish	Willard-Lewis
Forster	Murray	Windhorst
Frith	Odinet	Winston
Gautreaux	Perkins	Wright
Glover	Pierre	
Total—101		

NAYS

Total—0

ABSENT

Baudoin	Fruge
Chaisson	Morrell
Total—4	

The Chair declared the above bill was finally passed.

Rep. Landrieu 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.

**Speaker Pro Tempore Bruneau in the Chair**

**SENATE BILL NO. 1546 (Substitute for Senate Bill No. 511 by Senator Cox)—**  
BY SENATOR COX

AN ACT

To enact Part X of Chapter 1 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:221 through 234, relative to civil commitment; to provide for special procedures for commitment of sexually violent predators; to define terms; to provide for offenses considered as sexually violent offenses; to provide for initial assessments, the filing of sexually violent offender petitions, detention, evaluations, hearing procedures, trials, and dispositions in connection therewith; to provide for periodic examinations and judicial review; to provide for notifications upon release; to provide for special allegations in certain criminal cases; to provide with respect to confidential or

privileged information and the sealing of court records; and to provide for related matters.

Called from the calendar.

Read by title.

**Motion**

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

Rep. Landrieu objected.

By a vote of 49 yeas and 36 nays, the House returned the bill to the calendar.

**SENATE BILL NO. 1376—**  
BY SENATOR COX

AN ACT

To amend and reenact Code of Criminal Procedure Art. 895(H)(2) and R.S. 15:542(B)(2) and 574.4(H)(2)(b), relative to notices required to be published by certain sexual offenders; to provide that the appropriate court, parole board, or sheriff or police department shall require that such notice be published in a newspaper with a smaller circulation than the official journal; and to provide for related matters.

Read by title.

**Motion**

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

**SENATE BILL NO. 1369—**  
BY SENATORS JORDAN, LANDRY, LENTINI, SHORT AND TARVER  
AN ACT

To amend and reenact R.S. 15:147(A) and to enact R. S. 15:151 through 151.4 and R.S. 36:4(D), relative to the right to counsel in criminal cases; to provide for the determination of indigency and for compliance with indigency determination procedure by the judge; to create the Indigent Defense Assistance Board in the office of the governor and to provide with respect to the appointment of its members and officers; to provide with respect to the board's powers, duties, functions, rulemaking authority, compensation, and expenses; to provide for the conditions for awarding supplemental assistance to judicial district indigent defender boards; to provide for reporting requirements; to provide for an effective date and for the transition of funds and staff; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Martiny to Reengrossed Senate Bill No. 1369 by Senator Jordan

AMENDMENT NO. 1

On Amendment No.1 proposed by the Legislative Bureau and adopted by the House on June 16, 1997, on page 1, line 4, change "151.4," to "151.4, and 152,"

AMENDMENT NO. 2

On Amendment No. 2 proposed by the Legislative Bureau and adopted by the House on June 16, 1997, on page 1, line 6, after "(1)" delete the remainder of the line and delete lines 7 and 8

AMENDMENT NO. 3

On page 1, line 16, delete "15:151 through 151.4" and insert "15:147(A)(3), 151 through 151.4, and 152"

AMENDMENT NO. 4

On page 8, between lines 4 and 5, insert the following:

"§152. Costs for Prosecution of Indigent Cases

In all criminal cases over which the district attorney's office has jurisdiction, there shall be taxed as costs against every defendant who is convicted after trial, or who pleads guilty or nolo contendere, or whose bond is forfeited, a nonrefundable sum of ten dollars in each case, which shall be in addition to all other fines, costs, or forfeitures lawfully imposed. The sums collected under this Section shall be remitted monthly by the sheriff to the office of the district attorney of the judicial district to be used at his discretion in defraying expenses of his office, including the expenses incurred in the prosecution of indigent cases."

**Point of Order**

Rep. McCain asked for a ruling from the Chair as to whether the above amendments were germane to the subject matter contained in the bill as introduced.

**Ruling of the Chair**

The Chair ruled that the above amendments were not germane to the subject matter contained in the bill as introduced.

On motion of Rep. Martiny, the amendments were withdrawn.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Bowler to Reengrossed Senate Bill No. 1369 by Senator Jordan and others

AMENDMENT NO. 1

On page 2, line 3, after "court" insert "at" and delete "not later than"

On motion of Rep. Bowler, the amendments were withdrawn.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Martiny to Reengrossed Senate Bill No. 1369 by Senator Jordan

AMENDMENT NO. 1

On Amendment No.1 proposed by the Legislative Bureau and adopted by the House on June 16, 1997, on page 1, line 4, change "151.4," to "151.4, and 152,"

AMENDMENT NO. 2

On Amendment No. 2 proposed by the Legislative Bureau and adopted by the House on June 16, 1997, on page 1, line 6, after "(1)" delete the remainder of the line and delete lines 7 and 8

AMENDMENT NO. 3

On page 1, line 16, delete "15:151 through 151.4" and insert "15:147(A)(3), 151 through 151.4, and 152"

AMENDMENT NO. 4

On page 8, between lines 4 and 5, insert the following:

"§152. Costs for Prosecution of Indigent Cases

In all criminal cases over which the district attorney's office has jurisdiction, there shall be taxed as costs against every defendant who is convicted after trial, or who pleads guilty or nolo contendere, or whose bond is forfeited, a nonrefundable sum of ten dollars in each case, which shall be in addition to all other fines, costs, or forfeitures lawfully imposed. The sums collected under this Section shall be remitted monthly by the sheriff to the Indigent Defense Assistance Board to be used at its discretion in defraying expenses incurred in the prosecution of indigent cases throughout the state."

**Point of Order**

Rep. McCain asked for a ruling from the Chair as to whether the above amendments were germane to the subject matter contained in the bill as introduced.

**Ruling of the Chair**

The Chair ruled that the above amendments were germane to the subject matter contained in the bill as introduced.

Rep. Martiny moved the adoption of the amendments.

Rep. McCain objected.

By a vote of 71 yeas and 28 nays, the amendments were adopted.

**Point of Order**

Rep. Murray asked for a ruling from the Chair as to whether Senate Bill No. 1369 levies a new fee or increases an existing fee and therefore would require the favorable vote of two-thirds of the elected members to finally pass the House.

**Ruling of the Chair**

The Chair ruled the bill did levy a new fee or increases an existing fee and therefore would require the favorable vote of two-thirds of the elected members to finally pass the House.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Glover	Riddle
Alario	Green	Rousselle
Ansardi	Guillory	Salter
Baudoin	Hammett	Scalise

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Baylor	Hebert	Schneider
Bruce	Hill	Shaw
Brun	Hopkins	Smith, J.D.—50th
Bruneau	Jetson	Smith, J.R.—30th
Carter	Johns	Stelly
Chaisson	Kennard	Strain
Clarkson	Kenney	Theriot
Crane	Lancaster	Thomas
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Travis
Diez	Marionneau	Triche
Dimos	Martiny	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	Michot	Weston
Farve	Montgomery	Wiggins
Faucheux	Morrish	Wilkerson
Flavin	Odinot	Willard-Lewis
Fontenot	Pierre	Windhorst
Forster	Pinac	Winston
Frith	Powell	Wright
Gautreaux	Quezaire	
Total—80		

NAYS

Alexander, A.—93rd	Holden	Murray
Copelin	Hunter	Perkins
Curtis	Iles	Pratt
DeWitt	Jenkins	Romero
Fruge	McCain	Welch
Heaton	Morrell	
Total—17		

ABSENT

Alexander, R.—13th	Doerge	Mitchell
Barton	Hudson	Toomy
Bowler	McMains	
Total—8		

The chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

Rep. Riddle 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.

### Acting Speaker LeBlanc in the Chair

#### SENATE BILL NO. 1405— BY SENATOR HAINKEL

AN ACT

To enact R.S. 14:68.5, relative to offenses against property; to provide with respect to misappropriation without violence; to provide for the crime of unauthorized removal of property from the governor's mansion; and to provide for related matters.

Read by title.

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

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Downer to Reengrossed Senate Bill No. 1405 by Senator Hainkel

#### AMENDMENT NO. 1

On page 1, line 4, after "mansion" and before the semicolon ";" insert "and the state capitol complex"

#### AMENDMENT NO. 2

On page 1, line 8, after "mansion" insert "and the state capitol complex"

#### AMENDMENT NO. 3

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

"C. It shall be unlawful for any person to remove any property of the state which has been catalogued pursuant to R.S. 24:43 from the state capitol complex without the authorization of the Legislative Budgetary Control Council."

#### AMENDMENT NO. 4

On page 2, line 3, change "C." to "D."

#### AMENDMENT NO. 5

On page 2, line 4, after "mansion" and before "as provided" insert "or from the state capitol complex"

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

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

#### ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Pinac
Alario	Glover	Powell
Alexander, A.—93rd	Green	Pratt
Ansardi	Guillory	Quezaire
Barton	Hammett	Riddle
Baudoin	Heaton	Romero
Baylor	Hebert	Rousselle
Bowler	Hill	Salter
Bruce	Holden	Scalise
Brun	Hopkins	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	Marionneau	Triche
Dimos	Martiny	Vitter
Doerge	McCain	Walsworth
Donelon	McCallum	Warner
Dupre	McDonald	Welch
Durand	McMains	Weston
Farve	Michot	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrish	Willard-Lewis
Fontenot	Murray	Windhorst
Forster	Odinot	Winston
Frith	Perkins	Wright
Fruge	Pierre	
Total—101		

NAYS

Total—0

ABSENT

Alexander, R.—13th Mitchell  
Hudson Morrell  
Total—4

The Chair declared the above bill was finally passed.

Rep. Bruneau 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.

**SENATE BILL NO. 1460—**  
BY SENATOR DEAN

AN ACT

To amend and reenact Section 1 of Act No. 233 of the 1984 Regular Session, as amended by Act No. 819 of the 1985 Regular Session and by Act No. 847 of the 1992 Regular Session, relative to the Bohemia Spillway; to provide for legislative intent; to provide for the return of lands and certain revenues derived therefrom; to provide for ownership of certain lands; to provide for judicial review; to provide for certain transfers of title; to provide for suspension of certain funds; to provide for surveys of certain property; to provide for reports; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Rousselle to Reengrossed Senate Bill No. 1460 by Senator Dean

AMENDMENT NO. 1

Delete House Floor Amendment No. 3 proposed by Representative Fauchaux and adopted by the House of Representatives on June 18th, 1997, and insert in lieu thereof the following:

"the Department of Natural Resources to undertake all steps necessary to certify all appropriate owners of the land subject to Act No. 233 of 1984 and that the Department of Natural Resources further certify to the Orleans Levee District the names of the appropriate transferees which were identified as appropriate heirs by the Special Master appointed by the Department of Natural Resources to certify the successful heirs to the land in order that said lands shall be transferred by the Orleans Levee District to said heirs. The Department of Natural Resources shall not withhold certification based on an inability to pay the costs mandated by the Department of Natural Resources."

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

**Motion**

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

Rep. Travis 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	Forster	Michot
Alexander, R.—13th	Kenney	Morrish
Bowler	Landrieu	Perkins
Bruneau	LeBlanc	Scalise
Deville	Long	Stelly
Dimos	Martiny	Walsworth
Durand	McDonald	Windhorst
Fauchaux	McMains	
Total—23		

NAYS

Alario	Hammett	Riddle
Barton	Heaton	Romero
Baylor	Hebert	Rousselle
Bruce	Hill	Salter
Carter	Holden	Shaw
Chaisson	Hopkins	Smith, J.D.—50th
Clarkson	Hunter	Strain
Copelin	Iles	Theriot
Curtis	Jenkins	Thomas
Damico	Jetson	Thompson
Daniel	Kennard	Thornhill
DeWitt	Lancaster	Toomy
Diez	Marionneaux	Travis
Doerge	McCallum	Triche
Donelon	Mitchell	Vitter
Dupre	Montgomery	Warner
Farve	Morrell	Welch
Flavin	Murray	Weston
Fontenot	Odinot	Wiggins
Frith	Pierre	Wilkerson
Fruge	Pinac	Willard-Lewis
Gautreaux	Powell	Winston
Glover	Pratt	
Guillory	Quezaire	
Total—70		

ABSENT

Mr. Speaker	Crane	McCain
Ansardi	Green	Schneider
Baudoin	Hudson	Smith, J.R.—30th
Brun	Johns	Wright
Total—12		

The House refused to return the bill to the calendar.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Powell
Alario	Green	Pratt
Alexander, A.—93rd	Guillory	Quezaire
Alexander, R.—13th	Hammett	Riddle
Ansardi	Heaton	Romero
Barton	Hebert	Rousselle
Baudoin	Hill	Salter
Baylor	Holden	Schneider
Bowler	Hopkins	Shaw
Bruce	Hudson	Smith, J.D.—50th
Brun	Hunter	Smith, J.R.—30th
Carter	Iles	Stelly
Chaisson	Jenkins	Theriot

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Clarkson	Jetson	Thomas
Copelin	Kennard	Thompson
Crane	Lancaster	Thornhill
Curtis	Landrieu	Toomy
Damico	Long	Travis
Daniel	Marionneaux	Triche
Deville	Martiny	Vitter
DeWitt	McCallum	Walsworth
Diez	McDonald	Warner
Doerge	McMains	Welch
Dupre	Michot	Weston
Durand	Montgomery	Wiggins
Farve	Morrell	Wilkerson
Faucheux	Morrish	Willard-Lewis
Flavin	Murray	Windhorst
Fontenot	Odinet	Winston
Frith	Perkins	Wright
Fruge	Pierre	
Gautreaux	Pinac	
Total—94		

NAYS

Bruneau	Forster	Scalise
Donelon	Kenney	
Total—5		

ABSENT

Dimos	LeBlanc	Mitchell
Johns	McCain	Strain
Total—6		

The Chair declared the above bill was finally passed.

Rep. Rousselle 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, and under a suspension of the rules, the above roll call was corrected to reflect him as voting yea.

**SENATE BILL NO. 1489—**  
BY SENATOR JONES

AN ACT

To amend and reenact R.S. 27:15(B)(2) and to enact R.S. 27:15(B)(10), relative to the Louisiana Gaming Control Board; to provide for compulsory meetings; to provide relative to meeting locations; and to provide for related matters.

Read by title.

Rep. Hunter moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pierre
Alario	Guillory	Pinac
Alexander, A.—93rd	Hammett	Powell
Alexander, R.—13th	Heaton	Pratt
Barton	Hill	Quezaire
Baudoin	Holden	Riddle
Baylor	Hudson	Romero
Bowler	Hunter	Salter
Bruce	Iles	Scalise

Bruneau	Jenkins	Schneider
Carter	Jetson	Shaw
Chaisson	Johns	Smith, J.D.—50th
Clarkson	Kennard	Smith, J.R.—30th
Copelin	Kenney	Stelly
Crane	Lancaster	Strain
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thomas
Deville	Long	Thompson
DeWitt	Marionneaux	Thornhill
Diez	McCain	Toomy
Dimos	McCallum	Triche
Doerge	McDonald	Vitter
Donelon	McMains	Walsworth
Dupre	Michot	Warner
Durand	Mitchell	Welch
Faucheux	Montgomery	Weston
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard-Lewis
Forster	Murray	Windhorst
Gautreaux	Odinet	Winston
Glover	Perkins	Wright
Total—93		

NAYS

Fruge  
Total—1

ABSENT

Ansardi	Frith	Rousselle
Brun	Hebert	Travis
Curtis	Hopkins	Wiggins
Farve	Martiny	
Total—11		

The Chair declared the above bill was finally passed.

Rep. Hunter 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.

**SENATE BILL NO. 1492—**  
BY SENATOR DEAN

AN ACT

To declare that the public and necessary purpose which may have originally supported the expropriation of certain property in the parish of Plaquemines, known as Cheniere Ronquillo, located in Sections 9, 10, 15, and 16 of Township 21 South, Range 26 East, has been called into question; to authorize certain heirs to assert their rights of ownership; and to provide for related matters.

Read by title.

Rep. Rousselle moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pierre
Alario	Green	Pinac
Alexander, A.—93rd	Guillory	Powell
Alexander, R.—13th	Hammett	Pratt
Barton	Heaton	Quezaire
Baudoin	Hebert	Riddle
Baylor	Hill	Romero

Bowler	Holden	Rousselle
Bruce	Hopkins	Salter
Brun	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Jetson	Smith, J.R.—30th
Copelin	Johns	Stelly
Crane	Kennard	Strain
Damico	Kenney	Theriot
Daniel	Lancaster	Thomas
Deville	Landrieu	Thompson
DeWitt	LeBlanc	Thornhill
Diez	Long	Toomy
Dimos	Marionneau	Travis
Doerge	McCain	Triche
Donelon	McCallum	Vitter
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Welch
Faucheux	Mitchell	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Forster	Morrish	Willard-Lewis
Frith	Murray	Windhorst
Fruge	Odinet	Winston
Gautreaux	Perkins	Wright
Total—102		

NAYS

Total—0

ABSENT

Ansardi	Curtis	Martiny
Total—3		

The Chair declared the above bill was finally passed.

Rep. Rousselle 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.

**SENATE BILL NO. 1536—**  
BY SENATOR SHORT

AN ACT

To enact R.S. 15:571.34, relative to alternative incarceration; to establish a pilot program involving electronic monitoring for certain prisoners; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Hunter to Engrossed Senate Bill No. 1536 by Senator Short

AMENDMENT NO. 1

On page 1, line 2, between "To" and "enact" insert:

"amend and reenact R.S. 15:571.3(A)(1) and to"

AMENDMENT NO. 2

On page 1, line 2, between "relative to" and "alternative" insert:

"the diminution of prison sentences for good behavior and"

AMENDMENT NO. 3

On page 1, line 2, between "incarceration;" and "to" insert:

"to provide for the rate of good time for certain prisoners in parish prisons;"

AMENDMENT NO. 4

On page 1, line 6, between "Section 1." and "R.S." insert:

"R.S. 15:571.3(A)(1) is hereby amended and reenacted, and"

AMENDMENT NO. 5

On page 1, between lines 6 and 7, insert:

"§571.3. Diminution of sentence for good behavior

A.(1) Every prisoner in a parish prison convicted of an offense and sentenced to imprisonment without hard labor, except a prisoner convicted a second time of a crime of violence as defined by R.S. 14:2(13) or when the sentencing court has denied or conditioned eligibility for "good time" as provided in R.S. 15:537, may earn a diminution of sentence, to be known as "good time", by good behavior and performance of work or self-improvement activities, or both, ~~at the rate of three days of good time for each seventeen days served~~ The amount of diminution of sentence allowed under this Paragraph shall be at the rate of thirty days for every thirty days in actual custody, except for a prisoner convicted a first time of a crime of violence, as defined in R.S. 14:2(13), who shall earn diminution of sentence at the rate of three days for every seventeen days in actual custody, including in either case time spent in custody with good behavior prior to sentence for which ~~defendant~~ the prisoner is given credit.

\* \* \*

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Pratt
Alario	Green	Quezaire
Alexander, A.—93rd	Guillory	Riddle
Alexander, R.—13th	Hammett	Romero
Ansardi	Hebert	Rousselle
Barton	Holden	Salter
Baylor	Hopkins	Scalise
Bowler	Hudson	Schneider
Bruce	Iles	Shaw
Brun	Jenkins	Smith, J.D.—50th
Bruneau	Jetson	Smith, J.R.—30th
Carter	Johns	Stelly
Chaisson	Kennard	Strain
Copelin	Kenney	Theriot
Crane	Lancaster	Thomas
Curtis	Landrieu	Thompson
Damico	LeBlanc	Thornhill
Daniel	Long	Toomy
Deville	Martiny	Travis
DeWitt	McCain	Triche
Diez	McCallum	Vitter

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Dimos	McDonald	Walsworth
Doerge	McMains	Warner
Donelon	Michot	Welch
Dupre	Mitchell	Weston
Durand	Montgomery	Wiggins
Farve	Morrell	Wilkerson
Faucheux	Morrish	Willard-Lewis
Flavin	Murray	Windhorst
Fontenot	Perkins	Winston
Forster	Pierre	Wright
Frith	Pinac	
Fruge	Powell	
Total—97		

NAYS

Total—0

ABSENT

Baudoin	Heaton	Marionneaux
Clarkson	Hill	Odinet
Glover	Hunter	
Total—8		

The Chair declared the above bill was finally passed.

Rep. Perkins 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.

**SENATE BILL NO. 1560 (Substitute for Senate Bill No. 1533 by Senator Hines)—**

BY SENATORS HINES, IRONS AND BAJOIE  
AN ACT

To enact R.S. 36:259(FF) and 919.4 and Chapter 52 of Title 46 of the Revised Statutes of 1950, to be comprised of R.S. 46:2671 through 2675, relative to assisted living of the elderly; to provide for findings and declarations; to authorize the Department of Health and Hospitals to develop and implement a residential assisted living pilot project; to provide for cooperation among departments; to provide for guidelines for such project; to specify duration of project; to require reports; to create an advisory committee; to provide for membership and duties of such committee; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Rodney Alexander to Reengrossed Senate Bill No. 1560 by Senator Hines, et al.

**AMENDMENT NO. 1**

On page 5, line 1, delete "40:2131 et seq." and insert in lieu thereof "40:2151 et seq."

**AMENDMENT NO. 2**

On page 5, line 25, delete "March" and insert in lieu thereof "October"

**AMENDMENT NO. 3**

On page 6, line 17, delete "October 1, 1997," and insert in lieu thereof "April 1, 1998,"

On motion of Rep. Rodney Alexander, the amendments were adopted.

Rep. Rodney Alexander moved the final passage of the bill, as amended.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Gautreaux	Pierre
Alario	Glover	Pinac
Alexander, A.—93rd	Green	Powell
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
Chaisson	Iles	Smith, J.D.—50th
Clarkson	Jenkins	Smith, J.R.—30th
Copelin	Jetson	Strain
Crane	Johns	Theriot
Curtis	Kennard	Thomas
Damico	Kenney	Thompson
Daniel	Landrieu	Thornhill
Deville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Marionneaux	Triche
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	Perkins	
Total—101		

NAYS

Total—0

ABSENT

Carter	Odinet
Lancaster	Stelly
Total—4	

The Chair declared the above bill was finally passed.

Rep. Rodney Alexander 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.

**SENATE BILL NO. 6—**  
BY SENATOR SCHEDLER

AN ACT

To amend and reenact Code of Criminal Procedure Art. 336(A), relative to release conditioned on participation in a pretrial drug testing program; to provide for a drug test of every person arrested for a violation of the Uniform Controlled Dangerous



Substances Law or a crime of violence or misdemeanor prior to setting bond; and to provide for related matters.

Read by title.

Rep. Fontenot moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Glover	Perkins
Alario	Green	Pierre
Alexander, A.—93rd	Guillory	Pinac
Alexander, R.—13th	Hammett	Powell
Ansardi	Heaton	Pratt
Barton	Hebert	Quezaire
Baudoin	Hill	Riddle
Baylor	Holden	Rousselle
Bowler	Hopkins	Salter
Bruce	Hudson	Scalise
Brun	Hunter	Schneider
Bruneau	Iles	Shaw
Carter	Jenkins	Smith, J.D.—50th
Chaisson	Jetson	Smith, J.R.—30th
Clarkson	Johns	Stelly
Copelin	Kennard	Strain
Crane	Kenney	Theriot
Curtis	Lancaster	Thomas
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Triche
Dimos	McCain	Vitter
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Welch
Durand	Michot	Weston
Farve	Mitchell	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard-Lewis
Forster	Morrish	Windhorst
Fruge	Murray	Winston
Gautreaux	Odinet	Wright
Total—102		

**NAYS**

Total—0

**ABSENT**

Faucheux	Frith	Romero
Total—3		

The Chair declared the above bill was finally passed.

Rep. Fontenot 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.

**SENATE BILL NO. 196—**  
BY SENATOR HEITMEIER

**AN ACT**

To amend and reenact R.S. 11:403(19) and (20) and 413(3), relative to Louisiana State Employees' Retirement System; to provide for eligibility and definitions of certain persons who may or may

not be members or receive benefits from the system; and to provide for related matters.

Read by title.

Rep. Stelly moved the final passage of the bill.

**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
Chaisson	Iles	Smith, J.D.—50th
Clarkson	Jenkins	Smith, J.R.—30th
Copelin	Jetson	Stelly
Crane	Johns	Strain
Curtis	Kennard	Theriot
Damico	Kenney	Thomas
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneaux	Travis
Dimos	Martiny	Triche
Doerge	McCain	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Mitchell	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard-Lewis
Forster	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Odinet	Wright
Total—102		

**NAYS**

Total—0

**ABSENT**

Carter	Lancaster	Powell
Total—3		

The Chair declared the above bill was finally passed.

Rep. Stelly 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.

**SENATE BILL NO. 200—**  
BY SENATOR HEITMEIER

**AN ACT**

To amend and reenact R.S. 11:728(B)(1) and (F), relative to the Teachers' Retirement System of Louisiana; to provide for establishing credit for certain teaching service; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Stelly moved the final passage of the bill.

**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	Powell
Ansardi	Hammett	Pratt
Barton	Heaton	Quezaire
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Rousselle
Bruce	Hopkins	Salter
Brun	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Shaw
Chaisson	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
DeWitt	LeBlanc	Thornhill
Diez	Long	Toomy
Dimos	Marionneaux	Travis
Doerge	Martiny	Triche
Donelon	McCain	Vitter
Dupre	McCallum	Walsworth
Durand	McDonald	Warner
Farve	McMains	Welch
Faucheux	Michot	Weston
Flavin	Mitchell	Wilkerson
Fontenot	Morrell	Willard-Lewis
Forster	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Odinet	Wright
Total—102		

**NAYS**

Montgomery  
Total—1

**ABSENT**

Clarkson  
Total—2  
Wiggins

The Chair declared the above bill was finally passed.

Rep. Stelly 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.

**SENATE BILL NO. 227—**  
BY SENATOR HEITMEIER

**AN ACT**

To amend and reenact R.S. 11:42(B)(8), 62(8), 1901(C), 1903(H), 1904, the heading of Part II of Chapter 5 of Subtitle III of Title 11 of the Louisiana Revised Statutes of 1950, 1921(A)(2), 1925(E), 1931(B) and (D)(10)(a), 1934(A), 1936(A)(1), 1938(A), 2011, and 2012(A), (B), (B)(1), (C), and (E), 2014(A) and (B), to enact R.S. 11:22(B)(9)(c), 209(C), 1902(22.1), Part IV-A of Chapter 5 of Subtitle III of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:1971

through 1977, and to repeal R.S. 11:2013, relative to the Parochial Employees' Retirement System; to create and define a new Plan C; to provide for actuarial funding; to provide for enrollment of members; to provide for retirement eligibility, average compensation, benefits, retirement computation, contributions, vesting, funds to which assets credited, and collection and payment of contributions; to provide for applicability of general provisions governing the system; to provide for employee contributions to Plan B; to repeal obsolete provisions on allocation of assets and liabilities; to provide for Deferred Retirement Option Funds; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Stelly moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total—0

**ABSENT**

Hebert  
Total—2  
Hudson

The Chair declared the above bill was finally passed.

Rep. Stelly 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.

**SENATE BILL NO. 268—**  
BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 15:832.1(A) and (B), relative to work by inmates; to authorize the governor to use inmate labor in certain projects or maintenance or repair work at such facilities; to authorize the use of inmate labor for certain custodial services; to provide for the effective date and term of this Act and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Windhorst to Engrossed Senate Bill No. 268 by Senator Ullo

AMENDMENT NO. 1

On page 2, line 3, after "exceed" and before "hundred" delete "one" and insert "two"

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

Rep. Alario 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	Powell
Ansardi	Hammett	Pratt
Barton	Heaton	Quezaire
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Rousselle
Bruce	Hopkins	Salter
Brun	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Jetson	Smith, J.R.—30th
Copelin	Johns	Stelly
Crane	Kennard	Strain
Curtis	Kenney	Theriot
Damico	Lancaster	Thomas
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneaux	Travis
Dimos	Martiny	Triche
Doerge	McCain	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Fauchoux	Mitchell	Wiggins

Flavin  
Fontenot  
Forster  
Frith  
Fruge  
Total—105

Montgomery  
Morrell  
Morrish  
Murray  
Odinet

Wilkerson  
Willard-Lewis  
Windhorst  
Winston  
Wright

NAYS

Total—0

ABSENT

Total—0

The Chair declared the above bill was finally passed.

Rep. Alario 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.

**SENATE BILL NO. 355—**  
BY SENATORS GREENE AND CRAVINS  
AN ACT

To amend and reenact R. S. 24:35 (District No. 11 through District No. 18), (District No. 22 through District No. 28), and (District No. 32 through District No. 35), relative to senate districts; to provide for the redistricting of Senate Districts 11 through 18, 22 through 28, and 32 through 35, to provide for the effectiveness of this Act; to provide for certain vacancies; and to provide with respect thereto.

Read by title.

**Motion**

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

**Speaker Downer in the Chair**

**SENATE BILL NO. 399—**  
BY SENATOR HEITMEIER  
AN ACT

To enact R.S. 11:462, relative to Louisiana State Employees' Retirement System; to provide for an optional disability enhancement benefit program and rehabilitation program; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Forster to Engrossed Senate Bill No. 399 by Senator Heitmeier

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line, and on page 1, at the beginning of line 3, delete "System;" and add "amend and reenact R.S. 11:143(C)(introductory paragraph) and (D)(5), and to enact R.S. 11:462, relative to all state and statewide public retirement systems; to allow certain members of the Louisiana judiciary to transfer service credit from any public retirement system to another retirement system without an actuarial cost;"

AMENDMENT NO. 2

On page 1, line 4, between the semi-colon ";" and "and" insert "to provide an effective date;"

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AMENDMENT NO. 3

On page 1, line 7, between "Section 1." and "R.S. 11:462" insert "R.S. 11:143(C)(introductory paragraph) and (D)(5) are hereby amended and reenacted and"

AMENDMENT NO. 4

On page 1, between lines 7 and 8, insert:

"§143. Transfers between systems

\* \* \*

C. Except as provided in Subsection (5) herein and notwithstanding the provisions of law to the contrary, the system, fund, or plan from which the person transfers such credit shall transfer to the receiving system, fund, or plan an amount which is the lesser of the following:

\* \* \*

D.

\* \* \*

(5) Any member of the Louisiana judiciary who took office prior to January 1, 1987, and who transfers service credit from any public retirement system to another retirement system shall not be required to pay an actuarial cost for such transfer between systems.

\* \* \*"

AMENDMENT NO. 5

On page 2, delete lines 9 through 14 in their entirety, and add:

"Section 2. This Act shall become effective on July 1, 1997; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 1997, or on the day following such approval by the legislature, whichever is later."

Rep. Forster moved the adoption of the amendments.

Rep. Stelly objected.

By a vote of 45 yeas and 54 nays, the amendments were rejected.

Rep. Stelly moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Gautreaux	Odinot
Alario	Glover	Perkins
Alexander, A.—93rd	Green	Pierre
Alexander, R.—13th	Guillory	Pinac
Ansardi	Hammitt	Powell
Barton	Heaton	Pratt
Baudoin	Hebert	Quezaire
Baylor	Hill	Riddle
Bowler	Holden	Rousselle
Bruce	Hopkins	Salter
Brun	Hudson	Scalise
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	Triche
Dimos	Martiny	Vitter
Doerge	McCain	Walsworth
Donelon	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

Dupre  
Total—3

Romero  
Schneider

The Chair declared the above bill was finally passed.

Rep. Stelly 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.

**SENATE BILL NO. 404—**  
BY SENATOR DARDENNE

**AN ACT**

To amend and reenact R.S. 15:1177 and R.S. 49:964(A), relative to administrative remedy procedures; to provide that offenders aggrieved by a decision rendered either by the Department of Public Safety and Corrections or a private prison facility may seek judicial review of said decision only in the Nineteenth Judicial District Court; to provide for a procedure for review of said decision; to provide for remand of case; to provide for additional evidence; and to provide for related matters.

Read by title.

**Motion**

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

**SENATE BILL NO. 424—**  
BY SENATOR HEITMEIER

**AN ACT**

To enact R.S. 11:1938(L), relative to the Parochial Employees' Retirement System; to provide for repayment of funds withdrawn from the applicable Deferred Retirement Option Plan Fund upon reemployment within certain time periods; and to provide for related matters.

Read by title.

Rep. Stelly 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	Powell
Barton	Heaton	Pratt
Baudoin	Hebert	Quezaire
Baylor	Hill	Riddle
Bowler	Holden	Romero
Bruce	Hopkins	Rousselle
Brun	Hudson	Salter
Bruneau	Hunter	Scalise
Carter	Iles	Schneider
Chaisson	Jenkins	Shaw
Clarkson	Jetson	Smith, J.D.—50th
Copelin	Johns	Stelly
Crane	Kennard	Strain
Damico	Kenney	Theriot
Daniel	Lancaster	Thomas
Deville	Landrieu	Thompson
DeWitt	LeBlanc	Thornhill
Diez	Long	Travis
Dimos	Marionneaux	Triche
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	Morrrell	Windhorst
Frith	Morrish	Winston
Fruge	Murray	Wright
Total—102		

**NAYS**

Total—0

**ABSENT**

Curtis	Smith, J.R.—30th	Toomy
Total—3		

The Chair declared the above bill was finally passed.

Rep. Stelly 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.

**SENATE BILL NO. 457—**  
BY SENATOR HINES AND REPRESENTATIVE DEWITT  
AN ACT

To amend and reenact R.S. 49:951(5) and 964(C), relative to the Administrative Procedure Act; to provide that the definition of "person" include "agency"; to provide for an exception to a stay ex parte; and to provide for related matters.

Read by title.

Rep. DeWitt moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Green	Pierre
Alario	Guillory	Pinac
Alexander, A.—93rd	Hammett	Powell
Alexander, R.—13th	Heaton	Pratt
Barton	Hebert	Quezaire
Baudoin	Hill	Riddle
Baylor	Holden	Romero
Bowler	Hopkins	Rousselle
Bruce	Hudson	Salter
Bruneau	Hunter	Scalise
Carter	Iles	Schneider
Chaisson	Jenkins	Shaw
Clarkson	Jetson	Smith, J.D.—50th
Copelin	Johns	Smith, J.R.—30th
Crane	Kennard	Stelly
Curtis	Kenney	Strain
Damico	Lancaster	Theriot
Daniel	Landrieu	Thomas
Deville	LeBlanc	Thompson
DeWitt	Long	Thornhill
Dimos	Marionneaux	Travis
Doerge	McCain	Triche
Donelon	McCallum	Vitter
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Welch
Faucheux	Mitchell	Weston
Flavin	Montgomery	Wiggins
Forster	Morrrell	Wilkerson
Frith	Morrish	Willard-Lewis
Fruge	Murray	Windhorst
Gautreaux	Odinet	Winston
Glover	Perkins	
Total—98		

**NAYS**

Total—0

**ABSENT**

Ansardi	Fontenot	Wright
Brun	Martiny	
Diez	Toomy	
Total—7		

The Chair declared the above bill was finally passed.

Rep. DeWitt 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.

**SENATE BILL NO. 491—**  
BY SENATORS HEITMEIER AND SCHEDLER  
AN ACT

To amend and reenact R.S. 11:181(B), (D), and (F), 1651(B)(1), and 2225(A)(2)(a), relative to the statewide public retirement systems, funds, or plans; to provide for the composition of the governing boards of the systems; to provide that the chairman of the Senate Committee on Retirement serve as ex officio member of certain boards; to provide for per diem paid for board members to attend meetings; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Stelly moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

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YEAS		
Mr. Speaker	Glover	Perkins
Alario	Green	Pierre
Alexander, A.—93rd	Guillory	Pinac
Alexander, R.—13th	Hammett	Powell
Ansardi	Heaton	Pratt
Barton	Hebert	Quezaire
Baudoin	Hill	Riddle
Baylor	Holden	Romero
Bowler	Hopkins	Rousselle
Bruce	Hudson	Salter
Brun	Hunter	Scalise
Bruneau	Iles	Schneider
Carter	Jenkins	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Stelly
Crane	Kenney	Theriot
Damico	Lancaster	Thompson
Daniel	Landrieu	Thornhill
Deville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Marionneaux	Triche
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
Forster	Morrell	Windhorst
Frith	Morrish	Winston
Fruge	Murray	Wright
Gautreaux	Odinot	
Total—101		
NAYS		
Total—0		
ABSENT		
Curtis	Strain	
Fontenot	Thomas	
Total—4		

The Chair declared the above bill was finally passed.

Rep. Stelly 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.

**SENATE BILL NO. 498—**  
BY SENATOR HEITMEIER  
AN ACT

To enact R.S. 11:791(A)(4) and (5), relative to Teachers' Retirement System of Louisiana; to provide for reemployment of retirees who participated in the Deferred Retirement Option Plan; to authorize part-time reemployment as teachers in certain adult education programs and in certain programs for students failing to meet certain proficiency levels; to provide for such reemployment without suspension of retirement benefits; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Stelly moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS		
Mr. Speaker	Gautreaux	Odinot
Alario	Glover	Perkins
Alexander, R.—13th	Green	Pierre
Ansardi	Guillory	Pinac
Barton	Hammett	Powell
Baudoin	Heaton	Pratt
Baylor	Hebert	Quezaire
Bowler	Hill	Riddle
Bruce	Holden	Romero
Brun	Hopkins	Rousselle
Bruneau	Hudson	Salter
Carter	Hunter	Scalise
Chaisson	Iles	Schneider
Clarkson	Jenkins	Shaw
Copelin	Jetson	Smith, J.D.—50th
Crane	Johns	Smith, J.R.—30th
Curtis	Kennard	Stelly
Damico	Kenney	Theriot
Daniel	Lancaster	Thompson
Deville	Landrieu	Thornhill
DeWitt	LeBlanc	Toomy
Diez	Long	Travis
Dimos	Marionneaux	Triche
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		
Alexander, A.—93rd	Strain	Thomas
Total—3		

The Chair declared the above bill was finally passed.

Rep. Stelly 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.

**SENATE BILL NO. 538—**  
BY SENATORS DARDENNE, HAINKEL AND EWING  
AN ACT

To enact R.S. 18:1300.22, relative to gaming elections; to specify that certain referendum elections required by the constitution may be called only by law; to provide that certain such elections may be called by the parish governing authority; and to provide for related matters.

Read by title.

**Motion**

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

**SENATE BILL NO. 553—**

BY SENATORS HAINKEL, DARDENNE, EWING AND ROMERO  
AN ACT

To amend and reenact R.S. 30:2480(C)(1), (4)(a), and (5), and 2484(1), (5), (7), and (10), relative to the office of the oil spill coordinator; to provide for extension of deadlines with respect to natural resource damage assessment; to provide with respect to appropriations from the fund; and to provide for related matters.

Read by title.

Rep. Damico moved the final passage of the bill.

**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	Powell
Ansardi	Hammett	Pratt
Barton	Heaton	Quezaire
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Rousselle
Bruce	Hopkins	Salter
Brun	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Jetson	Smith, J.R.—30th
Copelin	Johns	Stelly
Crane	Kennard	Strain
Curtis	Kenney	Theriot
Damico	Lancaster	Thomas
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneaux	Travis
Dimos	Martiny	Triche
Doerge	McCain	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Fauchoux	Mitchell	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard-Lewis
Forster	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Odinot	Wright
Total—105		

**NAYS**

Total—0

**ABSENT**

Total—0

The Chair declared the above bill was finally passed.

Rep. Damico 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.

**SENATE BILL NO. 592—**

BY SENATORS HAINKEL, DARDENNE, EWING AND BAGNERIS  
AN ACT

To enact Children's Code Art. 616(D), relative to records of child abuse or neglect cases; to provide a procedure for expungement of certain records; to provide an effective date; and to provide for related matters.

Read by title.

**Motion**

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

**SENATE BILL NO. 628—**

BY SENATORS HAINKEL, DARDENNE, EWING AND LAMBERT  
AN ACT

To enact R.S. 30:2089, relative to fees for the office of water resources within the Department of Environmental Quality; to provide for an increase in fees charged by the office of water resources; to provide for limitations on the amount of fee increases; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Downer to Engrossed Senate Bill No. 628 Senator Hainkel

AMENDMENT NO. 1

On page 2, at the end of line 4, delete "The" and delete lines 5 through 8 in their entirety

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Green	Powell
Alario	Guillory	Pratt
Alexander, A.—93rd	Hammett	Quezaire
Alexander, R.—13th	Heaton	Riddle
Ansardi	Hebert	Romero
Baudoin	Hill	Rousselle
Baylor	Holden	Salter
Bowler	Hudson	Scalise
Bruneau	Iles	Schneider
Carter	Johns	Shaw
Chaisson	Kennard	Smith, J.D.—50th
Clarkson	Kenney	Smith, J.R.—30th
Copelin	Lancaster	Stelly
Curtis	Landrieu	Strain
Damico	LeBlanc	Theriot
Daniel	Long	Thomas
Deville	Marionneaux	Thompson
DeWitt	Martiny	Thornhill
Diez	McCain	Toomy
Dimos	McCallum	Travis

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Doerge	McDonald	Triche
Donelon	McMains	Vitter
Dupre	Michot	Warner
Durand	Mitchell	Welch
Farve	Montgomery	Weston
Faucheux	Morrell	Wiggins
Flavin	Morrish	Wilkerson
Fontenot	Murray	Willard-Lewis
Frith	Odinet	Windhorst
Gautreaux	Pierre	Winston
Glover	Pinac	Wright
Total—93		

NAYS

Fruge	Jenkins	Perkins
Hopkins	Jetson	
Total—5		

ABSENT

Barton	Crane	Walsworth
Bruce	Forster	
Brun	Hunter	
Total—7		

The chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

Rep. Damico 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.

**SENATE BILL NO. 706—**  
BY SENATOR LANDRY

AN ACT

To enact R.S. 42:1123(24), relative to the Code of Governmental Ethics; to provide an exception from the code for certain gifts to public servants; and to provide for related matters.

Read by title.

Rep. Faucheux moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

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

NAYS

Total—0

ABSENT

McDonald	Pratt	Welch
Total—3		

The Chair declared the above bill was finally passed.

Rep. Faucheux 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.

**SENATE BILL NO. 779—**  
BY SENATOR SIRACUSA

AN ACT

To amend and reenact R.S. 11:1938(A), relative to the Parochial Employees' Retirement System; to remove the one-year waiting period prior to entering the Deferred Retirement Option Plan; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Stelly to Engrossed Senate Bill No. 779 by Senator Siracusa

AMENDMENT NO. 1

On page 1, line 2, between "R.S. 11:1938(A)" and the comma "," insert "and 2144(A)"

AMENDMENT NO. 2

On page 1, at the beginning of line 3, add "Retirement System and the Registrars of Voters Employees"

AMENDMENT NO. 3

On page 1, at the beginning of line 5, add "an effective date; and to provide for"

AMENDMENT NO. 4

On page 1, line 8, between "R.S. 11:1938(A)" and "hereby" delete "is" and insert "and 2144(A) are"

AMENDMENT NO. 5

On page 2, after line 3, add:



"§2144. Deferred Retirement Option Plan

A. In lieu of terminating employment and accepting a service retirement allowance pursuant to this Section, any member ~~who has eleven or more years of creditable service at sixty-one years of age, twenty-one or more years of creditable service at fifty-six years of age, or thirty-one or more years of creditable service at any age who is eligible to receive retirement benefits as provided for in R.S. 11:2071~~ may elect to participate in the Deferred Retirement Option Plan and defer the receipt of benefits in accordance with the provisions of this Section.

\* \* \*

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Pierre
Alario	Glover	Pinac
Alexander, A.—93rd	Green	Powell
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
Déville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Marionneaux	Triche
Dimos	Martiny	Vitter
Doerge	McCain	Walsworth
Donelon	McCallum	Warner
Dupre	McDonald	Welch
Durand	McMains	Weston
Farve	Michot	Wiggins
Faucheux	Mitchell	Wilkerson
Flavin	Morrell	Willard-Lewis
Fontenot	Morrish	Windhorst
Forster	Murray	Winston
Frith	Odiné	Wright
Früge	Perkins	
Total—104		

NAYS

Total—0

ABSENT

Montgomery  
Total—1

The Chair declared the above bill was finally passed.

Rep. Stelly 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.

**SENATE BILL NO. 788—**

BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:2223(B)(2) and (C) and to enact R.S. 11:2221(M) and 2223(B)(3), (4), and (5), relative to the Municipal Police Employees' Retirement System; to provide for determination of disability benefits; to provide for benefit options upon attaining normal retirement age; to provide for eligibility of a child of a police officer for purposes of educational benefits; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Stelly moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pierre
Alario	Green	Pinac
Alexander, A.—93rd	Guillory	Powell
Alexander, R.—13th	Hammett	Pratt
Ansardi	Heaton	Quezairé
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Rousselle
Bruce	Hopkins	Salter
Brun	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Jetson	Smith, J.R.—30th
Copelin	Johns	Stelly
Crane	Kennard	Strain
Curtis	Kenney	Theriot
Damico	Lancaster	Thomas
Daniel	Landrieu	Thompson
Déville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneaux	Travis
Dimos	Martiny	Triche
Doerge	McCain	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Mitchell	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard-Lewis
Forster	Morrish	Windhorst
Frith	Murray	Winston
Früge	Odiné	Wright
Gautreaux	Perkins	
Total—104		

NAYS

Total—0

ABSENT

Barton  
Total—1

The Chair declared the above bill was finally passed.

Rep. Stelly 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.

**SENATE BILL NO. 538—**  
BY SENATORS DARDENNE, HAINKEL AND EWING  
AN ACT

To enact R.S. 18:1300.22, relative to gaming elections; to specify that certain referendum elections required by the constitution may be called only by law; to provide that certain such elections may be called by the parish governing authority; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Windhorst moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Gautreaux	Perkins
Alario	Glover	Pierre
Alexander, A.—93rd	Green	Powell
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	Strain
Copelin	Johns	Theriot
Crane	Kennard	Thomas
Curtis	Kenney	Thompson
Damico	Lancaster	Thornhill
Daniel	Landrieu	Toomy
Deville	LeBlanc	Triche
DeWitt	Long	Vitter
Diez	Marionneau	Walsworth
Dimos	Martiny	Warner
Doerge	McCain	Welch
Donelon	McCallum	Weston
Dupre	McDonald	Wiggins
Durand	McMains	Wilkerson
Farve	Michot	Willard-Lewis
Faucheux	Montgomery	Windhorst
Flavin	Morrell	Winston
Forster	Morrish	Wright
Frith	Murray	
Früge	Odinot	
Total—100		

**NAYS**

Total—0

**ABSENT**

Fontenot	Pinac	Travis
Mitchell	Stelly	
Total—5		

The Chair declared the above bill was finally passed.

Rep. Windhorst 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.

**SENATE BILL NO. 818—**  
BY SENATOR HAINKEL AND REPRESENTATIVE DEWITT  
AN ACT

To amend and reenact R.S. 18:443.2(4) and (6), relative to state central committees; to provide for annual meetings of a state central committee; to provide for vote of committee; to provide for ramification of certain members; and to provide for related matters.

Read by title.

Rep. McCallum moved the final passage of the bill.

**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	Powell
Ansardi	Hammett	Pratt
Barton	Heaton	Quezairé
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Rousselle
Bruce	Hopkins	Salter
Brun	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Jetson	Smith, J.R.—30th
Copelin	Johns	Strain
Crane	Kennard	Theriot
Curtis	Kenney	Thomas
Damico	Lancaster	Thompson
Daniel	Landrieu	Thornhill
Deville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Marionneau	Triche
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
Früge	Odinot	
Total—104		

**NAYS**

Total—0

**ABSENT**

Stelly
Total—1

The Chair declared the above bill was finally passed.

Rep. McCallum 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.

**SENATE BILL NO. 864—**

BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:1921(A)(3)(b) and to repeal R.S. 11:1925(G) and 1940, relative to the Parochial Employees' Retirement System; to repeal provisions authorizing the purchase of service by members of school boards, certain elected parish officials, and certain persons employed by a community action agency; and to provide for related matters.

Read by title.

Rep. Stelly moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Brun	Fontenot	Lancaster
Faucheux	Johns	
Total—5		

The Chair declared the above bill was finally passed.

Rep. Stelly 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.

**SENATE BILL NO. 868—**

BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:2173(A)(1) and (6) and 2178(K), relative to the Sheriffs' Pension and Relief Fund; to provide with respect to the composition of the board of trustees; to provide with respect to election procedures for such board members and terms of office related thereto; to provide with respect to cost-of-living adjustments; to provide for the payment of cost-of-living adjustments on the current benefit being received; to establish maximum and minimum allowable cost-of-living adjustments; and to provide for related matters.

Read by title.

Rep. Stelly moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pinac
Alario	Green	Powell
Alexander, A.—93rd	Guillory	Pratt
Alexander, R.—13th	Hammett	Quezaire
Ansardi	Heaton	Riddle
Barton	Hebert	Romero
Baudoin	Hill	Rousselle
Baylor	Holden	Salter
Bowler	Hopkins	Scalise
Bruce	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	Triche
Dimos	Martiny	Vitter
Doerge	McCain	Walsworth
Donelon	McCallum	Warner
Durand	McDonald	Welch
Farve	McMains	Weston
Faucheux	Michot	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard-Lewis
Forster	Murray	Winston
Frith	Odinet	Wright
Frige	Perkins	
Gautreaux	Pierre	
Total—100		

NAYS

Total—0

ABSENT

Brun	Mitchell	Windhorst
Dupre	Montgomery	
Total—5		

The Chair declared the above bill was finally passed.

Rep. Stelly 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.

**SENATE BILL NO. 870—**

BY SENATOR HEITMEIER

AN ACT

To enact R.S. 11:441(F), relative to Louisiana State Employees' Retirement System; to provide for retirement eligibility at any age after twenty-five years of service for employees of the bridge police section of the Crescent City Connection Division of the Department of Transportation and Development; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Stelly moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Powell
Alario	Guillory	Pratt
Alexander, A.—93rd	Hammett	Quezaire
Alexander, R.—13th	Heaton	Riddle
Ansardi	Hebert	Romero
Baudoin	Hill	Rousselle
Baylor	Holden	Salter
Bowler	Hopkins	Scalise
Bruce	Hunter	Schneider
Brun	Iles	Shaw
Bruneau	Jetson	Smith, J.D.—50th
Carter	Johns	Stelly
Chaisson	Kennard	Strain
Clarkson	Kenney	Theriot
Copelin	Lancaster	Thomas
Crane	Landrieu	Thompson
Curtis	LeBlanc	Thornhill
Damico	Long	Toomy
Daniel	Marionneaux	Travis
Deville	Martiny	Triche
DeWitt	McCain	Vitter
Diez	McCallum	Warner
Doerge	McDonald	Welch
Donelon	McMains	Weston
Durand	Michot	Wiggins
Farve	Montgomery	Wilkerson
Faucheux	Morrell	Willard-Lewis
Flavin	Morrish	Windhorst
Fontenot	Murray	Winston
Forster	Odinet	Wright
Frith	Pierre	
Glover	Pinac	
Total—94		

NAYS

Total—0

ABSENT

Barton	Gautreaux	Perkins
Dimos	Hudson	Smith, J.R.—30th
Dupre	Jenkins	Walsworth
Fruge	Mitchell	
Total—11		

The Chair declared the above bill was finally passed.

Rep. Stelly 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.

**SENATE BILL NO. 882—**

BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 42:1113(D) and 1114(D), and to enact R.S. 42:1113(D)(2)(f) and 1114(E), relative to ethics; to prohibit certain contractual relationships between certain persons and certain governmental entities; to prohibit renewal of certain contracts between certain persons and certain governmental entities; to provide for the renewals and extensions of employment contracts with educational institutions; to require disclosure by certain persons of contracts and subcontracts; and to provide for related matters.

Read by title.

Rep. McCain moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Barton	Gautreaux	Weston
Dupre	Powell	
Total—5		

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 896—**

BY SENATOR JORDAN

AN ACT

To amend and reenact R.S. 24:31.5, relative to legislative assistants; to provide relative to the compensation of legislative assistants; and to provide for related matters.

Read by title.

**Motion**

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

**SENATE BILL NO. 947—**

BY SENATOR ROMERO

AN ACT

To amend and reenact R.S. 42:1102(18), relative to the code of governmental ethics; to provide for the definition of a public employee; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Fontenot to Reengrossed Senate Bill No. 947 by Senator Romero

AMENDMENT NO. 1

In House Committee Amendment No. 3 proposed by the House Committee on House and Governmental Affairs and adopted by the House on June 17, 1997, on page 1, line 17, between "enviromental" and "matters" insert "or energy"

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pinac
Alario	Guillory	Powell
Alexander, A.—93rd	Hammett	Pratt
Alexander, R.—13th	Heaton	Quezairé
Ansardi	Hebert	Riddle
Barton	Hill	Romero
Baudoin	Holden	Rousselle
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Brun	Iles	Shaw
Bruneau	Jenkins	Smith, J.D.—50th
Carter	Jetson	Smith, J.R.—30th
Chaisson	Johns	Stelly
Clarkson	Kennard	Strain

Copelin	Kenney	Theriot
Crane	Lancaster	Thomas
Curtis	Landrieu	Thompson
Damico	LeBlanc	Thornhill
Daniel	Long	Toomy
Denville	Marionneaux	Travis
DeWitt	Martiny	Triche
Diez	McCain	Vitter
Dimos	McCallum	Walsworth
Doerge	McDonald	Warner
Donelon	McMains	Welch
Durand	Michot	Weston
Farve	Mitchell	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard-Lewis
Forster	Morrish	Windhorst
Frith	Murray	Winston
Früge	Odinot	Wright
Glover	Pierre	
Total—101		

NAYS

Total—0

ABSENT

Dupre	Gautreaux
Faucheux	Perkins
Total—4	

The Chair declared the above bill was finally passed.

Rep. Fontenot 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.

**SENATE BILL NO. 965—**

BY SENATORS THEUNISSEN, CASANOVA, CRAVINS, JORDAN AND ROMERO AND REPRESENTATIVES FLAVIN, FRITH, FRUGE, GAUTREAU, HEBERT, HUDSON, JOHNS, MICHOT, MORRISH, PIERRE, PINAC AND JACK SMITH

AN ACT

To enact Part II-A of Chapter 8 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:1970.1 through 1970.9, relative to the Louis Armstrong High School for the Arts; to establish the school; to provide for the location, governance, and affiliation of the school; to provide for the creation and membership of a school board to manage the school; to provide for the terms, compensation, voting requirements, powers, and duties of the school board members; to provide relative to the programs and operations of the school; to provide relative to the eligibility and admission of students; to provide relative to funding of the school; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Long to Reengrossed Senate Bill No. 965 by Senator Theunissen, et al.

AMENDMENT NO. 1

On page 2, line 12, after "sciences." and before "Beyond" insert the following:

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"Provided, however, there shall be no duplication of programs already offered by the Louisiana School for Math, Science and the Arts in Natchitoches."

AMENDMENT NO. 2

On page 3, line 13, after "1999" and before "The school" delete the period "." and insert the following:

"only if all capital construction needs for the first ten years have been met or funding for such construction has been secured."

AMENDMENT NO. 3

On page 12, at the end of line 14, add the following:

"No appropriation made under the provisions of this Section shall exceed on a per-student basis any amount appropriated in the same fiscal year to the Louisiana School for Math, Science and the Arts in Natchitoches."

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

NAYS

Total—0

ABSENT

Crane	Forster	Smith, J.R.—30th
Dupre	Gautreaux	
Total—5		

The Chair declared the above bill was finally passed.

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.

**SENATE BILL NO. 1063—**

BY SENATOR DEAN

AN ACT

To amend and reenact the introductory paragraph of R.S. 25:671(B) and (B)(4) and to enact R.S. 25:671(B)(5), relative to the composition of the Council for Development of Spanish in Louisiana; to add a member from the Canary Island Descendants Association; and to provide for related matters.

Read by title.

Rep. Warner moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Odinet
Alario	Green	Pinac
Alexander, A.—93rd	Guillory	Powell
Alexander, R.—13th	Hammett	Pratt
Ansardi	Heaton	Quezaire
Barton	Hebert	Riddle
Baudoin	Hill	Romero
Baylor	Holden	Rousselle
Bowler	Hopkins	Salter
Bruce	Hudson	Scalise
Brun	Hunter	Schneider
Bruneau	Iles	Shaw
Carter	Jenkins	Smith, J.D.—50th
Chaisson	Jetson	Smith, J.R.—30th
Clarkson	Johns	Stelly
Copelin	Kennard	Strain
Curtis	Kenney	Theriot
Damico	Lancaster	Thomas
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneaux	Travis
Dimos	Martiny	Triche
Doerge	McCain	Vitter
Donelon	McCallum	Warner
Dupre	McDonald	Welch
Durand	McMains	Weston
Farve	Michot	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Windhorst
Frith	Morrish	Winston
Fruge	Murray	Wright
Total—96		

NAYS

Total—0

ABSENT

Crane	Gautreaux	Pierre
Fontenot	Mitchell	Walsworth
Forster	Perkins	Willard-Lewis
Total—9		

The Chair declared the above bill was finally passed.

Rep. Warner 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.

**SENATE BILL NO. 1091—**  
BY SENATOR HAINKEL

AN ACT

To enact R.S. 15:261, relative to witness fees; to provide with regard to the disposition of witness fees provided by law for the payment of certain law enforcement officers when they make a criminal or juvenile court appearance; and to provide for related matters.

Read by title.

Rep. Powell moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander, A.—93rd	Heaton	Pratt
Alexander, R.—13th	Hebert	Quezaire
Ansardi	Hill	Riddle
Barton	Holden	Romero
Baudoin	Hopkins	Rousselle
Baylor	Hudson	Salter
Bowler	Hunter	Scalise
Bruce	Iles	Schneider
Brun	Jenkins	Shaw
Bruneau	Jetson	Smith, J.D.—50th
Chaisson	Johns	Smith, J.R.—30th
Clarkson	Kennard	Stelly
Copelin	Kenney	Strain
Curtis	Lancaster	Theriot
Damico	Landrieu	Thomas
Daniel	LeBlanc	Thompson
Deville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	Martiny	Travis
Dimos	McCain	Triche
Doerge	McCallum	Vitter
Donelon	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Michot	Welch
Farve	Mitchell	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard-Lewis
Frith	Murray	Windhorst
Fruge	Odinet	Winston
Glover	Perkins	Wright
Green	Pierre	
Total—101		

NAYS

Total—0

ABSENT

Carter	Forster
Crane	Gautreaux
Total—4	

The Chair declared the above bill was finally passed.

Rep. Powell 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.

**SENATE BILL NO. 1110—**  
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 42:1123(10)(b), relative to the Code of Governmental Ethics; to provide relative to certain exceptions; to expand the types of contracts permissible between higher education institutions and faculty or staff members or legal entities in which such employees have a substantial economic interest; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Lancaster to Engrossed Senate Bill No. 1110 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 2, after "1123" and before "(10)" insert "(9)(b) and"

AMENDMENT NO. 2

On page 1, line 3, between "exceptions;" and "to" insert "to provide for continued performance of certain services by faculty or staff members of higher education institutions after termination of public service;"

AMENDMENT NO. 3

On page 1, line 9, delete "R.S. 42:1123(10)(b) is" and insert "R.S. 42:1123(9)(b) and 10(b) are"

AMENDMENT NO. 4

On page 1, between lines 13 and 14, insert the following:

"(9)

\* \* \*

(b) The performance of services for compensation for any person, by faculty or staff members of a public higher education institution, provided the services consist of consulting related to the academic discipline or expertise of said public employee, or the continued performance of such services by former faculty or staff members of a public higher education institution subsequent to the termination of their public service and notwithstanding contrary provisions of R.S. 42:1121, and provided the services have been approved in writing by the chief administrative officer of the public employee's institution in accordance with rules and procedures established by the management board of the institution, which rules and procedures have been approved by the Board of Regents and the Board of Ethics.

\* \* \*"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total—0

**ABSENT**

Crane	Glover	Perkins
Forster	Mitchell	
Total—5		

The Chair declared the above bill was finally passed.

Rep. Lancaster 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.

**SENATE BILL NO. 1118—**

BY SENATOR HEITMEIER

**AN ACT**

To amend and reenact Subpart C of Part IV of Chapter 1 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:471 through 478; relative to survivor benefits of members of Louisiana State Employees' Retirement Systems; to provide for benefits for the surviving spouse of a member who dies while performing his official duties; to provide for benefits payable for certain employees killed in the line of duty; to provide for the right of the surviving spouse to the member's deferred retirement option plan account; and to provide for related matters.

Read by title.

Rep. Stelly moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Glover	Pinac
Alario	Green	Powell
Alexander, A.—93rd	Hammett	Pratt
Alexander, R.—13th	Heaton	Quezaire
Ansardi	Hebert	Romero
Barton	Hill	Rousselle
Baudoin	Holden	Salter
Baylor	Hopkins	Scalise
Bowler	Hudson	Schneider
Bruce	Hunter	Shaw
Brun	Iles	Smith, J.D.—50th
Bruneau	Jenkins	Smith, J.R.—30th
Carter	Jetson	Stelly
Chaisson	Johns	Strain
Clarkson	Kennard	Theriot
Copelin	Kenney	Thomas
Damico	Lancaster	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Vitter
Dimos	McCain	Walsworth
Donelon	McCallum	Warner
Dupre	McDonald	Welch
Durand	McMains	Weston
Farve	Michot	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrish	Willard-Lewis
Fontenot	Murray	Windhorst
Frith	Odinet	Winston
Fruge	Perkins	Wright
Gautreaux	Pierre	
Total—95		

**NAYS**

Total—0

**ABSENT**

Crane	Guillory	Riddle
Curtis	Landrieu	Triche
Doerge	Mitchell	
Forster	Morrell	
Total—10		

The Chair declared the above bill was finally passed.

Rep. Stelly 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.

**SENATE BILL NO. 1132—**

BY SENATOR BEAN AND REPRESENTATIVE DEWITT

**AN ACT**

To enact R.S. 30:2014.2, relative to proposed actions of the Department of Environmental Quality; to require certain parties objecting to proposed department action on public trustee grounds to make the objection known prior to a final decision by the department; and to provide for related matters.

Read by title.



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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative DeWitt to Reengrossed Senate Bill No. 1132 by Senator Bean

AMENDMENT NO. 1

Delete Amendment No. 1 proposed by the House Committee on the Environment and adopted by the House on June 17, 1997.

AMENDMENT NO. 2

On page 1, at the end of line 12 after 'issues', insert the following:

" as provided in Article IX, Section 1 of the Constitution of Louisiana and by the Supreme Court of Louisiana in the case of *Save Ourselves, Inc. v Louisiana Environmental Control Commission*, 452 So2d 1152 (La. 1984). Subsequent case law and laws interpreting said decisions and the rules and regulations adopted by the department in accordance with those decisions may be used to implement the public trustee issues."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Gautreaux	Pinac
Alario	Glover	Powell
Alexander, A.—93rd	Green	Pratt
Alexander, R.—13th	Guillory	Quezairé
Ansardi	Hammett	Riddle
Barton	Heaton	Romero
Baudoin	Hebert	Rousselle
Baylor	Hill	Salter
Bowler	Holden	Scalise
Bruce	Hopkins	Schneider
Brun	Hudson	Shaw
Bruneau	Hunter	Smith, J.D.—50th
Carter	Iles	Smith, J.R.—30th
Chaisson	Jenkins	Stelly
Clarkson	Jetson	Strain
Copelin	Johns	Theriot
Curtis	Kennard	Thomas
Damico	Kenney	Thompson
Daniel	Lancaster	Thornhill
Deville	Landrieu	Toomy
DeWitt	Long	Travis
Diez	Marionneaux	Triche
Dimos	Martiny	Vitter
Doerge	McCain	Walsworth
Donelon	McCallum	Warner
Dupre	McDonald	Welch
Durand	McMains	Weston
Farve	Michot	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrish	Willard-Lewis
Fontenot	Murray	Windhorst
Frith	Odiné	Winston
Früge	Pierre	Wright
Total—99		

**NAYS**

Total—0

**ABSENT**

Crane	LeBlanc	Morrell
Forster	Mitchell	Perkins
Total—6		

The Chair declared the above bill was finally passed.

Rep. DeWitt 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.

**SENATE BILL NO. 1140—**

BY SENATOR DEAN

**AN ACT**

To amend and reenact R.S. 43:31(A)(2), relative to printed matter prohibitions and uniform standards; to provide a set paper size for the printing of certain printed matter by state agencies; and to provide for related matters.

Read by title.

Rep. DeWitt moved to table the bill.

Rep. Scalise objected.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Alario	Hammett	Murray
Alexander, R.—13th	Heaton	Odiné
Brun	Hill	Pierre
Bruneau	Holden	Pinac
Carter	Iles	Quezairé
Curtis	Jetson	Riddle
Damico	Kennard	Romero
Daniel	Kenney	Rousselle
Deville	Lancaster	Salter
DeWitt	Landrieu	Smith, J.R.—30th
Diez	LeBlanc	Stelly
Dimos	Long	Strain
Durand	Marionneaux	Thomas
Faucheux	Martiny	Thornhill
Flavin	McCain	Warner
Frith	McCallum	Weston
Glover	McDonald	Wilkerson
Green	McMains	
Guillory	Morrish	
Total—55		

**NAYS**

Alexander, A.—93rd	Forster	Scalise
Barton	Früge	Schneider
Baudoin	Gautreaux	Shaw
Baylor	Hebert	Smith, J.D.—50th
Bowler	Hudson	Theriot
Bruce	Hunter	Toomy
Chaisson	Jenkins	Triche
Clarkson	Michot	Vitter
Copelin	Mitchell	Walsworth
Crane	Montgomery	Wiggins

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Doerge	Morrell	Willard-Lewis
Donelon	Perkins	Windhorst
Farve	Powell	Winston
Fontenot	Pratt	
Total—41		

ABSENT

Mr. Speaker	Hopkins	Travis
Ansardi	Johns	Welch
Dupre	Thompson	Wright
Total—9		

The House agreed to table the bill.

## SENATE BILL NO. 1194—

BY SENATOR GUIDRY

AN ACT

To amend and reenact R.S. 23:1006(D), relative to discrimination in employment; to provide with respect to the suspension of the prescriptive period for a cause of action pending an administrative review or investigation; and to provide for related matters.

Read by title.

Rep. Weston moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Pierre
Alario	Gautreux	Pinac
Alexander, A.—93rd	Glover	Powell
Alexander, R.—13th	Green	Pratt
Ansardi	Guillory	Quezaire
Barton	Hammett	Riddle
Baudoin	Heaton	Romero
Baylor	Hebert	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	Martiny	Triche
Dimos	McCain	Vitter
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Welch
Durand	Michot	Weston
Farve	Mitchell	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Willard-Lewis
Fontenot	Morrish	Windhorst
Forster	Murray	Winston
Frith	Odinot	Wright
Total—102		

NAYS

Total—0

ABSENT

Hill	Marionneaux	Perkins
Total—3		

The Chair declared the above bill was finally passed.

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

## SENATE BILL NO. 1252—

BY SENATOR BAGNERIS

AN ACT

To enact Chapter 18 of Title VIII of the Louisiana Children's Code, to be comprised of Arts. 917 through 922, relative to the motion, procedure, and grounds for expungement of court or agency records concerning juvenile activity; to provide an age limit for eligibility for expungement; to provide a framework of time requirements for eligibility; and to provide for related matters.

Read by title.

### Motion

Rep. Forster moved that Senate Bill No. 1252 be designated as a duplicate of House Bill No. 1454.

Which motion was agreed to.

Rep. Forster moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pierre
Alexander, A.—93rd	Green	Pinac
Alexander, R.—13th	Guillory	Powell
Ansardi	Hammett	Pratt
Barton	Heaton	Quezaire
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Rousselle
Bruce	Hopkins	Salter
Brun	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Jetson	Smith, J.R.—30th
Copelin	Johns	Strain
Crane	Kennard	Theriot
Curtis	Kenney	Thomas
Damico	Lancaster	Thompson
Daniel	Landrieu	Thornhill
Deville	LeBlanc	Toomy
Diez	Long	Travis
Dimos	Marionneaux	Triche
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  
Frith  
Fruge  
Gautreaux  
Total—101

Morrell  
Morrish  
Murray  
Odinet

Windhorst  
Winston  
Wright

NAYS

Total—0

ABSENT

Alario  
DeWitt  
Total—4

Perkins  
Stelly

The Chair declared the above bill was finally passed.

Rep. Forster 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.

**SENATE BILL NO. 1315—**  
BY SENATOR CRAVINS

AN ACT

To enact R.S. 27:65(B)(16), relative to riverboat gaming; to express the intent of the legislature regarding the provision of complimentary food service by riverboat casinos; to express the intent of the legislature regarding competition of riverboat casinos with the restaurant industry; and to provide for related matters.

Read by title.

**Motion**

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

**SENATE BILL NO. 1387—**  
BY SENATORS HAINKEL, BAGNERIS, BARHAM, CASANOVA, DARDENNE, GREENE, GUIDRY, HOLLIS, JOHNSON, ULLO, AND SCHEDLER

AN ACT

To amend and reenact R.S. 39:24(A) and (F), 34, 38, 54, 75(C), 94, and 95, to enact R.S. 39:33.1, 52.1, and 87, and to repeal R.S. 39:91, 92 and 93, relative to stabilization funds; to create the Louisiana Stabilization Fund in statute; to provide for deposit of money into the fund; to provide for the investment and use of the fund; to revise budget processes in regard to a deficit in the budget; to establish and revise budget processes for the determination of the expenditure limit and money available for appropriation in excess of this limit; to provide a ballot process for polling the legislature on certain budget propositions when the legislature is not in session; to abolish the Revenue Stabilization/Mineral Trust Fund in statute if and when a constitutional amendment is approved to abolish this fund in the constitution; to provide for effective dates; to provide for a designation of statutes into Subparts; and to provide for related matters.

Read by title.

**Motion**

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

**SENATE BILL NO. 1513—**  
BY SENATOR GREENE

AN ACT

To amend and reenact R.S. 17:2 (B) and (D), and to enact R.S. 17:2.1, relative to the State Board of Elementary and Secondary Education; to create eight single-member districts for the purposes of elections; to provide for the effectiveness of the Act; to provide for certain vacancies; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Bruneau to Reengrossed Senate Bill No. 1513 by Senator Greene

AMENDMENT NO. 1

In House Committee Amendment No. 1 proposed by the Committee on House and Governmental Affairs and adopted by the House of Representatives on June 17, 1997, on page 2, line 35, after "Precincts" delete "Parish."

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Frith to Reengrossed Senate Bill No. 1513 by Senator Greene

AMENDMENT NO. 1

In House Committee Amendment No. 1 proposed by the House Committee on House and Governmental Affairs and adopted by the House of Representatives on June 17, 1997, on page 2, delete lines 35 and 36 and insert the following:

"Charles Parish; St. Martin Parish; St. Mary Parish; and Terrebonne Parish."

AMENDMENT NO. 2

On page 4, line 19, delete "Evangeline" and at the beginning of line 20, delete "Parish;"

AMENDMENT NO. 3

On page 4, delete line 25, and insert "Parish; Vermilion Parish; and Vernon Parish."

AMENDMENT NO. 4

In House Committee Amendment No. 3 proposed by the House Committee on House and Governmental Affairs and adopted by the House of Representatives on June 17, 1997, on page 3, line 19, after "Parish;" and before "Iberville" insert "Evangeline Parish;"

AMENDMENT NO. 5

In House Committee Amendment No. 3 proposed by the House Committee on House and Governmental Affairs and adopted by the House of Representatives on June 17, 1997, on page 3, line 23, after

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"St. Landry Parish;" delete the remainder of the line and delete lines 24 through 27 and insert "West Baton Rouge Parish; and"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jenkins to Reengrossed Senate Bill No. 1513 by Senator Greene

AMENDMENT NO. 1

In House Committee Amendment No. 2 proposed by the House Committee on House and Governmental Affairs and adopted by the House of Representatives on June 17, 1997, on page 2, line 44, after "1-35," and before "1-40," insert "1-36,"

AMENDMENT NO. 2

In House Committee Amendment No. 3 proposed by the House Committee on House and Governmental Affairs and adopted by the House of Representatives on June 17, 1997, on page 3, line 13, after "1-32," and before "1-37," delete "1-36,"

Rep. Jenkins moved the adoption of the amendments.

Rep. Copelin objected.

By a vote of 53 yeas and 40 nays, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS', including Mr. Speaker, Alario, Ansardi, Barton, Baylor, Bowler, Brun, Bruneau, Carter, Chaisson, Clarkson, Copelin, Crane, Curtis, Damico, Daniel, DeWitt, Diez, Dimos, Doerge, Donelon, Dupre, Farve, Fauchaux, Flavin, Fontenot, Forster, Guillory, Hammett, Heaton, Hebert, Hill, Holden, Hopkins, Hudson, Hunter, Iles, Jenkins, Jetson, Johns, Kenney, Landrieu, LeBlanc, Long, Marionneaux, Martiny, McCain, McCallum, McDonald, McMains, Michot, Mitchell, Montgomery, Morrell, Powell, Pratt, Quezairre, Riddle, Romero, Rousselle, Salter, Scalise, Schneider, Shaw, Smith, J.D.—50th, Smith, J.R.—30th, Stelly, Strain, Theriot, Thomas, Thompson, Thornhill, Toomy, Travis, Triche, Vitter, Walsworth, Warner, Welch, Weston, and Wiggins.

Table listing names of representatives who voted 'NAYS': Frith, Fruge, Gautreaux, Glover, Green, Morrish, Murray, Odinet, Pierre, Pinac, Wilkerson, Willard-Lewis, Windhorst, Winston, Wright.

Table listing names of representatives who were 'ABSENT': Deville, Durand.

Table listing names of representatives who were 'ABSENT': Alexander, A.—93rd, Alexander, R.—13th, Baudoin, Bruce, Kennard, Lancaster, Perkins.

The Chair declared the above bill was finally passed.

Rep. Copelin 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.

SENATE BILL NO. 1522— BY SENATOR DARDENNE AN ACT

To amend and reenact Subpart G of Part II of Chapter 5 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:1791 and R.S. 17:1792, relative to collegiate athletic scholarships; to provide relative to the nature of an athletic scholarship as an agreement among certain parties; to provide for certain obligations of the parties to such an agreement; to provide for the reimbursement of the cost of an athletic scholarship under certain circumstances; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Powell to Reengrossed Senate Bill No. 1522 by Senator Dardenne

AMENDMENT NO. 1

On page 3, at the beginning of line 14, after "his" delete the remainder of the line and insert in lieu thereof "completion of eligibility"

AMENDMENT NO. 2

On page 3, at the beginning of line 14, delete "has expired"

AMENDMENT NO. 3

On page 4, line 2, after "to" delete "graduation" and insert "completion of eligibility"

On motion of Rep. Powell, the amendments were withdrawn.

Motion

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

**SENATE BILL NO. 1557 (Substitute for Senate Bill No. 488 by Senator Heitmeier)—**  
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:142(A) and (B), relative to state and statewide retirement systems; to provide that survivors may apply for reciprocal recognition of service credit of deceased members; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Stelly moved the final passage of the bill.

**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	Powell
Ansardi	Hammett	Pratt
Barton	Heaton	Quezairre
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Rousselle
Bruce	Hopkins	Salter
Brun	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Jetson	Smith, J.R.—30th
Copelin	Johns	Stelly
Crane	Kennard	Strain
Curtis	Kenney	Theriot
Damico	Lancaster	Thomas
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneaux	Travis
Dimos	Martiny	Triche
Doerge	McCain	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Fauchoux	Mitchell	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard-Lewis
Forster	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Odinot	Wright
Total—105		

NAYS

Total—0

ABSENT

Total—0

The Chair declared the above bill was finally passed.

Rep. Stelly 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.

**SENATE BILL NO. 1315—**  
BY SENATOR CRAVINS

AN ACT

To enact R.S. 27:65(B)(16), relative to riverboat gaming; to express the intent of the legislature regarding the provision of complimentary food service by riverboat casinos; to express the intent of the legislature regarding competition of riverboat casinos with the restaurant industry; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Windhorst to Reengrossed Senate Bill No. 1315 by Senator Cravins

AMENDMENT NO. 1

Delete Amendments Nos. 1 through 12 proposed by the House Committee on Administration of Criminal Justice and adopted by the House on June 17, 1997.

AMENDMENT NO. 2

On page 1, line 2, after "To" delete the remainder of the line and delete lines 3 through 5 in their entirety and insert in lieu thereof the following:

"amend and reenact R.S. 27:243(C)(1), relative to gaming; to provide for the definition of a food service facility in certain gaming establishments; and to"

AMENDMENT NO. 3

On page 1, delete lines 8 through 13 in their entirety and insert in lieu thereof

"Section 1. R.S. 27:243(C)(1) is hereby amended and reenacted to read as follows:"

AMENDMENT NO. 4

In Amendment No. 13 proposed by the House Committee on Administration of Criminal Justice and adopted by the House on June 17, 1997 delete line 23 in its entirety and insert "On page 1, delete lines 14 through 16 in their entirety and on page 2, delete lines 1 through 15 in their entirety and insert in lieu thereof the following:"

Rep. Murray moved to table the amendments.

Rep. Windhorst objected.

By a vote of 26 yeas and 58 nays, the House refused to table the amendments.

Rep. Windhorst moved the adoption of the amendments.

Rep. Murray objected.

By a vote of 85 yeas and 16 nays, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Glover	Powell
Alario	Green	Quezaire
Alexander, A.—93rd	Guillory	Riddle
Alexander, R.—13th	Hammett	Rousselle
Ansardi	Heaton	Salter
Barton	Hebert	Scalise
Baudoin	Hill	Schneider
Bowler	Holden	Shaw
Bruce	Hopkins	Smith, J.D.—50th
Brun	Iles	Smith, J.R.—30th
Bruneau	Jenkins	Stelly
Carter	Jetson	Strain
Chaisson	Johns	Theriot
Clarkson	Kennard	Thomas
Copelin	Kenney	Thompson
Curtis	Lancaster	Thornhill
Damico	Landrieu	Toomy
Daniel	LeBlanc	Travis
Deville	Long	Triche
DeWitt	Marionneaux	Vitter
Diez	Martiny	Walsworth
Dimos	McCallum	Warner
Doerge	McDonald	Welch
Donelon	McMains	Weston
Dupre	Michot	Wiggins
Fauchoux	Montgomery	Wilkerson
Flavin	Morrell	Willard-Lewis
Fontenot	Morrish	Windhorst
Frith	Odinet	Winston
Fruge	Pierre	Wright
Gautreaux	Pinac	
Total—92		

**NAYS**

Baylor	Hunter	Pratt
Durand	McCain	Romero
Farve	Murray	
Total—8		

**ABSENT**

Crane	Hudson	Perkins
Forster	Mitchell	
Total—5		

The Chair declared the above bill was finally passed.

Rep. Copelin 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.

**Recess**

On motion of Rep. Riddle, the Speaker declared the House at recess until 8:00 P.M.

**After Recess**

Speaker Downer called the House to order at 8:00 P.M.

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

**ROLL CALL**

**PRESENT**

Mr. Speaker	Gautreaux	Perkins
Alario	Glover	Pierre
Alexander, A.—93rd	Green	Pinac
Alexander, R.—13th	Guillory	Powell
Ansardi	Hammett	Pratt
Barton	Heaton	Quezaire
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Rousselle
Bruce	Hopkins	Salter
Brun	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Jetson	Smith, J.R.—30th
Copelin	Johns	Stelly
Crane	Kennard	Strain
Curtis	Kenney	Theriot
Damico	Lancaster	Thomas
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneaux	Travis
Dimos	Martiny	Triche
Doerge	McCain	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Fauchoux	Mitchell	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard-Lewis
Forster	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Odinet	Wright
Total—105		

**ABSENT**

Total—0

The Speaker announced there were 105 members present and a quorum.

**Senate Bills and Joint Resolutions on Third Reading and Final Passage**

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

**Regular Calendar**

**SENATE BILL NO. 1376—**  
BY SENATOR COX

**AN ACT**

To amend and reenact Code of Criminal Procedure Art. 895(H)(2) and R.S. 15:542(B)(2) and 574.4(H)(2)(b), relative to notices required to be published by certain sexual offenders; to provide that the appropriate court, parole board, or sheriff or police department shall require that such notice be published in a newspaper with a smaller circulation than the official journal; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Schneider to Engrossed Senate Bill No. 1376 by Senator Cox

AMENDMENT NO. 1

Delete Committee Amendments Nos. 1 through 7 proposed by the House Committee on Administration of Criminal Justice and adopted by the House on June 16, 1997

AMENDMENT NO. 2

On page 2, at the end of line 13, delete "if ordered" and delete lines 14 through 16 and insert:

"in a newspaper which meets the requirements of R.S. 43:140(3) for qualification as an official journal and which has a larger or smaller circulation in the parish than the official journal. This notice"

AMENDMENT NO. 3

On page 2, line 20, delete "or" and insert in lieu thereof "and"

AMENDMENT NO. 4

On page 3, at the end of line 18, delete "if ordered by the sheriff or police" and delete lines 19 through 21 and insert:

"in a newspaper which meets the requirements of R.S. 43:140(3) for qualification as an official journal and which has a larger or smaller circulation in the parish than the official journal."

AMENDMENT NO. 5

On page 4, line 27, delete "if ordered"

AMENDMENT NO. 6

On page 5, delete lines 1 through 3 and insert in lieu thereof:

"in a newspaper which meets the requirements of R.S. 43:140(3) for qualification as an official journal and which has a larger or smaller circulation in the parish than the official journal. This notice"

AMENDMENT NO. 7

On page 5, line 6, delete "or" and insert "and"

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Powell
Alario	Green	Pratt
Alexander, R.—13th	Guillory	Quezaire
Ansardi	Hammett	Riddle
Baudoin	Heaton	Romero
Baylor	Hebert	Rousselle
Bowler	Hill	Salter

Bruce	Hopkins	Scalise
Brun	Hudson	Schneider
Bruneau	Hunter	Shaw
Carter	Iles	Smith, J.D.—50th
Chaisson	Jenkins	Smith, J.R.—30th
Clarkson	Johns	Stelly
Copelin	Kennard	Strain
Crane	Kenney	Theriot
Damico	Lancaster	Thompson
Daniel	Landrieu	Thornhill
Deville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Martiny	Triche
Dimos	McCain	Vitter
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Welch
Durand	Michot	Weston
Farve	Mitchell	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Willard-Lewis
Fontenot	Morrish	Windhorst
Forster	Murray	Winston
Frith	Odinot	Wright
Fruge	Pierre	
Gautreaux	Pinac	
Total—97		

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Holden	Perkins
Barton	Jetson	Thomas
Curtis	Marionneaux	
Total—8		

The Chair declared the above bill was finally passed.

Rep. Schneider 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.

**SENATE BILL NO. 355—**  
BY SENATORS GREENE AND CRAVINS  
AN ACT

To amend and reenact R. S. 24:35 (District No. 11 through District No. 18), (District No. 22 through District No. 28), and (District No. 32 through District No. 35), relative to senate districts; to provide for the redistricting of Senate Districts 11 through 18, 22 through 28, and 32 through 35, to provide for the effectiveness of this Act; to provide for certain vacancies; and to provide with respect thereto.

Called from the calendar.

Read by title.

Rep. Bruneau moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Powell
Alario	Glover	Pratt
Alexander, A.—93rd	Green	Quezaire

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

NAYS

Total—0

ABSENT

Alexander, R.—13th	Kennard	Perkins
Jetson	McCallum	
Total—5		

The Chair declared the above bill was finally passed.

Rep. Bruneau 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.

**SENATE BILL NO. 896—**  
BY SENATOR JORDAN

AN ACT

To amend and reenact R.S. 24:31.5, relative to legislative assistants; to provide relative to the compensation of legislative assistants; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Bruneau to Engrossed Senate Bill No. 896 by Senator Jordan

AMENDMENT NO. 1

Delete House Committee Amendments Nos. 1, 2, 3, and 7 proposed by the Committee on House and Governmental Affairs and adopted by the House of Representatives on June 17, 1997

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Perkins
Alario	Gautreaux	Pierre
Alexander, A.—93rd	Green	Pinac
Alexander, R.—13th	Guillory	Powell
Ansardi	Hammett	Pratt
Barton	Heaton	Quezaire
Baylor	Hebert	Riddle
Bowler	Hill	Romero
Bruce	Holden	Rousselle
Bruneau	Hudson	Salter
Carter	Hunter	Schneider
Clarkson	Jetson	Shaw
Clarkson	Johns	Smith, J.D.—50th
Copelin	Kennard	Stelly
Curtis	Kenney	Strain
Damico	Lancaster	Theriot
Daniel	LeBlanc	Thomas
Deville	Long	Thornhill
DeWitt	Marionneaux	Travis
Diez	Martiny	Walsworth
Doerge	McCallum	Warner
Donelon	McMains	Welch
Dupre	Michot	Weston
Farve	Mitchell	Wiggins
Faucheux	Montgomery	Willard-Lewis
Flavin	Morrell	Windhorst
Fontenot	Morrish	Winston
Forster	Murray	Wright
Frith	Odinet	
Total—86		

NAYS

Brun	Jenkins	Toomy
Crane	McCain	Vitter
Dimos	McDonald	Wilkerson
Durand	Smith, J.R.—30th	
Iles	Thompson	
Total—13		

ABSENT

Baudoin	Hopkins	Scalise
Glover	Landrieu	Triche
Total—6		

The Chair declared the above bill was finally passed.

Rep. Bruneau 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.

**SENATE BILL NO. 1387—**

BY SENATORS HAINKEL, BAGNERIS, BARHAM, CASANOVA, DARDENNE, GREENE, GUIDRY, HOLLIS, JOHNSON, ULLO, AND SCHEDLER

AN ACT

To amend and reenact R.S. 39:24(A) and (F), 34, 38, 54, 75(C), 94, and 95, to enact R.S. 39:33.1, 52.1, and 87, and to repeal R.S. 39:91, 92 and 93, relative to stabilization funds; to create the Louisiana Stabilization Fund in statute; to provide for deposit of



money into the fund; to provide for the investment and use of the fund; to revise budget processes in regard to a deficit in the budget; to establish and revise budget processes for the determination of the expenditure limit and money available for appropriation in excess of this limit; to provide a ballot process for polling the legislature on certain budget propositions when the legislature is not in session; to abolish the Revenue Stabilization/Mineral Trust Fund in statute if and when a constitutional amendment is approved to abolish this fund in the constitution; to provide for effective dates; to provide for a designation of statutes into Subparts; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. LeBlanc moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Glover	Pinac
Alario	Green	Powell
Alexander, A.—93rd	Guillory	Pratt
Alexander, R.—13th	Hammett	Quezairé
Ansardi	Hebert	Riddle
Baudoin	Hill	Rousselle
Baylor	Holden	Salter
Bowler	Hopkins	Scalise
Bruce	Hudson	Schneider
Brun	Hunter	Shaw
Bruneau	Iles	Smith, J.D.—50th
Carter	Jenkins	Smith, J.R.—30th
Chaisson	Jetson	Stelly
Clarkson	Johns	Strain
Copelin	Kennard	Theriot
Crane	Kenney	Thomas
Curtis	Lancaster	Thompson
Damico	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Triche
Dimos	McCain	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Welch
Durand	McMains	Weston
Farve	Michot	Wiggins
Faucheux	Mitchell	Wilkerson
Flavin	Morrell	Willard-Lewis
Fontenot	Morrish	Windhorst
Forster	Murray	Winston
Frith	Odinet	Wright
Früge	Perkins	
Gautreaux	Pierre	
Total—97		

**NAYS**

Barton	Doerge	Landrieu
Total—3		

**ABSENT**

Daniel	Montgomery	Warner
Heaton	Romero	
Total—5		

The Chair declared the above bill was finally passed.

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.

**SENATE BILL NO. 191—**

BY SENATOR ROMERO

AN ACT

To enact R.S. 46:2135(G), to provide for hearing officers in certain courts to handle the first rule to show cause in the enforcement of protective orders; to provide for the manner in which the recommendations by the hearing officers are made; to provide for the duration of such orders; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative McMains to Reengrossed Senate Bill No. 191 by Senator Romero

AMENDMENT NO. 1

Delete Amendments Nos. 1 and 2 proposed by the House Committee on Civil Law and Procedure and adopted by the House on May 27, 1997.

Rep. McCain moved to table the entire subject matter.

Rep. McMains objected.

By a vote of 75 yeas and 25 nays, the House agreed to table the entire subject matter.

**SENATE BILL NO. 721—**

BY SENATOR HINES

AN ACT

To amend and reenact R.S. 40:1299.58.2, 1299.58.3(D)(1) and (3), 1299.58.8(A), 1299.58.9(A), and 1299.58.10(B)(5), and to enact R.S. 40:1299.58.3(D)(1)(b), 1299.58.7(E), 1299.58.8(D)(1) and (2), relative to declarations concerning life-sustaining procedures; to provide for definitions; to provide for issuance of do-not-resuscitate identification bracelets by the secretary of state; to provide for procedures and limitation of liability for certified emergency medical technicians and certified first responders; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Riddle to Reengrossed Senate Bill No. 721 by Senator Hines

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 40:1299.58.2," to "R.S. 40:1299.58.1(A), 1299.58.2, and at the end of the line insert "1299.58.4(A)(2)(b) and (3)(c), 1299.58.7(A),"

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## AMENDMENT NO. 2

On page 1, line 4, delete "40:1299.58.3(D)(1)(b)," and insert in lieu thereof "40:1299.58.1(B)(4)," and change "1299.58.8(D)(1) and (2)," to "1299.58.8(D) and (E), and 1299.58.11,"

## AMENDMENT NO. 3

On page 1, line 11, change "R.S. 40:1299.58.2," to "R.S. 40:1299.58.1(A), 1299.58.2, and after "1299.58.3(D)(1) and (3)," and before "1299.58.5(A)," insert "1299.58.4(A)(2)(b) and (3)(c), 1299.58.7(A),"

## AMENDMENT NO. 4

On page 1, line 13, delete "R.S. 40:1299.58.3(D)(1)(b)," and insert in lieu thereof "R.S. 40:1299.58.1(B)(4)," and change "1299.58.8(D)(1) and (2)" to "1299.58.8(D) and (E), and 1299.58.11"

## AMENDMENT NO. 5

On page 1, between lines 14 and 15 insert the following:

"§1299.58.1. Legislative purpose, findings, and intent

### A. Purpose and findings.

(1) The legislature finds that all persons have the fundamental right to control the decisions relating to their own medical care, including the decision to have life-sustaining procedures withheld or withdrawn in instances where such persons are diagnosed as having a terminal and irreversible condition.

(2) The legislature further finds that the artificial prolongation of life for a person diagnosed as having a terminal and irreversible condition may cause loss of individual and personal dignity and secure only a precarious and burdensome existence while providing nothing medically necessary or beneficial to the person.

(3) The legislature further finds that although cardiopulmonary resuscitation has saved the lives of persons experiencing sudden, unexpected death, it is appropriate for an attending physician, in certain circumstances, to issue an order not to attempt cardiopulmonary resuscitation on a patient. Furthermore, there is a need to clarify and establish the rights and obligations of patients, their families, and health care providers regarding cardiopulmonary resuscitation and the issuance of orders not to resuscitate.

~~(3)~~(4) In order that the rights of such persons may be respected even after they are no longer able to participate actively in decisions concerning themselves, the legislature hereby declares that the laws of the state of Louisiana shall recognize:

(a) The right of such a person to make a declaration instructing his physician to withhold or withdraw life-sustaining procedures or designating another to make the treatment decision and make such a declaration for him, in the event he is diagnosed as having a terminal and irreversible condition. ~~and~~

(b) The right of certain individuals to make a declaration pursuant to which life-sustaining procedures may be withheld or withdrawn from an adult patient who is comatose, incompetent, or otherwise physically or mentally incapable of communication, or from a minor, in the event such adult patient or minor is diagnosed and certified as having a terminal and irreversible condition.

~~(4)~~(5) In furtherance of the rights of such persons, the legislature finds and declares that nothing in this Part shall be

construed to be the exclusive means by which life-sustaining procedures may be withheld or withdrawn, nor shall this Part be construed to require the application of medically inappropriate treatment or life-sustaining procedures to any patient or to interfere with medical judgment with respect to the application of medical treatment or life-sustaining procedures.

### B. Intent.

\* \* \*

(4) It is the further intent of the legislature to give direction to emergency medical services personnel and other health care providers in regard to the performance of cardiopulmonary resuscitation."

## AMENDMENT NO. 6

On page 2, between lines 18 and 19, insert the following:

"(7) "Do not resuscitate order" means an order issued by a physician that cardiopulmonary resuscitation should not be administered to a particular person."

## AMENDMENT NO. 7

On page 2, at the beginning of line 19, change "(7)" to "(8)"

## AMENDMENT NO. 8

On page 2, between lines 18 and 19, insert the following:

"(9) "Health care facility" means a facility established to administer and provide health care services, including by way of illustration hospitals, medical centers, and extended care facilities operated in connection with hospitals, nursing homes, and prisons."

## AMENDMENT NO. 9

On page 2, at the beginning of line 24, change "(8)" to "(10)"

## AMENDMENT NO. 10

On page 2, at the beginning of line 26, change "(9)" to "(11)"

## AMENDMENT NO. 11

On page 3, at the beginning of line 7, change "(10)" to "(12)"

## AMENDMENT NO. 12

On page 3, at the beginning of line 8, change "(11)" to "(13)"

## AMENDMENT NO. 13

On page 3, at the beginning of line 11, change "(12)" to "(14)"

## AMENDMENT NO. 14

On page 3, at the beginning of line 15, change "(13)" to "(15)"

## AMENDMENT NO. 15

On page 3, at the beginning of line 17, change "(14)" to "(16)"

## AMENDMENT NO. 16

On page 3, between lines 22 and 23, insert the following:

"(17) "Trauma" means blunt or penetrating bodily injuries from impact which occur in accidents or emergency situations, such as motor vehicle collisions, mass casualty incidents, and industrial accidents."

AMENDMENT NO. 17

On page 3, at the beginning of line 23, change "(15)" to "(18)"

AMENDMENT NO. 18

On page 4, line 11, delete "qualified patients listed in the registry." and insert in lieu thereof "to a person for whom a do-not-resuscitate order has been issued."

AMENDMENT NO. 19

On page 4, between lines 20 and 21, insert the following:

"§1299.58.4. Revocation of declaration

A. A declaration may be revoked at any time by the declarant without regard to his or her mental state or competency by any of the following methods:

\* \* \*

(2)

\* \* \*

(b) The attending physician shall record in the patient's medical record the time and date when notification of the written revocation was received and, if applicable, remove from the patient's medical record and chart, or as otherwise provided by hospital policy and procedure, all notations of a do-not-resuscitate order and remove from the patient, or cause to be removed, the do-not-resuscitate identification bracelet.

(3)

\* \* \*

(c) The attending physician shall record in the patient's medical records the time and date when notification of the revocation was received and, if applicable, remove from the patient's medical record and chart, or as otherwise provided by hospital policy and procedure, all notations of a do-not-resuscitate order and remove from the patient, or cause to be removed, the do-not-resuscitate identification bracelet.

AMENDMENT NO. 20

On page 4, between lines 23 and 24, insert the following:

"A.(1) Any attending physician who has been notified of the existence of a declaration made under this Part or at the request of the proper person as provided in R.S. 40:1299.58.5 or R.S. 40:1299.58.6 upon diagnosis of a terminal and irreversible condition of the patient, or who on his own determines the existence of a declaration on file in the registry, shall take necessary steps to provide for written certification of the patient's terminal and irreversible condition, so that the patient may be deemed to be a qualified patient as defined in R.S. 40:1299.58.2.

(2)(a) If such declaration exists and the patient's condition is terminal and irreversible, the attending physician may issue a do-not-resuscitate order in substantially the following form:

"DO NOT RESUSCITATE ORDER

As treating physician of \_\_\_\_\_ (name of qualified patient) and a licensed physician, I order that this person SHALL NOT BE RESUSCITATED in the event of cardiac or respiratory arrest. This order has been discussed with \_\_\_\_\_ (name of patient or other individual authorized to make declaration) who has given consent as evidenced by his signature below or the patient or other authorized individual has made a life-sustaining declaration pursuant to the provisions of this Part. This day of \_\_\_\_\_, 19\_\_.

\_\_\_\_\_  
Physician's Name  
\_\_\_\_\_  
Physician's Signature  
\_\_\_\_\_  
Address

(b) For patients present in a health care facility, the issuance of a do-not-resuscitate bracelet is not required for compliance with this Part. For these patients evidence of the issuance of a do-not-resuscitate order shall be made in accordance with the policies and procedures of the health care facility or conspicuously placed on the patient's medical record and chart.

(c) A do-not-resuscitate order may be revoked in the same manner as provided in R.S. 40:1299.58.4.

(d) No provision of this Part shall affect a do-not-resuscitate order issued prior to August 15, 1997, nor affect the method by which such orders were issued prior to August 15, 1997."

AMENDMENT NO. 21

On page 5, at the end of line 7, insert "with a terminal"

AMENDMENT NO. 22

On page 5, at the beginning of line 8, insert "and irreversible condition" and after "or" and before "is" insert "or on whose behalf a declaration has been made pursuant to this Part or as a result of withholding or discontinuing cardiopulmonary resuscitation from a person who is wearing a do-not-resuscitate identification bracelet or for whom a do-not-resuscitate order has been issued, all"

AMENDMENT NO. 23

On page 5, line 14, delete "or do-not-resuscitate"

AMENDMENT NO. 24

On page 5, line 15, delete "identification bracelet," and after "Part" and before "shall" insert "or the withholding or discontinuing cardiopulmonary resuscitation from a person who is wearing a do-not-resuscitate identification bracelet or for whom a do-not-resuscitate order has been issued in accordance with this Part,"

AMENDMENT NO. 25

On page 5, line 21, delete "life-sustaining procedures from a qualified" and insert in lieu thereof "or discontinuing cardiopulmonary resuscitation from a"

AMENDMENT NO. 26

On page 5, line 22, change "patient" to "person"

AMENDMENT NO. 27

On page 5, line 26, delete "life-sustaining procedures to a qualified patient" and insert in lieu thereof "cardiopulmonary resuscitation to a person"

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AMENDMENT NO. 28

On page 5, at the end of line 27, delete the period "." and insert "or for whom a do-not-resuscitate order has been issued." and insert the following:

"E. For purposes of this Section, "acting under the direction of a physician" includes acting in response to a do-not-resuscitate order or a do-not-resuscitate bracelet."

AMENDMENT NO. 29

On page 6, line 4, after "bracelet" and before the comma "," insert "or order"

AMENDMENT NO. 30

On page 6, line 5, after "consent" and before "or" insert "or in the absence of a revocation made under this Part,"

AMENDMENT NO. 31

On page 6, between lines 12 and 13 insert the following:

\* \* \*

§1299.58.11 Cardiopulmonary resuscitation; presumed consent; exceptions; applications

A. Every person shall be presumed to consent to the administration of cardiopulmonary resuscitation in the event of cardiac or respiratory arrest except a person for whom a do-not-resuscitate order or bracelet has been issued in accordance with the provisions of this Part.

B. For purposes of direction to emergency medical services personnel, a do not resuscitate order does not apply to treatment rendered at the site where trauma has occurred to persons who experience a cardiac or respiratory arrest as the result of severe trauma.

C. Nothing in this Part shall require a residential board and care home, personal care home, or extended care facility to institute or maintain the ability to provide cardiopulmonary resuscitation or to expand its equipment, facilities, or personnel to provide cardiopulmonary resuscitation."

AMENDMENT NO. 32

Delete Amendment No. 1 proposed by the Legislative Bureau and adopted by the House on May 30, 1997

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

Motion

Rep. Brun moved that the bill, as amended, be returned to the calendar subject to call.

Rep. Riddle objected.

By a vote of 76 yeas and 21 nays, the House returned the bill, as amended, to the calendar.

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.

Called from the calendar.

Read by title.

Rep. Flavin moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names of members and their respective counts for yeas and nays.

NAYS

Total—0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names of absent members: Donelon, Strain, Thomas.

The Chair declared the above bill was finally passed.

Rep. Flavin 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.

**SENATE BILL NO. 1520—**  
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 22:202(2) relative to health insurance; to provide for definitions of viatical settlement broker; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Donelon moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Powell
Alexander, A.—93rd	Guillory	Pratt
Alexander, R.—13th	Hammett	Quezaire
Barton	Hebert	Riddle
Baylor	Holden	Salter
Bruce	Hudson	Schneider
Bruneau	Hunter	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Stelly
Copelin	Kennard	Strain
Crane	Kenney	Theriot
Curtis	Landrieu	Thomas
Damico	LeBlanc	Thompson
Diez	Long	Travis
Dimos	McCain	Triche
Doerge	McCallum	Vitter
Donelon	McDonald	Walsworth
Dupre	McMains	Welch
Farve	Michot	Weston
Flavin	Mitchell	Wiggins
Fontenot	Morrell	Wilkerson
Forster	Murray	Willard-Lewis
Frith	Odinet	Windhorst
Fruge	Pierre	Wright
Glover	Pinac	
Total—74		

NAYS

Alario	Faucheux	Morrish
Baudoin	Gautreaux	Perkins
Bowler	Hill	Romero
Brun	Hopkins	Scalise
Carter	Iles	Thornhill
Daniel	Jenkins	Warner
Deville	Lancaster	Winston
DeWitt	Marionneaux	
Durand	Montgomery	
Total—25		

ABSENT

Ansardi	Martiny	Smith, J.R.—30th
Heaton	Rousselle	Toomy
Total—6		

The Chair declared the above bill was finally passed.

Rep. Donelon 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.

**SENATE BILL NO. 584—**  
BY SENATORS HAINKEL, DARDENNE, EWING AND BAGNERIS

AN ACT

To amend and reenact R.S. 9:311(C) relative to child support; to provide for periodic review and adjustment of child support awards in cases enforced through the Department of Social Services; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Murray moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Mr. Speaker	Iles	Perkins
Bowler	Jenkins	Smith, J.R.—30th
Daniel	Marionneaux	
Total—8		

ABSENT

Alexander, R.—13th	Mitchell
Kennard	Romero
Total—4	

The Chair declared the above bill was finally passed.

Rep. Murray 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.

**SENATE BILL NO. 587—**

BY SENATORS HAINKEL, DARDENNE, EWING, BAGNERIS AND SCHEDLER

**AN ACT**

To enact R.S. 46:236.10, relative to child support; to create an administrative process for handling paternity and child support cases; to provide relative to the Department of Social Services; to provide procedures; to provide for appeals; to provide relative to subpoena authority; to authorize certain seizures; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Murray to Reengrossed Senate Bill No. 587 by Senator Hainkel

AMENDMENT NO. 1

On page 3, line 27, change "entities" to "employers"

AMENDMENT NO. 2

On page 4, line 11, after "notice" and before "has" insert "of such arrearage"

AMENDMENT NO. 3

On page 4, line 18, delete "shall have the administrative authority to" and insert in lieu thereof "may"

AMENDMENT NO. 4

On page 4, delete line 19 and insert in lieu thereof "liens, force the sale of property, and distribute proceeds in accordance with state law."

AMENDMENT NO. 5

On page 4, line 25, delete "shall have the" and insert in lieu thereof "may institute proceedings through"

AMENDMENT NO. 6

On page 4, line 26, change "authority" to "process" and after "property" delete the period "." and add "in accordance with state law."

AMENDMENT NO. 7

In Amendment No. 1 proposed by the House Committee on Civil Law and Procedure and adopted by the House on June 5, 1997 on line 2, change "thirty" to "twenty"

AMENDMENT NO. 8

In Amendment No. 14 proposed by the House Committee on Civil Law and Procedure and adopted by the House on June 5, 1997 on line 9 after "thirty" delete the remainder of the line and delete line 10 in its entirety

AMENDMENT NO. 9

In Amendment No. 16 proposed by the House Committee on Civil Law and Procedure and adopted by the House on June 5, 1997 on lines 16 and 17 delete "intercept, encumber, freeze, seize, or sell" and

insert in lieu thereof "place a lien, privilege, or legal mortgage on any"

AMENDMENT NO. 10

Delete Amendments Nos. 6, 11, and 15 proposed by the House Committee on Civil Law and Procedure and adopted by the House on June 5, 1997

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Murray to Reengrossed Senate Bill No. 587 by Senator Hainkel, et al.

AMENDMENT NO. 1

Delete Amendment No. 16 proposed by the House Committee on Civil Law and Procedure and adopted by the House on June 5, 1997.

AMENDMENT NO. 2

On page 4, at the end of line 26, insert the following:

"No provision of this Subsection shall grant administrative authority to the agency to place a lien, privilege, or legal mortgage, on any licensed or titled motor vehicle."

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Murray to Reengrossed Senate Bill No. 587 by Senator Hainkel

AMENDMENT NO. 1

On page 1, line 9, change "Administrative" to "Limited administrative"

AMENDMENT NO. 2

On page 2, between lines 18 and 19, insert the following:

"(6) The department shall take no action against an alleged father who fails or refuses to submit to genetic testing under the provisions of this Subsection."

AMENDMENT NO. 3

On page 2, line 21, delete "any financial or other"

AMENDMENT NO. 4

On page 3, line 1, change "fifteen" to "thirty"

AMENDMENT NO. 5

On page 3, line 2, delete "appropriate court" and insert in lieu thereof "agency"

AMENDMENT NO. 6

On page 3, delete lines 3 through 17 in their entirety

AMENDMENT NO. 7

On page 3, line 19, change "shall" to "may" and delete the comma ","

AMENDMENT NO. 8

On page 3, line 20, after "records" and before the colon ":" insert "in accordance with state law"

AMENDMENT NO. 9

On page 3, delete line 27 in its entirety

AMENDMENT NO. 10

On page 4, delete lines 1 through 8 in their entirety

AMENDMENT NO. 11

On page 4, line 11, after "notice" and before "has" insert "of such arrearage"

AMENDMENT NO. 12

On page 4, line 18, delete "shall have the administrative authority to" and insert in lieu thereof "may"

AMENDMENT NO. 13

On page 4, delete line 19 in its entirety and insert in lieu thereof "liens, force the sale of property, and distribute proceeds in accordance with state law."

AMENDMENT NO. 14

On page 4, at the end of line 26, delete the period "." and insert "in accordance with state law."

AMENDMENT NO. 15

In Amendment No. 1 proposed by the House Committee on Civil Law and Procedure and adopted by the House on June 5, 1997, on line 2, change "thirty" to "twenty"

AMENDMENT NO. 16

In Amendment No. 14 proposed by the House Committee on Civil Law and Procedure and adopted by the House on June 5, 1997, on line 9, change "have the" to "shall have the" and on line 10, change "petition the court" to "may institute proceedings"

AMENDMENT NO. 17

In Amendment No. 16 proposed by the House Committee on Civil Law and Procedure and adopted by the House on June 5, 1997, on line 16, delete "intercept, encumber," and on line 17, delete "freeze, seize, or sell" and insert in lieu thereof "place a lien, privilege, or mortgage on any"

AMENDMENT NO. 18

Delete Amendment Nos. 3, 6, and 11 proposed by the House Committee on Civil Law and Procedure and adopted by the House on June 5, 1997

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinot
Alario	Fruge	Pierre
Alexander, A.—93rd	Gautreaux	Pinac
Alexander, R.—13th	Glover	Powell
Ansardi	Green	Pratt
Barton	Guillory	Quezaire
Baudoin	Hammett	Riddle
Baylor	Heaton	Romero
Bowler	Hebert	Rousselle
Bruce	Hill	Salter
Brun	Holden	Scalise
Bruneau	Hopkins	Schneider
Carter	Hudson	Shaw
Chaisson	Hunter	Smith, J.D.—50th
Clarkson	Iles	Stelly
Copelin	Jetson	Strain
Crane	Johns	Theriot
Curtis	Kennard	Thomas
Damico	Kenney	Thornhill
Daniel	Lancaster	Toomy
Deville	Landrieu	Travis
DeWitt	LeBlanc	Triche
Diez	Long	Vitter
Dimos	Martiny	Walsworth
Doerge	McCain	Warner
Donelon	McCallum	Welch
Dupre	McDonald	Weston
Durand	McMains	Wiggins
Farve	Michot	Wilkerson
Faucheux	Montgomery	Willard-Lewis
Flavin	Morrell	Windhorst
Fontenot	Morrish	Winston
Forster	Murray	Wright
Total—99		

NAYS

Jenkins	Smith, J.R.—30th
Perkins	Thompson
Total—4	

ABSENT

Marionneaux	Mitchell
Total—2	

The Chair declared the above bill was finally passed.

Rep. Murray 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.

**SENATE BILL NO. 1047—**

BY SENATOR ELLINGTON AND REPRESENTATIVE FORSTER  
AN ACT

To amend and reenact R.S. 23:1397(A) and (C), 1404(B), 1405, and 1411(C), relative to the Louisiana Workers' Compensation Corporation; to transfer to the board of directors the authority to approve capitalization debt; to require the corporation to seek United States Department of Labor approval to write USL&H coverage without the full faith and credit guarantee; to provide for the disposition of assets upon dissolution of the corporation; to correlate the restrictions on the permitted types of corporate investments to the Louisiana Insurance Code; to remove the authority of the legislative auditor to audit the corporation after

the full faith and credit guarantee has expired; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representatives Murray, Bowler, and Faucheu to Reengrossed Senate Bill No. 1047 by Senator Ellington

AMENDMENT NO. 1

On page 1, at the end of line 2, after "1411(C)" and before the comma "," insert "and to enact R.S. 23:1400(C) and 1404(D)"

AMENDMENT NO. 2

On page 1, line 11, after "expired;" and before "and" insert " to provide for rates and commissions; to require certain acts by the corporation until the full faith and credit guarantee of the state expires;"

AMENDMENT NO. 3

On page 1, line 15, after "reenacted" insert a comma "," and insert "and R.S. 23:1400(C) is hereby enacted"

AMENDMENT NO. 4

On page 2, at the end of line 17, insert "Any coverage provided for in this Subsection shall not exceed thirty-five percent of the annual premiums collected by the corporation."

AMENDMENT NO. 5

On page 2, between lines 18 and 19, insert the following:

"§1400. Policy applications; risk classification

\* \* \*

C. Before a policy may be issued by the Louisiana Worker's Compensation Corporation, an applicant must submit evidence of being declined by at least two other insurers for the coverage sought from the corporation.

\* \* \*"

AMENDMENT NO. 6

On page 3, line 1, after "shall" and before "seek" insert "at least annually"

AMENDMENT NO. 7

On page 3, delete lines 4 and 5 in their entirety

AMENDMENT NO. 8

On page 3, line 6, after "shall," and before "no" insert "at least annually and beginning"

AMENDMENT NO. 9

On page 3, delete lines 13 through 16, and insert in lieu thereof "and beneficiaries. Any remaining assets of the corporation shall be transferred to the state of Louisiana."

AMENDMENT NO. 10

On page 5, between lines 17 and 18, insert the following:

"(7) No commission shall be paid by the corporation to a member of the board, an officer or incorporator of the corporation, or employee of the corporation for any insurance issued by the corporation."

AMENDMENT NO. 11

On page 5, between lines 18 and 19, insert the following:

"Section 2. R.S. 23:1404(D) is hereby enacted to read as follows:

§1404. Allocation of surplus; full faith and credit; exemptions; sunset

\* \* \*

D. Until such time as the full faith and credit guarantee of the state of Louisiana has expired by operation of law, the corporation shall:

(1) Issue all new and renewal policies in compliance with the requirements of R.S. 22:132.

(2) Issue an endorsement for all existing policies that satisfies the requirements of R.S. 22:132.

(3) Prohibit any discounting or schedule rate credits, notwithstanding R.S. 23:1411(D).

(4) Limit the commission payable to any insurance agent or broker to no more than six percent of the annual premium of a policyholder."

AMENDMENT NO. 12

On page 5, at the beginning of line 19, change "Section 2. This" to "Section 3. Sections 1, 3, and 4 of this"

AMENDMENT NO. 13

On page 5, line 23, after "legislature," and before "this Act" insert "Sections 1, 3, and 4 of"

AMENDMENT NO. 14

On page 5, after line 24, insert "Section 4. Section 2 of this Act shall become effective July 1, 1997."

Rep. Forster asked for and obtained a division of the question.

Rep. Murray moved adoption of Amendment Nos. 1 through 8 and 10 through 14.

Rep. Forster objected.

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

**ROLL CALL**

The roll was called with the following result:



YEAS		
Ansardi	Faucheux	Morrell
Baudoin	Green	Murray
Baylor	Guillory	Odinet
Bowler	Hill	Pratt
Bruce	Holden	Quezaire
Carter	Hunter	Thornhill
Clarkson	Iles	Travis
Copelin	Lancaster	Welch
Curtis	Martiny	Weston
Durand	Mitchell	Wilkerson
Farve	Montgomery	Willard-Lewis
Total—33		
NAYS		
Mr. Speaker	Gautreaux	Rousselle
Alario	Glover	Salter
Alexander, R.—13th	Hammett	Scalise
Barton	Heaton	Schneider
Brun	Hebert	Shaw
Bruneau	Jenkins	Smith, J.D.—50th
Chaisson	Jetson	Smith, J.R.—30th
Crane	Johns	Stelly
Damico	Kennard	Strain
Daniel	Kenney	Theriot
Deville	Landrieu	Thomas
DeWitt	LeBlanc	Thompson
Diez	Long	Toomy
Dimos	McCallum	Triche
Doerge	McDonald	Vitter
Donelon	McMains	Walsworth
Dupre	Michot	Warner
Flavin	Morrish	Wiggins
Fontenot	Perkins	Windhorst
Forster	Pierre	Winston
Frith	Pinac	Wright
Fruge	Powell	
Total—65		
ABSENT		
Alexander, A.—93rd	Marionneaux	Romero
Hopkins	McCain	
Hudson	Riddle	
Total—7		

The amendments were rejected.

Rep. Murray moved adoption of Amendment No. 9.

Rep. Forster objected.

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

**ROLL CALL**

The roll was called with the following result:

YEAS		
Ansardi	Guillory	Morrell
Baudoin	Heaton	Murray
Baylor	Hill	Odinet
Bowler	Holden	Pratt
Bruce	Hudson	Romero
Carter	Hunter	Thornhill
Copelin	Iles	Travis
Curtis	Lancaster	Welch
Doerge	Marionneaux	Weston

Farve	Martiny	Wilkerson
Faucheux	Mitchell	Willard-Lewis
Green	Montgomery	
Total—35		
NAYS		
Mr. Speaker	Fruge	Quezaire
Alario	Gautreaux	Rousselle
Alexander, R.—13th	Glover	Salter
Barton	Hammett	Scalise
Brun	Hebert	Schneider
Bruneau	Jenkins	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Crane	Kennard	Stelly
Damico	Kenney	Strain
Daniel	Landrieu	Theriot
Deville	LeBlanc	Thomas
DeWitt	Long	Thompson
Diez	McCallum	Toomy
Dimos	McDonald	Triche
Donelon	McMains	Vitter
Dupre	Michot	Walsworth
Durand	Morrish	Warner
Flavin	Perkins	Wiggins
Fontenot	Pierre	Windhorst
Forster	Pinac	Winston
Frith	Powell	Wright
Total—66		
ABSENT		
Alexander, A.—93rd	McCain	
Hopkins	Riddle	
Total—4		

The amendment was rejected.

Rep. Forster moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS		
Mr. Speaker	Glover	Pinac
Alario	Green	Powell
Alexander, R.—13th	Guillory	Pratt
Ansardi	Hammett	Quezaire
Barton	Heaton	Romero
Baudoin	Hebert	Rousselle
Baylor	Hill	Salter
Bowler	Holden	Scalise
Brun	Hudson	Schneider
Bruneau	Iles	Shaw
Carter	Jenkins	Smith, J.D.—50th
Chaisson	Jetson	Smith, J.R.—30th
Clarkson	Johns	Stelly
Copelin	Kennard	Strain
Crane	Kenney	Theriot
Damico	Lancaster	Thomas
Daniel	Landrieu	Thompson
Deville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Marionneaux	Triche
Dimos	Martiny	Vitter
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Welch

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Durand	Michot	Weston
Farve	Mitchell	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard-Lewis
Forster	Morrish	Windhorst
Frith	Odinot	Winston
Fruge	Perkins	
Gautreaux	Pierre	
Total—94		

NAYS

Curtis	Hunter	Thornhill
Faucheux	Murray	
Total—5		

ABSENT

Alexander, A.—93rd	Hopkins	Riddle
Bruce	McCain	Wright
Total—6		

The Chair declared the above bill was finally passed.

Rep. Forster 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.

**SENATE BILL NO. 215—**  
BY SENATORS EWING AND LANDRY  
A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, to authorize the use of public funds through state infrastructure banks; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Called from the calendar.

Read by title.

Rep. Diez moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pinac
Alario	Green	Powell
Alexander, A.—93rd	Guillory	Pratt
Alexander, R.—13th	Hammett	Quezaire
Ansardi	Heaton	Riddle
Barton	Hebert	Romero
Baudoin	Hill	Rousselle
Baylor	Holden	Salter
Bruce	Hopkins	Scalise
Bruneau	Hudson	Schneider
Carter	Hunter	Shaw
Chaisson	Iles	Smith, J.D.—50th
Clarkson	Jetson	Smith, J.R.—30th
Copelin	Johns	Stelly
Crane	Kennard	Strain
Curtis	Kenney	Theriot
Damico	Lancaster	Thomas
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneaux	Travis
Dimos	Martiny	Triche
Doerge	McCallum	Vitter

Donelon	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Michot	Welch
Farve	Mitchell	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard-Lewis
Forster	Murray	Windhorst
Frith	Odinot	Winston
Fruge	Perkins	Wright
Gautreaux	Pierre	
Total—101		

NAYS

Bowler	Brun	Jenkins
Total—3		

ABSENT

McCain  
Total—1

The chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

Rep. Diez 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. Fruge, 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 two minutes.

**Speaker Pro Tempore Bruneau in the Chair**

**SENATE BILL NO. 959—**  
BY SENATORS HAINKEL, DARDENNE, EWING AND BAGNERIS  
AN ACT

To amend and reenact R.S. 15:587(A)(2) and R.S. 46:282(A), relative to access to criminal history information; to authorize the Department of Social Services, office of community services to access all criminal history record information maintained by the Louisiana Bureau of Criminal Identification and Information on foster and adoptive parent applicants and adult members of foster and adoptive parent households and to obtain and use Federal Bureau of Investigation criminal history records for screening those individuals; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Daniel to Engrossed Senate Bill No. 959 by Senator Hainkel, et al.

AMENDMENT NO. 1

On page 3, at the end of line 12, delete "The"

AMENDMENT NO. 2

On page 3, delete lines 13 through 17 in their entirety

AMENDMENT NO. 3

On page 3, line 18, delete "criminal history record check."

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Wilkerson to Engrossed Senate Bill No. 959 by Senator Hainkel, et al.

AMENDMENT NO. 1

On page 3, line 2, after "services" delete the remainder of the line and at the beginning of line 3, delete "it contracts"

AMENDMENT NO. 2

On page 3, line 8, after "office" and before "shall" delete "or contracting agency"

AMENDMENT NO. 3

On page 3, line 13, after "department" and before "shall" delete "or contracting agency"

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard-Lewis
Forster	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Odinet	Wright
Gautreaux	Perkins	
Glover	Pierre	

Total—103

NAYS

Total—0

ABSENT

Alexander, A.—93rd Curtis  
Total—2

The Chair declared the above bill was finally passed.

Rep. Murray 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.

**SENATE BILL NO. 992—**  
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 23:1101(D)(1) and 1102(A), and to enact R.S. 23:1103(A)(3); relative to workers' compensation; to provide with respect to rights against third persons; to clarify that suits against a third person to recover workers' compensation benefits paid shall be tried before a district court judge; to authorize disputes regarding the calculation of employer's credit to be filed with the office of workers' compensation and tried before a hearing officer; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representatives Landrieu and Forster to Engrossed Senate Bill No. 992 by Senator Ellington

AMENDMENT NO. 1

On page 1, line 2, delete "and 1102(A)," and insert in lieu thereof ", 1102(A), and 1103(C),"

AMENDMENT NO. 2

On page 1, line 8, after "officer;" insert "to provide with respect to legal fees and costs in the recovery of a lien;"

AMENDMENT NO. 3

On page 1, line 11, delete "and 1102(A)" and insert in lieu thereof ", 1102(A), and 1103(C)"

AMENDMENT NO. 4

On page 3, between lines 1 and 2, insert the following:

"C.(1) The claim against the third party is a cause of action owned jointly by the employee and the employer and is thus

governed by the laws pertaining to ownership in indivision except where these laws may be modified by this Chapter.

(2) The co-owners of this cause of action may, by written agreement, determine how the cause of action shall be preserved or settled and distribution of any award, settlement, costs or legal fees.

(3) Absent such a written agreement, as co-owners the employee and the employer may, without the concurrence of the other take the necessary steps to preserve the cause of action including the filing of suit against the third party and the prosecution of the suit as the plaintiff.

(4) If either the employer or employee intervenes in the third party suit filed by the other, the intervenor shall only be responsible for a share of the reasonable legal fees and costs incurred by the attorney retained by the plaintiff, ~~Such reasonable legal fees which~~ portion shall not exceed one third of the intervenor's recovery for pre-judgment payments or pre-judgment damages. The amount of the portion of attorney fees shall be determined by the district court based on the proportionate services of the attorneys which benefitted or augmented the recovery from the third party. The employee as intervenor shall not be responsible for the employer's attorney fees attributable to post-judgment damages nor will the employer as intervenor be responsible for the attorney fees attributable to the credit given to the employer under Paragraph A of this Section. Costs shall include taxable court costs as well as the fees of experts retained by the plaintiff. The pro-rata share of the intervenor's costs shall be based on intervenor's recovery of pre-judgment payments or pre-judgment damages.

\* \* \*

On motion of Rep. Landrieu, the amendments were withdrawn.

**Motion**

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

**SENATE BILL NO. 1443—  
BY SENATOR THEUNISSEN (BY REQUEST)  
AN ACT**

To amend and reenact R.S. 33:1233(A)(2)(b)(ii), relative to parishes; to authorize a parish governing authority, by ordinance, to establish the monthly salary for members of police juries.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Copelin to Reengrossed Senate Bill No. 1443 by Senator Theunissen

AMENDMENT NO. 1

On page 2, between lines 4 and 5, insert:

"Section 2. Any police juror or parish councilman who by any written or oral communication informs any of his constituents that the state representative for the constituent's district is responsible for parish roads will immediately forfeit the increase in compensation provided by this Act and shall return to the parish an amount equal to the total amount of such increase which the police juror received during the previous six months."

AMENDMENT NO. 2

On page 2, at the beginning of line 5, change "Section 2." to "Section 3."

Rep. Weston moved the previous question be ordered on the entire subject matter.

Rep. Deville objected.

By a vote of 72 yeas and 29 nays, the House agreed to order the previous question on the entire subject matter.

Rep. Copelin moved the adoption of the amendments.

Rep. Frith objected.

By a vote of 52 yeas and 44 nays, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Alario	Fruge	Pratt
Alexander, A.—93rd	Gautreaux	Quezairé
Alexander, R.—13th	Green	Riddle
Ansardi	Guillory	Romero
Barton	Heaton	Rousselle
Baylor	Hebert	Salter
Bowler	Hill	Scalise
Bruce	Holden	Schneider
Bruneau	Hudson	Smith, J.D.—50th
Carter	Hunter	Smith, J.R.—30th
Clarkson	Johns	Strain
Copelin	Kennard	Thomas
Curtis	Landrieu	Thornhill
Damico	LeBlanc	Toomy
Daniel	Long	Travis
Deville	Marionneaux	Triche
DeWitt	Martiny	Warner
Diez	McMains	Welch
Doerge	Michot	Weston
Dupre	Mitchell	Wiggins
Durand	Montgomery	Wilkerson
Farve	Morrell	Willard-Lewis
Faucheux	Morrish	Windhorst
Flavin	Murray	Winston
Fontenot	Pierre	Wright
Forster	Pinac	
Frith	Powell	
Total—79		

**NAYS**

Mr. Speaker	Iles	Odinot
Brun	Jenkins	Perkins
Chaisson	Jetson	Shaw
Crane	Kennedy	Stelly
Dimos	McCain	Thompson
Donelon	McCallum	Vitter
Hopkins	McDonald	Walsworth
Total—21		

**ABSENT**

Baudoin	Hammett	Theriot
Glover	Lancaster	

Total—5

The Chair declared the above bill was finally passed.

Rep. Frith 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.

**SENATE BILL NO. 1393—**  
BY SENATOR JOHNSON

AN ACT

To amend and reenact R.S. 33:4548.1, 4548.2, 4548.3(A), (B), (C), (F), (G) and (H), 4548.4(A), 4548.5(A)(5), (8), and (14), 4548.6(A) and (J), 4548.13, and 4548.14, and to enact R.S. 33:4548.4(F), 4548.5(A)(16), (17), (18), and (19), and 4548.6(K), (L), and (M), relative to the Louisiana Local Government Environmental Facilities and Community Development Authority, to authorize the financing of infrastructure and economic development projects by political subdivisions; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Alario to Engrossed Senate Bill No. 1393 by Senator Johnson

AMENDMENT NO. 1

On page 3, delete line 15 in its entirety and insert in lieu thereof:

"(3) Financing programs or loans"

AMENDMENT NO. 2

On page 8, at the end of line 24, insert the following:

"No bond or other obligation shall be issued under any provision of this Chapter unless first authorized by the state bond commission."

AMENDMENT NO. 3

On page 9, line 7, after "subdivisions" change the period "." to a comma "," and insert:

"including approval by the Board of Liquidation of City Debt regarding the issuance of obligations by the city of New Orleans."

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative DeWitt to Engrossed Senate Bill No. 1393 by Senator Johnson

AMENDMENT NO. 1

On page 8, at the end of line 24, insert the following "No bond shall be issued under any provision of this Chapter unless first authorized by the State Bond Commission."

On motion of Rep. DeWitt, the amendments were withdrawn.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative DeWitt to Engrossed Senate Bill No. 1393 by Senator Johnson

AMENDMENT NO. 1

On page 1, line 5, after "(L)," delete "and" and after "(M)" and insert "and (N)"

AMENDMENT NO. 2

On page 1, line 14, after "(L)," delete "and" and after "(M)" and insert "and (N)"

AMENDMENT NO. 3

On page 9, between lines 24 and 25, insert the following:

"N. Any political subdivision which becomes a member of the Louisiana Local Government Environmental Facilities and Community Development Authority and funds projects through such membership shall be prohibited from submitting requests for projects in order to receive state funds from the Comprehensive Capital budget."

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Copelin to Engrossed Senate Bill No. 1393 by Senator Johnson

AMENDMENT NO. 1

On page 1, line 3, change "4548.4(A)," to "4584(A), (B), and (C),"

AMENDMENT NO. 2

On page 1, line 12, change "4584.4(A)," to "4584(A), (B), and (C),"

AMENDMENT NO. 3

On page 5, between lines 1 and 2, insert the following:

"B. The authority hereby created shall be governed by a board of seven directors, the membership of which shall be appointed as follows:— appointed by the governor, one representing each congressional district in the state, subject to confirmation by the Senate."

~~(1) The governing authority of each political subdivision that desires to become a member of the authority shall adopt a resolution indicating its intention to do so. Each such political subdivision shall thereupon become a participating political subdivision.~~

~~(2) The mayor of each municipality which is a participating political subdivision shall appoint one director to the board of directors of the authority, subject to approval by the governing authority of the municipality, and the chief executive officer of each other participating political subdivisions shall appoint one director to~~

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~~the board of directors of the authority, subject to approval by the governing authority of such political subdivisions:~~

C. Each director shall be appointed for a term of four years from the date of his appointment ~~is approved by the governing authority of a participating political subdivision. There shall never be less than three members or directors serving on the board of directors."~~

Rep. Copelin moved the adoption of the amendments.  
 Rep. Alario objected.  
 By a vote of 38 yeas and 58 nays, the amendments were rejected.  
 Rep. Alario moved the final passage of the bill, as amended.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Hammett	Quezaire
Alario	Hebert	Riddle
Alexander, A.—93rd	Hill	Romero
Alexander, R.—13th	Holden	Salter
Ansardi	Hopkins	Scalise
Barton	Hudson	Schneider
Bruce	Hunter	Shaw
Bruneau	Jetson	Smith, J.D.—50th
Carter	Johns	Stelly
Chaisson	Kennard	Strain
Clarkson	Kenney	Theriot
Copelin	Landrieu	Thomas
Curtis	LeBlanc	Thompson
Damico	Long	Thornhill
Daniel	Marionneaux	Toomy
Diez	McCain	Travis
Dimos	McCallum	Triche
Doerge	McDonald	Vitter
Donelon	McMains	Walsworth
Durand	Michot	Warner
Farve	Mitchell	Welch
Faucheux	Montgomery	Weston
Flavin	Morrell	Wiggins
Fontenot	Morrish	Wilkerson
Forster	Murray	Willard-Lewis
Frith	Odinet	Windhorst
Fruge	Pierre	Winston
Green	Pinac	Wright
Guillory	Pratt	
Total—86		

**NAYS**

Bowler	DeWitt	Perkins
Brun	Iles	Powell
Crane	Jenkins	Smith, J.R.—30th
Deville	Lancaster	
Total—11		

**ABSENT**

Baudoin	Gautreaux	Martiny
Baylor	Glover	Rousselle
Dupre	Heaton	
Total—8		

The Chair declared the above bill was finally passed.

Rep. Alario 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.

**SENATE BILL NO. 688—**

BY SENATOR LANDRY

**AN ACT**

To enact R.S. 44:7(F), relative to hospital records; to provide for confidentiality of persons participating in medical research; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Triche moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Glover	Pierre
Alario	Green	Pinac
Alexander, A.—93rd	Guillory	Powell
Ansardi	Hammett	Pratt
Barton	Heaton	Quezaire
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Rousselle
Bruce	Hopkins	Salter
Brun	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Jetson	Smith, J.R.—30th
Copelin	Johns	Stelly
Crane	Kennard	Strain
Curtis	Kenney	Theriot
Damico	Lancaster	Thomas
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneaux	Travis
Dimos	Martiny	Triche
Doerge	McCain	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Mitchell	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard-Lewis
Forster	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Odinet	Wright
Gautreaux	Perkins	
Total—104		

**NAYS**

Total—0

**ABSENT**

Alexander, R.—13th  
 Total—1

The Chair declared the above bill was finally passed.

Rep. Triche 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.

**SENATE BILL NO. 876—**  
BY SENATORS HAINKEL, DARDENNE, EWING AND BAGNERIS  
AN ACT

To amend and reenact the introductory paragraph of R.S. 6:333(B) and to enact R.S. 6:333(F)(14) and R.S. 46:236.1 (A)(5) and (6) and (D)(1)(d), relative to the disclosure of certain financial data to child support enforcement services; to provide with respect to liability for such disclosure; to provide for penalties; to provide for data matches; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Murray to Reengrossed Senate Bill No. 876 by Senator Hainkel

AMENDMENT NO. 1

On page 1, line 4, delete "certain financial data" and insert in lieu thereof "data match information"

AMENDMENT NO. 2

On page 2, line 11, delete "financial" and on line 12, delete "records of" and insert in lieu thereof "data match information on"

AMENDMENT NO. 3

On page 2, at the end of line 15, insert the following:

"Such disclosure to the department shall be limited to the name, record, address, and social security or taxpayer identification number of a noncustodial parent who maintains an account at such institution and who owes past-due support as identified by the state by name and social security or taxpayer identification number."

AMENDMENT NO. 4

On page 3, delete lines 23 through 27 in their entirety

AMENDMENT NO. 5

On page 4, delete lines 1 through 4 in their entirety

AMENDMENT NO. 6

On page 4, at the beginning of line 5, change "(v)" to "(iii)"

AMENDMENT NO. 7

On page 4, at the beginning of line 9, change "(vi)" to "(iv)"

AMENDMENT NO. 8

On page 4, at the beginning of line 12, change "(vii)" to "(v)"

AMENDMENT NO. 9

On page 4, at the beginning of line 26, change "(viii)" to "(vi)"

AMENDMENT NO. 10

On page 4, line 27, delete "a financial record of" and insert in lieu thereof "data match information on"

AMENDMENT NO. 11

On page 5, line 2, delete "financial record" and insert in lieu thereof "data match information"

AMENDMENT NO. 12

On page 5, at the beginning of line 5, change "(ix)" to "(vii)"

AMENDMENT NO. 13

On page 5, line 6, delete "a financial record" and insert in lieu thereof "data match information"

AMENDMENT NO. 14

On page 5, line 7, delete "Subsubparagraph (iii)" and insert in lieu thereof "any provision"

AMENDMENT NO. 15

On page 5, at the beginning of line 10, change "(x)" to "(viii)"

AMENDMENT NO. 16

On page 5, at the beginning of line 15, change "(xi)" to "(ix)"

AMENDMENT NO. 17

On page 5, line 19, delete "a financial record" and insert in lieu thereof "data match information"

AMENDMENT NO. 18

Delete Amendment No. 3 proposed by the House Committee on Commerce and adopted by the House on June 4, 1997

AMENDMENT NO. 19

In Amendment No. 5 proposed by the House Committee on Commerce and adopted by the House on June 4, 1997, on line 16, change "(iv)" to "(vii)"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Copelin to Reengrossed Senate Bill No. 876 by Senator Hainkel, et al.

AMENDMENT NO. 1

On page 2, line 12, after "individual" insert a comma "," and "with his written consent, or a court order"

AMENDMENT NO. 2

On page 4, line 1, after "individual" insert a comma "," and "with his written consent, or a court order"

On motion of Rep. Copelin, the amendments were withdrawn.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Hunter to Reengrossed Senate Bill No. 876 by Senator Hainkel, et al.

AMENDMENT NO. 1

On page 6, at the end of line 2, insert the following:

"However, the provisions hereof shall never take effect unless the secretary of the United States Department of Health and Human Services, Administration for Children and Families, determines that the provisions hereof are required for compliance with the provisions of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Glover	Pinac
Alario	Green	Powell
Alexander, A.—93rd	Guillory	Pratt
Ansardi	Hammett	Quezaire
Barton	Heaton	Riddle
Baylor	Hebert	Romero
Bowler	Hill	Rousselle
Bruce	Holden	Salter
Brun	Hopkins	Scalise
Bruneau	Hudson	Schneider
Carter	Hunter	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Jetson	Smith, J.R.—30th
Copelin	Johns	Stelly
Crane	Kennard	Strain
Curtis	Kenney	Theriot
Damico	Lancaster	Thomas
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneaux	Travis
Dimos	Martiny	Triche
Doerge	McCain	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Morrell	Wiggins
Flavin	Morrish	Wilkerson
Fontenot	Murray	Willard-Lewis
Forster	Odinet	Windhorst
Frith	Perkins	Winston
Fruge	Pierre	Wright
Total—99		

**NAYS**

Total—0

**ABSENT**

Alexander, R.—13th	Gautreaux	Mitchell
Baudoin	Iles	Montgomery
Total—6		

The Chair declared the above bill was finally passed.

Rep. Murray 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.

**SENATE BILL NO. 1457 (Substitute for Senate Bill No. 349 by Senator Greene)—**  
BY SENATOR GREENE

**AN ACT**

To enact Part B of Chapter 13-B of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:999.21 through 999.25, and to designate R.S. 49:991 through 999 as Part A of Chapter 13-B of Title 49 of the Louisiana Revised Statutes of 1950, relative to the suspension and ultimate revocation of certain licenses and permits; to authorize suspension and revocation of state licenses or permits under certain circumstances; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Marionneaux moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Green	Powell
Alario	Guillory	Pratt
Alexander, A.—93rd	Hammett	Quezaire
Ansardi	Heaton	Riddle
Barton	Hill	Romero
Baudoin	Holden	Rousselle
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Brun	Iles	Shaw
Bruneau	Jenkins	Smith, J.D.—50th
Carter	Johns	Smith, J.R.—30th
Chaisson	Kennard	Stelly
Clarkson	Kenney	Strain
Copelin	Lancaster	Theriot
Crane	Landrieu	Thomas
Curtis	LeBlanc	Thompson
Damico	Long	Thornhill
Daniel	Marionneaux	Toomy
Deville	Martiny	Travis
DeWitt	McCain	Triche
Diez	McCallum	Vitter
Dimos	McDonald	Walsworth
Doerge	McMains	Warner
Donelon	Michot	Welch
Dupre	Montgomery	Weston
Durand	Morrell	Wiggins
Flavin	Morrish	Wilkerson
Fontenot	Murray	Willard-Lewis
Forster	Odinet	Windhorst
Frith	Perkins	Winston
Fruge	Pierre	Wright
Glover	Pinac	
Total—98		



NAYS

Jetson  
Total—1

ABSENT

Alexander, R.—13th	Faucheux	Hebert
Farve	Gautreaux	Mitchell
Total—6		

The Chair declared the above bill was finally passed.

Rep. Marionneaux 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.

**SENATE BILL NO. 1447—**  
BY SENATOR DARDENNE

AN ACT

To enact R.S. 13:1952(4)(d), relative to courts created by special legislative act; to authorize the metropolitan council for the city of Baton Rouge, parish of East Baton Rouge to assign future annexations to the appropriate election sections for the City Court of Baton Rouge; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Holden to Reengrossed Senate Bill No. 1447 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 5, after "Baton Rouge;" insert the following:

"to provide for the approval and effectiveness of such assignments;"

AMENDMENT NO. 2

On page 2, line 9, after "section." insert the following:

"After each such assignment, the metropolitan council shall submit such assignment by certified mail or by hand delivery with receipt to the Senate Committee on Senate and Governmental Affairs and the House Committee on House and Governmental Affairs for approval. Upon the receipt of the submission, the Senate Committee on Senate and Governmental Affairs and the House Committee on House and Governmental Affairs shall have forty-five days to determine, either jointly or separately, whether such assignment shall be approved or disapproved. If the time period for such action by the committees has lapsed without any action by such committees, the assignment shall be deemed approved. If one or both committees disapprove the assignment, such assignment to the election section shall not be effective for any purpose. The authority contained in this Subparagraph for the metropolitan council to assign annexations to election sections shall expire and be null and void on August 15, 1999."

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Alexander, R.—13th	Hill	Rousselle
Gautreaux	Marionneaux	
Total—5		

The Chair declared the above bill was finally passed.

Rep. McMains 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.

**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.

Called from the calendar.

Read by title.

Rep. Odinet moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:  
YEAS

Mr. Speaker	Green	Odinot
Alario	Guillory	Pierre
Alexander, R.—13th	Hebert	Pinac
Barton	Hill	Pratt
Baudoin	Holden	Quezairé
Baylor	Hudson	Romero
Carter	Hunter	Rousselle
Chaisson	Iles	Salter
Clarkson	Jetson	Theriot
Copelin	Kennard	Toomy
Curtis	Landrieu	Travis
Daniel	Marionneaux	Triche
Dimos	McCain	Warner
Doerge	McCallum	Welch
Dupre	McDonald	Weston
Farve	Mitchell	Wilkerson
Faucheux	Montgomery	Willard-Lewis
Forster	Morrell	Windhorst
Glover	Murray	
Total—56		

NAYS

Bowler	Fruge	Scalise
Bruce	Hammett	Schneider
Brun	Jenkins	Shaw
Bruneau	Johns	Smith, J.D.—50th
Crane	Kenney	Smith, J.R.—30th
Damico	Lancaster	Stelly
Deville	LeBlanc	Strain
DeWitt	Long	Thomas
Diez	Martiny	Thompson
Donelon	McMains	Thornhill
Durand	Michot	Vitter
Flavin	Morrish	Walsworth
Fontenot	Perkins	Winston
Frith	Powell	Wright
Total—42		

ABSENT

Alexander, A.—93rd	Heaton	Wiggins
Ansardi	Hopkins	
Gautreaux	Riddle	
Total—7		

The Chair declared the above bill was finally passed.

Rep. Odinet 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.

**SENATE BILL NO. 1104—**  
BY SENATORS ROBICHAUX AND CAMPBELL  
AN ACT

To amend and reenact R.S. 37:1731(A), relative to the Good Samaritan Law; to provide immunity from liability for certain professional medical or limited liability corporations; to provide for qualified immunity from liability for emergency care rendered at a licensed public or private hospital or other health care facility; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Donelon to Reengrossed Senate Bill No. 1104 by Senators Robichaux and Campbell

AMENDMENT NO. 1

On page 1, at the end of line 3, after "medical" insert "corporation"

AMENDMENT NO. 2

On page 1, line 4, after "liability" delete "corporations" and insert "companies"

AMENDMENT NO. 3

On page 2, at the beginning of line 1, delete "corporation" and insert in lieu thereof "company"

AMENDMENT NO. 4

On page 2, line 12, after "medical" insert "corporation"

AMENDMENT NO. 5

On page 2, line 13, delete "corporation" and insert in lieu thereof "company"

AMENDMENT NO. 6

On page 3, line 1, after "medical" insert "corporation"

AMENDMENT NO. 7

On page 3, line 1, after "limited liability" delete "corporation" and insert in lieu thereof "company"

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Riddle
Alario	Guillory	Romero
Alexander, A.—93rd	Heaton	Rousselle
Alexander, R.—13th	Holden	Salter
Ansardi	Hopkins	Scalise
Barton	Hudson	Schneider
Baudoin	Iles	Shaw
Baylor	Johns	Smith, J.D.—50th
Bruce	Jenkins	Smith, J.R.—30th
Brun	Kennard	Stelly
Bruneau	Kenney	Strain
Clarkson	Lancaster	Theriot
Copelin	Landrieu	Thomas
Crane	LeBlanc	Thompson
Curtis	Long	Thornhill
Damico	Martiny	Toomy
Daniel	McCain	Travis
Deville	McCallum	Triche
DeWitt	McDonald	Vitter

Diez	McMains	Walsworth
Dimos	Michot	Welch
Doerge	Mitchell	Weston
Donelon	Morrell	Wiggins
Dupre	Morrish	Wilkerson
Durand	Odinot	Willard-Lewis
Flavin	Perkins	Windhorst
Fontenot	Pierre	Winston
Forster	Pinac	Wright
Frith	Powell	
Frige	Pratt	
Glover	Quezaire	
Total—90		

NAYS

Bowler	Hammett	Murray
Carter	Hunter	
Chaisson	Marionneaux	
Total—7		

ABSENT

Farve	Hebert	Montgomery
Faucheux	Hill	Warner
Gautreaux	Jetson	
Total—8		

The Chair declared the above bill was finally passed.

Rep. Donelon 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.

**SENATE BILL NO. 1097—**  
BY SENATOR LANDRY

AN ACT

To amend and reenact Children's Code Art. 603(3), relative to children in need of care; to redefine the term "caretaker"; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative McCain to Reengrossed Senate Bill No. 1097 by Senator Landry

AMENDMENT NO. 1

On page 1, line 2, change "Art. 603(3)," to "Art. 610(E),"

AMENDMENT NO. 2

On page 1, line 3, delete "to redefine the term "caretaker";" and insert in lieu thereof "to provide with respect to reporting procedures;"

AMENDMENT NO. 3

On page 1, line 6, change "Art. 603(3)" to "Art. 610(E)"

AMENDMENT NO. 4

On page 1, delete lines 8 through 15 in their entirety and insert in lieu thereof the following:

"Art. 610. Reporting Procedure

\* \* \*

E. All reports received by any local or state law enforcement agency involving abuse or neglect in which the child's parent or caretaker is believed responsible shall be referred to the local child protection unit of the department. A local child protection unit shall refer abuse or neglect cases not involving a parent, or caretaker, or occupant of the household to the appropriate law enforcement agency and also shall report all cases of child death which involve a suspicion of abuse or neglect as a contributing factor in the child's death to the local and state law enforcement agencies, the office of the district attorney, and the coroner.

\* \* \*"

AMENDMENT NO. 5

On page 2, delete lines 1 and 2 in their entirety

AMENDMENT NO. 6

Delete all Amendments proposed by the House Committee on Civil Law and Procedure and adopted by the House on May 27, 1997

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pierre
Alario	Green	Pinac
Alexander, R.—13th	Guillory	Powell
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	Johns	Smith, J.R.—30th
Crane	Kennard	Stelly
Curtis	Kenney	Strain
Damico	Lancaster	Theriot
Daniel	Landrieu	Thomas
Deville	LeBlanc	Thompson
DeWitt	Long	Thornhill
Diez	Marionneaux	Toomy
Dimos	Martiny	Travis
Doerge	McCain	Triche
Donelon	McCallum	Vitter
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Welch
Faucheux	Mitchell	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Forster	Morrish	Willard-Lewis

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Frith	Murray	Windhorst
Fruge	Odinot	Winston
Gautreaux	Perkins	Wright
Total—102		

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Barton	Jetson
Total—3		

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 1087—**  
BY SENATOR HAINKEL

AN ACT

To enact R.S. 12:96, relative to prescriptive and preemptive periods for actions against officers and directors of business corporations; to provide with respect to liability of directors and officers of business corporations; to provide with respect to prescriptive and preemptive periods for actions against directors and officers; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative McCallum to Reengrossed Senate Bill No. 1087 by Senator Hainkel

AMENDMENT NO. 1

On page 1, line 2, after "prescriptive" and before "periods" delete "and preemptive"

AMENDMENT NO. 2

On page 1, at the end of line 5, delete "and preemptive"

AMENDMENT NO. 3

On page 1, at the end of line 12, delete "for" and delete lines 13 and 14, and insert "for breach of his duty as a director or"

AMENDMENT NO. 4

On page 2, line 5, after "discovered," delete the remainder of the line and delete lines 6 through 8 in their entirety

AMENDMENT NO. 5

On page 2, line 16, after "been discovered" delete the semicolon ";" and insert a period "." and delete the remainder of the line and delete lines 17 through 24 in their entirety

AMENDMENT NO. 6

On page 2, at the beginning of line 25, delete "D. This" and insert "C. With respect to claims for which suit has not been filed, this"

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Barton
Total—2	

The Chair declared the above bill was finally passed.

Rep. McCallum 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.

**SENATE BILL NO. 907—**  
BY SENATOR JORDAN (BY REQUEST)  
AN ACT

To enact R.S. 42:66(M), relative to dual officeholding; to provide that a police officer or deputy sheriff may hold the elected position of ward constable or city marshal; and to provide for related matters.

Called from the calendar.

Read by title.

**Motion**

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

Rep. Faucheux objected.

By a vote of 58 yeas and 41 nays, the House returned the bill to the calendar.

**SENATE BILL NO. 1082—**  
BY SENATOR JOHNSON

AN ACT

To enact R.S. 33:4753.1, relative to the authority of the city of New Orleans to adopt certain ordinances relative to property which endangers the public health, welfare or safety or is unsanitary; to authorize the city of New Orleans to require that community service be performed by persons who allow weeds, grass or other noxious growths to accumulate on their property in disregard of the health and safety of others; to provide for penalties; and to provide for related matters.

Called from the calendar.

Read by title.

**Point of Order**

Rep. Pratt asked for a ruling from the Chair as to whether Senate Bill No. 1082 levies a new tax and therefore would require the favorable vote of two-thirds of the elected members to finally pass the House.

**Ruling of the Chair**

The Chair ruled the bill did not levy a new tax and therefore would require the favorable vote of a majority of the elected members to finally pass the House.

Rep. Willard-Lewis moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Alario	Guillory	Morrell
Alexander, R.—13th	Hammett	Murray
Bruce	Heaton	Odinot
Carter	Hebert	Pinac
Chaisson	Hill	Quezaire
Clarkson	Holden	Romero
Curtis	Hudson	Rousselle
Damico	Hunter	Shaw
Daniel	Iles	Smith, J.D.—50th
Deville	Johns	Smith, J.R.—30th
DeWitt	Kenney	Stelly
Doerge	Landrieu	Thompson
Durand	Long	Thornhill
Farve	Marionneaux	Triche
Faucheux	McCain	Warner
Forster	McCallum	Weston
Frith	McDonald	Wilkerson

Glover  
Green  
Total—56

Mitchell  
Montgomery

Willard-Lewis

NAYS

Mr. Speaker  
Ansardi  
Barton  
Bowler  
Brun  
Bruneau  
Diez  
Dimos  
Donelon  
Flavin  
Fontenot  
Fruge  
Gautreaux  
Total—38

Jenkins  
Kennard  
Lancaster  
LeBlanc  
Martiny  
McMains  
Michot  
Morrish  
Perkins  
Powell  
Pratt  
Salter  
Scalise

Schneider  
Strain  
Theriot  
Thomas  
Travis  
Vitter  
Walsworth  
Welch  
Wiggins  
Windhorst  
Winston  
Wright

ABSENT

Alexander, A.—93rd  
Baudoin  
Baylor  
Copelin  
Total—11

Crane  
Dupre  
Hopkins  
Jetson

Pierre  
Riddle  
Toomy

The Chair declared the above bill was finally passed.

Rep. Willard-Lewis 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.

**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.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Rousselle to Engrossed Senate Bill No. 972 by Senator Hainkel

AMENDMENT NO. 1

On page 1, line 4, after "R.S. 56:" insert "320(J) and"

AMENDMENT NO. 2

On page 1, line 4, after "(A)(3)," insert "and to repeal R.S. 56:305(B)(14)(c), relative to saltwater finfish,"

AMENDMENT NO. 3

On page 1, line 6, after "conditions;" insert the following:

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"to authorize the commercial rod and reel taking of certain finfish; to repeal certain requirements for applicants for commercial rod and reel gear licenses;"

AMENDMENT NO. 4

On page 1, line 11, after "R.S. 56:" insert "320(J) and" and change "is" to "are"

AMENDMENT NO. 5

On page 1, between lines 11 and 12, insert the following:

"§320. Methods of taking freshwater or saltwater fish

\* \* \*

J.(1) Notwithstanding the provision of any other law to the contrary, spotted sea trout and redfish may be taken by rod and reel for commercial purposes as follows:

(a) The taking is by persons who hold a valid commercial rod and reel gear license and thereafter obtain a special permit from the department for the commercial rod and reel taking of spotted sea trout and redfish. The cost of the special permit shall be fifty dollars per year, and shall be renewed annually.

(b) There shall be an annual total quota of one million pounds for spotted sea trout and two million pounds for redfish. The taking of spotted sea trout or redfish under this Subsection shall be authorized on a year-round basis until the quotas are met. After a quota is met, such taking shall be prohibited for the remainder of the year.

(2) The department shall adopt rules to implement the provisions of this Subsection, including the obtaining of the special permit and the establishing of the quotas.

\* \* \*

AMENDMENT NO. 6

On page 4, after line 1 and after Amendment No. 9 proposed by the House Committee on Natural Resources and adopted by the House on May 27, 1997, insert the following:

"Section 2. R.S. 56:305(B)(14)(c) is hereby repealed in its entirety."

Rep. Rousselle moved the adoption of the amendments.

Rep. Brun objected.

By a vote of 40 yeas and 54 nays, the amendments were rejected.

Rep. Brun moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Alexander, R.—13th	Glover	Pratt
Barton	Hammett	Quezairé
Baudoin	Hill	Salter
Baylor	Holden	Scalise
Bruce	Hopkins	Schneider
Brun	Hudson	Shaw

Bruneau	Hunter	Smith, J.D.—50th
Chaisson	Iles	Smith, J.R.—30th
Clarkson	Jenkins	Stelly
Crane	Jetson	Strain
Curtis	Johns	Thomas
Damico	Kennard	Thompson
Daniel	Kenney	Thornhill
Deville	Lancaster	Toomy
Diez	LeBlanc	Travis
Dimos	Long	Triche
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Durand	McMains	Wiggins
Faucheux	Michot	Wilkerson
Flavin	Montgomery	Willard-Lewis
Fontenot	Morrish	Windhorst
Forster	Odinot	Winston
Frith	Perkins	Wright
Fruge	Pinac	
Gautreaux	Powell	
Total—76		

**NAYS**

Alario	Heaton	Riddle
Ansardi	Hebert	Romero
Bowler	Landrieu	Rousselle
Carter	Marionneaux	Theriot
Copelin	Martiny	Vitter
DeWitt	McCain	Welch
Dupre	Morrell	Weston
Farve	Murray	
Guillory	Pierre	
Total—25		

**ABSENT**

Mr. Speaker	Green
Alexander, A.—93rd	Mitchell
Total—4	

The Chair declared the above bill was finally passed.

Rep. Brun 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.

**SENATE BILL NO. 754—**  
BY SENATOR ROMERO

**AN ACT**

To amend and reenact Section 7(c) of the charter of the city of New Iberia, as originally enacted by Act 187 of the 1910 Regular Session, as subsequently amended as provided by law, and as amended by Act No. 340 of the 1988 Regular Session of the Legislature of Louisiana, relative to the elected officials of said city; to provide for the qualifications of the mayor; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Romero moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pratt
Alario	Guillory	Quezaire
Alexander, R.—13th	Hammett	Riddle
Ansardi	Hebert	Romero
Barton	Hill	Rousselle
Baudoin	Holden	Salter
Baylor	Hopkins	Scalise
Bowler	Hudson	Schneider
Brun	Hunter	Shaw
Bruneau	Iles	Smith, J.D.—50th
Carter	Jenkins	Smith, J.R.—30th
Chaisson	Jetson	Stelly
Clarkson	Johns	Strain
Copelin	Kennard	Theriot
Crane	Kenney	Thomas
Curtis	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Triche
Dimos	McCain	Vitter
Doerge	McCallum	Walsworth
Donelon	McMains	Warner
Dupre	Michot	Welch
Durand	Mitchell	Weston
Farve	Montgomery	Wiggins
Faucheux	Morrell	Wilkerson
Flavin	Morrish	Willard-Lewis
Fontenot	Murray	Winston
Forster	Pierre	Wright
Frith	Pinac	
Fruge	Powell	
Total—94		

NAYS

Perkins  
Total—1

ABSENT

Alexander, A.—93rd	Green	Odinet
Bruce	Heaton	Windhorst
Damico	Lancaster	
Gautreaux	McDonald	
Total—10		

The Chair declared the above bill was finally passed.

Rep. Romero 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.

**SENATE BILL NO. 885—**  
BY SENATOR ROMERO

AN ACT

To amend and reenact Section 7(b)(2) of the charter of the city of New Iberia, as originally enacted by Act 187 of the 1910 Regular Session and as subsequently amended as provided by law, relative to the elected officials of said city; to provide for the qualifications of the trustees; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Romero moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:  
YEAS

Mr. Speaker	Fruge	Murray
Alario	Glover	Odinet
Alexander, R.—13th	Guillory	Perkins
Ansardi	Hammett	Pierre
Barton	Heaton	Pinac
Baudoin	Hebert	Powell
Baylor	Hill	Pratt
Bowler	Holden	Romero
Bruce	Hopkins	Rousselle
Brun	Hudson	Salter
Bruneau	Hunter	Scalise
Carter	Iles	Schneider
Chaisson	Jenkins	Shaw
Clarkson	Jetson	Smith, J.R.—30th
Copelin	Johns	Stelly
Crane	Kennard	Strain
Curtis	Kenney	Theriot
Damico	Lancaster	Thomas
Daniel	Landrieu	Thornhill
DeWitt	LeBlanc	Toomy
Diez	Long	Travis
Dimos	Marionneaux	Triche
Doerge	Martiny	Vitter
Donelon	McCain	Walsworth
Dupre	McCallum	Warner
Durand	McDonald	Welch
Farve	McMains	Weston
Faucheux	Michot	Wiggins
Flavin	Mitchell	Willard-Lewis
Fontenot	Montgomery	Windhorst
Forster	Morrell	Winston
Frith	Morrish	Wright
Total—96		

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Green	Smith, J.D.—50th
Deville	Quezaire	Thompson
Gautreaux	Riddle	Wilkerson
Total—9		

The Chair declared the above bill was finally passed.

Rep. Romero 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. LeBlanc, the rules were suspended in order to take up Reports of Committees at this time.

**Reports of Committees**

The following reports of committees were received and read:

**Report of the Committee on Appropriations**

June 18, 1997

To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 1256, by Schedler  
Reported with amendments. (16-0) (Regular)

JERRY LUKE LEBLANC  
Chairman

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

**Privileged Report of the Legislative Bureau**

June 18, 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. 1256  
Reported without amendments.

Respectfully submitted,

JIMMY N. DIMOS  
Chairman

**Senate Instruments on Second Reading  
Returned from the Legislative Bureau**

Rep. LeBlanc asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions on second reading just returned from the Legislative Bureau, with a view of acting on the same:

**SENATE BILL NO. 1256—**  
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 27:270(A)(3), to enact R.S. 39:91(B)(3), and to repeal R.S. 27:270(B), relative to casino gaming proceeds; to dedicate net gaming revenue to the Revenue Stabilization/Mineral Trust Fund; to eliminate the Casino Gaming Proceeds 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 Reengrossed Senate Bill No. 1256 by Senator Schedler

AMENDMENT NO. 1

On page 1, line 2, after "27:270(A)(3)" delete the remainder of the line and delete lines 3 through 5 in their entirety, and insert the following:

"and (B), and to enact R.S. 39:127.2, relative to the disposition of net revenues received from casino gaming proceeds; to provide for the disposition of such proceeds including the deposit into certain funds within the state treasury; to establish the Capitol Complex Master

Plan Fund within the state treasury; to provide that monies in the fund shall be expended for capital improvements pursuant to the Capitol Complex Master Plan; and to provide for"

AMENDMENT NO. 2

On page 1, line 8, after "27:270(A)(3)" delete "is" and insert "and (B) are"

AMENDMENT NO. 3

On page 1, line 11, after "treasury;" delete "board" and insert "corporation"

AMENDMENT NO. 4

On page 1, line 12, after "audit of" delete "board" and insert "corporation"

AMENDMENT NO. 5

On page 2, line 1, after "(3)" delete the remainder of the line and insert "(a) Daily, the corporation"

AMENDMENT NO. 6

On page 2, line 2, after "treasury" insert "for deposit into certain funds in the treasury, as provided in this Paragraph."

AMENDMENT NO. 7

On page 2, line 3, after "which the" delete "board" and insert "corporation"

AMENDMENT NO. 8

On page 2, line 4, after "needs." and before "Net" insert the following:

"After first being credited to the Bond Security and Redemption Fund in accordance with Article VII, Section 9(B) of the Constitution of Louisiana, and after satisfying any other requirements of the constitution and laws of Louisiana, such net revenues shall be deposited as follows:

(i) Any such net revenues transferred to the state treasury after May 1, 1997, shall be deposited in and credited to the Capitol Complex Master Plan Fund established in R.S. 39:127.2.

(ii) At such time as one hundred fifty million dollars of such net revenues have been deposited in the Capitol Complex Master Plan Fund, such net revenues shall be deposited and credited as provided by law.

(b)"

AMENDMENT NO. 9

On page 2, line 5, after "gross" delete "board" and insert "corporation"

AMENDMENT NO. 10

On page 2, line 6, after "by the" delete "board" and insert "corporation"

AMENDMENT NO. 11

On page 2, line 8, after "of the" delete "board" and insert "corporation"



AMENDMENT NO. 12

On page 2, line 10, after "to the" delete "board" and insert "corporation"

AMENDMENT NO. 13

On page 2, between lines 12 and 13, insert the following:

"B. A "Casino Gaming Proceeds Fund" is hereby established in the state treasury. All funds transferred by the corporation to the state treasury shall first be credited to the Bond Security and Redemption Fund in accordance with Article VII, Section 9(B) of the Constitution of Louisiana. Thereafter, except as otherwise provided by law, the state treasurer shall credit to the Casino Gaming Proceeds Fund the amount of net revenues which the corporation determines are surplus to its needs, as provided for in Subsection A of this Section. No monies shall be allotted or expended from this fund unless pursuant to an appropriation by the legislature in accordance with law."

AMENDMENT NO. 14

On page 2, line 14, after "R.S." delete "39:91(B)(3)" and insert "39:127.2"

AMENDMENT NO. 15

On page 2, delete lines 15 through 27 in their entirety and on page 3, delete lines 1 through 5 in their entirety, and insert the following:

§127.2. Capitol Complex Master Plan; fund

A. There is hereby established in the state treasury, the "Capitol Complex Master Plan Fund", hereinafter referred to as the fund. Money shall be deposited in and credited to the fund from net revenues from casino gaming operations as such deposits are required under the provisions of R.S. 27:270(A)(3).

B. Except as otherwise provided in this Section, monies in the fund shall be subject to annual appropriation by the legislature but only for purposes specified in this Subsection. Monies in the fund may be expended or appropriated for capital improvements for projects contained in the Capitol Complex Master Plan prepared by the division of administration as such plan existed on April 1, 1997, or any changes, additions, or alterations to such plan if approved jointly by the governor, speaker of the House of Representatives, and president of the Senate.

C. For purposes of this Section, "capital improvements" shall mean and include, relative to any project contained in the Capitol Complex Master Plan planning, construction, reconstruction, renovation, land acquisitions, equipment acquisitions, maintenance, repairs, and equipment replacement. "Capital improvements" shall also mean and include the payment in connection with any such project of principal, interest, or premium, if any, and other obligations incident to the issuance, security, and payment of bonds or other evidences of indebtedness associated therewith, provided that the payment in respect thereto may be expended by the state treasurer without the need for legislative appropriation."

AMENDMENT NO. 16

On page 3, line 6, change "Section 4." to "Section 3."

Reported without amendments by the Legislative Bureau.

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

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

**Senate Bills and Joint Resolutions on Third Reading and Final Passage**

Rep. LeBlanc asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions just returned from the Legislative Bureau and passed to third reading, with a view of acting on the same:

**Regular Calendar**

**SENATE BILL NO. 1256—**

BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 27:270(A)(3), to enact R.S. 39:91(B)(3), and to repeal R.S. 27:270(B), relative to casino gaming proceeds; to dedicate net gaming revenue to the Revenue Stabilization/Mineral Trust Fund; to eliminate the Casino Gaming Proceeds Fund; and to provide for related matters.

Read by title.

Rep. LeBlanc moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinot
Alario	Gautreaux	Perkins
Alexander, R.—13th	Glover	Pierre
Ansardi	Green	Powell
Baudoin	Guillory	Pratt
Baylor	Hammett	Quezaire
Bowler	Hebert	Riddle
Bruce	Hill	Rousselle
Bruneau	Hudson	Salter
Carter	Hunter	Scalise
Chaisson	Iles	Schneider
Clarkson	Jenkins	Shaw
Copelin	Johns	Smith, J.D.—50th
Crane	Kennard	Smith, J.R.—30th
Curtis	Kenney	Stelly
Damico	Lancaster	Strain
Daniel	Landrieu	Theriot
Deville	LeBlanc	Thomas
DeWitt	Long	Thompson
Diez	Marionneaux	Thornhill
Dimos	Martiny	Toomy
Doerge	McCain	Triche
Donelon	McCallum	Vitter
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Mitchell	Wiggins

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Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard-Lewis
Forster	Morrish	Windhorst
Frith	Murray	Wright
Total—93		

NAYS

Brun  
Total—1

ABSENT

Alexander, A.—93rd	Hopkins	Travis
Barton	Jetson	Walsworth
Heaton	Pinac	Winston
Holden	Romero	
Total—11		

The Chair declared the above bill was finally passed.

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.

**SENATE BILL NO. 1167—**  
BY SENATORS HAINKEL, DARDENNE, EWING AND ROMERO  
AN ACT

To enact Part IV-B of Chapter 8 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1730.21 through 1730.32, relative to the conservation of energy; to establish a Commercial Building Energy Conservation Code; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Copelin to Re-reengrossed Senate Bill No. 1167 by Senator Hainkel, et al.

**AMENDMENT NO. 1**

On page 8, between lines 14 and 15, insert the following:

"N. The Department of Natural Resources shall provide the American Institute of Architects with a computer, computer software, and any other equipment necessary to aid in the submission of plans as required for compliance with the Commercial Building Energy Conservation Code."

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pierre
Alario	Fruge	Pinac
Alexander, A.—93rd	Gautreaux	Powell
Alexander, R.—13th	Glover	Pratt

Ansardi	Green	Quezaire
Barton	Hammett	Riddle
Baudoin	Heaton	Romero
Baylor	Hebert	Rousselle
Bruce	Hill	Salter
Bruneau	Holden	Scalise
Carter	Hudson	Schneider
Chaisson	Hunter	Shaw
Clarkson	Iles	Smith, J.D.—50th
Copelin	Jetson	Smith, J.R.—30th
Crane	Johns	Stelly
Curtis	Kennard	Strain
Damico	Lancaster	Theriot
Daniel	Landrieu	Thomas
Deville	LeBlanc	Thompson
DeWitt	Long	Thornhill
Diez	Martiny	Triche
Dimos	McCain	Vitter
Doerge	McCallum	Warner
Donelon	McMains	Welch
Dupre	Michot	Weston
Durand	Mitchell	Wiggins
Farve	Montgomery	Wilkerson
Faucheux	Morrell	Willard-Lewis
Flavin	Morrish	Windhorst
Fontenot	Murray	Winston
Forster	Odinet	
Total—92		

NAYS

Bowler	Kenney	Walsworth
Brun	Perkins	Wright
Hopkins	Toomy	
Jenkins	Travis	
Total—10		

ABSENT

Guillory	Marionneaux	McDonald
Total—3		

The Chair declared the above bill was finally passed.

Rep. Damico 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.

**SENATE BILL NO. 1179—**  
BY SENATOR BAGNERIS  
AN ACT

To amend and reenact Louisiana Code of Civil Procedure Art. 5183(A)(1) and (B), relative to the determination of poverty and lack of means for court costs; to provide a uniform standard; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Murray moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Pierre
Alario	Glover	Pinac
Alexander, A.—93rd	Green	Powell

Alexander, R.—13th	Guillory	Pratt
Ansardi	Hammett	Quezaire
Barton	Heaton	Riddle
Baudoin	Hebert	Romero
Baylor	Hill	Salter
Bowler	Holden	Scalise
Bruce	Hopkins	Schneider
Brun	Hudson	Shaw
Bruneau	Hunter	Smith, J.D.—50th
Carter	Iles	Smith, J.R.—30th
Chaisson	Jenkins	Stelly
Clarkson	Johns	Strain
Copelin	Kennard	Theriot
Crane	Kenney	Thomas
Curtis	Lancaster	Thompson
Damico	Landrieu	Thornhill
Deville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Marionneaux	Triche
Dimos	Martiny	Vitter
Doerge	McCain	Warner
Donelon	McCallum	Welch
Dupre	McDonald	Weston
Durand	McMains	Wiggins
Farve	Montgomery	Wilkerson
Faucheux	Morrell	Willard-Lewis
Flavin	Morrish	Windhorst
Fontenot	Murray	Winston
Forster	Odinet	Wright
Frith	Perkins	
Total—98		

NAYS

Fruge	Michot
Total—2	

ABSENT

Daniel	Mitchell	Walsworth
Jetson	Rousselle	
Total—5		

The Chair declared the above bill was finally passed.

Rep. Murray 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.

**SENATE BILL NO. 404—**  
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 15:1177 and R.S. 49:964(A), relative to administrative remedy procedures; to provide that offenders aggrieved by a decision rendered either by the Department of Public Safety and Corrections or a private prison facility may seek judicial review of said decision only in the Nineteenth Judicial District Court; to provide for a procedure for review of said decision; to provide for remand of case; to provide for additional evidence; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. McCain moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Pierre
Alario	Glover	Pinac
Alexander, A.—93rd	Green	Powell
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
Dupre	Landrieu	Thornhill
Deville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Marionneaux	Triche
Dimos	Martiny	Vitter
Doerge	McCain	Walsworth
Donelon	McCallum	Warner
Dupre	McDonald	Welch
Durand	McMains	Weston
Farve	Michot	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Willard-Lewis
Fontenot	Morrish	Windhorst
Forster	Murray	Winston
Frith	Odinet	Wright
Fruge	Perkins	
Total—104		

NAYS

Total—0

ABSENT

Mitchell
Total—1

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 992—**  
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 23:1101(D)(1) and 1102(A), and to enact R.S. 23:1103(A)(3); relative to workers' compensation; to provide with respect to rights against third persons; to clarify that suits against a third person to recover workers' compensation benefits paid shall be tried before a district court judge; to authorize disputes regarding the calculation of employer's credit to be filed with the office of workers' compensation and tried before a hearing officer; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representatives Landrieu and Forster to Engrossed Senate Bill No. 992 by Senator Ellington

AMENDMENT NO. 1

On page 1, line 2, delete "and 1102(A)," and insert in lieu thereof "1102(A), and 1103(C),"

AMENDMENT NO. 2

On page 1, line 8, after "officer;" insert "to provide with respect to legal fees and costs in the recovery of a lien;"

AMENDMENT NO. 3

On page 1, line 11, delete "and 1102(A)" and insert in lieu thereof "1102(A), and 1103(C)"

AMENDMENT NO. 4

On page 3, between lines 1 and 2, insert the following:

"C.(1) The claim against the third party is a cause of action owned jointly by the employee and the employer and is thus governed by the laws pertaining to ownership in indivision except where these laws may be modified by this Chapter.

(2) The co-owners of this cause of action may, by written agreement, determine how the cause of action shall be preserved or settled and distribution of any award, settlement, costs or legal fees.

(3) Absent such a written agreement, as co-owners the employee and the employer may, without the concurrence of the other take the necessary steps to preserve the cause of action including the filing of suit against the third party and the prosecution of the suit as the plaintiff.

(4) If either the employer or employee intervenes in the third party suit filed by the other, the intervenor shall only be responsible for a share of the reasonable legal fees and costs incurred by the attorney retained by the plaintiff, Such reasonable legal fees which portion shall not exceed one third of the intervenor's recovery for pre-judgment payments or pre-judgment damages. The amount of the portion of attorney fees shall be determined by the district court based on the proportionate services of the attorneys which benefitted or augmented the recovery from the third party. The employee as intervenor shall not be responsible for the employer's attorney fees attributable to post-judgment damages nor will the employer as intervenor be responsible for the attorney fees attributable to the credit given to the employer under Paragraph A of this Section. Costs shall include taxable court costs as well as the fees of experts retained by the plaintiff. The pro-rata share of the intervenor's costs shall be based on intervenor's recovery of pre-judgment payments or pre-judgment damages.

\* \* \*

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Fruge	Pinac
Alario	Gautreaux	Powell
Alexander, R.—13th	Green	Quezaire
Ansardi	Guillory	Rousselle
Barton	Hammett	Salter
Baudoin	Hebert	Scalise
Bowler	Hill	Schneider
Bruce	Hudson	Shaw
Brun	Jenkins	Smith, J.D.—50th
Bruneau	Johns	Smith, J.R.—30th
Chaisson	Kennard	Stelly
Clarkson	Kenney	Strain
Crane	Lancaster	Theriot
Damico	Landrieu	Thomas
Daniel	LeBlanc	Thompson
Deville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	Martiny	Travis
Doerge	McCain	Triche
Donelon	McCallum	Vitter
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Faucheux	Michot	Wiggins
Flavin	Montgomery	Windhorst
Fontenot	Morrish	Winston
Forster	Odinot	
Frith	Perkins	
Total—79		

**NAYS**

Baylor	Heaton	Pratt
Carter	Holden	Romero
Copelin	Hunter	Welch
Curtis	Iles	Weston
Dimos	Morrell	Wilkerson
Farve	Murray	Willard-Lewis
Glover	Pierre	Wright
Total—21		

**ABSENT**

Alexander, A.—93rd	Jetson	Riddle
Hopkins	Mitchell	
Total—5		

The Chair declared the above bill was finally passed.

Rep. Forster 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. DeWitt, 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 BILLS**

June 18, 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 House Bills:

House Bill No. 62  
Returned with amendments.

House Bill No. 182  
Returned with amendments.

House Bill No. 189  
Returned with amendments.

House Bill No. 222  
Returned without amendments.

House Bill No. 235  
Returned without amendments.

House Bill No. 242  
Returned without amendments.

House Bill No. 260  
Returned with amendments.

House Bill No. 269  
Returned without amendments.

House Bill No. 292  
Returned with amendments.

House Bill No. 366  
Returned with amendments.

House Bill No. 367  
Returned without amendments.

House Bill No. 394  
Returned with amendments.

House Bill No. 429  
Returned without amendments.

House Bill No. 466  
Returned without amendments.

House Bill No. 506  
Returned with amendments.

House Bill No. 512  
Returned without amendments.

House Bill No. 521  
Returned with amendments.

House Bill No. 544  
Returned with amendments.

House Bill No. 629  
Returned with amendments.

House Bill No. 630  
Returned without amendments.

House Bill No. 635

Returned without amendments.

House Bill No. 646  
Returned with amendments.

House Bill No. 667  
Returned with amendments.

House Bill No. 668  
Returned with amendments.

House Bill No. 693  
Returned with amendments.

House Bill No. 725  
Returned with amendments.

House Bill No. 726  
Returned with amendments.

House Bill No. 735  
Returned with amendments.

House Bill No. 747  
Returned with amendments.

House Bill No. 785  
Returned with amendments.

House Bill No. 852  
Returned with amendments.

House Bill No. 857  
Returned without amendments.

House Bill No. 863  
Returned with amendments.

House Bill No. 872  
Returned with amendments.

House Bill No. 928  
Returned with amendments.

House Bill No. 932  
Returned with amendments.

House Bill No. 935  
Returned with amendments.

House Bill No. 945  
Returned without amendments.

House Bill No. 1002  
Returned without amendments.

House Bill No. 1088  
Returned with amendments.

House Bill No. 1096  
Returned with amendments.

House Bill No. 1102  
Returned without amendments.

House Bill No. 1107  
Returned without amendments.

House Bill No. 1133

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55th Day's Proceedings - June 18, 1997

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Returned with amendments.

House Bill No. 1134  
Returned without amendments.

House Bill No. 1136  
Returned without amendments.

House Bill No. 1137  
Returned without amendments.

House Bill No. 1173  
Returned without amendments.

House Bill No. 1187  
Returned without amendments.

House Bill No. 1194  
Returned with amendments.

House Bill No. 1230  
Returned with amendments.

House Bill No. 1285  
Returned with amendments.

House Bill No. 1287  
Returned with amendments.

House Bill No. 1291  
Returned with amendments.

House Bill No. 1307  
Returned with amendments.

House Bill No. 1308  
Returned with amendments.

House Bill No. 1316  
Returned with amendments.

House Bill No. 1361  
Returned without amendments.

House Bill No. 1366  
Returned without amendments.

House Bill No. 1453  
Returned with amendments.

House Bill No. 1461  
Returned without amendments.

House Bill No. 1517  
Returned without amendments.

House Bill No. 1526  
Returned without amendments.

House Bill No. 1530  
Returned with amendments.

House Bill No. 1533  
Returned without amendments.

House Bill No. 1545  
Returned without amendments.

House Bill No. 1564

Returned with amendments.

House Bill No. 1588  
Returned with amendments.

House Bill No. 1590  
Returned with amendments.

House Bill No. 1592  
Returned with amendments.

House Bill No. 1597  
Returned with amendments.

House Bill No. 1622  
Returned without amendments.

House Bill No. 1644  
Returned without amendments.

House Bill No. 1698  
Returned with amendments.

House Bill No. 1707  
Returned with amendments.

House Bill No. 1738  
Returned with amendments.

House Bill No. 1739  
Returned without amendments.

House Bill No. 1784  
Returned without amendments.

House Bill No. 1785  
Returned without amendments.

House Bill No. 1810  
Returned with amendments.

House Bill No. 1812  
Returned without amendments.

House Bill No. 1820  
Returned without amendments.

House Bill No. 1839  
Returned with amendments.

House Bill No. 1874  
Returned with amendments.

House Bill No. 1890  
Returned with amendments.

House Bill No. 1896  
Returned without amendments.

House Bill No. 1904  
Returned without amendments.

House Bill No. 1905  
Returned without amendments.

House Bill No. 1911  
Returned without amendments.

House Bill No. 1915

Returned without amendments.

House Bill No. 1921  
Returned without amendments.

House Bill No. 1928  
Returned with amendments.

House Bill No. 1932  
Returned with amendments.

House Bill No. 1941  
Returned without amendments.

House Bill No. 1948  
Returned without amendments.

House Bill No. 1951  
Returned without amendments.

House Bill No. 1952  
Returned without amendments.

House Bill No. 1959  
Returned with amendments.

House Bill No. 1975  
Returned without amendments.

House Bill No. 1977  
Returned without amendments.

House Bill No. 1987  
Returned with amendments.

House Bill No. 2020  
Returned with amendments.

House Bill No. 2027  
Returned with amendments.

House Bill No. 2037  
Returned without amendments.

House Bill No. 2068  
Returned with amendments.

House Bill No. 2073  
Returned with amendments.

House Bill No. 2090  
Returned without amendments.

House Bill No. 2098  
Returned without amendments.

House Bill No. 2111  
Returned with amendments.

House Bill No. 2127  
Returned with amendments.

House Bill No. 2162  
Returned with amendments.

House Bill No. 2219  
Returned with amendments.

House Bill No. 2233

Returned with amendments.

House Bill No. 2256  
Returned without amendments.

House Bill No. 2265  
Returned without amendments.

House Bill No. 2276  
Returned without amendments.

House Bill No. 2284  
Returned without amendments.

House Bill No. 2289  
Returned with amendments.

House Bill No. 2295  
Returned without amendments.

House Bill No. 2297  
Returned with amendments.

House Bill No. 2300  
Returned without amendments.

House Bill No. 2302  
Returned with amendments.

House Bill No. 2325  
Returned with amendments.

House Bill No. 2326  
Returned with amendments.

House Bill No. 2335  
Returned without amendments.

House Bill No. 2346  
Returned without amendments.

House Bill No. 2361  
Returned without amendments.

House Bill No. 2365  
Returned with amendments.

House Bill No. 2368  
Returned with amendments.

House Bill No. 2372  
Returned with amendments.

House Bill No. 2386  
Returned without amendments.

House Bill No. 2391  
Returned without amendments.

House Bill No. 2403  
Returned with amendments.

House Bill No. 2421  
Returned without amendments.

House Bill No. 2424  
Returned with amendments.

House Bill No. 2426

Returned without amendments.

House Bill No. 2435  
Returned with amendments.

House Bill No. 2436  
Returned without amendments.

House Bill No. 2447  
Returned with amendments.

House Bill No. 2456  
Returned with amendments.

House Bill No. 2459  
Returned with amendments.

House Bill No. 2460  
Returned with amendments.

House Bill No. 2463  
Returned with amendments.

House Bill No. 2466  
Returned with amendments.

House Bill No. 2471  
Returned without amendments.

House Bill No. 2476  
Returned with amendments.

House Bill No. 2477  
Returned with amendments.

House Bill No. 2480  
Returned with amendments.

House Bill No. 2486  
Returned with amendments.

House Bill No. 2490  
Returned without amendments.

House Bill No. 2492  
Returned with amendments.

House Bill No. 2495  
Returned without amendments.

House Bill No. 2498  
Returned without amendments.

House Bill No. 2503  
Returned with amendments.

House Bill No. 2509  
Returned with amendments.

House Bill No. 2512  
Returned without amendments.

House Bill No. 2520  
Returned with amendments.

House Bill No. 2521

Returned with amendments.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**SIGNED SENATE CONCURRENT RESOLUTIONS**

June 18, 1997

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

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Concurrent Resolutions:

Senate Concurrent Resolution No. 146

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

The Senate Concurrent Resolutions contained herein were signed by the Speaker of the House.

**Message from the Senate**

**SIGNED SENATE BILLS AND JOINT RESOLUTIONS**

June 18, 1997

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

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Bills:

Senate Bill Nos. 54, 83, 151, 204, 223, 264, 290, 295, 351, 667, 681, 803, 879, 940, 1020, 1022, 1070, 1142, 1223, 1243, 1255, 1273, 1354, and 1475

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

The Senate Bills contained herein were signed by the Speaker of the House.

**Privileged Report of the Committee on Enrollment**

June 18, 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 Bills have been properly enrolled:

**HOUSE BILL NO. 33—**

BY REPRESENTATIVES RIDDLE, BRUNEAU, COPELIN, HOLDEN, JETSON, LANCASTER, LANDRIEU, SCALISE, WALSWORTH, AND WILLARD-LEWIS

AN ACT

To enact R.S. 43:31.1, relative to the printing of public documents; to require a needs assessment before printing certain public documents; and to provide for related matters.

**HOUSE BILL NO. 136—**

BY REPRESENTATIVES WIGGINS, BARTON, JOHNS, AND TRICHE

AN ACT

To amend and reenact R.S. 13:760, relative to clerks of court; to provide for exemption from liability for clerks of court acting in conformity with an order of the court; and to provide for related matters.

**HOUSE BILL NO. 186—**

BY REPRESENTATIVES DUPRE, DOWNER, BRUCE, AND HEATON AND SENATOR ROBICHAUX

AN ACT

To amend and reenact Code of Criminal Procedure Art. 648(A)(2), relative to certain defendants found to lack the mental capacity to proceed; to require a review of the status of those committed to the Feliciana Forensic Facility but held in parish jails; and to provide for related matters.

**HOUSE BILL NO. 222—**

BY REPRESENTATIVE JOHN SMITH

AN ACT

To amend and reenact R.S. 32:771(7) and (8), relative to used motor vehicle dealers and marine product dealers; to redefine the terms "marine dealer" and "marine product"; to provide for exceptions to the definitions; and to provide for related matters.

**HOUSE BILL NO. 223—**

BY REPRESENTATIVE STELLY

AN ACT

To amend and reenact R.S. 49:308(E) and to enact R.S. 39:82(I), relative to certain funds received by vocational-technical schools or institutes; to authorize the retention of such funds; to exempt such funds from deposit in the state treasury; and to provide for related matters.

**HOUSE BILL NO. 237—**

BY REPRESENTATIVES HEBERT AND ROMERO

AN ACT

To amend and reenact R.S. 11:565.1, relative to the Louisiana State Employees' Retirement System; to provide with respect to service credit and the actuarial purchase thereof; to authorize judges and officers of the court the option of purchasing credit for service as law clerk for a district judge; and to provide for related matters.

**HOUSE BILL NO. 242—**

BY REPRESENTATIVE ROUSSELLE

AN ACT

To amend and reenact R.S. 9:5625(A), relative to prescription; to provide for the prescriptive period for enforcement of violations of zoning restrictions, building restrictions, or subdivision regulations and for use violations; and to provide for related matters.

**HOUSE BILL NO. 246—**

BY REPRESENTATIVE STELLY

AN ACT

To amend and reenact R.S. 56:1850(A)(7), relative to the Louisiana Natural and Scenic Rivers System; to provide relative to administration of the system, and rules and regulations that may be issued by the administrator of the system; to authorize the regulation of houseboats docked for longer than thirty consecutive days on a natural and scenic river; and to provide for related matters.

**HOUSE BILL NO. 255—**

BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 37:3562(F), relative to licensing fees for massage therapists; to provide for the disposition of monies received by the Louisiana Board of Massage Therapy; and to provide for related matters.

**HOUSE BILL NO. 358—**

BY REPRESENTATIVE QUEZAIRE

AN ACT

To enact R.S. 17:176(E), relative to extracurricular activities; to prohibit limitations on the number of extracurricular activities an otherwise eligible student may participate in during a school year at public elementary and secondary schools; to provide for effectiveness; and to provide for related matters.

**HOUSE BILL NO. 367—**

BY REPRESENTATIVE TRAVIS

AN ACT

To enact R.S. 32:535.1, relative to automobile repair facilities; to require repair facilities to provide a detailed invoice to consumers; and to provide for related matters.

**HOUSE BILL NO. 443—**

BY REPRESENTATIVE HUDSON

AN ACT

To amend and reenact R.S. 11:564, relative to the Louisiana State Employees' Retirement System; to allow judges to purchase judicial credit for service as an employee of an indigent defender program on an actuarial basis; to change the date allowable for purchasing such service credits; and to provide for related matters.

**HOUSE BILL NO. 466—**

BY REPRESENTATIVE FAUCHEUX

AN ACT

To amend and reenact R.S. 13:2592(B), relative to justices of the peace; to authorize justices of the peace in certain parishes to appoint ad hoc justices of the peace under certain circumstances; and to provide for related matters.

**HOUSE BILL NO. 488—**

BY REPRESENTATIVE WILKERSON

AN ACT

To enact Civil Code Article 2364.1, relative to the law on matrimonial regimes; to provide that the seizure of community property for an intentional wrong by a spouse entitles the other spouse to reimbursement of one-half the value thereof; and to provide for related matters.

**HOUSE BILL NO. 512—**

BY REPRESENTATIVE DEWITT

AN ACT

To enact R.S. 4:165.1, relative to horse racing; to provide relative to Louisiana bred races; to provide for purses and purse supplements; to provide for bred awards; and to provide for related matters.

**HOUSE BILL NO. 530—**  
BY REPRESENTATIVES DUPRE, DOWNER, FAUCHEUX, KENNARD,  
PERKINS, AND CLARKSON

AN ACT

To amend and reenact R.S. 32:402.1(A)(introductory paragraph), 405.1, 407(A)(1), (2), and (3) and (C), 416, 416.1, 417(A), and 422, to enact R.S. 32:407(A)(4) and (5), and to repeal R.S. 32:431, relative to driver's licensing; to provide for a graduated licensing method for obtaining a driver's license; to provide for a Class "E" learner's license; to provide for a Class "E" intermediate license; to increase the age of persons who can be issued Class "E" drivers' licenses; to prohibit certain persons from driving during certain hours; to delete the requirement of school attendance as a condition to obtaining a Class "E" driver's license; and to provide for related matters.

**HOUSE BILL NO. 564—**  
BY REPRESENTATIVE TRAVIS

AN ACT

To enact R.S. 42:1123(24), relative to Code of Governmental Ethics; to provide for recusal from participation in actions of the State Licensing Board for Contractors in certain circumstances; and to provide for related matters.

**HOUSE BILL NO. 570—**  
BY REPRESENTATIVE WARNER

AN ACT

To amend and reenact R.S. 11:3363.1(H)(1) and (2) and (J), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to provide relative to allowing a member, beneficiary, or survivor to bring a civil action against the fund to enforce laws governing the retirement system; to provide with respect to the use of commission recapture arrangement fee contracts for investment advisory services; and to provide for related matters.

**HOUSE BILL NO. 571—**  
BY REPRESENTATIVES WARNER AND MURRAY

AN ACT

To amend and reenact R.S. 11:3378(B) and 3386, relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to increase the amount for death benefits for deceased members; to provide for an effective date when such death benefits become payable; to reduce the years of creditable service for qualifying for a service retirement benefit under certain circumstances; and to provide for related matters.

**HOUSE BILL NO. 573—**  
BY REPRESENTATIVE WARNER

AN ACT

To amend and reenact R.S. 11:3378(A)(1) and (2)(b) and (d), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to provide with respect to benefits; to further provide for the continuation of widows and widowed mothers survivors benefits upon remarriage; and to provide for related matters.

**HOUSE BILL NO. 574—**  
BY REPRESENTATIVE WARNER

AN ACT

To amend and reenact R.S. 11:3370(G), relative to the Firefighters' Pension and Relief Fund in the City of New Orleans; to increase the maximum allowable limit on investment in equities; and to provide for related matters.

**HOUSE BILL NO. 575—**  
BY REPRESENTATIVE WARNER

AN ACT

To amend and reenact R.S. 11:3378(A)(1), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to provide with respect to survivor benefits; to provide for survivor benefit payments when a firefighter dies within thirty days of an injury received in the line of duty; to provide

with respect to retroactive applicability of those survivor benefits; and to provide for related matters.

**HOUSE BILL NO. 617—**  
BY REPRESENTATIVE BRUNEAU

AN ACT

To amend and reenact R.S. 39:82(F), relative to the retention of funds for completion of certain projects; to authorize the retention of funds appropriated by the Interim Emergency Board for planning, acquisition, construction, and major repair projects until completion of such project; to require quarterly progress reports on such projects; and to provide for related matters.

**HOUSE BILL NO. 630—**  
BY REPRESENTATIVE WARNER

AN ACT

To enact R.S. 14:95(I) and R.S. 17:1805(G), to authorize certain college and university police officers to carry concealed handguns; and to provide for related matters.

**HOUSE BILL NO. 642—**  
BY REPRESENTATIVES FAUCHEUX AND FRITH

AN ACT

To amend and reenact R.S. 15:1156 and to enact R.S. 15:708(A)(4), relative to labor performed by state prisoners confined in parish prisons; to allow such prisoners to perform work for Prison Enterprise projects in that parish; to provide for compensation and for deposit of monies earned; to provide for promulgation of rules for enforcement; and to provide for related matters.

**HOUSE BILL NO. 774—**  
BY REPRESENTATIVE WILKERSON AND SENATORS CAMPBELL,  
CASANOVA, CRAVINS, DARDENNE, GREENE, HAINKEL, HEITMEIER,  
HOLLIS, IRONS, LANDRY, SHORT, TARVER, AND ULLO

AN ACT

To enact R.S. 46:460.4, relative to the Incentive Award Program; to require the Department of Social Services in consultation with the Department of Education to develop and implement the award program; to require the department in developing the program to define the standards to be used to measure progress; to develop the procedure to be used to collect relevant data; to require the compilation of relevant data into an annual progress report which ranks the parishes according to progress made in the past year; to provide for the delivery of such report; and to provide for at least ten parishes that will be eligible for the award; to provide for distribution of the financial award; to provide for allowable uses of the award; to condition the award upon the receipt of federal bonus award funds by the state provided for in federal welfare reform legislation; and to provide for related matters.

**HOUSE BILL NO. 775—**  
BY REPRESENTATIVE WILKERSON

AN ACT

To amend and reenact R.S. 39:200(I)(2), relative to data processing procurement; to add a representative of the office of attorney general to the data processing procurement support team and to delete the legislative representative; and to provide for related matters.

**HOUSE BILL NO. 803—**  
BY REPRESENTATIVE ROUSSELLE

AN ACT

To enact R.S. 56:303.8 and to repeal R.S. 56:305(B)(14)(c), relative to fishing and fishing licenses; to provide relative to obtaining of a saltwater commercial rod and reel gear license; to repeal the requirement that the applicant shall not have been convicted of a fishery-related class three or greater violation; to provide relative to the effect of such violations on eligibility to hold a commercial fisherman's license; to provide certain terms, conditions, and requirements; and to provide for related matters.

**HOUSE BILL NO. 846 (Duplicate of Senate Bill No. 66)—**  
BY REPRESENTATIVE WINDHORST AND SENATOR LANDRY  
AN ACT

To repeal R.S. 32:295.1(I), relative to seat belts; to delete the ten percent discount on fines for moving traffic violations when the person committing the offense was wearing a seat belt.

**HOUSE BILL NO. 857—**  
BY REPRESENTATIVE MURRAY  
A JOINT RESOLUTION

Proposing to amend Article VII, Section 25(A) of the Constitution of Louisiana, to provide relative to the sale of property for unpaid taxes in certain municipalities; to authorize sales with no minimum bid under certain conditions; to provide relative to proceeds of such sales and remaining liabilities on the property; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

**HOUSE BILL NO. 867—**  
BY REPRESENTATIVES LEBLANC, DEVILLE, AND JENKINS  
A JOINT RESOLUTION

Proposing to amend Article III, Section 16(A), Article IV, Section 5(G)(2), Article VII, Sections 10(B) and (C)(1), 10.1(C)(1), 10.3(B)(4), 10.4(A)(1), 10.5(C), 11(A) and (C), and 27(B), Article VIII, Section 13(B), and Article X, Sections 13(A) and 51 of the Constitution of Louisiana, to remove limitations that exist on multiyear budgets; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

**HOUSE BILL NO. 980—**  
BY REPRESENTATIVE FRITH  
AN ACT

To repeal Code of Criminal Procedure Art. 894.1(D)(3), (4), and (5), relative to criminal sentencing guidelines; to repeal the requirement that the court must notify convicted felons of eligibility for parole; to repeal the requirement that the court must calculate the prospective release date based upon diminution of sentence for good behavior; to repeal the requirement that the court must calculate the prospective parole eligibility date.

**HOUSE BILL NO. 1071—**  
BY REPRESENTATIVE MCCALLUM  
AN ACT

To repeal R.S. 9:5201, 5202, and 5203, relative to duties of the clerks of court; to repeal provisions concerning the duty to provide notice of tax sales.

**HOUSE BILL NO. 1076—**  
BY REPRESENTATIVES RIDDLE AND DEWITT AND SENATOR DARDENNE  
AN ACT

To amend and reenact R.S. 27:92(B)(2)(a)(i), 270(A)(2)(a), and 312(B)(2)(a) and R.S. 47:9029(B)(2), relative to the allocation of certain gaming and lottery proceeds to the Compulsive and Problem Gaming Fund; to increase the allocation of monies to the fund; and to provide for related matters.

**HOUSE BILL NO. 1102—**  
BY REPRESENTATIVES TRAVIS, DOWNER, DEWITT, AND FRITH  
AN ACT

To enact Part V of Chapter 39 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2341 through 2345, relative to economic development; to create and provide relative to a regional initiatives program; to provide for financial assistance to certain organizations; to provide for the promulgation of rules and regulations; and to provide for related matters.

**HOUSE BILL NO. 1103—**  
BY REPRESENTATIVES TRAVIS, DOWNER, DEWITT, DURAND, FLAVIN, FRITH, GAUTREAUX, HILL, POWELL, SCHNEIDER, AND WESTON  
AN ACT

To amend and reenact R.S. 51:936(B), to enact R.S. 36:4(B)(1)(f) and Chapter 12 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1361 through 1368, and to repeal Part II of Chapter 7 of Title 6 of the Louisiana Revised Statutes of 1950, comprised of R.S. 6:551 through 568, relative to the Louisiana International Trade Development Act; to provide for a short title; to provide for a declaration of purpose; to provide for definition of terms; to create and provide relative to the Louisiana International Trade Development Board; to provide for the protection from personal liability of directors; to provide for powers of the board; to provide for annual reports, examinations, and audits; to provide for coordination and cooperation with other entities; and to provide for related matters.

**HOUSE BILL NO. 1130—**  
BY REPRESENTATIVES ALARIO, HEBERT, LONG, RIDDLE, SCALISE, JACK SMITH, THORNHILL, WELCH, ANSARDI, BARTON, BAYLOR, BOWLER, BRUCE, BRUNEAU, CARTER, CLARKSON, COPELIN, DAMICO, DANIEL, DEVILLE, DIEZ, DOERGE, DONELON, DUPRE, DURAND, FARVE, FAUCHEUX, FLAVIN, FONTENOT, FRITH, FRUGE, GAUTREAUX, GLOVER, GREEN, GUILLORY, HAMMETT, HOLDEN, HUDSON, HUNTER, ILES, JETSON, JOHNS, KENNARD, KENNEY, LANCASTER, LANDRIEU, LEBLANC, MARIONNEAUX, MARTINY, MCCAIN, MCCALLUM, MCDONALD, MCMAINS, MICHOT, MITCHELL, MONTGOMERY, MORRELL, MURRAY, ODINET, PIERRE, PINAC, POWELL, PRATT, QUEZAIRE, ROMERO, SALTER, SCHNEIDER, JOHN SMITH, STELLY, STRAIN, THOMAS, THOMPSON, TOOMY, TRAVIS, VITTER, WALSWORTH, WARNER, WESTON, WIGGINS, WILKERSON, WILLARD-LEWIS, WINDHORST, AND WRIGHT AND SENATORS BAJOIE, BARHAM, BEAN, BRANCH, CAIN, CASANOVA, COX, CRAVINS, DARDENNE, DYESS, FIELDS, GREENE, GUIDRY, HEITMEIER, HOLLIS, IRONS, JOHNSON, JONES, JORDAN, LAMBERT, LANDRY, LENTINI, MALONE, ROMERO, SCHEDLER, SHORT, SIRACUSA, SMITH, THEUNISSEN, AND ULLO  
AN ACT

To amend and reenact R.S. 33:2002(A), 2218.2(A), and 2218.8(B), relative to extra compensation and supplemental pay for firemen, police officers, and deputy sheriffs; to increase such extra compensation and supplemental pay; and to provide for related matters.

**HOUSE BILL NO. 1131—**  
BY REPRESENTATIVES ALARIO, HEBERT, RIDDLE, JACK SMITH, THORNHILL, AND WELCH AND SENATORS CAMPBELL, CASANOVA, CRAVINS, DARDENNE, GREENE, HAINKEL, HOLLIS, TARVER, AND ULLO  
AN ACT

To amend and reenact R.S. 17:1682.1(A), relative to the appropriation of state general funds for the education of children of certain firefighters killed or disabled in performance of duty; to provide for the amount of the payment of general fund monies for a cash grant to such children for a book allowance; and to provide for related matters.

**HOUSE BILL NO. 1134—**  
BY REPRESENTATIVES BRUN AND DUPRE  
AN ACT

To amend and reenact R.S. 33:2555, relative to municipal fire and police civil service; to require completion of certain formal training prior to commencement of working test periods for entry level positions in the classified service; and to provide for related matters.

**HOUSE BILL NO. 1136—**  
BY REPRESENTATIVE BRUN  
AN ACT

To amend and reenact R.S. 33:2536(L), relative to the fire and police civil service board in municipalities with a population of not less than seven thousand nor more than thirteen thousand, parishes, and fire protection districts; to remove the authority of the board to require the state examiner to act as secretary of the board; and to provide for related matters.

**HOUSE BILL NO. 1137—**  
BY REPRESENTATIVE BRUN

AN ACT

To amend and reenact and as amended to arrange in proper statutory form and incorporate into the statutes the provisions of Article XIV, Section 15.1(6)(1)(3) of the Constitution of 1921, continued as statute by Article X, Section 18 of the Constitution of 1974, by amending and reenacting R.S. 33:2476(L)(3), relative to the salary of the secretary of municipal fire and police civil service boards in municipalities with populations of not less than thirteen thousand nor more than two hundred fifty thousand; to provide for the maximum salary for the secretary; to require the municipal governing authority to approve such salary; and to provide for related matters.

**HOUSE BILL NO. 1177—**  
BY REPRESENTATIVE LEBLANC

AN ACT

To repeal R.S. 49:259, relative to the Department of Justice Claims Recovery Fund.

**HOUSE BILL NO. 1221 (Duplicate of Senate Bill No. 566)—**  
BY REPRESENTATIVE MCMAINS AND SENATOR DARDENNE AND  
COAUTHORED BY REPRESENTATIVES DEWITT AND VITTER AND  
SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 13:5107(D) and to enact Code of Civil Procedure Arts. 7(A)(6), 1201(C), and 1672(C) and R.S. 9:5801, relative to citation and service of process; to require service of citation to be requested within ninety days of commencement of the action or the filing of supplemental or amended pleadings in certain civil proceedings and in certain suits against the state, a state agency, or a political subdivision; to provide for waiver of such requirement; to provide for involuntary dismissal of suit in certain cases and the effects thereof; and to provide for related matters.

**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.

**HOUSE BILL NO. 1254—**  
BY REPRESENTATIVES WINDHORST, DEWITT, CLARKSON, FRITH,  
FRUGE, JOHNS, MCCALLUM, MCMAINS, WIGGINS, AND WRIGHT

AN ACT

To enact Part XVI of Chapter 7 of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:1181 through 1190, relative to suits by prisoners; to enact the Prison Litigation Reform Act, providing for civil actions with respect to prison conditions, the remedies or relief that may be granted and conditions and restrictions thereon, the effects of consent decrees and private settlement agreements, the appointment of experts, the award of attorney fees, and the assessment, disposition, and consequences of actions that are malicious, frivolous, groundless, or otherwise lacking in merit; to provide for the payment of filing fees and costs and for the use of compensatory damages to pay outstanding restitution orders; and to provide for related matters.

**HOUSE BILL NO. 1264—**  
BY REPRESENTATIVES MCDONALD, DOWNER, AND THOMPSON

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.

**HOUSE BILL NO. 1310—**  
BY REPRESENTATIVE BRUN

AN ACT

To amend and reenact R.S. 13:783(F), relative to expenses of the clerk's office; to authorize payments for insurance; and to provide for related matters.

**HOUSE BILL NO. 1318—**  
BY REPRESENTATIVE LEBLANC

AN ACT

To repeal R.S. 39:1641(F), relative to leases of space for state agencies; to repeal the exemption for leasing of certain space without the approval of the commissioner of administration; and to provide for related matters.

**HOUSE BILL NO. 1361—**  
BY REPRESENTATIVE TRICHE

AN ACT

To amend and reenact the Title of Act No. 113 of the 1950 Regular Session of the Legislature, as last amended by Act No. 196 of the 1992 Regular Session of the Legislature, relative to the Bayou Lafourche Fresh Water District; to provide for the purposes of the district and the powers and duties of the board of commissioners; and to provide for related matters.

**HOUSE BILL NO. 1365—**  
BY REPRESENTATIVE WARNER

AN ACT

To amend and reenact R.S. 11:3383(A), 3384(B), and 3385.1(K)(4) and to repeal R.S. 11:3380, relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to discontinue the minimum benefit to beneficiaries of deceased firefighters; to provide with respect to standardizing the formula for the computation of retirement benefits; to make a technical correction within the provisions of the Deferred Retirement Option Plan; to repeal the one dollar per day sick benefit for members who have exhausted such sick leave; and to provide for related matters.

**HOUSE BILL NO. 1374—**  
BY REPRESENTATIVE DONELON

AN ACT

To enact Code of Civil Procedure Articles 2087(D) and 2123(C), relative to the procedure for appealing; to provide that the time within which to take a devolutive or suspensive appeal is interrupted in cases wherein the proceeding is removed to federal court; and to provide for related matters.

**HOUSE BILL NO. 1377—**  
BY REPRESENTATIVES DOWNER AND WINDHORST

AN ACT

To enact Chapter 6-A of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:601 through 620, relative to DNA testing of certain criminal defendants; to establish DNA databases and data banks of DNA samples; to provide for definitions; to provide for powers and duties of state police; to provide for compatibility with the Federal Bureau of Investigation; to provide for instances where DNA samples are taken; to provide for certain procedures; to provide for imposition of costs; to provide for confidentiality; to provide for removal of records and destruction of samples; to create a DNA detection fund and provide for uses of monies in the fund; and to provide for related matters.

**HOUSE BILL NO. 1380 (Duplicate of Senate Bill No. 1130)**—  
BY REPRESENTATIVE DOWNER AND SENATOR DARDENNE AND  
COAUTHORED BY REPRESENTATIVES BRUN, McDONALD, LONG,  
DEWITT, ALARIO, DUPRE, HUDSON, ILES, JOHNS, KENNEY, LEBLANC,  
MCCAIN, MCMAINS, MICHOT, POWELL, SALTER, SHAW, THOMAS,  
WALSORTH, WIGGINS, THOMPSON, FLAVIN, FRITH, AND  
SCHNEIDER AND SENATORS 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.

**HOUSE BILL NO. 1383**—

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 14:95(H), relative to the crime of illegal carrying of weapons and exceptions thereto; to authorize justices of the peace and constables to carry concealed handguns; and to provide for related matters.

**HOUSE BILL NO. 1403**—

BY REPRESENTATIVE WRIGHT AND SENATOR SMITH

AN ACT

To enact R.S. 13:961(F)(1)(g) and (h), relative to court reporters; to provide for fees in civil and criminal cases in the Twenty-eighth and Thirty-fifth Judicial District Courts; and to provide for related matters.

**HOUSE BILL NO. 1421**—

BY REPRESENTATIVES McDONALD, MCMAINS, AND DOWNER

AN ACT

To amend and reenact R.S. 17:416.4, relative to civil liability of public school employees; to provide relative to legal defense and indemnification of all public school employees by city and parish school boards; to provide for notification procedures by school boards to their employees; and to provide for related matters.

**HOUSE BILL NO. 1423**—

BY REPRESENTATIVE PRATT

AN ACT

To amend and reenact R.S. 32:293(C) and to repeal R.S. 32:293(A), relative to seating capacity of school buses; to limit the number of children transported on a school bus at one time to the number of seats available on such bus; to remove provision defining the seating capacity of a school bus; and to provide for related matters.

**HOUSE BILL NO. 1442**—

BY REPRESENTATIVE CLARKSON

AN ACT

To amend and reenact R.S. 24:653(A), relative to the Joint Legislative Committee on the Budget; to authorize the committee to study service contract requests to determine the impact of privatizing state government functions; and to provide for related matters.

**HOUSE BILL NO. 1462**—

BY REPRESENTATIVES JETSON AND DEWITT

AN ACT

To enact Part L of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.111 through 1300.113, relative to health care and morbidity reporting; to recognize the Department of Health and Hospitals, office of public health, as a state health care data clearinghouse; to provide for the collection and dissemination of health care data by the Department of Health and Hospitals, office of public health; to require state agencies to provide information to the office of public health; to require licensed health care providers to provide information; to provide for confidentiality of reported data; to provide penalties for violations regarding confidentiality of information; to provide penalties for failure to provide such information; and to provide for related matters.

**HOUSE BILL NO. 1466**—

BY REPRESENTATIVE MCMAINS

AN ACT

To amend and reenact R.S. 9:2794(B), relative to the locale rule in medical malpractice actions; to limit the right of a party to subpoena a physician, dentist, optometrist, or chiropractic physician, without his consent and in order to obtain his deposition or testimony for trial; and to provide for related matters.

**HOUSE BILL NO. 1505**—

BY REPRESENTATIVES CLARKSON AND LONG

AN ACT

To amend and reenact R.S. 39:1498(A)(7), relative to approval of contracts; to provide for more specific contract information for service contracts prior to approval; and to provide for related matters.

**HOUSE BILL NO. 1533**—

BY REPRESENTATIVE CHAISSON

AN ACT

To repeal R.S. 47:1961.2, relative to ad valorem taxes on inventories; to repeal provisions providing for monthly collection on motor vehicles, boats, outboard motors, and boats with motors which are held for collection.

**HOUSE BILL NO. 1545**—

BY REPRESENTATIVE MORRISH

AN ACT

To amend and reenact R.S. 22:1072(C), relative to penalties on delinquent tax payments by insurers; to provide that the amount of the penalty shall not exceed twenty-five percent of the tax which is due nor be less than twenty-five dollars; and to provide for related matters.

**HOUSE BILL NO. 1554**—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 11:1162(A)(6), relative to the Louisiana School Employees' Retirement System; to provide with respect to the board of trustees; to provide for membership districts for certain members; to provide for an effective date and retroactive application; and to provide for related matters.

**HOUSE BILL NO. 1598**—

BY REPRESENTATIVE CLARKSON

AN ACT

To repeal R.S. 39:1512(B) through (G), relative to reimbursement of costs; to delete provision for advance payment on service contracts; and to provide for related matters.

**HOUSE BILL NO. 1601**—

BY REPRESENTATIVE DOERGE

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for the Fiscal Year 1996-1997 to the Department of Public Safety and Corrections to be credited to the special fund in the state treasury created by R.S. 33:2003 for payment of supplemental salaries to certain fire department personnel, as provided in R.S. 33:2002, for the purpose of paying uncollected back supplemental pay to Tom Guy Mandino of the Minden Fire Department, contingent upon certain conditions.

**HOUSE BILL NO. 1615**—

BY REPRESENTATIVE TRICHE

AN ACT

To repeal R.S. 33:2006(C), relative to the Fireman's Supplemental Pay Board; to eliminate the fire marshal as an ex officio member of the board.

**HOUSE BILL NO. 1619—**  
BY REPRESENTATIVE WINDHORST  
AN ACT

To amend and reenact R.S. 47:820.5(B)(4), relative to the use of toll revenues derived from the Greater New Orleans Mississippi River Bridges; to provide for the use and limitations on the use of excess toll revenues; and to provide for related matters.

**HOUSE BILL NO. 1622—**  
BY REPRESENTATIVE BRUN  
AN ACT

To amend and reenact R.S. 33:2536(L)(3), relative to the fire and police civil service board in municipalities with a population of not less than seven thousand nor more than thirteen thousand, parishes, and fire protection districts; to provide for the maximum salary for the secretary; to require the approval of the municipal governing authority of such salary; and to provide for related matters.

**HOUSE BILL NO. 1624—**  
BY REPRESENTATIVE BRUN  
AN ACT

To amend and reenact R.S. 17:414.2, relative to assessment of academic achievement of students by public elementary and secondary school teachers; to prohibit certain actions relative to influencing, altering, or otherwise affecting grades; to prohibit, with certain exceptions and then only in accordance with certain procedures, the alteration or change in any manner of a grade; to provide limitations on the use of certain grade determinations for assessment and evaluation of a teacher's performance; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 1626—**  
BY REPRESENTATIVE DANIEL  
AN ACT

To amend and reenact R.S. 11:450(D)(1), relative to the Louisiana State Employees' Retirement System; to provide with respect to the Deferred Retirement Option Plan and the calculation of the base benefit of a member upon the entry of that member into the plan; to further provide an effective date and for retroactive application; and to provide for related matters.

**HOUSE BILL NO. 1676—**  
BY REPRESENTATIVE HUDSON  
AN ACT

To amend and reenact R.S. 38:2212(K), relative to the Public Bid Law; to provide relative to exceptions; to provide relative to the purchase of supplies and materials by hospitals from qualified group purchasing organizations; to add hospitals that are owned or operated by public trusts; and to provide for related matters.

**HOUSE BILL NO. 1721—**  
BY REPRESENTATIVE TRICHE  
AN ACT

To amend and reenact R.S. 56:305.5(B), 325.3(C)(4), 325.4(B)(4), 333(B)(5), and 406(A)(3)(e) and to repeal R.S. 56:305(B)(4)(b), relative to fishing; to provide relative to issuance by the Department of Wildlife and Fisheries of certain fishing permits, tags, and licenses; to provide relative to fishing nets and the requirements to obtain certain net tags; to prohibit the Department of Wildlife and Fisheries from issuance of any tag for a mullet or pompano strike net to a person who does not have a social security number; to repeal the requirement for payment of a permit fee when obtaining a permit for traversing state waters to and from the federal exclusive economic zone; and to provide for related matters.

**HOUSE BILL NO. 1728—**  
BY REPRESENTATIVE DEWITT AND SENATOR HINES  
AN ACT

To enact R.S. 37:795, relative to the Louisiana State Board of Dentistry; to authorize the board to establish fees and costs to be imposed; to provide a schedule for such fees and costs to be imposed, including the range authorized; and to provide for related matters.

**HOUSE BILL NO. 1739—**  
BY REPRESENTATIVE FARVE (BY REQUEST)  
AN ACT

To amend and reenact R.S. 15:874(2) and (4)(c) and (d) and to enact R.S. 15:874(4)(e), relative to inmate's compensation accounts; to provide for deposits and uses of monies in inmate's savings accounts once the account balance reaches two hundred fifty dollars; and to provide for related matters.

**HOUSE BILL NO. 1744—**  
BY REPRESENTATIVE GUILLORY  
AN ACT

To enact R.S. 32:1504(C), relative to transportation of hazardous materials; to provide for inspection of rail cars transporting hazardous materials; and to provide for related matters.

**HOUSE BILL NO. 1754—**  
BY REPRESENTATIVE TOOMY  
AN ACT

To enact R.S. 14:93.20, relative to the unlawful sale, purchase, and possession of alcoholic beverages; to provide for the crime of unlawful shipments of beverage alcohol to Louisiana consumers under certain circumstances; to provide for registration and for payment of fees and taxes on authorized shipments; to provide for an exception; to provide for penalties; and to provide for related matters.

**HOUSE BILL NO. 1784 (Duplicate of Senate Bill No. 653)—**  
BY REPRESENTATIVE DEWITT AND SENATOR HAINKEL  
AN ACT

To amend and reenact R.S. 30:209, relative to the State Mineral Board; to provide relative to the powers and duties of the board; to authorize certain activities; and to provide for related matters.

**HOUSE BILL NO. 1785 (Duplicate of Senate Bill No. 652)—**  
BY REPRESENTATIVE DEWITT AND SENATOR HAINKEL  
AN ACT

To amend and reenact R.S. 30:209.1, relative to the State Mineral Board; to provide relative to the acquisition of geological and other information; to authorize the acquisition of certain data; to provide certain terms and conditions; to provide relative to confidentiality; and to provide for related matters.

**HOUSE BILL NO. 1801 (Duplicate of Senate Bill No. 637)—**  
BY REPRESENTATIVE DEWITT AND SENATOR HAINKEL AND  
COAUTHORED BY SENATORS DARDENNE, EWING, AND ROMERO  
AN ACT

To enact R.S. 9:4870(B)(4), relative to privileges on immovables; to provide for the ranking of liens and privileges on oilfield property in favor of the commissioner of conservation; and to provide for related matters.

**HOUSE BILL NO. 1802 (Duplicate of Senate Bill No. 636)—**  
BY REPRESENTATIVE DEWITT AND SENATOR HAINKEL AND  
COAUTHORED BY SENATORS DARDENNE, EWING, AND ROMERO  
AN ACT

To amend and reenact R.S. 9:4863(A) and to enact R.S. 9:4863(D), relative to privileges that attach to certain oil, gas, and water wells; to provide an exception for equipment brought onto a lease for the plugging and abandonment of wells and the closure of related pits; to provide an exception for tubular goods recovered as a result of plugging and abandoning operations; and to provide for related matters.

**HOUSE BILL NO. 1812—**

BY REPRESENTATIVE DONELON  
AN ACT

To amend and reenact R.S. 22:1395.5(C)(1), relative to the Louisiana Life and Health Insurance Guaranty Association; to provide that the association is not a state department, unit, agency, instrumentality, commission, or board for any purpose, unless specifically provided by provision of law; and to provide for related matters.

**HOUSE BILL NO. 1814—**

BY REPRESENTATIVE FAUCHEUX  
AN ACT

To amend and reenact R.S. 14:81(A) and 93.2, relative to crimes committed against juveniles; to remove the requirement that the offender in the crime of indecent behavior with a juvenile must be over the age of seventeen; to prohibit the body piercing of a minor without the consent of a parent or legal custodian; and to provide for related matters.

**HOUSE BILL NO. 1820—**

BY REPRESENTATIVE MCMAINS  
AN ACT

To enact R.S. 39:1533.1, relative to the establishment of reversionary medical trusts; to establish the "Master Reversionary Trust Fund" in the state treasury; to provide for the deposit of certain monies in the fund; to provide for the administration of the fund; and to provide for related matters.

**HOUSE BILL NO. 1822—**

BY REPRESENTATIVE MARTINY  
AN ACT

To amend and reenact R.S. 33:2218.4(D) and to enact R.S. 23:1021(10)(e), relative to state supplemental pay; to exclude state supplemental pay from the calculation of average weekly wage for purposes of workers' compensation benefits for municipal police officers; and to provide for related matters.

**HOUSE BILL NO. 1843—**

BY REPRESENTATIVE FORSTER  
AN ACT

To appropriate funds out of Federal Funds for the Fiscal Year 1997-1998 to the Department of Labor for immediate deposit into the Employment Security Administration Fund for specific purposes.

**HOUSE BILL NO. 1861—**

BY REPRESENTATIVES WRIGHT AND BRUCE  
AN ACT

To amend and reenact R.S. 30:2531(D)(1), relative to littering offenses; to provide for penalties; and to provide for related matters.

**HOUSE BILL NO. 1872—**

BY REPRESENTATIVE HOLDEN  
AN ACT

To amend and reenact R.S. 14:138, relative to crimes of official misconduct and corrupt practices; to provide for an exception to the crime of public payroll fraud; and to provide for related matters.

**HOUSE BILL NO. 1876—**

BY REPRESENTATIVE WIGGINS  
AN ACT

To authorize the Department of Health and Hospitals to lease certain property to Alexandria Affordable Housing, Inc; and to provide for related matters.

**HOUSE BILL NO. 1896—**

BY REPRESENTATIVE PRATT  
AN ACT

To enact R.S. 17:7(22), relative to the powers and duties of the State Board of Elementary and Secondary Education; to provide for the development, adoption, and implementation of a pilot program in eight elementary schools to departmentalize grades one through six; to provide relative to participation in such program, including the selection of schools; to require each participating school to study certain outcomes, create a strategic plan, and provide for a daily planning period; to provide for program implementation and evaluation; to provide for rules and regulations; and to provide for related matters.

**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.

**HOUSE BILL NO. 1941—**

BY REPRESENTATIVES CLARKSON AND LONG  
AN ACT

To amend and reenact R.S. 42:1121(A), relative to ethics; to prohibit certain former public servants from entering into certain contracts for a limited period of time; and to provide for related matters.

**HOUSE BILL NO. 1952—**

BY REPRESENTATIVE HEBERT  
AN ACT

To enact R.S. 33:2218.2(C)(8)(c), relative to supplemental monthly compensation for certain full-time law enforcement officers; to provide for eligibility for supplemental pay for certain elected city marshals; and to provide for related matters.

**HOUSE BILL NO. 2062—**

BY REPRESENTATIVE MCMAINS  
AN ACT

To amend and reenact R.S. 17:1455(B), relative to the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College; to reduce the number required to constitute a quorum for the transaction of official business by the board; and to provide for related matters.

**HOUSE BILL NO. 2090—**

BY REPRESENTATIVE DEWITT  
AN ACT

To amend and reenact R.S. 40:1300.52(D)(1) and 1300.53(A), relative to criminal history checks performed by the office of state police; to provide that information regarding convictions of certain offenses shall be provided to employers; to provide that an employer may refuse to hire persons convicted of certain offenses; and to provide for related matters.

**HOUSE BILL NO. 2175—**

BY REPRESENTATIVES BRUN AND DOERGE  
AN ACT

To amend and reenact R.S. 17:8(A)(1), relative to textbooks and other instructional materials, supplies, and equipment; to provide that public school students and certain others shall be accountable for exercising reasonable and proper care for and

control over public school books and other instructional materials, supplies, and equipment; to provide for the duties and responsibilities of the State Board of Elementary and Secondary Education; to provide for the adoption of certain rules and regulations relative to failing to exercise such care and control; to provide for effectiveness; and to provide for related matters.

**HOUSE BILL NO. 2226—**  
BY REPRESENTATIVE BRUN  
AN ACT

To enact R.S. 49:191(10)(g) and to repeal R.S. 49:191(8)(j), relative to the Department of Education, including provisions to provide for the re-creation of the Department of Education and the 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; and to provide for related matters.

**HOUSE BILL NO. 2253—**  
BY REPRESENTATIVES MORRELL AND WINDHORST  
AN ACT

To amend and reenact Code of Criminal Procedure Arts. 844(A) and 916(5), relative to appellate court procedures; to provide for the filing of a written designation of errors with the appellate court; to require copies of the assignment of errors to be furnished to the trial court and counsel; to provide for time for filing; to provide for divesting of jurisdiction of the trial court; and to provide for related matters.

**HOUSE BILL NO. 2256—**  
BY REPRESENTATIVE COPELIN  
AN ACT

To amend and reenact R.S. 27:18, relative to the Louisiana Gaming Control Board; to provide for venue for civil proceedings involving gaming licensees; and to provide for related matters.

**HOUSE BILL NO. 2265—**  
BY REPRESENTATIVE HOLDEN  
AN ACT

To enact R.S. 27:311(I), relative to video draw poker devices; to provide licensing requirements for certain licensees; and to provide for related matters.

**HOUSE BILL NO. 2276—**  
BY REPRESENTATIVE DONELON  
AN ACT

To amend and reenact R.S. 22:895 and 904(A) and to repeal R.S. 22:896, 897, 898, and 899, relative to insurers; to provide for loss reserve requirements for insurers; to provide for actuarial certification of loss reserves; and to provide for related matters.

**HOUSE BILL NO. 2295—**  
BY REPRESENTATIVE DAMICO  
AN ACT

To enact R.S. 40:1846(B)(3)(f), relative to liquefied petroleum gas; to provide for the commission; to provide for rules; to provide for mobile air conditioning systems; to provide for prohibitions; and to provide for related matters.

**HOUSE BILL NO. 2330—**  
BY REPRESENTATIVE THERIOT  
AN ACT

To enact R.S. 33:1421(C), relative to deferred compensation plans; to provide for participation by sheriffs; and to provide for related matters.

**HOUSE BILL NO. 2357 (Substitute for House Bill No. 192 by Representative Frith)—**  
BY REPRESENTATIVE FRITH  
AN ACT

To amend and reenact R.S. 17:493.1(D), relative to filling certain school bus operators' route vacancies; to provide guidelines and procedures for the filling of route vacancies in specified

circumstances; to provide limitations; to provide for applicability; and to provide for related matters.

**HOUSE BILL NO. 2390—**  
BY REPRESENTATIVE HOPKINS  
AN ACT

To enact R.S. 48:274.3, relative to interstate highways; to provide for the placing of major shopping area guide signs on interstate highways; to provide for definitions; to provide for requirements for food service areas; to provide for rules and regulations; to create the Major Shopping Area Guide Signs Processing Fund in the state treasury; and to provide for related matters.

**HOUSE BILL NO. 2421—**  
BY REPRESENTATIVE WARNER  
AN ACT

To amend and reenact R.S. 39:1484(18), relative to procurement of state services; to include land surveyors in the professions listed within the definition of "professional service"; and to provide for related matters.

**HOUSE BILL NO. 2436—**  
BY REPRESENTATIVE FAUCHEUX  
AN ACT

To enact Subpart D of Part VIII of Chapter 1 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:340.12 through 340.16, relative to ports, harbors, and terminals; to create the Rodent Control and Prevention of Infectious Diseases Act; to provide for the control, testing, and monitoring of rodents on ships and barges; to provide for rodent control; to provide definitions, terms, conditions, procedures, and requirements; to provide for fees and for uses of such fees; to provide for the employment of personnel and contractors; and to provide for related matters.

**HOUSE BILL NO. 2475—**  
BY REPRESENTATIVE LEBLANC AND SENATORS LANDRY AND SMITH  
AN ACT

To amend and reenact R.S. 48:251, relative to contracts issued for Department of Transportation and Development projects; to provide for the establishment of a cash management program; to provide for entering into contracts for construction; and to provide for related matters.

**HOUSE BILL NO. 2522 (Substitute for House Bill No. 2483 by Representative Pratt)—**  
BY REPRESENTATIVE PRATT  
AN ACT

To amend and reenact R.S. 17:416(A)(4)(introductory paragraph) and (B)(2) and (3)(d)(i) and to enact R.S. 17:416(A)(2)(c), relative to pupil discipline; to provide for the expulsion of public school pupils, including definitions, placement of such pupils in alternative schools or alternative school settings, and reinstatement and readmission of such pupils to public schools; to require city and parish school boards to adopt certain rules relative to pupil suspensions and expulsions, including the reporting by teachers or other school employees of discipline violations; and to provide for related matters.

Respectfully submitted,

DONALD RAY KENNARD  
Chairman

The above House Bills contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk and were signed by the President of the Senate and taken by the Clerk of the House to the Governor for executive approval.



**Privileged Report of the Committee on Enrollment**

June 18, 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 Resolutions have been properly enrolled:

**HOUSE RESOLUTION NO. 96—**

BY REPRESENTATIVE FARVE

## A RESOLUTION

To commend those people who provide services and assistance to the citizens of Louisiana House of Representatives District No. 101 and to express the appreciation of the residents of that district for such assistance and services.

**HOUSE RESOLUTION NO. 97—**

BY REPRESENTATIVE FORSTER

## A RESOLUTION

To memorialize congress not to renew the temporary two-tenths percent unemployment insurance tax.

**HOUSE RESOLUTION NO. 98—**

BY REPRESENTATIVES FARVE AND WILLARD-LEWIS

## A RESOLUTION

To commend the Archdiocese of New Orleans' Office for Black Catholics on their sponsorship of Unity Explosion 1997.

**HOUSE RESOLUTION NO. 99—**

BY REPRESENTATIVE FAUCHEUX

## A RESOLUTION

To memorialize the United States Congress to enact legislation to return the control of the Mississippi River to state and local governing authorities.

**HOUSE RESOLUTION NO. 101—**

BY REPRESENTATIVE JACK SMITH

## A RESOLUTION

To commend Patterson Chief of Police Patrick LaSalle for his dedication to fighting the war on crime and to improving the quality of life for the people of Patterson, Louisiana.

**HOUSE RESOLUTION NO. 102—**

BY REPRESENTATIVE MCCALLUM

## A RESOLUTION

To express the condolences of the House of Representatives upon the death of Louie A. Jenkins of Bernice.

Respectfully submitted,

DONALD RAY KENNARD  
Chairman

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

**Adjournment**

On motion of Rep. Jack Smith, at 12:00 Midnight, the House agreed to adjourn until Thursday, June 19, 1997, at 9:30 A.M.

The Speaker of the House declared the House adjourned until 9:30 A.M., Thursday, June 19, 1997.

ALFRED W. SPEER  
Clerk of the House

C. Wayne Hays  
Journal Clerk, *Emeritus*

