

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

**FIFTY-SIXTH 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

Thursday, June 19, 1997

The House of Representatives was called to order at 10:00 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	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
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
Total—105		

ABSENT

Total—0

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

**Prayer**

Prayer was offered by Rev. Charles Cosentino.

**Pledge of Allegiance**

Rep. Frith 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. Fontenot, the reading of the Journal was dispensed with.

On motion of Rep. Fontenot, the Journal of June 18, 1997, was adopted.

**Introduction of Resolutions,  
House and House Concurrent**

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

**HOUSE RESOLUTION NO. 103—**

BY REPRESENTATIVE PINAC

A RESOLUTION

To express the congratulations of the House of Representatives of the Legislature of Louisiana to the congregation of St. Joseph Church in Rayne upon the occasion of its one hundred twenty-fifth anniversary.

Read by title.

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

**HOUSE RESOLUTION NO. 104—**

BY REPRESENTATIVE DOWNER

A RESOLUTION

To request the Secretary of the Department of Health and Hospitals to freeze the Medicaid reimbursement rates for private ICF/MR services, to investigate the feasibility of changing the reimbursement methodology for such providers, and to convene a committee to study the issue and report its findings.

Read by title.

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

**HOUSE RESOLUTION NO. 105—**

BY REPRESENTATIVE JACK SMITH

A RESOLUTION

To remember the lifetime contributions of Joseph E. "Joe" Carinhas and to express condolences upon his death.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 257—**  
BY REPRESENTATIVE POWELL

A CONCURRENT RESOLUTION

To provide for a study of a new level of care determinations process system for intermediate care facilities for the mentally retarded (ICF/MR), the effect of such process on ICF/MR services, and its effect on beneficiaries, and to provide for a report of study findings and recommendations to the House and Senate Committees on Health and Welfare for committee review and discussion prior to implementation by the Department of Health and Hospitals.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 258—**  
BY REPRESENTATIVE SCHNEIDER

A CONCURRENT RESOLUTION

To express the sincere condolences of the Louisiana Legislature upon the death of Mr. Sidney Joseph Levet, III, noted citizen, engineer, and founder and president of WCKW-AM, WCKW-FM, and Radio Towers Rental Inc. in New Orleans.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 259—**  
BY REPRESENTATIVE LONG AND SENATOR SMITH

A CONCURRENT RESOLUTION

To commend Mr. Julio C. Toro of Natchitoches upon the occasion of his being named Region III Principal of the Year in the state of Louisiana and to recognize his outstanding service to the students, faculty, and administration at Natchitoches Central High School and his community in promoting educational excellence.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 260—**  
BY REPRESENTATIVES SCALISE AND HEBERT

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections to consider eliminating all powerlifting competitions held at state prisons as well as limiting the amount of weights available to prisoners for lifting.

Read by title.

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

Ordered to the Senate.

**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 RESOLUTION NO. 75—**  
BY REPRESENTATIVES KENNARD, PERKINS, AND FONTENOT AND SENATOR BRANCH

A RESOLUTION

To urge and request the Department of Transportation and Development to study the feasibility of extending LA Highway 408 (Hooper Road) in an easterly direction and of constructing a bridge over the Amite River connecting with LA Highway 16 in Livingston Parish.

Read by title.

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

**HOUSE RESOLUTION NO. 83—**  
BY REPRESENTATIVE MARIONNEAUX

A RESOLUTION

To authorize and direct the Department of Transportation and Development to install flashing lights and "No Passing" signs on a certain section of LA Hwy. 1 over the Morganza Spillway to improve safety on the roadway.

Read by title.

Rep. Marionneaux moved the adoption of the resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Fruge	Odinot
Alario	Gautreaux	Pierre
Alexander, A.—93rd	Glover	Pinac
Alexander, R.—13th	Green	Powell
Barton	Guillory	Pratt
Baudoin	Hammett	Quezairé
Baylor	Heaton	Riddle
Brun	Hebert	Romero
Bruneau	Hopkins	Rousselle
Carter	Hunter	Salter
Chaisson	Iles	Shaw
Clarkson	Johns	Smith, J.D.—50th
Copelin	Kennard	Smith, J.R.—30th
Crane	Kenney	Strain
Curtis	Landrieu	Theriot
Damico	LeBlanc	Thomas
Daniel	Long	Thompson
Deville	Marionneaux	Thornhill
DeWitt	Martiny	Travis
Diez	McCain	Walsworth
Doerge	McCallum	Warner
Dupre	McDonald	Welch
Durand	McMains	Wiggins
Farve	Michot	Willard-Lewis
Faucheux	Mitchell	Windhorst
Flavin	Montgomery	Winston
Fontenot	Morrell	Wright
Forster	Morrish	
Frith	Murray	
Total—85		

NAYS

Total—0

ABSENT

Ansardi	Hudson	Stelly
Bowler	Jenkins	Toomy
Bruce	Jetson	Triche
Dimos	Lancaster	Vitter
Donelon	Perkins	Weston
Hill	Scalise	Wilkerson
Holden	Schneider	
Total—20		

The resolution was adopted.

**HOUSE CONCURRENT RESOLUTION NO. 217—**  
BY REPRESENTATIVES ROMERO AND DURAND  
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to control the access on U.S. Highway 90 in Iberia and St. Mary Parishes.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 219—**  
BY REPRESENTATIVE LONG  
A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections, office of state police, to enforce the provisions of the Motor Vehicle Inspection Law relative to windshield damage.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 221—**  
BY REPRESENTATIVE FARVE  
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to complete the Interstate 610 project in Jefferson Parish during the evening hours.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 228—**  
BY REPRESENTATIVE CLARKSON  
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to expedite the opening of the transit lanes on the Crescent City Connection due to the construction on the Huey P. Long Bridge as traffic will be further impeded from crossing the Crescent City Connection at the end of vacations and the opening of schools.

Read by title.

**Motion**

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

**HOUSE CONCURRENT RESOLUTION NO. 235—**  
BY REPRESENTATIVE ROUSSELLE AND SENATOR IRONS  
A CONCURRENT RESOLUTION

To direct the Orleans Levee Board to return land taken for the Bohemia Spillway to those persons certified by the Department of Natural Resources as rightful heirs.

Read by title.

Rep. Rousselle moved the adoption of the resolution.

**ROLL CALL**

The roll was called with the following result:

YEAS

Alario	Fruge	Powell
Alexander, A.—93rd	Gautreaux	Pratt
Alexander, R.—13th	Glover	Quezaire
Barton	Green	Riddle
Baudoin	Guillory	Romero
Baylor	Hammett	Rousselle
Bruce	Heaton	Salter
Brun	Hebert	Scalise
Bruneau	Hopkins	Schneider
Carter	Hudson	Shaw
Chaisson	Hunter	Smith, J.D.—50th
Clarkson	Iles	Smith, J.R.—30th
Copelin	Johns	Stelly
Crane	Kennard	Strain
Curtis	Kennedy	Theriot
Damico	Landrieu	Thomas
Daniel	LeBlanc	Thompson
Deville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	McCain	Travis
Doerge	McCallum	Vitter
Donelon	McMains	Walsworth
Dupre	Michot	Warner
Durand	Mitchell	Welch
Farve	Montgomery	Wiggins
Faucheux	Morrish	Willard-Lewis
Flavin	Murray	Windhorst
Fontenot	Odinot	Winston
Forster	Pierre	Wright
Frith	Pinac	
Total—89		

NAYS

Total—0

ABSENT

Mr. Speaker	Jenkins	Perkins
Ansardi	Jetson	Triche
Bowler	Lancaster	Weston
Dimos	Martiny	Wilkerson
Hill	McDonald	
Holden	Morrell	
Total—16		

The resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 205—**

BY REPRESENTATIVE DURAND

**A CONCURRENT RESOLUTION**

To request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to meet and to function as a joint committee to study the feasibility of implementing a program in the public schools which authorizes the incorporation of the Baby Think It Over simulator infant into the high school curriculum, and to report the findings of the joint committee to the legislature prior to the convening of the 1998 Regular Session.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 216—**

BY REPRESENTATIVE WESTON

**A CONCURRENT RESOLUTION**

To urge and request the superintendent of state buildings to investigate and locate a possible site for and to cooperate in the implementation and maintenance of a memorial to public service employees killed while serving the public.

Read by title.

**Motion**

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

**Suspension of the Rules**

On motion of Rep. Travis, the rules were suspended in order to take up House Concurrent Resolutions Returned from the Senate with Amendments at this time.

**House Concurrent Resolutions Returned from the Senate with Amendments**

The following House Concurrent Resolutions returned from the Senate with amendments were taken up and acted upon as follows:

**HOUSE CONCURRENT RESOLUTION NO. 150—**

BY REPRESENTATIVE TRAVIS

**A CONCURRENT RESOLUTION**

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

Read by title.

The above resolution was taken up with the amendments proposed by the Senate.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Hollis to Reengrossed House Concurrent Resolution No. 150 by Representative Travis

AMENDMENT NO. 1

On page 2, line 20, after "twenty" insert "-two"

AMENDMENT NO. 2

On page 3, line 23, after "from" insert "each of" and after "utilities" insert ", Cleco, Swepco, and Entergy"

Rep. Travis moved that the amendments proposed by the Senate be concurred in.

**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
Ansardi	Heaton	Riddle
Barton	Hebert	Romero
Baudoin	Hill	Rousselle
Baylor	Hopkins	Salter
Brun	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Shaw
Chaisson	Johns	Smith, J.D.—50th
Clarkson	Kennard	Smith, J.R.—30th
Copelin	Kenney	Stelly
Crane	Landrieu	Strain
Curtis	Long	Theriot
Damico	Marionneaux	Thomas
Daniel	Martiny	Thompson
Deville	McCain	Thornhill
DeWitt	McCallum	Toomy
Diez	McDonald	Travis
Dimos	McMains	Vitter
Donelon	Michot	Walsworth
Durand	Mitchell	Warner
Farve	Montgomery	Welch
Flavin	Morrell	Wiggins
Forster	Morrish	Willard-Lewis
Frith	Murray	Windhorst
Fruge	Odinet	Winston
Gautreaux	Pierre	Wright
Glover	Pinac	
Total—89		

**NAYS**

Alario  
Total—1

**ABSENT**

Bowler	Fontenot	LeBlanc
Bruce	Holden	Perkins
Doerge	Jenkins	Triche
Dupre	Jetson	Weston
Faucheux	Lancaster	Wilkerson
Total—15		

The amendments proposed by the Senate were concurred in by the House.

**House Bills and Joint Resolutions Returned from the Senate with Amendments**

The following House Bills and Joint Resolutions returned from the Senate with amendments were taken up and acted upon as follows:

**HOUSE BILL NO. 687—**

BY REPRESENTATIVE STELLY  
AN ACT

To amend and reenact R.S. 22:1406(F), relative to automobile insurance; to provide for the designation of primary insurance for temporary substitute or rental motor vehicles; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 687 by Representative Stelly

AMENDMENT NO. 1

On page 1, delete lines 12 and 13 in their entirety and insert in lieu thereof:

"F. Every insurance company, reciprocal or exchange, ~~authorized to write~~ writing automobile liability, physical damage, or collision insurance, ~~as an admitted company or as a surplus line insurer,~~"

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 687 by Representative Stelly

AMENDMENT NO. 1

On page 2, line 5, following "vehicle," change "the" to "that"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Bean to Reengrossed House Bill No. 687 by Representative Stelly

AMENDMENT NO. 1

Delete Senate Committee Amendments proposed by the Senate Committee on Insurance and adopted by the Senate on May 15, 1997.

AMENDMENT NO. 2

On page 1, delete lines 12 and 13 in their entirety and insert in lieu thereof:

"F. Every ~~approved~~ approved insurance company, reciprocal or exchange, ~~authorized to write~~ writing automobile liability, physical damage, or collision insurance,"

Rep. Stelly moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Pierre
Alario	Glover	Pinac
Alexander, A.—93rd	Green	Powell
Ansardi	Guillory	Pratt

Barton	Heaton	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	Kenney	Stelly
Curtis	Lancaster	Strain
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thomas
Deville	Long	Thompson
DeWitt	Marionneaux	Thornhill
Diez	Martiny	Toomy
Doerge	McCain	Travis
Donelon	McDonald	Triche
Durand	McMains	Vitter
Farve	Michot	Walsworth
Faucheux	Montgomery	Warner
Flavin	Morrell	Welch
Fontenot	Morrish	Wiggins
Forster	Murray	Windhorst
Frith	Odinot	Winston
Fruge	Perkins	Wright

Total—93

NAYS

Total—0

ABSENT

Alexander, R.—13th	Hammett	Mitchell
Brun	Hebert	Weston
Dimos	Kennard	Wilkerson
Dupre	McCallum	Willard-Lewis

Total—12

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 925—**

BY REPRESENTATIVES DOWNER, DEWITT, DUPRE, GAUTREAUX, JOHNS, RIDDLE, JACK SMITH, THORNHILL, AND VITTER AND SENATORS DYESS AND ROBICHAUX  
AN ACT

To amend and reenact R.S. 36:254(D)(1)(a), relative to powers and duties of the secretary of the Department of Health and Hospitals; to remove certain requirements of actions that must be taken prior to the implementation of a managed care program pursuant to a federal waiver; to remove restrictions on the content of the waiver request; to provide for requirements of Medicaid plan amendments; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 1157—**

BY REPRESENTATIVES TRAVIS, FRITH, AND MURRAY  
AN ACT

To amend and reenact R.S. 6:261, relative to capital, surplus, and dividends; to provide for the allocation of consideration received upon initial issuance of shares; and to provide for related matters.

Read by title.

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The above bill was taken up with the amendments proposed by the Senate.

## SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Engrossed House Bill No. 1157 by Representative Travis

### AMENDMENT NO. 1

On page 1, line 13, after "B." insert "Except as otherwise provided in R.S. 6:263 and 416," and change "A" to "a"

Rep. Travis moved that the amendments proposed by the Senate be concurred in.

## ROLL CALL

The roll was called with the following result:

### YEAS

Mr. Speaker	Fruge	Pierre
Alario	Gautreaux	Pinac
Alexander, A.—93rd	Green	Powell
Ansardi	Guillory	Pratt
Barton	Hammett	Quezaire
Baudoin	Heaton	Riddle
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	Lancaster	Theriot
Damico	Landrieu	Thomas
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Triche
Dimos	McCain	Vitter
Doerge	McCallum	Warner
Donelon	McDonald	Welch
Durand	Michot	Wiggins
Farve	Montgomery	Willard-Lewis
Faucheux	Morrell	Windhorst
Flavin	Morrish	Winston
Fontenot	Murray	Wright
Forster	Odinot	
Frith	Perkins	
Total—91		

### NAYS

Total—0

### ABSENT

Alexander, R.—13th	Kennard	Thompson
Carter	Kenney	Walsworth
Dupre	McMains	Weston
Glover	Mitchell	Wilkerson
Hebert	Romero	
Total—14		

The amendments proposed by the Senate were concurred in by the House.

## HOUSE BILL NO. 1306—

BY REPRESENTATIVE THOMPSON  
AN ACT

To amend and reenact R.S. 3:3363(B)(1) and (2), (C), and (H), 3374(A), and 3375(B), relative to the Structural Pest Control Commission; to provide for appointment and terms of members; to provide for the collection of fees; to provide for the disposition of fees; and to provide for related matters.

Read by title.

## Motion

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

## HOUSE BILL NO. 1349—

BY REPRESENTATIVE MCCALLUM  
AN ACT

To amend and reenact R.S. 14:211, relative to the sale of forest products; to provide for failure to remit payment to owner and to provide penalties; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

## SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cain to Engrossed House Bill No. 1349 by Representative McCallum

### AMENDMENT NO. 1

On page 2, delete lines 10 through 15.

### AMENDMENT NO. 2

On page 2, line 16 change "C." to "B."

### AMENDMENT NO. 3

On page 2, line 19 change "D." to "C."

### AMENDMENT NO. 4

On page 3, line 1 change "E." to "D."

### AMENDMENT NO. 5

On page 3, line 11 change "F." to "E."

Rep. McCallum moved that the amendments proposed by the Senate be concurred in.

## ROLL CALL

The roll was called with the following result:

### YEAS

Mr. Speaker	Frith	Perkins
Alario	Fruge	Pierre
Alexander, A.—93rd	Gautreaux	Pinac
Alexander, R.—13th	Green	Powell
Ansardi	Guillory	Pratt
Barton	Hammett	Quezaire
Baudoin	Heaton	Riddle

Baylor	Hill	Romero
Bowler	Holden	Rousselle
Bruce	Hopkins	Salter
Brun	Hudson	Scalise
Bruneau	Hunter	Schneider
Chaisson	Iles	Shaw
Clarkson	Jenkins	Smith, J.D.—50th
Copelin	Jetson	Smith, J.R.—30th
Crane	Johns	Stelly
Curtis	Lancaster	Strain
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thomas
Deville	Marionneaux	Thornhill
DeWitt	Martiny	Toomy
Diez	McCain	Travis
Dimos	McCallum	Triche
Doerge	McDonald	Vitter
Donelon	McMains	Walsworth
Durand	Michot	Warner
Farve	Montgomery	Welch
Faucheux	Morrell	Wiggins
Flavin	Morrish	Windhorst
Fontenot	Murray	Winston
Forster	Odinet	Wright

Total—93

NAYS

Total—0

ABSENT

Carter	Kennard	Thompson
Dupre	Kenney	Weston
Glover	Long	Wilkerson
Hebert	Mitchell	Willard-Lewis

Total—12

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1400—**  
BY REPRESENTATIVE BRUNEAU  
AN ACT

To amend and reenact R.S. 11:2228, relative to the Municipal Police Employees' Retirement System; to provide relative to exemption from execution; to provide with respect to certain exemptions from levy and sale, garnishment, or attachment applicable to a return of contributions; to provide with respect to the assignment of benefits; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 1400 by Representative Bruneau

AMENDMENT NO. 1

On page 1, at the beginning of line 15, insert "A."

AMENDMENT NO. 2

On page 1, delete line 16 and insert:

"allowance, to the return of contributions, the pension, annuity, or"

AMENDMENT NO. 3

On page 2, delete lines 3 through 6 and insert:

"provided in R.S. 11:292, and shall be unassignable except as in this Chapter specifically otherwise provided.

B. Notwithstanding the provisions of Subsection A of this Section or any other provision of law to the contrary, the right of a member of this system to the return or refund of employee contributions may be assigned to any municipal employees' credit union in consideration of a loan."

Rep. Bruneau moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Perkins
Alario	Gautreaux	Pierre
Alexander, A.—93rd	Green	Pinac
Ansardi	Guillory	Powell
Barton	Hammett	Pratt
Baudoin	Heaton	Quezair
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	Smith, J.R.—30th
Crane	Kenney	Stelly
Curtis	Lancaster	Strain
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thomas
Deville	Long	Thompson
DeWitt	Marionneaux	Thornhill
Diez	Martiny	Toomy
Dimos	McCain	Travis
Doerge	McCallum	Triche
Donelon	McDonald	Vitter
Durand	McMains	Walsworth
Farve	Michot	Warner
Faucheux	Montgomery	Welch
Flavin	Morrell	Wiggins
Fontenot	Morrish	Windhorst
Forster	Murray	Winston
Frith	Odinet	Wright

Total—96

NAYS

Total—0

ABSENT

Alexander, R.—13th	Hebert	Weston
Dupre	Kennard	Wilkerson
Glover	Mitchell	Willard-Lewis

Total—9

The amendments proposed by the Senate were concurred in by the House.

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## HOUSE BILL NO. 1432— BY REPRESENTATIVE STELLY AN ACT

To amend and reenact R.S. 11:761 and 768, relative to the Teachers' Retirement System of Louisiana; to provide with respect to retirement eligibility requirements; to provide for certain actuarial reduction of benefits; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No.1432 by Representative Stelly

#### AMENDMENT NO. 1

On page 1, line 15, change "January 1, 1998" to "July 1, 1999"

#### AMENDMENT NO. 2

On page 1, line 20, change "January 1, 1998" to "July 1, 1999"

#### AMENDMENT NO. 3

On page 4, line 8, change "January 1, 1998" to "July 1, 1999"

#### AMENDMENT NO. 4

On page 5, line 2, change "January 1, 1998" to "July 1, 1999"

#### AMENDMENT NO. 5

On page 6, line 9, change "January 1, 1998" to "July 1, 1999"

#### AMENDMENT NO. 6

On page 6, lines 14 and 15, change "January 1, 1998" to "July 1, 1999"

Rep. Stelly moved that the amendments proposed by the Senate be concurred in.

### ROLL CALL

The roll was called with the following result:

#### YEAS

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

Damico	Landrieu	Theriot
Daniel	LeBlanc	Thomas
Deville	Long	Thompson
DeWitt	Marionneaux	Thornhill
Diez	Martiny	Travis
Dimos	McCain	Triche
Donelon	McCallum	Vitter
Durand	McDonald	Walsworth
Farve	McMains	Warner
Faucheux	Michot	Welch
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Windhorst
Forster	Morrish	Winston
Frith	Odinet	Wright
Fruge	Perkins	
Total—92		

#### NAYS

Doerge	Murray
Hill	Toomy
Total—4	

#### ABSENT

Alexander, R.—13th	Glover	Weston
Carter	Kennard	Wilkerson
Dupre	Mitchell	Willard-Lewis
Total—9		

The amendments proposed by the Senate were concurred in by the House.

## HOUSE BILL NO. 1446—

BY REPRESENTATIVES DEWITT, STRAIN, BAUDOIN, BRUCE, CARTER, DOERGE, FRITH, FRUGE, HILL, HUDSON, ILES, KENNEY, MCDONALD, AND THOMPSON

### AN ACT

To amend and reenact R.S. 3:3402(1), 3403(A)(introductory paragraph) and (B) through (E), 3406(A)(1) and (2), 3408(A)(introductory paragraph), 3410.1(A), 3411(A), 3412, 3419(B) through (D), and 3424(C), to enact R.S. 3:3402(17) and (18), 3403(A)(9), 3405(A)(8), 3411.1, 3413(G), 3414.4, and 3424(D), and to repeal Part VI of Chapter 6 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:700 through 705, and R.S. 3:3425(3), relative to cotton buyers; to provide for the placement of cotton merchants and agents under the provisions of the Agricultural Commodity Dealer and Warehouse Law and regulation by the Louisiana Agricultural Commodities Commission; to provide for definitions; to provide for appointment and membership of the commission; to provide for powers and duties of the commission and the commissioner; to provide for a self-insurance program; to provide for licensure; to provide for security; to provide for prompt payment; to provide for required records; to provide for prohibited acts and penalties; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Agriculture to Reengrossed House Bill No. 1446 by Representative DeWitt, et al.

#### AMENDMENT NO. 1

On page 3, line 14 after "confirmation" insert a period "." and delete the remainder of the line and delete lines 15 through 17.



Rep. DeWitt moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Frith	Pinac
Alario	Frige	Powell
Alexander, A.—93rd	Green	Pratt
Ansardi	Hammett	Quezaire
Barton	Heaton	Riddle
Baudoin	Hebert	Romero
Baylor	Hill	Rousselle
Bowler	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	Kenney	Theriot
Damico	Lancaster	Thomas
Daniel	LeBlanc	Thompson
Deville	Long	Thornhill
DeWitt	Martiny	Toomy
Diez	McCain	Travis
Dimos	McCallum	Triche
Doerge	McDonald	Vitter
Donelon	McMains	Walsworth
Durand	Michot	Warner
Farve	Montgomery	Welch
Fauchoux	Murray	Wiggins
Flavin	Odinot	Windhorst
Fontenot	Perkins	Winston
Forster	Pierre	Wright
Total—90		

**NAYS**

Total—0

**ABSENT**

Alexander, R.—13th	Guillory	Morrell
Bruce	Kennard	Morrish
Dupre	Landrieu	Weston
Gautreaux	Marionneaux	Wilkerson
Glover	Mitchell	Willard-Lewis
Total—15		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1503—**

BY REPRESENTATIVE CHAISSON  
AN ACT

To amend and reenact R.S. 22:1113(D)(1) and (E)(3)(b) and 1118.2, relative to requirements for insurance agents; to provide for payment of commissions; to provide for lapsed licenses; to provide for division of commissions with nonresident agents or brokers; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Insurance to Engrossed House Bill No. 1503 by Representative Chaisson.

AMENDMENT NO. 1

On page 1, line 2, after "(E)(3)(b)" insert a comma "," and delete the remainder of the line and insert in lieu thereof the following:

"1118.2, and 1193(I)(1) and (3) and to enact R.S. 22:1114(N), relative"

AMENDMENT NO. 2

On page 1, line 5, between "brokers;" and "and to provide" insert the following:

"to provide for certain exemptions from continuing education requirements; to provide for licensing of persons having significant assets in, or who are citizens, residents, or domiciliaries of a foreign country which does not give full faith and credit to judgments rendered by courts in this country;"

AMENDMENT NO. 3

On page 1, line 8, after "(E)(3)(b)" add a comma "," and delete the remainder of the line and insert in lieu thereof the following:

"1118.2, and 1193(I)(1) and (3) are hereby"

AMENDMENT NO. 4

On page 3, between lines 12 and 13 insert the following:

\* \* \*

§1193. Continuing education requirements

\* \* \*

I.(1)(a) The provisions of this Section, imposing continuing education requirements for renewal of a license, shall not apply to any person sixty-five years of age or older, who has at least fifteen years of experience as a licensed agent, broker, or solicitor, and who either:

(a) (i) Is no longer actively engaged in the insurance business as an agent, broker, or solicitor and who is receiving social security benefits, if eligible.

(b) (ii) Is actively engaged in the insurance business as an agent, broker, or solicitor and who represents or operates through a licensed Louisiana insurer.

(b) The provisions of this Section, imposing continuing education requirements for renewal of a license, shall not apply to any person who is a member of the legislature while that person is serving a term in the legislature.

\* \* \*

(3) The provisions of Item (1)(a)(i) of this Subsection shall only apply to an individual who retires on or after January 1, 1994.

\* \* \*

Section 2. R.S. 22:1114(N) is hereby enacted to read as follows:

§1114. Requirements; additional

\* \* \*

R.S. 22:1114(N) is all new law.

N. No person shall be licensed as an agent, broker, surplus line broker, or managing general agent in this state if they, or any person who owns directly or indirectly more than ten percent of the beneficial interest in them, are either a citizen of, resident of, domiciled in, or the commissioner determines that they or the beneficial owner maintain significant assets in a country that the commissioner determines does not give full faith and credit to any judgment rendered by a court of this state or of the United States or that the country does not have laws similar to those of this state for the discovery of assets of the insurer, seizure or sale of such assets, and execution of a judgment thereon."

AMENDMENT NO. 5

On page 3, line 13, change "Section 2." to "Section 3."

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1503 by Representative Chaisson

AMENDMENT NO. 1

On page 2, line 19, following "license" and before "the" delete "herein provided"

Rep. Chaisson moved that the amendments proposed by the Senate be rejected.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Fontenot	Murray	Winston
Frith	Odinot	Wright
Fruge	Perkins	
Glover	Pierre	
Total—94		

NAYS

Total—0

ABSENT

Alexander, R.—13th	Gautreaux	Thornhill
Copelin	Hudson	Weston
Dupre	Kennard	Willard-Lewis
Forster	Mitchell	
Total—11		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 1532—**  
BY REPRESENTATIVE BRUCE  
AN ACT

To amend and reenact R.S. 47:2180(A), relative to collection of ad valorem taxes; to provide for notice of delinquency; to provide that a taxpayer may designate an additional person to be notified of delinquent taxes; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1532 by Representative Bruce

AMENDMENT NO. 1

On page 2, line 5, following "to" and before the comma "," change "Paragraph (1) herein" to "Subparagraph (a)"

Rep. Bruce moved that the amendments proposed by the Senate be concurred in.

**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
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	Kenney	Strain
Crane	Lancaster	Theriot

Curtis	Landrieu	Thomas
Damico	LeBlanc	Thompson
Daniel	Long	Thornhill
Deville	Marionneaux	Toomy
DeWitt	Martiny	Travis
Diez	McCain	Triche
Dimos	McCallum	Vitter
Doerge	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Welch
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Windhorst
Forster	Murray	Winston
Frith	Odinet	Wright
Fruge	Perkins	
Total—98		

NAYS

Total—0

ABSENT

Donelon	Kennard	Willard-Lewis
Dupre	Mitchell	
Gautreaux	Weston	
Total—7		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 925—**

BY REPRESENTATIVES DOWNER, DEWITT, DUPRE, GAUTREAU, JOHNS, RIDDLE, JACK SMITH, THORNHILL, AND VITTER AND SENATORS DYESS AND ROBICHAUX  
AN ACT

To amend and reenact R.S. 36:254(D)(1)(a), relative to powers and duties of the secretary of the Department of Health and Hospitals; to remove certain requirements of actions that must be taken prior to the implementation of a managed care program pursuant to a federal waiver; to remove restrictions on the content of the waiver request; to provide for requirements of Medicaid plan amendments; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Engrossed House Bill No. 925 by Representative Downer

AMENDMENT NO. 1

On page 3, line 11, after "provide" insert "assurances"

AMENDMENT NO. 2

On page 3, line 12, after "rates" delete the remainder of the line and at the beginning of line 13, delete "organizations for inpatient" and insert "for hospital, nursing facility, and institutional"

Rep. Rodney Alexander moved that the amendments proposed by the Senate be concurred in.

**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	Kennedy	Theriot
Damico	Lancaster	Thomas
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Martiny	Travis
Dimos	McCain	Triche
Doerge	McCallum	Vitter
Donelon	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Welch
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

Dupre	Marionneaux	Weston
Total—3		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1602—**

BY REPRESENTATIVES DONELON, FRITH, AND MICHOT  
AN ACT

To enact R.S. 51:916, relative to trade and commerce; to prohibit receipt of certain compensation by clinical perfusionists; to prohibit clinical perfusionists from receiving compensation for the sale of clinical perfusion products to medical institutions where they or their employer provide or may provide perfusion services or where their employer has surgical or medical privileges; to prohibit contract clinical perfusion companies from receiving compensation from the sale of clinical perfusion products to medical institutions where they provide clinical perfusion services; to prohibit companies that sell clinical perfusion products from providing contract perfusion services at the medical institutions that purchase their products; to prohibit clinical perfusionists from refusing to use any federally approved product unless there is a due process hearing; to provide for penalties for violations; and to provide for related matters.

Read by title.

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The above bill was taken up with the amendments proposed by the Senate.

## SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Engrossed House Bill No. 1602 by Representative Donelon

### AMENDMENT NO. 1

On page 3, line 5, after "sale" insert "or use" and after "products" insert "or equipment"

### AMENDMENT NO. 2

On page 3, line 10, after "sale" insert "or use" and after "products" insert "or equipment"

### AMENDMENT NO. 3

On page 3, line 11, at the end of the line insert a "." and delete lines 12 and 13

### AMENDMENT NO. 4

On page 3, line 14, after "for" delete the remainder of the line and on line 15 delete "company" and insert in lieu thereof "an individual or business entity"

### AMENDMENT NO. 5

On page 3, line 17, after "sale" insert "or use" and after "products" insert "or equipment"

### AMENDMENT NO. 6

On page 3, line 20, after "products" insert "or equipment"

### AMENDMENT NO. 7

On page 3, line 21, delete "the" and insert "perfusion" and after "services" delete the remainder of the line, and on line 22, delete "contract clinical perfusion company"

### AMENDMENT NO. 8

On page 3, line 24, after "guilty" insert "of an unfair trade practice under the Unfair Trade Practices and Consumer Protection Law and"

### AMENDMENT NO. 9

On page 3, line 25, change "thouand" to "thousand"

### AMENDMENT NO. 10

On page 3, line 25, after "violation" insert "and to the injunctive relief and right of an aggrieved party to recover actual damages contained in the Unfair Trade Practices and Consumer Protection Law"

## SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Bagneris to Engrossed House Bill No. 1602 by Representative Donelon

### AMENDMENT NO. 1

In Amendment No. 10 proposed by the Senate Committee on May 14, 1997 and adopted by the Senate on May 15, 1997 on line 27, change "to the injunctive relief and" to "shall be subject to injunctive relief and any"

Rep. Donelon moved that the amendments proposed by the Senate be concurred in.

## 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	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	Strain
Curtis	Lancaster	Theriot
Damico	Landrieu	Thomas
Daniel	LeBlanc	Thompson
Deville	Long	Thornhill
DeWitt	Martiny	Toomy
Diez	McCain	Travis
Dimos	McCallum	Triche
Doerge	McDonald	Vitter
Donelon	McMains	Walsworth
Durand	Michot	Warner
Farve	Mitchell	Welch
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard-Lewis
Forster	Murray	Winston
Frith	Odinet	Wright
Total—99		

### NAYS

Total—0

### ABSENT

Dupre	Guillory	Weston
Glover	Marionneaux	Windhorst
Total—6		

The amendments proposed by the Senate were concurred in by the House.

## HOUSE BILL NO. 1671—

BY REPRESENTATIVES DONELON, ANSARDI, CHAISSON, JOHNS, MARTINY, MCMAINS, MONTGOMERY, JACK SMITH, AND BAYLOR AND SENATORS LENTINI, BEAN, CRAVINS, HEITMEIER, HINES, AND TARVER

### AN ACT

To amend and reenact R.S. 22:844(A)(7) and (8), (B), and (D)(3), and 846(C) and to enact R.S. 22:844(A)(17) and (18), relative to domestic insurers; to provide for investment in securities; to provide for investments in equipment trust obligations; to provide for investments in asset-backed securities; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1671 by Representative Donelon

AMENDMENT NO. 1

On page 1, line 14, and page 2, line 10, following "B" and before the comma "," insert "of this Section"

AMENDMENT NO. 2

On page 2, line 19, and page 3, line 2, following "D" insert "of this Section"

AMENDMENT NO. 3

On page 4, lines 20 and 24, following "A" and before the comma "," insert "of this Section"

Rep. Donelon moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Frith	Odinot
Alario	Fruge	Perkins
Alexander, A.—93rd	Gautreaux	Pierre
Ansardi	Green	Pinac
Barton	Guillory	Powell
Baudoin	Hammett	Pratt
Baylor	Hebert	Quezairé
Bowler	Hill	Riddle
Bruce	Holden	Rousselle
Brun	Hopkins	Salter
Bruneau	Hudson	Scalise
Carter	Hunter	Schneider
Chaisson	Iles	Shaw
Clarkson	Jenkins	Smith, J.D.—50th
Copelin	Jetson	Smith, J.R.—30th
Crane	Johns	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
Durand	McDonald	Warner
Farve	McMains	Welch
Fauchoux	Michot	Wilkerson
Flavin	Mitchell	Willard-Lewis
Fontenot	Morrell	Winston
Forster	Murray	
Total—92		

**NAYS**

Total—0

**ABSENT**

Alexander, R.—13th	Montgomery	Wiggins
Dupre	Morrish	Windhorst
Glover	Romero	Wright
Heaton	Stelly	
Kennard	Weston	
Total—13		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1762 —**

BY REPRESENTATIVES DAMICO AND DEWITT  
AN ACT

To amend and reenact R.S. 30:2039(A) and to enact R.S. 30:2039(F), relative to solid waste; to provide for notice and recordation; to provide for waivers; to provide for evidence; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Environmental Quality to Reengrossed House Bill No. 1762 by Representative Damico

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 30:2039(F)" insert "and 2154(B)(8)(c)"

AMENDMENT NO. 2

On page 1, line 4, after "evidence;" insert "to provide for regulation of certain waste and debris;"

AMENDMENT NO. 3

On page 1, line 7, after "30:2039(F)" delete "is" and insert in lieu thereof "and 2154(B)(8)(c) are"

AMENDMENT NO. 4

On page 3, after line 5 insert the following:

"(3) The secretary shall not waive the notice requirement for any landowner until the department has conducted a physical inspection of the property to insure there is no potential threat to health or the environment.

\* \* \*

§2154. Powers; duties; restrictions; prohibitions; penalties

\* \* \*

B.

\* \* \*

(8)

\* \* \*

(c) Industrial solid waste and construction and demolition debris that are casually dropped to or placed on the ground on site at industrial facilities are subject to regulation when any of the following circumstances exist:

(i) The waste or debris poses a substantial threat to sources of potable water.

(ii) The waste or debris induces scavenging by animals.

(iii) The waste or debris serves as food or harborage for disease vectors such as rodents, fleas, flies, mosquitoes, and other arthropods.

(iv) The waste or debris emits noxious odors that adversely affect neighbors of the industrial facility.

This Subparagraph does not apply to industrial solid waste that is placed in a facility that has the function of disposing of solid waste and is otherwise regulated by the department.

\* \* \*

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1762 by Representative Damico

AMENDMENT NO. 1

In Senate Committee Amendment No. 4, proposed by the Senate Committee on Environmental Quality, and adopted by the Senate on May 14, 1997, on line 31, change "This Subparagraph" to "(d) Subparagraph (c) of this Paragraph"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Malone to Reengrossed House Bill No. 1762 by Representative Damico

AMENDMENT NO. 1

Delete Amendment No. 4 proposed by the Senate Committee on Environmental Quality and adopted by the Senate on May 14, 1997.

AMENDMENT NO. 2

On page 3, line 5, insert the following:

"(3) The secretary shall not waive the notice requirement for any landowner until the department has conducted a physical inspection of the property to insure there is no potential threat to health or the environment.

\* \* \*

§2154. Powers; duties; restrictions; prohibitions; penalties

\* \* \*

B.

\* \* \*

(8)

\* \* \*

(c) Industrial solid waste and construction and demolition debris are subject to regulation when any of the following circumstances exist:

(i) The waste or debris poses a substantial threat to sources of potable water.

(ii) The waste or debris induces scavenging by animals.

(iii) The waste or debris serves as food or harborage for disease vectors such as rodents, fleas, flies, mosquitoes, and other arthropods.

(iv) The waste or debris emits noxious odors that adversely affect neighbors.

A physical entity that has the function of disposing of solid waste shall remain subject to the permit requirements of the department.

\* \* \*

Rep. Damico moved that the amendments proposed by the Senate be rejected.

**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	Hebert	Quezaire
Baudoin	Hill	Riddle
Baylor	Holden	Rousselle
Bowler	Hopkins	Salter
Brun	Hunter	Scalise
Bruneau	Iles	Schneider
Carter	Jenkins	Smith, J.D.—50th
Chaisson	Jetson	Smith, J.R.—30th
Clarkson	Johns	Stelly
Copelin	Kenney	Strain
Crane	Lancaster	Theriot
Curtis	Landrieu	Thomas
Damico	LeBlanc	Thompson
Daniel	Long	Toomy
Deville	Marionneaux	Travis
DeWitt	Martiny	Triche
Diez	McCain	Vitter
Dimos	McCallum	Walsworth
Doerge	McDonald	Warner
Donelon	McMains	Welch
Durand	Michot	Wiggins
Farve	Mitchell	Wilkerson
Faucheux	Montgomery	Willard-Lewis
Flavin	Morrell	Windhorst
Fontenot	Morrish	Winston
Forster	Murray	Wright
Frith	Odinot	
Total—95		

**NAYS**

Total—0

ABSENT

Bruce	Hudson	Thornhill
Dupre	Kennard	Weston
Glover	Romero	
Heaton	Shaw	
Total—10		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 1764 —**  
BY REPRESENTATIVES DAMICO AND DEWITT  
AN ACT

To enact Chapter 22 of Subtitle II of Title 30 of the Louisiana Revised Statutes of 1950, consisting of R.S. 30:2561 through 2566, relative to environmental regulation; to provide for the Louisiana Environmental Regulatory Innovations Programs; to provide for regulatory flexibility; to provide for the Excellence and Leadership Program; to provide for criteria and requirements; to provide for regulations; to provide for demonstration projects; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Environmental Quality to Engrossed House Bill No. 1764 by Representative Damico

AMENDMENT NO. 1

On page 3, line 1, between "project" and "significantly" insert "which"

AMENDMENT NO. 2

On page 3, line 10, between "by" and "facility" insert "the"

AMENDMENT NO. 3

On page 3, line 15, between "voluntary" and "and" insert a comma ","

AMENDMENT NO. 4

On page 4, at the beginning of line 10, change "in" to "to"

AMENDMENT NO. 5

On page 4, line 17, after "June 30, 1999," insert "and on a quarterly basis thereafter,"

AMENDMENT NO. 6

On page 4, line 19, between "and" and "costs" insert "the"

AMENDMENT NO. 7

On page 5, line 23, after "regulations" insert ", pursuant to the provisions of the Administrative Procedure Act,"

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1764 by Representative Damico

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 1 proposed by the Senate Committee on Environmental Quality adopted by the Senate on May 14, 1997.

AMENDMENT NO. 2

On page 3, line 1 following "A" and before "pollution" change "demonstration project significantly decreases" to "significant decrease of"

AMENDMENT NO. 3

On page 3, line 3, following "regulation" and before "these" change "and" to ", where"

AMENDMENT NO. 4

On page 3, line 5, following "(b)" delete the remainder of the line and on line 6 change "provides improved" to "Improved" and following "benefits" insert ", as determined by the secretary,"

AMENDMENT NO. 5

On page 6, line 11, following "levels" and before "resource" change "or" to "of"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Malone to Engrossed House Bill No. 1764 by Representative Damico

AMENDMENT NO. 1

On page 3, at the end of line 13 delete "statutory" and at the beginning of line 14, delete "and"

AMENDMENT NO. 2

On page 3, line 26, between "into" and "product" insert "a"

Rep. Damico moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Powell
Alario	Heaton	Pratt
Alexander, A.—93rd	Hebert	Quezaire
Alexander, R.—13th	Hill	Riddle
Ansardi	Holden	Romero
Barton	Hopkins	Rousselle
Baylor	Hudson	Salter
Bowler	Hunter	Scalise
Bruce	Iles	Schneider
Bruneau	Jenkins	Shaw
Carter	Kennard	Smith, J.D.—50th
Chaisson	Kenney	Stelly
Clarkson	Lancaster	Strain
Copelin	Landrieu	Theriot
Crane	LeBlanc	Thomas
Curtis	Long	Thompson
Daniel	Marionneaux	Thornhill
Deville	Martiny	Toomy

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DeWitt	McCain	Travis
Diez	McCallum	Triche
Dimos	McDonald	Vitter
Donelon	McMains	Walsworth
Dupre	Michot	Warner
Durand	Mitchell	Welch
Farve	Montgomery	Wiggins
Faucheux	Morrell	Wilkerson
Fontenot	Morrish	Willard-Lewis
Forster	Murray	Windhorst
Frith	Odinot	Winston
Fruge	Perkins	Wright
Green	Pierre	
Guillory	Pinac	
Total—94		

NAYS

Total—0

ABSENT

Baudoin	Flavin	Johns
Brun	Gautreaux	Smith, J.R.—30th
Damico	Glover	Weston
Doerge	Jetson	
Total—11		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1306—**  
BY REPRESENTATIVE THOMPSON  
AN ACT

To amend and reenact R.S. 3:3363(B)(1) and (2), (C), and (H), 3374(A), and 3375(B), relative to the Structural Pest Control Commission; to provide for appointment and terms of members; to provide for the collection of fees; to provide for the disposition of fees; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Agriculture to Engrossed House Bill No. 1306 by Representative Thompson

AMENDMENT NO. 1

On page 2, line 15, after "confirmation" insert a period "." and delete the remainder of the line and delete lines 16 through 18.

Rep. Thompson moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Pinac
Alario	Green	Powell
Alexander, A.—93rd	Guillory	Pratt
Alexander, R.—13th	Hammett	Quezairi
Ansardi	Heaton	Riddle

Barton	Hebert	Romero
Baudoin	Holden	Rousselle
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Iles	Shaw
Carter	Jenkins	Smith, J.D.—50th
Chaisson	Jetson	Smith, J.R.—30th
Clarkson	Kennard	Stelly
Copelin	Kenney	Strain
Crane	Lancaster	Theriot
Curtis	Landrieu	Thomas
Damico	LeBlanc	Thompson
Daniel	Long	Thornhill
Deville	Martiny	Toomy
DeWitt	McCain	Travis
Diez	McCallum	Triche
Dimos	McDonald	Vitter
Doerge	McMains	Walsworth
Donelon	Michot	Warner
Dupre	Mitchell	Welch
Durand	Montgomery	Wiggins
Farve	Morrell	Wilkerson
Faucheux	Morrish	Willard-Lewis
Flavin	Murray	Windhorst
Fontenot	Odinot	Winston
Forster	Perkins	Wright
Frith	Pierre	
Total—98		

NAYS

Total—0

ABSENT

Brun	Hill	Weston
Gautreaux	Johns	
Glover	Marionneaux	
Total—7		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 2024—**  
BY REPRESENTATIVE THORNHILL  
AN ACT

To amend and reenact R.S. 22:5(2), 6(13)(e), 1249(A)(introductory paragraph), (3), and (7), and (B), 1262(A), (B)(introductory paragraph), and (1)(a), (2), and (3), 1262.1(B)(1)(introductory paragraph), (a) and (e), (C), (D)(1), (F) and (G), and 1379(9), to enact R.S. 22:5(12) through (15), 1248, 1249(A)(8) through (11), 1249.1, 1262(B)(1)(d) and (e) and (4) through (7), and 1262.1(H), and to repeal R.S. 22:1262(C) and (E) through (G), relative to unauthorized insurers; to define approved unauthorized insurer, authorized insurer, surplus lines insurance, and unauthorized insurer; to exempt certain vessels from the definition of "marine protection and indemnity insurance"; to provide for unauthorized insurers and the transacting of a business of insurance; to provide for surplus lines for solvent insurers; to establish capital, surplus, deposits, and bond requirements for certain insurers; to provide for approved unauthorized insurers' listing and removal from that listing; to provide for the placement of insurance business, prohibition, and exclusions; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.



**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 2024 by Representative Thornhill

AMENDMENT NO. 1

On page 8, line 6, change "R.S. 22:1257." to "this Title."

AMENDMENT NO. 2

On page 9, line 3, after "weight" insert "or any marine risk relating to exploration, discovery, development, or production of any mineral, the maintenance, shutting in, or plugging and abandoning of any oil or natural gas well, or other mineral mine"

AMENDMENT NO. 3

On page 10, line 14, after "Has" delete the remainder of the line

AMENDMENT NO. 4

On page 10, at the beginning of line 15, delete "law of this state or"

AMENDMENT NO. 5

On page 13, line 11, after "excluding" delete the remainder of the line and insert in lieu thereof the following: "those types of"

AMENDMENT NO. 6

On page 13, line 12, between "liabilities" and "not" insert the following:

"set forth in R.S. 22:1249.1(C)(4),"

AMENDMENT NO. 7

On page 16, line 21, delete "aviation or"

AMENDMENT NO. 8

On page 16, line 22, delete "as" and change "1249.1(C)," to "1249(C)(4),"

AMENDMENT NO. 9

On page 18, delete line 6, and insert in lieu thereof the following:

"those types of liabilities set forth in R.S. 22:1249.1(C)(4), with a maximum of"

AMENDMENT NO. 10

On page 18, delete line 10, and insert the following:

"those types of liabilities set forth in R.S. 22:1249.1(C)(4), with a maximum of"

AMENDMENT NO. 11

On page 20, line 26, between "and" and "file" delete "shall" and insert in lieu there of the following:

"the commissioner may require an alien insurer to"

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 2024 by Representative Thornhill

AMENDMENT NO. 1

In Senate Committee Amendment No. 2, proposed by the Senate Committee on Insurance adopted by the Senate on May 15, 1997, on line 5, following "mineral," and before "the" insert "or"

AMENDMENT NO. 2

On page 11, line 12, following "(a)" and before "with" delete "above" and insert "of this Section"

AMENDMENT NO. 3

On page 14, line 20, following "(b)" and before "shall" delete "above" and insert "of this Section"

AMENDMENT NO. 4

On page 17, line 24, at the beginning of the line delete "above" and insert "of this Section" and on line 26, following "(4)" delete "above"

Rep. Thornhill moved that the amendments proposed by the Senate be rejected.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pinac
Alario	Fruge	Powell
Alexander, A.—93rd	Green	Pratt
Alexander, R.—13th	Guillory	Quezaire
Ansardi	Hammett	Riddle
Barton	Heaton	Romero
Baudoin	Hebert	Rousselle
Baylor	Holden	Salter
Bowler	Hopkins	Scalise
Bruce	Hudson	Schneider
Brun	Hunter	Shaw
Bruneau	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	Wiggins
Farve	Morrish	Wilkerson
Faucheux	Murray	Willard-Lewis
Flavin	Odinot	Windhorst
Fontenot	Perkins	Winston
Forster	Pierre	Wright
Total—96		

NAYS

Total—0

ABSENT

Carter	Hill	Montgomery
Gautreaux	Marionneaux	Morrell
Glover	Mitchell	Weston
Total—9		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 2211—**  
BY REPRESENTATIVE JACK SMITH  
AN ACT

To enact R.S. 23:1036, relative to workers' compensation; to provide benefits for volunteer firefighters; to provide for the amount of benefits; to provide for definitions; to provide for termination of benefits; to provide for offsets; to provide for defenses; and to provide for related matters.

Read by title.

**Motion**

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

**Suspension of the Rules**

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

**HOUSE BILL NO. 581—**  
BY REPRESENTATIVES BRUNEAU, COPELIN, HUNTER, AND MURRAY  
AN ACT

To amend and reenact R.S. 13:101 and 312.4(D) and to repeal R.S. 13:101.1, relative to the supreme court; to provide that the members of the supreme court shall be elected from the congressional districts; to provide for the terms and assignment of the justices presently serving; to provide for the filling of vacancies; to remove provisions for a specific reapportionment of the supreme court; to provide with respect to the provisions for a temporary additional judgeship for the Court of Appeal for the Fourth Circuit and such judge's appointment to the supreme court; to provide for the term of office and compensation of such temporary judgeship; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 581 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 2, after "101" and before "and" insert ", 101.1," and after "(D)" insert "," and delete the remainder of the line

AMENDMENT NO. 2

On page 1, line 3, after "court;" delete the remainder of the line and delete line 4 and insert the following:

"to provide relative to redistricting the six supreme court districts into seven single member districts; to"

AMENDMENT NO. 3

On page 1, line 13, after "101" insert ", 101.1,"

AMENDMENT NO. 4

On page 3, line 4, delete "which shall be the congressional districts"

AMENDMENT NO. 5

On page 3, line 5, after "justice" delete the remainder of the line and insert "elected from each of the seven districts as set forth below:

District 1 is composed of Precincts 1-H, 2-H, 3-H, 4-H, 5-H, 6-H, 7-H, 8-H, 9-H, 1-K, 2-K, 3-K, 4-K, 5-K, 6-K, 7-K, 8-K, 9-K, 10-K, 11-K, 12-K, 13-KA, 13-KB, 14-K, 15-K, 16-K, 17-K, 18-K, 19-K, 20-K, 21-K, 22-K, 23-K, 24-K, 25-K, 26-K, 27-K, 28-K, 29-K, 30-K, 31-K, 32-K, 33-K, 34-K, 35-K, 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 51, 52, 53, 54, 55, 56, 57, 8, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 150, 151, 152, 153, 154, 155, 157A, 157B, 158, 170, 186, 198, and 199 of Jefferson Parish; Precincts 3-20, 4-8, 4-9, 4-10, 4-10A, 4-11, 4-14, 4-14A, 4-15, 4-16, 4-16A, 4-17, 4-17A, 4-18, 4-18A, 4-19, 4-20, 4-20A, 4-21, 4-21A, 4-22, 4-23, 5-13, 5-14, 5-15, 5-16, 5-17, 5-18, 17-17, 17-18, 17-18A, 17-19A, 17-20, and 17-21 of Orleans Parish; St. Helena Parish; St. Tammany Parish; Tangipahoa Parish; and Washington Parish.

District 2 is composed of Allen Parish; Beauregard Parish; Bossier Parish; Caddo Parish; De Soto Parish; Evangeline Parish; Natchitoches Parish; Red River Parish; Sabine Parish; Vernon Parish; and Webster Parish.

District 3 is composed of Acadia Parish; Avoyelles Parish; Calcasieu Parish; Cameron Parish; Jefferson Davis Parish; Lafayette Parish; St. Landry Parish; and Vermilion Parish.

District 4 is composed of Bienville Parish; Caldwell Parish; Catahoula Parish; Claiborne Parish; Concordia Parish; East Carroll Parish; Franklin Parish; Grant Parish; Jackson Parish; La Salle Parish; Lincoln Parish; Madison Parish; Morehouse Parish; Ouachita Parish; Rapides Parish; Richland Parish; Tensas Parish; Union Parish; West Carroll Parish; and Winn Parish.

District 5 is composed of Ascension Parish; East Baton Rouge Parish; East Feliciana Parish; Iberville Parish; Livingston Parish; Pointe Coupee Parish; West Baton Rouge Parish; and West Feliciana Parish.

District 6 is composed of Assumption Parish; Iberia Parish; Precincts 1-GI, 1-LA, 1-LB, 2-L, 182, 183, 184, 185, 189, 190, 191, 192, 193, 194A, 194B, 195, 196, 197, 246A, 246B, 247, 248, 249, and 250 of Jefferson Parish; Lafourche Parish; Plaquemines Parish; St. Bernard Parish; St. Charles Parish; St. James Parish; St. John the Baptist Parish; St. Martin Parish; St. Mary Parish; and Terrebonne Parish.

District 7 is composed of Precincts 1-G, 2-G, 3-G, 4-G, 5-G, 6-G, 7-G, 8-G, 9-G, 10-G, 11-G, 1-W, 2-W, 3-W, 4-W, 5-W, 6-W, 7-W, 8-W, 9-W, 156, 171, 172, 173, 174A, 174B, 175, 176, 177, 178, 179A, 179B, 180, 181, 187, 188, 210, 211, 212, 213A, 213B, 213C, 214, 215, 216, 217, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, and 238 of Jefferson Parish; and Precincts 1-1, 1-2, 1-5, 1-6, 1-7, 2-1, 2-2, 2-3, 2-4, 2-6, 2-6A, 2-7, 3-1, 3-3, 3-5, 3-8, 3-9, 3-10, 3-12, 3-14, 3-15, 3-16, 3-18, 3-19, 4-2, 4-3, 4-4, 4-5, 4-6, 4-7, 5-1, 5-2, 5-3, 5-4, 5-5, 5-6, 5-7, 5-8, 5-9, 5-10, 5-11, 5-12, 6-1, 6-2, 6-4, 6-5, 6-6, 6-7, 6-8, 6-9, 7-1, 7-2, 7-4, 7-4A, 7-5, 7-6, 7-7, 7-8, 7-9, 7-9A, 7-10, 7-11, 7-12, 7-13, 7-14, 7-15, 7-16, 7-17, 7-18, 7-19, 7-20, 7-20A, 7-21, 7-22, 7-23, 7-24, 7-25, 7-25A, 7-26, 7-26A, 7-27, 7-27A, 7-27B, 7-28, 7-28A, 7-29, 7-30, 7-31, 7-32, 7-33, 7-33A, 7-34, 7-35, 7-36, 7-36A, 7-37, 7-37A, 7-38A, 7-39, 7-40, 7-41, 7-42, 8-1, 8-2, 8-4, 8-6, 8-7, 8-8, 8-9, 8-10, 8-11, 8-12, 8-13, 8-14, 8-15, 8-16, 8-17, 8-18, 8-19, 8-20, 8-21, 8-22, 8-23, 8-24, 8-25, 8-25A, 8-26, 8-26A, 8-27, 8-27A, 8-28, 8-29, 8-30, 9-1, 9-2, 9-3, 9-3A, 9-3B, 9-4, 9-5, 9-5A, 9-6B, 9-6C, 9-6D, 9-6E, 9-6F, 9-7, 9-8, 9-8A, 9-8B, 9-9, 9-10, 9-11, 9-12, 9-13, 9-14, 9-15, 9-16, 9-17, 9-18, 9-19, 9-21, 9-22, 9-23, 9-24, 9-25, 9-25A, 9-26, 9-26A, 9-27, 9-28, 9-28A, 9-28B, 9-28C, 9-28D, 9-28E, 9-28F, 9-29, 9-29A, 9-30, 9-30A, 9-31, 9-31A, 9-31B, 9-31C, 9-31D, 9-31E, 9-32, 9-33, 9-33A, 9-34, 9-34A, 9-35, 9-35A, 9-36, 9-36A, 9-36B, 9-36C, 9-37, 9-37A, 9-38, 9-38A, 9-38B, 9-39, 9-39A, 9-39B, 9-40, 9-40A, 9-40B, 9-40C, 9-41, 9-41A, 9-41B, 9-41C, 9-41D, 9-42, 9-42A, 9-42B, 9-42C, 9-42D, 9-42E, 9-43A, 9-43B, 9-43C, 9-43D, 9-43E, 9-43F, 9-43G, 9-43H, 9-43I, 9-43J, 9-43K, 9-43L, 9-43M, 9-43N, 9-44, 9-44A, 9-44B, 9-44D, 9-44E, 9-44F, 9-44G, 9-44I, 9-44J, 9-44L, 9-44M, 9-44N, 9-44O, 9-44P, 9-44Q, 9-45, 9-45A, 10-3, 10-5, 10-6, 10-7, 10-8, 10-9, 10-11, 10-12, 10-13, 10-14, 11-2, 11-3, 11-4, 11-5, 11-8, 11-9, 11-10, 11-11, 11-12, 11-13, 11-14, 11-15, 11-16, 11-17, 11-18, 11-19, 12-1, 12-2, 12-3, 12-4, 12-5, 12-6, 12-7, 12-8, 12-9, 12-10, 12-11, 12-12, 12-13, 12-14, 12-15, 12-16, 12-17, 12-18, 12-19, 12-20, 13-1, 13-2, 13-3, 13-4, 13-5, 13-6, 13-7, 13-8, 13-9, 13-10, 13-11, 13-12, 13-13, 13-14, 13-14A, 13-15, 13-16, 14-1, 14-2, 14-3, 14-4, 14-5, 14-6, 14-7, 14-8, 14-9, 14-10, 14-11, 14-12, 14-13, 14-13A, 14-14, 14-15, 14-16, 14-17, 14-18A, 14-19, 14-20, 14-21, 14-22, 14-23, 14-24A, 14-25, 14-26, 15-1, 15-2, 15-3, 15-5, 15-6, 15-8, 15-9, 15-10, 15-11, 15-12, 15-12A, 15-13, 15-13A, 15-13B, 15-14, 15-14A, 15-14B, 15-14C, 15-14D, 15-14E, 15-14F, 15-14G, 15-15, 15-15A, 15-15B, 15-16, 15-17, 15-17A, 15-17B, 15-18, 15-18A, 15-18B, 15-18C, 15-18D, 15-18E, 15-18F, 15-19, 15-19A, 15-19B, 15-19C, 16-1, 16-1A, 16-2, 16-3, 16-4, 16-5, 16-6, 16-7, 16-8, 16-9, 17-1, 17-2, 17-3, 17-4, 17-5, 17-6, 17-7, 17-8, 17-9, 17-10, 17-11, 17-12, 17-13, 17-13A, 17-14, 17-15, and 17-16 of Orleans Parish."

#### AMENDMENT NO. 6

On page 3, delete lines 6 through 17 and insert in lieu thereof the following:

"§101.1. Assignment of districts, vacancies, elections; redistricting

A. Except as otherwise provided in Subsection D, each office of the justices serving on the supreme court on January 1, 1999, is assigned to the supreme court district provided for in R. S. 13:101 as follows:

1. The office of the justice elected from the first supreme court district in 1998 is assigned to District 1.

2. The office of the justice elected from the second supreme court district is assigned to District 2.

3. The office of the justice elected from the third supreme court district is assigned to District 3.

4. The office of the justice elected from the fourth supreme court district is assigned to District 4.

5. The office of the justice elected from the fifth supreme court district is assigned to District 5.

6. The office of the justice elected from the sixth supreme court district is assigned to District 6.

7. The office of the justice elected from the first supreme court district in 1990 is assigned to District 7.

B. A vacancy in the office of a justice of the supreme court shall be filled for the remainder of the unexpired term from the district for which the vacancy occurs.

C. The successor to the office of justice of the supreme court shall be elected from the district assigned to that office in Subsection A. The election shall be from the district provided in R.S. 13:101.

D. When and if a vacancy occurs in the office of either justice of the first supreme court district prior to January 1, 1999, the special election to fill the vacancy shall be held in District 7. The successor to that office shall be elected from District 7 as provided in R.S. 13:101. The successor to the office of the other justice elected from the first supreme court district shall be elected from District 1.

E. The legislature may redistrict the supreme court following the year in which the population of this state is reported to the president of the United States for each decennial federal census."

#### AMENDMENT NO. 7

On page 3, at the end of line 23, insert the following:

"after being elected in a special election called for District 7, as provided in R. S. 13:101.1(D) or from the date that the justice takes office"

#### AMENDMENT NO. 8

On page 4, delete lines 2 and 3 and insert "2000 from District 7, whichever occurs first."

#### AMENDMENT NO. 9

On page 4, delete line 13 in its entirety

#### AMENDMENT NO. 10

On page 4, line 14, change "Section 4" to "Section 3"

#### AMENDMENT NO. 11

On page 4, line 15, after "date" insert "." and delete the remainder of the line and lines 16 and 17

#### AMENDMENT NO. 12

On page 4, after line 17, insert the following:

"Section 4. If the temporary additional judgeship established by the provisions of R.S. 13:312.4 is held invalid by a federal court and all parties have exhausted their appellate remedies, the term of the elected supreme court justice holding such office on the effective date of this section shall not be affected thereby."

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 581 by Representative Bruneau

AMENDMENT NO. 1

In Senate Committee Amendment No. 6 proposed by the Senate Committee on Senate and Governmental Affairs adopted by the Senate on May 28, 1997, on line 16, change "1." to "(1)"; on line 18, change "2." to "(2)"; on line 20, change "3." to "(3)"; on line 22, change "4." to "(4)"; on line 24, change "5." to "(5)"; on line 26, change "6." to "(6)"; and on line 28, change "7." to "(7)"

AMENDMENT NO. 2

On page 3, line 3, delete "A."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Dardenne to Reengrossed House Bill No. 581 by Representative Bruneau

AMENDMENT NO. 1

In Senate Committee Amendment No. 6, proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on May 29, 1997, on line 30 after "B." delete "A" and insert "Except as provided in Subsection D, a"

AMENDMENT NO. 2

In Senate Committee Amendment No. 7 proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on May 29, 1997, on line 5 after "called for" insert "the office of justice of the supreme court which is held in" and on line 8 after "that" and before "justice" delete "the" and insert "a"

AMENDMENT NO. 3

Delete Senate Committee Amendment No. 11 proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on May 29, 1997.

AMENDMENT NO. 4

Delete Senate Committee Amendment No. 12 proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on May 29, 1997.

AMENDMENT NO. 5

On page 4, at the end of line 15, delete "said" and delete lines 16 and 17 and insert in lieu thereof the following:

"if and when a vacancy occurs prior to January 1, 1999, in the office of either justice of the first supreme court district as now constituted, the provisions of R.S. 13:101 (District 1) and (District 7) and 101.1(D) shall become effective immediately upon the occurrence of the vacancy."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Dardenne to Reengrossed House Bill No. 581 by Representative Bruneau

AMENDMENT NO. 1

On page 4, after line 17, insert the following:

"Section 3. (A) The precincts enumerated in Section 1 of this Act are the precincts existing as of April 1, 1997, established by the governing authority of each parish in conformity with R. S. 18:532 which requires their establishment; however, in cases in which a precinct established by the parish governing authority includes a discontiguous geographical area which has been given an alphabetical designation in addition to the numerical designation for the purpose of convenience and clarity in taking and reporting the census counts by the United States Bureau of the Census, these designations are also enumerated in this Act for the purpose of clarity. The assignment of a precinct in this Act shall include all discontiguous alphabetical portions of the precinct regardless of where the enumeration of that discontiguous portion is listed unless otherwise specifically provided in this Act.

(B) With respect to any precinct referenced in this Act that has been subdivided by action of any parish governing authority or registrar of voters on a nongeographic basis, the reference in this Act to a precinct shall be construed to include all polling subdivisions thereof irrespective of the creation of such subdivision by a parish governing authority or registrar of voters."

Rep. Bruneau moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander, A.—93rd	Heaton	Pratt
Ansardi	Hebert	Quezaire
Baudoin	Hill	Riddle
Baylor	Holden	Romero
Bowler	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	Kenney	Stelly
Damico	Lancaster	Strain
Daniel	Landrieu	Theriot
Deville	LeBlanc	Thomas
DeWitt	Long	Thompson
Diez	Marionneaux	Thornhill
Dimos	Martiny	Toomy
Doerge	McCain	Travis
Donelon	McCallum	Triche
Dupre	McDonald	Vitter
Durand	McMains	Walsworth
Farve	Mitchell	Warner
Faucheux	Montgomery	Welch
Flavin	Morrell	Wiggins
Fontenot	Morrish	Wilkerson
Forster	Murray	Willard-Lewis
Frith	Odinot	Windhorst
Fruge	Perkins	Winston
Green	Pierre	Wright
Total—96		

**NAYS**

Total—0

ABSENT

Alexander, R.—13th	Brun	Kennard
Barton	Gautreaux	Michot
Bruce	Glover	Weston
Total—9		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 26—**

BY REPRESENTATIVE RIDDLE

AN ACT

To amend and reenact R.S. 32:410(A)(3)(a)(vii) and (viii) and to enact R.S. 32:410(A)(3)(a)(ix), relative to motor vehicles; to include the parish of residence code number on drivers' licenses; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No .26 by Representative Riddle

AMENDMENT NO. 1

On page 2, line 4, after the period "." add "The parish code shall be consistent with the numerical code as designated by the secretary of state."

Rep. Riddle moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Powell
Alario	Heaton	Pratt
Alexander, A.—93rd	Hebert	Quezaire
Ansardi	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Rousselle
Bowler	Hudson	Salter
Bruneau	Hunter	Scalise
Carter	Iles	Schneider
Chaisson	Jenkins	Shaw
Clarkson	Johns	Smith, J.D.—50th
Copelin	Kenney	Smith, J.R.—30th
Crane	Lancaster	Strain
Curtis	Landrieu	Theriot
Damico	LeBlanc	Thomas
Daniel	Long	Thompson
Deville	Marionneaux	Thornhill
DeWitt	McCain	Toomy
Diez	McCallum	Travis
Dimos	McDonald	Triche
Donelon	McMains	Vitter
Dupre	Michot	Warner
Durand	Mitchell	Welch
Farve	Montgomery	Wiggins
Faucheux	Morrell	Wilkerson

Flavin	Morrish	Willard-Lewis
Fontenot	Murray	Windhorst
Forster	Odinot	Winston
Frith	Perkins	Wright
Fruge	Pierre	
Green	Pinac	
Total—91		

NAYS

Total—0

ABSENT

Alexander, R.—13th	Gautreaux	Martiny
Barton	Glover	Stelly
Bruce	Guillory	Walsworth
Brun	Jetson	Weston
Doerge	Kennard	
Total—14		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 61—**

BY REPRESENTATIVE FAUCHEUX

AN ACT

To amend and reenact R.S. 46:1802(7) and (10)(a), relative to the Crime Victims Reparations Act; to extend coverage of the Act to include peace officers, firemen, and certain others; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 61 by Representative Faucheux

AMENDMENT NO. 1

On page 1, line 15, change "police" to "peace"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Jordan to Engrossed House Bill No. 61 by Representative Faucheux

AMENDMENT NO. 1

On page 1, lines 2 and 7, after "R.S. 46:1802(7)" insert ", (8)(b)(iv)" and after "(10)" delete "(a)"

AMENDMENT NO. 2

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

"(8) "Pecuniary loss" means the amount of expense reasonably and necessarily incurred by reason of personal injury, as a consequence of death, or a catastrophic property loss, and includes:

\* \* \*

(b) As a consequence of death:

\* \* \*

(iv) Counseling or therapy for any surviving family member of the victim or any person in close relationship to such victim."

**AMENDMENT NO. 3**

On page 2, delete line 10 and insert the following:

"(b) A Louisiana resident who is a victim of an act of terrorism as defined in 18 U.S.C. 2331 occurring outside the United States; or

(c) A Louisiana resident who suffers personal injury or death as a result of a crime described in R.S. 46:1805, except that the criminal act occurred outside of this state. The resident shall have the same rights under this Chapter as if the act had occurred in this state upon a showing that the state in which the act occurred does not have an eligible crime victims reparations program and the crime would have been compensable had it occurred in Louisiana. In this Subparagraph, "Louisiana resident" means a person who maintained a place of permanent abode in this state at the time the crime was committed for which reparations are sought."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Lentini to Engrossed House Bill No. 61 by Representative Faucheux

**AMENDMENT NO. 1**

On page 1, at the end of line 15, after "officer" change the comma "," to a period "." and insert the following: "Peace officer" shall include commissioned police officers, sheriffs, deputy sheriffs, marshals, deputy marshals, correctional officers, constables, wildlife enforcement agents, and probation and parole officers."

Rep. Faucheux moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Forster	Morrish	Willard-Lewis
Frith	Murray	Windhorst
Fruge	Odinet	Winston
Gautreaux	Perkins	Wright

Total—96

NAYS

Total—0

ABSENT

Alexander, R.—13th	Fontenot	Kennard
Brun	Glover	Welch
Copelin	Heaton	Weston
Total—9		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 64—**

BY REPRESENTATIVES HEATON, ANSARDI, AND MARTINY  
AN ACT

To amend and reenact R.S. 14:37.2(A), relative to the crime of aggravated assault with a firearm; to provide for changes in the definition of the crime; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 64 by Representative Heaton

**AMENDMENT NO. 1**

On page 1, lines 8, 9, and 11, change "police" to "peace"

Rep. Heaton moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Frith	Pinac
Alario	Fruge	Powell
Alexander, A.—93rd	Gautreaux	Pratt
Alexander, R.—13th	Green	Quezaire
Ansardi	Guillory	Riddle
Barton	Hammitt	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	Kennard	Theriot
Crane	Kenney	Thomas
Curtis	Lancaster	Thompson
Damico	Landrieu	Thornhill

Daniel	LeBlanc	Toomy
Deville	Long	Travis
DeWitt	Marionneaux	Triche
Diez	Martiny	Vitter
Dimos	McCallum	Walsworth
Doerge	McDonald	Welch
Donelon	McMains	Wiggins
Dupre	Michot	Wilkerson
Durand	Morrell	Willard-Lewis
Farve	Morrish	Windhorst
Fauchoux	Murray	Winston
Flavin	Odinot	Wright
Fontenot	Perkins	
Forster	Pierre	
Total—97		

NAYS

Jetson	McCain
Total—2	

ABSENT

Glover	Mitchell	Warner
Johns	Montgomery	Weston
Total—6		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 90—**  
BY REPRESENTATIVES DUPRE, DOWNER, AND GAUTREAU  
AN ACT

To amend and reenact R.S. 33:7712(A)(3), relative to Consolidated Waterworks District No. 1 of the Parish of Terrebonne; to provide for a reduction in the membership of the board of commissioners of the district; to provide for appointment and terms of the commissioners; to limit the number of terms a commissioner may serve; to provide for the terms of the members serving prior to the reduction in membership; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 90 by Representative Dupre

AMENDMENT NO. 1

On page 2, line 17, change "June" to "July"

AMENDMENT NO. 2

On page 3, line 7, change "June" to "July"

AMENDMENT NO. 3

On page 3, line 9, change "on June" to "by July"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Bean to Engrossed House Bill No. 90 by Representative Dupre

AMENDMENT NO. 1

On page 1, line 2, after "33:7712(A)(3)" delete the comma "," and insert "and to enact R.S. 33:3837,"

AMENDMENT NO. 2

On page 1, line 3, after "Terrebonne" delete the semi-colon ";" delete the remainder of the line, delete lines 4 through 7 and insert "and certain other waterworks districts; to provide relative to the appointment, number, and terms of commissioners of the Terrebonne district including limiting the number of terms a commissioner may serve; to provide for use of revenues in certain other districts; and"

AMENDMENT NO. 3

On page 1, line 13, between "reenacted" and "to" insert "and R.S. 33:3837 is hereby enacted"

AMENDMENT NO. 4

On page 1, after line 14, insert the following:

"§3837. Use of revenues in certain districts

Notwithstanding any provision of law to the contrary, all revenues from any tax levied or assessment or charge imposed pursuant to this Chapter in a parishwide waterworks district in a parish having a population of not less than twenty-four thousand and not more than twenty-five thousand five hundred persons as of the most recent federal decennial census shall be made available to such district and shall not be diverted for use by any other entity or for any other purpose than those of such district.

\* \* \*

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Robichaux to Engrossed House Bill No. 90 by Representatives Dupre, Downer, and Gautreaux

AMENDMENT NO. 1

On page 2, line 19, delete "ten" and insert "nine"

AMENDMENT NO. 2

On page 2, line 21, after "authority" insert a period "." and delete the remainder of the line and on line 22, delete "the parish president"

AMENDMENT NO. 3

On page 2, line 23, after "that" delete "two" and insert "one"

Rep. Dupre moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

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

Total—100

NAYS

Total—0

ABSENT

Glover	Mitchell	Weston
Heaton	Perkins	

Total—5

The amendments proposed by the Senate were concurred in by the House.

## HOUSE BILL NO. 115— BY REPRESENTATIVE ILES

### AN ACT

To amend and reenact R.S. 33:4754(A)(1) and (2), (B)(2), and (E)(1) and (2), relative to dangerous buildings and structures; to authorize the governing authority of Beauregard Parish and any municipality within the parish to take certain actions with respect to such buildings and structures, including imposing fines and demolishing, removing, or securing such buildings and structures and maintaining such property; to provide relative to the powers of specified parishes; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 115 by Representative Iles

#### AMENDMENT NO. 1

On page 1, line 2, after "E(1) and (2)," insert "and to enact R.S. 33:4754(C)(6),"

#### AMENDMENT NO. 2

On page 1, line 8, after "parishes;" insert "to provide for payment of attorney's fees and court costs;"

#### AMENDMENT NO. 3

On page 1, line 15, after "reenacted" insert "and R.S. 33:4754(C)(6) is hereby enacted"

#### AMENDMENT NO. 4

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

"C.

\* \* \*

(6) If the property owner is successful in removing any liens placed upon his property or in overturning the sale of his property pursuant to this Section, all attorney's fees and all court costs incurred by the property owner shall be paid by the municipality.

\* \* \*

### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cain to Engrossed House Bill No. 115 by Representative Iles

#### AMENDMENT NO. 1

Delete Senate Committee Amendments proposed by the Senate Committee on Local and Municipal Affairs and adopted by the Senate on May 20, 1997.

Rep. Iles moved that the amendments proposed by the Senate be concurred in.

### ROLL CALL

The roll was called with the following result:

#### YEAS

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



Flavin	Montgomery	Willard-Lewis
Fontenot	Morrell	Windhorst
Forster	Morrish	Winston
Frith	Murray	Wright
Total—99		

NAYS

Total—0

ABSENT

Damico	Heaton	Thomas
Glover	Strain	Weston
Total—6		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 248—**  
BY REPRESENTATIVE TRAVIS  
AN ACT

To enact R.S. 33:1236(55)(c), relative to powers of parish governing authorities; to authorize the governing authority of East Feliciana Parish to enact ordinances to require the clerk of court to impose additional charges on certain filings to be used for expenses of the clerk's office; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 248 by Representative Travis

AMENDMENT NO. 1

On page 1, line 6, after "office;" insert " to limit the time period for such charges; "

AMENDMENT NO. 2

On page 2, line 4, change "operational" to "capitol"

AMENDMENT NO. 3

On page 2, line 15, after "law." insert "The fees or charges authorized by this Subparagraph shall expire upon the completion of the capitol projects and improvements for the office of the clerk of court."

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 248 by Representative Travis

AMENDMENT NO. 1

In Senate Committee Amendment No. 2, proposed by the Senate Committee on Local and Municipal Affairs adopted by the Senate on May 20, 1997, on line 5, change "capitol" to "capital" and on line 8, Amendment No. 3, change "capitol" to "capital"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Branch to Engrossed House Bill No. 248 by Representative Travis

AMENDMENT NO. 1

Delete Amendments Nos. 1 and 3 proposed by the Senate Committee on Local and Municipal Affairs and adopted by the Senate on May 20, 1997

Rep. Travis moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	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	Scalise
Bowler	Hopkins	Schneider
Bruce	Hudson	Shaw
Brun	Hunter	Smith, J.D.—50th
Bruneau	Iles	Smith, J.R.—30th
Carter	Jenkins	Stelly
Chaisson	Johns	Strain
Clarkson	Kennard	Theriot
Copelin	Kenney	Thomas
Crane	Landrieu	Thompson
Curtis	LeBlanc	Thornhill
Damico	Long	Toomy
Daniel	Martiny	Travis
Deville	McCallum	Triche
DeWitt	McDonald	Vitter
Dimos	McMains	Walsworth
Donelon	Michot	Warner
Dupre	Mitchell	Welch
Durand	Montgomery	Wiggins
Farve	Morrell	Wilkerson
Faucheux	Morrish	Willard-Lewis
Flavin	Murray	Windhorst
Forster	Odinot	Winston
Frith	Pierre	Wright
Fruge	Pinac	
Total—95		

NAYS

Total—0

ABSENT

Diez	Jetson	Perkins
Doerge	Lancaster	Weston
Fontenot	Marionneaux	
Glover	McCain	
Total—10		

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

**HOUSE BILL NO. 354—**  
BY REPRESENTATIVE FRUGE  
AN ACT

To amend and reenact R.S. 32:382(A)(1), relative to special length limits of a single vehicle; to provide for an increase in the maximum allowable length; and to provide for related matters.

Read by title.

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The above bill was taken up with the amendments proposed by the Senate.

## SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 354 by Representative Fruge

### AMENDMENT NO. 1

On page 1, line 2, after "R.S. 32:382(A)(1)" and before the comma "," insert "and 384(C)(introductory paragraph)" and after "relative to" insert "motor vehicles; to provide for"

### AMENDMENT NO. 2

On page 1, line 4, after "length;" insert "towing of truck-tractors;"

### AMENDMENT NO. 3

On page 1, line 6, after "(1)" change "is" to "and 384(C)(introductory paragraph) are"

### AMENDMENT NO. 4

On page 2, after line 3, add the following:

"§384. Trailers and towed vehicles

\* \* \*

C. Truck-tractors may be transported by a drawbar, pinle connection, or by the triple saddle mount method of transportation, consisting of a combination of four truck-tractors where the front axle of one truck-tractor is mounted on the fifth wheel of the lead truck-tractor, the front axle of the third truck-tractor is mounted on the fifth wheel of the second truck-tractor, and the front axle of the fourth truck-tractor is mounted on the fifth wheel of the third truck-tractor; and with the rear wheels of the second, third, and fourth truck-tractors trailing on the ground behind the operating motor unit, provided that:

\* \* \*\*

## LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 354 by Representative Fruge

### AMENDMENT NO. 1

In Senate Committee Amendment No. 1, proposed by the Senate Committee on Transportation, Highways, and Public Works adopted by the Senate on May 20, 1997, on line 2, after "paragraph" change "on" to "of"

### AMENDMENT NO. 2

In Senate Committee Amendment No. 2, proposed by the Senate Committee on Transportation, Highways, and Public Works adopted by the Senate on May 20, 1997, after the open quotation mark "" and before "towing" insert "to provide for allowable means of"

## SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Landry to Engrossed House Bill No. 354 by Representative Fruge

## AMENDMENT NO. 1

On page 1, line 13, after "exceed" change "fifty feet" to "fifty-nine feet and six inches"

Rep. Fruge moved that the amendments proposed by the Senate be concurred in.

## ROLL CALL

The roll was called with the following result:

### YEAS

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

### NAYS

Farve	Morrell	Toomy
McCain	Murray	
Total—5		

### ABSENT

Hill	Mitchell	Weston
Lancaster	Perkins	Willard-Lewis
Marionneau	Pratt	
Total—8		

The amendments proposed by the Senate were concurred in by the House.

## HOUSE BILL NO. 363—

BY REPRESENTATIVE JOHN SMITH  
AN ACT

To amend and reenact R.S. 33:4754(A)(1) and (2), (B)(2), and (E)(1) and (2), relative to dangerous buildings and structures; to authorize the governing authority of Vernon Parish and any municipality within the parish to take certain actions with respect to such buildings and structures, including imposing

finances and demolishing, removing, or securing such buildings and structures and maintaining such property; to provide relative to the powers of specified parishes; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 363 by Representative John Smith

AMENDMENT NO. 1

On page 1, line 2, after "E(1) and (2)," insert "and to enact R.S. 33:4754(C)(6),"

AMENDMENT NO. 2

On page 1, line 8, after "parishes;" insert " to provide for payment of attorney's fees and court costs; "

AMENDMENT NO. 3

On page 1, line 15, after "reenacted" insert "and R.S. 33:4754(C)(6) is hereby enacted"

AMENDMENT NO. 4

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

"C.

\* \* \*

(6) If the property owner is successful in removing any liens placed upon his property or in overturning the sale of his property pursuant to this Section, all attorney's fees and all court costs incurred by the property owner shall be paid by the municipality.

\* \* \*"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 363 by Representative John R. Smith

AMENDMENT NO. 1

In Senate Committee Amendment No. 2, proposed by the Senate Committee on Local and Municipal Affairs adopted by the Senate on May 20, 1997, on line 6, after "of" change "attorney's" to "attorney"

AMENDMENT NO. 2

In Senate Committee Amendment No. 4, proposed by the Senate Committee on Local and Municipal Affairs adopted by the Senate on May 20, 1997, on line 17, after "all" and before "fees" change "attorney's" to "attorney"

Rep. John Smith moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. Speaker, YEAS, and a list of names including Alario, Alexander, Ansardi, Barton, Baudoin, Baylor, Bowler, Bruce, Brun, Bruneau, Carter, Chaisson, Clarkon, Copelin, Crane, Curtis, Damico, Daniel, Deville, DeWitt, Diez, Dimos, Doerge, Donelon, Dupre, Durand, Farve, Fauchaux, Flavin, Fontenot, Forster, Frith, Total—100.

NAYS

Total—0

ABSENT

Table with 3 columns: Gautreaux, Glover, Total—5, Mitchell, Weston, Wilkerson.

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 439—

BY REPRESENTATIVE DIEZ

AN ACT

To enact R.S. 32:382(B)(2)(c), relative to length limits on trucks; to exempt certain vehicles from the requirements of length limits for projecting loads; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 439 by Representative Diez

AMENDMENT NO. 1

On page 1, line 16, following "the" and before "actively" change "vehicle is" to "vehicles are"

Rep. Diez moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Fruge	Pierre
Alario	Gautreaux	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	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	Wiggins
Farve	Montgomery	Wilkerson
Faucheux	Morrell	Willard-Lewis
Flavin	Morrish	Windhorst
Fontenot	Murray	Winston
Forster	Odinot	Wright
Frith	Perkins	

Total—101

**NAYS**

Total—0

**ABSENT**

Glover	Mitchell
Kennard	Weston

Total—4

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 441—**  
BY REPRESENTATIVE FAUCHEUX  
AN ACT

To amend and reenact R.S. 13:501(B)(3), relative to single parish district courts; to authorize the Fortieth Judicial District Court to hold certain sessions of the court in St. John the Baptist Parish east of the Mississippi River; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Lambert to Reengrossed House Bill No. 441 by Representative Faucheux

AMENDMENT NO. 1

On page 2, delete line 8 in its entirety

AMENDMENT NO. 2

On page 2, at the beginning of line 9, change "(ii)" to "(i)"

AMENDMENT NO. 3

On page 2, at the beginning of line 10, change "(iii)" to "(ii)"

AMENDMENT NO. 4

On page 2, at the beginning of line 12, change "(iv)" to "(iii)"

AMENDMENT NO. 5

On page 2, at the beginning of line 13, change "(v)" to "(iv)"

AMENDMENT NO. 6

On page 2, at the beginning of line 14, change "(vi)" to "(v)"

AMENDMENT NO. 7

On page 2, at the beginning of line 16, change "(vii)" to "(vi)"

Rep. Faucheux moved that the amendments proposed by the Senate be concurred in.

**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
Baudoin	Hill	Romero
Baylor	Holden	Rousselle
Bowler	Hopkins	Salter
Brun	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Jenkins	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Stelly
Crane	Kenney	Strain
Curtis	Lancaster	Theriot
Damico	Landrieu	Thomas
Daniel	LeBlanc	Thompson
Deville	Long	Thornhill
Diez	Marionneaux	Toomy
Dimos	Martiny	Travis
Donelon	McCain	Triche
Dupre	McCallum	Vitter
Durand	McDonald	Walsworth
Farve	McMains	Warner
Faucheux	Michot	Welch

Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Forster	Morrish	Willard-Lewis
Frith	Murray	Windhorst
Fruge	Odinet	Winston
Gautreaux	Perkins	Wright
Total—99		

NAYS

Total—0

ABSENT

Bruce	Doerge	Mitchell
DeWitt	Iles	Weston
Total—6		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 623—**  
BY REPRESENTATIVES FAUCHEUX AND DOWNER  
AN ACT

To enact R.S. 26:76(A)(7), 80(G), 276(A)(7), and 280(G), relative to the Alcoholic Beverage Control Law; to provide for the qualification of a spouse separate in property under certain circumstances; to permit such a spouse to continue to operate under a permit for one year under certain circumstances; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 623 by Representative Fauchaux

AMENDMENT NO. 1

On page 2, line 1, after "2370," insert "and may include a spouse who owns the interest in the partnership, corporation, or other legal entity as that spouse's separate property, pursuant to Civil Code Article 2341,"

AMENDMENT NO. 2

On page 2, line 13, after "conviction," insert "and (1)"

AMENDMENT NO. 3

On page 2, line 15, after "therefor" insert ", or (2) owns the permitted premises as the applicant's separate property, pursuant to Civil Code Article 2341"

AMENDMENT NO. 4

On page 2, line 25, after "2370," insert "and may include a spouse who owns the interest in the partnership, corporation, or legal entity as that spouse's separate property, pursuant to Civil Code Article 2341"

AMENDMENT NO. 5

On page 3, line 10, after "conviction," insert "and (1)"

AMENDMENT NO. 6

On page 3, line 12, after "therefor" insert "or (2) owns the permitted premises as the applicant's separate property, pursuant to Civil Code Article 2341"

Rep. Fauchaux moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinet
Alario	Gautreaux	Pierre
Alexander, A.—93rd	Green	Pinac
Alexander, R.—13th	Guillory	Powell
Ansardi	Hammett	Pratt
Barton	Heaton	Quezaire
Baylor	Hebert	Romero
Bowler	Hill	Rousselle
Bruce	Holden	Salter
Bruneau	Hudson	Scalise
Carter	Hunter	Schneider
Chaisson	Iles	Shaw
Clarkson	Jetson	Smith, J.D.—50th
Copelin	Johns	Smith, J.R.—30th
Curtis	Kennard	Stelly
Daniel	Kenney	Strain
Deville	Lancaster	Theriot
DeWitt	Landrieu	Thomas
Diez	LeBlanc	Thornhill
Dimos	Marionneaux	Toomy
Doerge	Martiny	Travis
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Wiggins
Fauchaux	Montgomery	Wilkerson
Flavin	Morrell	Willard-Lewis
Forster	Morrish	Winston
Frith	Murray	
Total—86		

NAYS

Brun	Long	Thompson
Crane	McCain	Vitter
Hopkins	Perkins	Windhorst
Jenkins	Riddle	Wright
Total—12		

ABSENT

Baudoin	Glover	Weston
Damico	Mitchell	
Fontenot	Triche	
Total—7		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 700—**  
BY REPRESENTATIVE ROUSSELLE  
AN ACT

To amend and reenact R.S. 16:574(A)(2) and (C) and to repeal R.S. 16:571-574 as amended by Acts 1986, No. 198, relative to the district attorney's office in the Twenty-fifth Judicial District; to provide relative to increases in the salaries of assistant district

attorneys; to delete certain expenditures from the portion of the annual budget of the district attorney which the governing authority cannot reduce without the district attorney's consent; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Conforming Amendments proposed by Senator Dean to Engrossed House Bill No. 700 by Representative Rousselle (Duplicate of Senate Bill No. 1428)

AMENDMENT NO. 1

On page 1, line 2, after "16:574(A)(2)" add a comma "," and delete the remainder of the line.

AMENDMENT NO. 2

On page 1, delete line 3 in its entirety and insert in lieu thereof the following:

"relative to the district"

AMENDMENT NO. 3

On page 1, line 4, delete "to provide relative"

AMENDMENT NO. 4

On page 1, delete line 5 in its entirety and insert in lieu thereof the following:

"to delete the authority of the district attorney to increase salaries of the assistant district attorneys up to ten percent annually without the approval of the parish governing authority; to delete"

AMENDMENT NO. 5

On page 1, line 13, change "and (C) are" to "is"

AMENDMENT NO. 6

On page 2, delete lines 17 through 26 in their entirety.

AMENDMENT NO. 7

On page 3, delete lines 1 through 5 in their entirety.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dean to Engrossed House Bill No. 700 by Representative Rousselle

AMENDMENT NO. 1

Delete Senate Floor Amendment Nos. 1 through 7 proposed by Senator Dean and adopted by the Senate on June 4, 1997.

Rep. Rousselle moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns listing names of members voting YEAS, including Mr. Speaker, Alario, Ansardi, Barton, Baudoine, Baylor, Bowler, Bruce, Bruneau, Carter, Chaisson, Clarkson, Copelin, Crane, Daniel, Diez, Dimos, Donelon, Dupre, Durand, Flavin, Fontenot, Forster, Frith, Fruge, Gautreaux, Green, Guillory, Total—83, Hammett, Heaton, Hebert, Hill, Holden, Hudson, Hunter, Iles, Jenkins, Jetson, Johns, Kenney, Lancaster, Landrieu, LeBlanc, Long, Marionneaux, Martiny, McCallum, McDonald, McMains, Michot, Montgomery, Morrell, Odinet, Pierre, Pinac, Powell, Pratt, Quezair, Riddle, Romero, Rousselle, Salter, Scalise, Schneider, Shaw, Smith, J.R.—30th, Stelly, Strain, Theriot, Thomas, Thompson, Thornhill, Toomy, Travis, Triche, Vitter, Walsworth, Warner, Welch, Wiggins, Willard-Lewis, Windhorst, Wright

NAYS

Table with 3 columns listing names of members voting NAYS: Brun, Farve, Total—5, Hopkins, McCain, Murray

ABSENT

Table with 3 columns listing names of members voting ABSENT: Alexander, A.—93rd, Alexander, R.—13th, Curtis, Damico, Deville, DeWitt, Total—17, Doerge, Faucheux, Glover, Kennard, Mitchell, Morrish, Perkins, Smith, J.D.—50th, Weston, Wilkerson, Winston

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 777— BY REPRESENTATIVES WINDHORST, BRUCE, AND MARIONNEAUX AN ACT

To amend and reenact R.S. 14:123(A) and to enact R.S. 14:123(C)(4), relative to perjury; to provide for the crime of perjury before legislative committees; to provide for the crime of perjury in proceedings other than criminal cases; to provide penalties; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 777 by Representative Windhorst

AMENDMENT NO. 1

On page 1, line 2, delete "and to enact R.S. 14:123(C)(4)"

AMENDMENT NO. 2

On page 1, line 5, delete "to provide penalties;"

AMENDMENT NO. 3

On page 1, line 8, delete "and R.S." and on line 9, delete "14:123(C)(4) is hereby enacted"

AMENDMENT NO. 4

On page 2, delete lines 1 through 6

Rep. Windhorst moved that the amendments proposed by the Senate be rejected.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Damico	Glover	Mitchell
Dupre	Hebert	Smith, J.R.—30th
Faucheux	Lancaster	Weston
Total—9		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 1009—**

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 11:103(B)(1) and (3)(a) and (C)(1), relative to all statewide public retirement systems; to provide with respect to deletion of certain criteria from the elements of cost contained in the gross required employer contribution; to further provide regarding the inclusion of certain members on the active member payroll; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1009 by Representative Pinac

AMENDMENT NO. 1

On page 2, lines 11 and 21, following "ending" and before "shall" change "1990," to "1997,"

Rep. Pinac moved that the amendments proposed by the Senate be concurred in.

**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	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	Jenkins	Smith, J.D.—50th
Copelin	Jetson	Smith, J.R.—30th
Crane	Johns	Stelly
Curtis	Kennard	Theriot
Damico	Kenney	Thompson
Daniel	Lancaster	Thornhill
Denville	Landrieu	Toomy
DeWitt	LeBlanc	Travis
Dimos	Long	Triche
Doerge	Marionneaux	Vitter
Donelon	Martiny	Walsworth
Durand	McCain	Welch
Farve	McCallum	Wiggins
Faucheux	McDonald	Wilkerson
Flavin	McMains	Willard-Lewis
Fontenot	Michot	Windhorst
Forster	Morrell	Winston
Frith	Morrish	Wright
Fruge	Murray	
Total—95		

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NAYS		
Total—0		
ABSENT		
Baudoin	Montgomery	Warner
Diez	Shaw	Weston
Dupre	Strain	
Mitchell	Thomas	
Total—10		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1023—**  
BY REPRESENTATIVES ALARIO AND DEWITT  
AN ACT

To amend and reenact R.S. 47:1578, relative to the collection of taxes owed to the state; to provide for the authority of the secretary of the Department of Revenue and Taxation to compromise a judgment for taxes; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed House Bill No. 1023 by Representative Alario

AMENDMENT NO. 1

On page 3, line 4 after "taxes" insert "of five hundred thousand dollars exclusive of interest and penalty" and after "assessments" insert "for such amounts"

AMENDMENT NO. 2

On page 3, at the end of line 19, delete the period "." and insert:  
", and, notwithstanding the provisions of R.S. 47:1508 and 1508.1, each such compromise shall be published in the department's annual report."

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1023 by Representative Alario

AMENDMENT NO. 1

On page 3, line 19, before "shall" change "secretary and" to "secretary,"

Rep. Alario moved that the amendments proposed by the Senate be rejected.

**ROLL CALL**

The roll was called with the following result:

YEAS		
Mr. Speaker	Frith	Odinet
Alario	Fruge	Pierre
Alexander, A.—93rd	Gautreaux	Pinac

Alexander, R.—13th	Green	Pratt
Ansardi	Guillory	Quezairé
Barton	Hammett	Riddle
Baudoin	Heaton	Romero
Baylor	Hebert	Rousselle
Bruce	Hill	Salter
Brun	Holden	Scalise
Bruneau	Hopkins	Schneider
Carter	Hudson	Shaw
Chaisson	Hunter	Smith, J.D.—50th
Clarkson	Iles	Smith, J.R.—30th
Copelin	Jenkins	Stelly
Crane	Jetson	Theriot
Curtis	Johns	Thomas
Damico	Kennard	Thompson
Daniel	Kenney	Thornhill
Deville	Lancaster	Toomy
DeWitt	Landrieu	Travis
Diez	LeBlanc	Triche
Dimos	Long	Vitter
Doerge	Marionneaux	Walsworth
Donelon	Martiny	Welch
Dupre	McCain	Wiggins
Durand	McCallum	Wilkerson
Farve	McDonald	Willard-Lewis
Faucheux	McMains	Windhorst
Flavin	Michot	Winston
Fontenot	Morrell	Wright
Forster	Murray	
Total—95		

NAYS

Glover
Total—1

ABSENT

Bowler	Morrish	Strain
Mitchell	Perkins	Warner
Montgomery	Powell	Weston
Total—9		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 1039—**  
BY REPRESENTATIVES ALARIO AND DEWITT  
AN ACT

To amend and reenact R.S. 47:1519, relative to payment of taxes; to provide for the use of credit or debit cards; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed House Bill No. 1039 by Representatives Alario and DeWitt

AMENDMENT NO. 1

On page 1, line 12, after "cashier's check," insert "teller's check,"

Rep. DeWitt moved that the amendments proposed by the Senate be concurred in.



**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	Green	Pratt
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	Kennard	Thomas
Curtis	Kenney	Thompson
Damico	Lancaster	Thornhill
Daniel	Landrieu	Toomy
Deville	LeBlanc	Travis
DeWitt	Long	Triche
Diez	Marionneaux	Vitter
Dimos	Martiny	Walsworth
Doerge	McCain	Warner
Donelon	McCallum	Welch
Dupre	McDonald	Wiggins
Durand	McMains	Wilkerson
Farve	Michot	Willard-Lewis
Faucheux	Montgomery	Windhorst
Flavin	Morrell	Winston
Fontenot	Murray	Wright
Forster	Odinot	
Total—98		

**NAYS**

Total—0

**ABSENT**

Glover	Morrish	Weston
Jetson	Perkins	
Mitchell	Quezaire	
Total—7		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1040 (Duplicate of Senate Bill No. 925)—**  
 BY REPRESENTATIVE ALARIO AND SENATOR HAINKEL AND  
 COAUTHORED BY REPRESENTATIVE DEWITT AND SENATORS  
 DARDENNE, EWING, AND BARHAM  
**AN ACT**

To amend and reenact R.S. 47:1562, 1563, and 1564, to change the procedure for determining tax liability and the time period allowed for taxpayer response to proposed assessments for certain taxpayers; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 1040 by Representative Alario and Senator Hainkel

AMENDMENT NO. 1

On page 2, line 4, after "obtainable", insert "from the U.S. Postal Service or from U.S. Postal Service certified software"

AMENDMENT NO. 2

On page 2, line 15, after "obtainable", insert "from the U.S. Postal Service or from U.S. Postal Service certified software"

Rep. Alario moved that the amendments proposed by the Senate be concurred in.

**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
Brun	Hunter	Shaw
Bruneau	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
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Triche
Doerge	McCain	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Willard-Lewis
Fontenot	Morrish	Windhorst
Forster	Murray	Winston
Frith	Odinot	Wright
Fruge	Perkins	
Gautreaux	Pierre	
Total—100		

**NAYS**

Total—0

**ABSENT**

Carter	Lancaster	Weston
Dimos	Mitchell	
Total—5		

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The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1149—  
BY REPRESENTATIVE ODINET

AN ACT

To amend and reenact R.S. 56:700.1(1), relative to the Fisherman's Gear Compensation Fund; to provide definitions; to define "income" to exclude income of a spouse; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 1149 by Representative Odinet

AMENDMENT NO. 1

On page 1, line 3, change "income" to "earnings"

AMENDMENT NO. 2

On page 1, line 12, change "income" to "earnings"

AMENDMENT NO. 3

On page 1, delete line 14 and insert in lieu there ""Earnings" means the earnings derived solely by the personal efforts of the commercial"

AMENDMENT NO. 4

On page 1, line 15, after "fisherman" insert a comma ","

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1149 by Representative Odinet

AMENDMENT NO. 1

On page 1, line 12, following "is" and before "from" delete "derived"

Rep. Odinet moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Forster	Powell
Alario	Fruge	Pratt
Alexander, A.—93rd	Gautreaux	Quezaire
Alexander, R.—13th	Green	Romero
Ansardi	Guillory	Rousselle
Baudoin	Hammett	Salter
Baylor	Heaton	Scalise
Bowler	Hebert	Schneider
Bruce	Hopkins	Shaw
Brun	Hudson	Smith, J.D.—50th
Bruneau	Hunter	Smith, J.R.—30th
Carter	Iles	Stelly
Chaisson	Jenkins	Strain

Clarkson	Johns	Theriot
Copelin	Kenney	Thomas
Crane	Lancaster	Thompson
Curtis	Long	Thornhill
Damico	Martiny	Toomy
Daniel	McCain	Travis
Deville	McCallum	Vitter
DeWitt	McMains	Walsworth
Diez	Michot	Warner
Doerge	Mitchell	Welch
Donelon	Montgomery	Wiggins
Dupre	Morrell	Wilkerson
Durand	Morrish	Willard-Lewis
Farve	Murray	Windhorst
Faucheux	Odinet	Winston
Flavin	Pierre	
Fontenot	Pinac	
Total—88		

NAYS

Total—0

ABSENT

Barton	Jetson	Perkins
Dimos	Kennard	Riddle
Frith	Landrieu	Triche
Glover	LeBlanc	Weston
Hill	Marionneaux	Wright
Holden	McDonald	
Total—17		

The amendments proposed by the Senate were concurred in by the House.

Recess

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

After Recess

Speaker Downer called the House to order at 2:15 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
Copelin	Jetson	Smith, J.R.—30th
Crane	Johns	Stelly
Curtis	Kennard	Strain
	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	Morrrell	Willard-Lewis
Forster	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Odinot	Wright

Total—105

ABSENT

Total—0

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

**House Bills and Joint Resolutions  
Returned from the Senate with Amendments**

The following House Bills and Joint Resolutions returned from the Senate with amendments were taken up and acted upon as follows:

**HOUSE BILL NO. 2370—**  
BY REPRESENTATIVE LEBLANC  
AN ACT

To appropriate funds from certain sources to be allocated to designated agencies and designated purposes in specific amounts for the purpose of making supplemental appropriations for certain initiatives for the funding of said agencies and purposes during the 1996-1997 Fiscal Year and for retiring or defeasing debt of the state; to void a certain provision of Act 45 of the 1996 Regular Session of the Legislature; and to provide for related matters.

Read by title.

**Suspension of the Rules**

On motion of Rep. LeBlanc, and under a suspension of the rules, the above bill was taken up out of its regular order at this time.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Ullo to Reengrossed House Bill No. 2370 by Representative LeBlanc

AMENDMENT NO. 1

On page 1, line 15, after "Year" insert "and to provide for other designated purposes"

AMENDMENT NO. 2

On page 4, line 21, delete "36,000,000" and insert "29,200,000"

AMENDMENT NO. 3

On page 5, between lines 23 and 24, insert the following:

"Payable out of the State General Fund (Direct) for a \$150 for full-time and \$75 for part-time employee salary supplement, to be adjusted pro rata in the event the total amount is insufficient, for all noncertificated support personnel defined in Department of Education Bulletin 1929 as aides (function code 1000-4900, object code 115), support supervisors (function codes 2130, 2300 (except 2311, 2321, and 2324), and 2500 through 4900, object code 111), clerical/secretarial (function codes 1000-4900, object code 114), service worker, including school bus drivers (function codes 1000-4900, object code 116), skilled craftsman (function codes 1000-4900, object code 117), degreed professional (function codes 1000-4900 except 2134, object code 118), and other personnel (function codes 1000-4900, object codes 100, 110, and 119) employed by the sixty-six public school systems, noncertificated unclassified support personnel at the La. School for the Visually Impaired, the La. School for the Deaf, the La. Special Education Center, the La. School for Math, Science and the Arts, the Southern University and LSU Lab Schools, SSD No. 1, and nonpublic lunchroom employees eligible for state salary supplements, provided that continued state funding for future fiscal years for this salary supplement shall depend upon the availability of revenues over and above the official forecast of revenues available for appropriation on May 27, 1997 \$6,800,000"

Rep. LeBlanc moved that the amendments proposed by the Senate be concurred in.

**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	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

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Diez	Martiny	Triche
Dimos	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	Pierre	Wright

Total—99

NAYS

Total—0

ABSENT

Barton	Gautreaux	Mitchell
Doerge	Heaton	Perkins

Total—6

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1150—**  
BY REPRESENTATIVE RIDDLE

AN ACT

To enact R.S. 56:8(76.1), relative to fishing; to define "private pond" for the purposes of the production and harvesting of crawfish and catfish; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 1150 by Representative Riddle

**AMENDMENT NO. 1**

On page 1, line 16, after "a fee" delete the remainder of the line and insert in lieu thereof the following:

"to the owner to fish in such body of water. The provisions of this Paragraph shall not be deemed to authorize or require the charging of a fee to fish by an owner of a private pond."

Rep. Riddle moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pinac
Alario	Guillory	Powell
Alexander, A.—93rd	Hammett	Pratt
Ansardi	Heaton	Quezairé
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Rousselle
Bruce	Hopkins	Salter
Brun	Hudson	Schneider

Bruneau	Hunter	Shaw
Carter	Iles	Smith, J.D.—50th
Chaisson	Jenkins	Smith, J.R.—30th
Copelin	Jetson	Stelly
Crane	Johns	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
Durand	McDonald	Warner
Farve	Michot	Welch
Faucheux	Mitchell	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Forster	Morrish	Willard-Lewis
Frith	Murray	Windhorst
Fruge	Odinot	Wright
Glover	Pierre	

Total—95

NAYS

Total—0

ABSENT

Alexander, R.—13th	Gautreaux	Scalise
Barton	Kennard	Winston
Clarkson	McMains	
Dupre	Perkins	

Total—10

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1181—**  
BY REPRESENTATIVE MONTGOMERY

AN ACT

To enact R.S. 2:605.1, relative to airport operators; to provide airport operators the option of collecting rentals, fees, and other charges from customers of tenant auto rental companies; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 1181 by Representative Montgomery

**AMENDMENT NO. 1**

On page 2, line 2, after the period "." add "The provisions of this Section shall apply only to airports located within United States Congressional Districts 4 and 5."

Rep. Montgomery moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Daniel  
Total—1

ABSENT

Alexander, R.—13th	Gautreaux	Pratt
Brun	Kennard	Shaw
Dupre	Mitchell	
Total—8		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1351 (Duplicate of Senate Bill No. 608)—**  
BY REPRESENTATIVE McMains AND SENATOR HANKEL AND  
COAUTHORED BY SENATORS DARDENNE, EWING, AND BARHAM  
AN ACT

To amend and reenact Chapter 1 of Code Title III of Code Book I of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:151 through 181, relative to the uniform disposition of unclaimed property; to define certain terms; to provide for various presumptions of abandonment of property; to provide for proceeds derived in class actions; to provide for limitations on dormancy charges; to provide for the burden of proof when the unclaimed obligation is evidenced by negotiable instruments; to provide various penalties for noncompliance; to provide for attorney fees in litigated enforcement actions; to provide for rules of confidentiality; to provide for limitations on agreements to locate property; to provide for the periods of time after which abandonment will be presumed for corporate stock, gift certificates, and for certain life insurance obligations; to provide for issuance of duplicate certificates and provide for liability respecting the property delivered; to authorize the

Department of Revenue and Taxation to retain a certain percentage of the total unclaimed property collections for each year for administrative expenses; to provide for the statute of limitations; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 1351 by Representative McMains, et al.

AMENDMENT NO. 1

On page 17, line 4, after "holder." insert:

"However, no property under this Paragraph shall be presumed abandoned if a banking or financial organization has forwarded a statement or other written communication to the owner within the preceding ninety days with regard to the property at the owner's last known address and the statement or communication has not been returned to the banking or financial organization as undeliverable or unclaimed by the forwarding agent."

AMENDMENT NO. 2

On page 23, between lines 14 and 15, insert:

"(14) Mineral proceeds, two years after the property is payable or distributable."

AMENDMENT NO. 3

On page 23, at the beginning of line 15, change "(14)" to "(15)"

AMENDMENT NO. 4

On page 57, delete lines 6 and 7, and on line 8, delete "property." and insert:

"D. Any agreement by an owner to pay compensation to locate, deliver, recover, and assist in the recovery of property which is entered into on a date that is twenty-four months or more after the date the property is paid or delivered to the administrator shall not provide for compensation exceeding ten percent of the value of the recoverable property."

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1351 by Representative McMains

AMENDMENT NO. 1

On page 7, line 10, following "coupon" and before "or" insert a comma ","

AMENDMENT NO. 2

On page 35, line 9, before "not" delete "publish a notice"

AMENDMENT NO. 3

On page 39, line 15, following "state" and before "which" delete the comma ","

Rep. McMains moved that the amendments proposed by the Senate be concurred in.

**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
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	Theriot
Crane	Kenney	Thomas
Curtis	Lancaster	Thompson
Damico	Landrieu	Thornhill
Daniel	LeBlanc	Toomy
Deville	Long	Travis
DeWitt	Marionneaux	Triche
Diez	Martiny	Vitter
Donelon	McCain	Walsworth
Dupre	McCallum	Warner
Durand	McMains	Welch
Farve	Mitchell	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard-Lewis
Forster	Murray	Windhorst
Frith	Odinet	Winston
Gautreaux	Perkins	Wright
Total—99		

**NAYS**

Total—0

**ABSENT**

Dimos	Fruge	Michot
Doerge	McDonald	Strain
Total—6		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1393—**

BY REPRESENTATIVES SCHNEIDER, FAUCHEUX, HEATON, KENNARD, MCCAIN, MORRISH, PERKINS, ROMERO, AND TRICHE  
AN ACT

To enact R.S. 14:103.1, relative to offenses affecting the general peace and order; to prohibit the emanation of excessive sound or noise by use of a sound amplification system; to provide exceptions thereto; to provide penalties for violations thereof; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 1393 by Representative Schneider

AMENDMENT NO. 1

On page 1, line 14, change "space" to "parks"

AMENDMENT NO. 2

On page 1, line 16, change the last word "and" to "which"

AMENDMENT NO. 3

On page 1, line 17, change "seventy" to "eighty-five"

AMENDMENT NO. 4

On page 2, line 4, after "purpose" insert "or when used in conjunction with a permitted event"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Landry to Reengrossed House Bill No. 1393 by Representative Schneider, et al.

AMENDMENT NO. 1

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

"Section 2. This Act shall become effective January 1, 1998"

Rep. Schneider moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Forster	Murray	Wilkerson
Frith	Odinet	Willard-Lewis
Gautreaux	Perkins	Windhorst
Glover	Pierre	Winston
Green	Pinac	Wright
Total—96		

NAYS

Total—0

ABSENT

Ansardi	Doerge	Hudson
Barton	Farve	McDonald
Dimos	Fruge	Michot
Total—9		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1396—**

BY REPRESENTATIVES DUPRE, DOWNER, GAUTREAUX, ROUSSELLE, AND TRICHE AND SENATORS ROBICHAUX AND SIRACUSA  
AN ACT

To amend and reenact R.S. 38:291(A)(1) and (2)(introductory paragraph), 3342(A)(1) and (2), to enact R.S. 38:291(U) and 329, and to repeal R.S. 38:291(A)(2)(j), 331, and 3342(A)(4), and to repeal R.S. 38:3321 through 3330 and R.S. 38:3341 through 3347 and to provide for an effective date of those repeals, relative to levee districts; to remove Terrebonne Parish from the Atchafalaya Basin Levee District; to provide for the membership of the board of commissioners of the Atchafalaya Basin Levee District; to repeal the revenue allocations in Terrebonne Parish by the Atchafalaya Basin Levee District; to create a levee district consisting of Terrebonne Parish and designated as the Terrebonne Levee and Conservation District; to provide for the powers and duties of the board of commissioners of the district; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 1396 by Representative Dupre

AMENDMENT NO. 1

On page 5, line 1, after "provided by law," delete the remainder of the line and delete lines 2 through 7, and add "the primary duty of the board shall be to establish, construct, operate, or maintain flood control works as they relate to hurricane protection, tidewater flooding, saltwater intrusion, and conservation. As a secondary duty, the board shall have the authority to establish flood control, adequate drainage relating to tidal or riverine flooding, and water resources development including but not limited to construction of reservoirs, diversion canals, gravity and pump drainage systems, erosion control measures, and marsh management."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Robichaux to Engrossed House Bill No. 1396 by Representative Dupre, et al.

AMENDMENT NO. 1

On page 3, at the beginning of line 12 delete "then"

AMENDMENT NO. 2

On page 3, line 13, after "the" and before "seven" delete "current"

AMENDMENT NO. 3

On page 3, at the end of line 17, after "appointed" insert the following:

"The initial board of commissioners shall be the taxing authority of the district and shall distribute funds as provided in R.S. 38:329(J). All other actions shall be decided upon individually by the boards of commissioners of the South Terrebonne Parish Tidewater Management and Conservation District and the North Terrebonne Parish Drainage and Conservation District until the nine members of the board of commissioners of the Terrebonne Levee and Conservation District are appointed by the governor in the year 2,000."

AMENDMENT NO. 4

On page 6, between lines 19 and 20, insert the following:

"J. After the distribution of funds to the Atchafalaya Basin Levee District by the Terrebonne Levee and Conservation District, the net proceeds of the ad valorem taxes collected shall be distributed as follows until the nine members of the board of commissioners of the Terrebonne Levee and Conservation District are appointed by the governor in the year 2,000:

(1) Seventy-five percent to be dedicated to that portion of Terrebonne Parish located south of the Intracoastal Waterway and encompassed by the South Terrebonne Parish Tidewater Management and Conservation District.

(2) Twenty-five percent to be dedicated to that portion of Terrebonne Parish located north of the Intracoastal Waterway and encompassed by the North Terrebonne Parish Drainage and Conservation District."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Robichaux to Engrossed House Bill No. 1396 by Representative Dupre

AMENDMENT NO. 1

On page 4, delete lines 5 through 7, and insert the following:

"(iii) The members of the Russell Redmond American Legion Post 272, Kenneth C. Boudreaux American Legion Post 380, Boquet-Breaux VFW Post 7755, Aswell Picou VFW Post 9608, and Bourg-Leblanc VFW Post 4752 may each submit one nomination from which the governor shall appoint one commissioner. In the event that nine commissioners are appointed notwithstanding the provisions of this Paragraph, then the provisions of this Paragraph shall not apply."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Robichaux to Engrossed House Bill No. 1396 by Representative Dupre and Senator Robichaux

AMENDMENT NO. 1

On page 5, at the beginning of line 8, change "D." to "D.(1)"

AMENDMENT NO. 2

On page 5, between lines 15 and 16, insert the following:

"(2) In seeking requests for proposals for professional engineering services, the board shall make every effort to utilize various engineering companies located within Terrebonne Parish."

Rep. Dupre moved that the amendments proposed by the Senate be rejected.

**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
Barton	Heaton	Romero
Baudoin	Hebert	Rousselle
Baylor	Hill	Salter
Bowler	Holden	Scalise
Bruce	Hopkins	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	Toomy
Daniel	LeBlanc	Travis
DeWitt	Long	Triche
Diez	Marionneaux	Vitter
Dimos	Martiny	Walsworth
Doerge	McCain	Warner
Donelon	McCallum	Welch
Dupre	McMains	Weston
Durand	Michot	Wiggins
Farve	Mitchell	Wilkerson
Faucheux	Montgomery	Willard-Lewis
Flavin	Morrell	Windhorst
Fontenot	Morrish	Winston
Forster	Murray	Wright
Frith	Odinot	
Fruge	Pinac	
Total—97		

**NAYS**

Total—0

**ABSENT**

Ansardi	Hudson	Pierre
Deville	McDonald	Thornhill
Gautreaux	Perkins	
Total—8		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 1433—**  
BY REPRESENTATIVE STELLY

**AN ACT**

To amend and reenact R.S. 11:701(25) and (26), 762(C), 779(A)(2), (B)(1), and (C), 780(B), 873(2), 879, and 896, to enact R.S. 11:883.2, and to repeal R.S. 11:890 and 891, relative to the Teachers' Retirement System of Louisiana; to provide with respect to definitions, survivor benefits, benefits for certain

beneficiaries of disability retirees, earnings statements of certain disability retirees, annuity savings fund, pension reserve fund, correcting membership errors, and benefit adjustments; to repeal certain employee contribution limits; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 1433 by Representative Stelly

AMENDMENT NO. 1

On page 2, delete lines 15 through 18 and insert:

"permanently disabled, as certified by the medical board, prior to age eighteen shall be considered a "minor child" for the purposes of the benefit provisions of this Chapter and shall remain a "minor child" provided the medical board certifies he is mentally retarded or totally and permanently disabled and provided he remains unmarried."

AMENDMENT NO. 2

On page 2, line 24, change "proof" to "notification"

AMENDMENT NO. 3

On page 5, line 2, delete "converted retiree dies after conversion" and insert:

"member dies after converting from disability retiree to regular retiree"

AMENDMENT NO. 4

On page 5, line 4, change "will" to "shall" and on line 5, change "will" to "shall"

Rep. Stelly moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Heaton	Quezaire
Alario	Hebert	Riddle
Ansardi	Hill	Romero
Baylor	Holden	Rousselle
Bowler	Hopkins	Salter
Bruce	Hunter	Scalise
Brun	Iles	Schneider
Bruneau	Jenkins	Shaw
Carter	Jetson	Smith, J.D.—50th
Chaisson	Johns	Smith, J.R.—30th
Clarkson	Kenney	Stelly
Copelin	Lancaster	Strain
Crane	Landrieu	Theriot
Damico	LeBlanc	Thomas
Daniel	Long	Thompson
Deville	Marionneaux	Thornhill
Diez	Martiny	Toomy



Dimos	McCain	Travis
Doerge	McCallum	Triche
Donelon	McDonald	Vitter
Durand	McMains	Walsworth
Faucheux	Michot	Warner
Flavin	Morrell	Welch
Fontenot	Morrish	Weston
Forster	Murray	Wiggins
Frith	Odinet	Wilkerson
Fruge	Perkins	Willard-Lewis
Glover	Pierre	Windhorst
Green	Pinac	Wright
Guillory	Powell	
Hammett	Pratt	

Total—91

NAYS

Total—0

ABSENT

Alexander, A.—93rd	DeWitt	Kennard
Alexander, R.—13th	Dupre	Mitchell
Barton	Farve	Montgomery
Baudoin	Gautreaux	Winston
Curtis	Hudson	

Total—14

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1835—**

BY REPRESENTATIVE TRAVIS

**AN ACT**

To amend and reenact R.S. 51:2317, relative to the Louisiana Economic Development Corporation; to provide for fees to be charged with regard to certain programs; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Engrossed House Bill No. 1835 by Representative Travis

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 51:2317" insert "and to enact R.S. 51:1753(B)(8)(c)" and after "relative to" insert "bond programs administered by"

AMENDMENT NO. 2

On page 1, line 3, after "Corporation" insert "and the division of economically disadvantaged business development"

AMENDMENT NO. 3

On page 1, line 6, after "reenacted" insert "and R.S. 51:1753(B)(8)(c) is hereby enacted"

AMENDMENT NO. 4

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

"§1753. Division of economically disadvantaged business development; creation; appointment of executive director; duties

\* \* \*

B.

\* \* \*

(8)

\* \* \*

R.S. 51:1753(B)(8)(c) is all proposed new law.

(c) The division may charge application fees not to exceed one hundred dollars and guaranty fees not to exceed two percent of the guaranty amount as necessary to cover costs associated with administering the bonding assistance system provided for in this Paragraph in a manner consistent with the financial and economic benefits and risks of the system to the state. Adoption of such charges shall be published in the Louisiana Register in conformance with the provisions of the Administrative Procedure Act.

\* \* \*

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1835 by Representative Travis

AMENDMENT NO. 1

In Senate Committee Amendment No. 1, proposed by the Senate Committee on Commerce and Consumer Protection adopted by the Senate on May 8, 1997, on line 3, following "insert" and before "bond" insert quotation marks

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Smith to Engrossed House Bill No. 1835 by Representative Travis

AMENDMENT NO. 1

On page 1, line 4, between "programs;" and "and" insert the following:

"to require the transfer of certain monies in the Louisiana Economic Development Fund to the state general fund;"

AMENDMENT NO. 2

On page 2, after line 11, add the following:

"Section 2. Notwithstanding any law to the contrary, including R.S. 51:2315, for the fiscal year beginning on July 1, 1997, the state treasurer shall transfer one million dollars from the Louisiana Economic Development Fund to the state general fund. If such monies are then appropriated to the Department of Economic Development and, pursuant to a cooperative endeavor agreement between the department and a local public entity, used to fund a loan to the public entity, all monies received by the department in payment of that loan shall be deposited in the state general fund, and after compliance with the Constitution of Louisiana, shall be credited to the Louisiana Economic Development Fund. If the monies are not expended by June 30, 1998, the state treasurer shall transfer the

monies, and all interest earned thereon, after compliance with the Constitution of Louisiana, to the Louisiana Economic Development Fund.

Section 3. Section 2 of 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. Travis moved that the amendments proposed by the Senate be concurred in.

**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	Riddle
Baudoin	Hill	Romero
Baylor	Holden	Rousselle
Bowler	Hopkins	Salter
Bruce	Hudson	Scalise
Brun	Hunter	Schneider
Bruneau	Iles	Shaw
Carter	Jetson	Smith, J.D.—50th
Chaisson	Johns	Smith, J.R.—30th
Clarkson	Kennard	Strain
Copelin	Kenney	Theriot
Crane	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
Fruge	Perkins	
Gautreaux	Pierre	
Total—100		

**NAYS**

Total—0

**ABSENT**

Alexander, A.—93rd	Hebert	Stelly
Curtis	Jenkins	
Total—5		

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

**HOUSE BILL NO. 1918—**

BY REPRESENTATIVE BOWLER

**AN ACT**

To amend and reenact R.S. 51:212(3) and to enact Part II of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:21, relative to insignia and trademarks of public bodies; to provide that a mark by which the goods or services of any applicant for registration may be distinguished from the goods or services of others shall not be registered if it consists of or comprises the coat of arms or other insignia, symbol, seal, emblem, or logo of the United States, or of this state, or of any local governmental subdivision of this state, or of any state or governmental subdivision thereof, or educational institution, or of any foreign nation, or any simulation thereof; to authorize local governmental subdivisions to adopt an official seal, insignia, symbol, emblem, coat of arms, or logo; to provide that the use of such official seal, insignia, symbol, emblem, coat of arms, or logo is reserved to the local governmental subdivision; to prohibit its unauthorized use; to provide penalties; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 1918 by Representative Bowler

AMENDMENT NO. 1

On page 1, line 7, after "comprises the" insert "flag or"

AMENDMENT NO. 2

On page 3, line 1, after "comprises the" insert the words "flag or"

Rep. Bowler moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Alario	Guillory	Quezaire
Ansardi	Hammett	Riddle
Barton	Heaton	Romero
Baudoin	Hebert	Rousselle
Baylor	Hill	Salter
Bowler	Holden	Scalise
Brun	Hopkins	Schneider
Bruneau	Hudson	Shaw
Chaisson	Hunter	Smith, J.D.—50th
Clarkson	Iles	Smith, J.R.—30th
Copelin	Jenkins	Stelly
Crane	Johns	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	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Welch
Faucheux	Montgomery	Weston
Flavin	Morrell	Wiggins
Fontenot	Morrish	Wilkerson
Forster	Odinet	Willard-Lewis
Frith	Pierre	Windhorst
Gautreaux	Pinac	Winston
Glover	Powell	Wright
Green	Pratt	
Total—92		

NAYS

Jetson  
Total—1

ABSENT

Mr. Speaker	Carter	McCallum
Alexander, A.—93rd	Curtis	Mitchell
Alexander, R.—13th	Fruge	Murray
Bruce	Kennard	Perkins
Total—12		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 2141—**  
BY REPRESENTATIVE WINDHORST  
AN ACT

To amend and reenact R.S. 49:968(B)(2), relative to the oversight powers of the House Committee on Administration of Criminal Justice; to provide the committee with oversight of matters concerning concealed weapons and concealed weapon permits; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 2141 by Representative Windhorst

AMENDMENT NO. 1

On page 2, line 8, following "to corrections" insert "and concealed weapons and concealed weapon permits," and on line 9, after the comma delete the remainder of the line and all of line 10 and insert "the Louisiana State"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Jordan to Engrossed House Bill No. 2141 by Representative Windhorst

AMENDMENT NO. 1

On page 2, line 16, change "Section B" to "Section C"

Rep. Windhorst moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Powell
Alario	Guillory	Quezairé
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	Kenney	Strain
Copelin	Lancaster	Theriot
Crane	Landrieu	Thomas
Damico	LeBlanc	Thompson
Daniel	Long	Thornhill
Deville	Marionneaux	Toomy
DeWitt	Martiny	Travis
Diez	McCain	Triche
Dimos	McCallum	Vitter
Doerge	McDonald	Walsworth
Donelon	McMains	Warner
Dupre	Michot	Welch
Durand	Mitchell	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard-Lewis
Forster	Murray	Windhorst
Frith	Odinet	Winston
Fruge	Perkins	Wright
Gautreaux	Pierre	
Glover	Pinac	
Total—97		

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Farve	Kennard
Alexander, R.—13th	Hebert	Pratt
Curtis	Hudson	
Total—8		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 2203—**  
BY REPRESENTATIVE FLAVIN  
AN ACT

To amend and reenact R.S. 37:1431(4), (5), (7)(introductory paragraph), and (20), 1436(A), (B) and (D), 1437(A)(introductory paragraph) and (1), (B)(1), (C)(1) and (2) and (6)(a), 1437.2(A) through (E), 1437.3(C) and (E), 1439(B) and (C), 1443(1)(a) and (b), 1449(C) and (D), 1456(A)(1), (2), and (4), 1457, 1462(A), 1463(A)(1) and (E), and 1466(H) and to enact R.S. 37:1431(7)(h) and (32), 1439(F), 1441(C), 1446(F) and (G), 1449(E), and 1456(A)(5) and (6), relative to licensure of real estate sales persons; to provide definitions; to provide relative to application for a license; to provide relative to the licensing of corporations and partnerships; to provide for fees; to provide for commissions; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 2203 by Representative Flavin

AMENDMENT NO. 1

On page 17, line 15, following "filed" and before "and" insert "in"

AMENDMENT NO. 2

On page 17, line 15, following "adjudicated" and before "the" change "in" to "by"

Rep. Bruneau moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' in two columns.

NAYS

Total—0

ABSENT

Table listing names of representatives who were 'ABSENT' in two columns.

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 2283— BY REPRESENTATIVE STELLY AN ACT

To enact R.S. 13:2080.1, relative to particular city courts; to provide for an increase in court costs in certain city courts; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Engrossed House Bill No. 2283 by Representative Stelly

AMENDMENT NO. 1

On page 1, line 3, between "courts" and "and" insert:

"to provide relative to the disposition of court costs in certain city courts; to authorize the collection of a fee for appearance bonds;"

AMENDMENT NO. 2

On page 1, at the beginning of line 8, before "Any" insert "A."

AMENDMENT NO. 3

On page 1, line 9, after "recent" change "U.S." to "United States"

AMENDMENT NO. 4

On page 1, line 11, change "Section" to "Subsection"

AMENDMENT NO. 5

On page 1, after line 13, insert the following:

"B. The marshal of a city court located in a municipality having a population of not more than twenty-five thousand and not less than nineteen thousand, according to the most recent United States census data, may collect a fee of ten dollars for the taking of an appearance bond when required to do so. The city court in such municipality may also impose an additional five dollar fee as court costs in civil and criminal matters. The sums collected for the taking of an appearance bond, and any additional court costs as provided in this Subsection, shall be deposited in such marshal's general fund to supplement the operational expenses of the marshal's office and the expenditure of such funds shall be subject to and included in the marshal's annual audit. A copy of the audit shall be filed with the legislative auditor who shall make it available for public inspection."

Rep. Stelly moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' in three columns.

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

Total—96

NAYS

Jenkins	McCain	Wilkerson
Jetson	Weston	

Total—5

ABSENT

Alexander, R.—13th	Kennard
Farve	Toomy

Total—4

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 7—**  
BY REPRESENTATIVE BRUNEAU  
AN ACT

To enact Code of Criminal Procedure Art. 890.2, relative to criminal sentencing; to provide that costs of incarceration may be assessed to be paid by a defendant as an element of a sentence; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Fields to Engrossed House Bill No. 7 by Representative Bruneau

AMENDMENT NO. 1

On page 2, at the end of line 20, insert "However, ten percent of the funds shall go to the Crime Victims' Reparation Fund as provided in R.S. 46:1816"

Rep. Bruneau moved that the amendments proposed by the Senate be concurred in.

**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	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	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
Faucheux	Mitchell	Weston
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard-Lewis
Forster	Morrish	Windhorst
Frige	Murray	Winston
Gautreaux	Odinet	Wright

Total—99

NAYS

Total—0

ABSENT

Alexander, R.—13th	Frith	Perkins
Farve	Kennard	Wiggins

Total—6

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 11—**  
BY REPRESENTATIVES BRUNEAU, CLARKSON, POWELL, SCHNEIDER, WINDHORST, BRUCE, BRUN, CRANE, DONELON, FONTENOT, FORSTER, FRUGE, JENKINS, KENNARD, LANCASTER, MARTINY, PERKINS, ROMERO, SCALISE, SHAW, STELLY, TOOMY, VITTER, WALSWORTH, AND WIGGINS AND SENATORS BEAN, BRANCH, CASANOVA, DEAN, GREENE, HAINKEL, HOLLIS, JORDAN, AND ROMERO

AN ACT

To amend and reenact R.S. 14:20(3) and (4), relative to justifiable homicide; to provide that a homicide is justifiable when committed against a person who is attempting to make an unlawful entry into a motor vehicle or who is believed to be using unlawful force against a person present in a motor vehicle; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Guidry to Engrossed House Bill No. 11 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 15, after "dwelling," insert "or" and after "business, or" insert "when committed against a person whom one reasonably believes is attempting to use any unlawful force against a person present in"

Rep. Bruneau moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

McCain	Pierre	Pinac
Total—3		

**ABSENT**

Mr. Speaker	Perkins	Wright
Alexander, R.—13th	Riddle	
Kennard	Vitter	
Total—7		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 351—**  
BY REPRESENTATIVE CRANE  
**AN ACT**

To enact R.S. 49:121(I), relative to identifying insignia on public vehicles; to require that police vehicles engaged in certain traffic operations bear identifying insignia; to provide exceptions for hazardous situations; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 351 by Representative Crane

AMENDMENT NO. 1

On page 1, line 2, after "enact" add "R.S. 32:398.1(C)," and after "49:121(I)" add ", and Code of Criminal Procedure Article 215.1(D)"

AMENDMENT NO. 2

On page 1, line 4, after "situations;" add "to provide procedures for the issuance of citations and detention of persons violating provisions of motor vehicle laws;"

AMENDMENT NO. 3

On page 1, delete lines 7 through 14 in their entirety and add in lieu thereof the following:

"Section 1. R.S. 32:398.1(C) is hereby enacted to read as follows:

§398.1. Traffic citations; form; issuance

\* \* \*

C. The issuance of warning citations for violations of the motor vehicle laws of this state is hereby specifically prohibited. However, nothing herein shall prohibit a peace officer from issuing a violation ticket which compels or instructs the motorist to comply with administrative or other legal requirements of Title 32 or Title 47 of the Louisiana Revised Statutes of 1950.

Section 2. R.S. 49:121(I) is hereby enacted to read as follows:

§121. Name of board, department, or subdivisions; marking on boat or vehicle; Louisiana public license plates; exemptions

\* \* \*

I. No law enforcement officer shall issue a citation for a violation of the motor vehicle laws of this state, while on a Louisiana Interstate Highway, unless the vehicle used for the apprehension bears the identifying insignia required by this Section, or the law enforcement officer is wearing a uniform identifying his authority. The provisions of this Subsection shall not apply in circumstances endangering public safety.

Section 3. Code of Criminal Procedure Article 215.1(D) is hereby enacted to read as follows:

Art. 215.1. Temporary questioning of persons in public places; frisk and search for weapons

\* \* \*

D. During detention of an alleged violator of any provision of the motor vehicle laws of this state, an officer may not detain a motorist for a period of time longer than reasonably necessary to complete the investigation of the violation and issuance of a citation for the violation, absent reasonable suspicion of additional criminal activity. However, nothing herein shall prohibit a peace officer from compelling or instructing the motorist to comply with administrative or other legal requirements of Title 32 or Title 47 of the Louisiana Revised Statutes of 1950.

Section 4. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cain to Engrossed House Bill No. 351 by Representative Crane

AMENDMENT NO. 1

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 351 and adopted by the Senate on May 22, 1997, on page 1, line 26 after "state," delete the remainder of the line and on line 27 delete "Interstate Highway,"

AMENDMENT NO. 2

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 351 and adopted by the Senate on May 22, 1997, on page 1, line 28 after "Section" insert "and bar lights or grill lights"

Rep. Crane moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS' in three columns: Mr. Speaker, Glover, Perkins; Alario, Green, Pierre; Alexander, A.—93rd, Guillory, Pinac; 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, Jenkins, Smith, J.D.—50th; Clarkson, Jetson, Smith, J.R.—30th; Copelin, Johns, Stelly; Crane, Kennard, Strain.

Table listing names of members who voted 'NAYS' and 'ABSENT' in three columns: Curtis, Kenney, Theriot; 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; Faucheux, Michot, Wiggins; Flavin, Mitchell, Wilkerson; Fontenot, Montgomery, Willard-Lewis; Forster, Morrell, Windhorst; Frith, Morrish, Winston; Fruge, Murray, Wright; Gautreaux, Odinet.

Total—101

NAYS

Total—0

ABSENT

Table listing names of members who voted 'ABSENT' in two columns: Baudoin, Powell; Farve, Thomas; Total—4

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 389— BY REPRESENTATIVE MCMAINS AN ACT

To enact R.S. 37:93 through 117 and 250 through 273, relative to certified public accountants and attorneys; to provide for the establishment and functions of public accountant review panels and attorney review panels; to provide for the review and evaluation of professional negligence claims against certified public accountants and attorneys; to provide for the selection and duties of the members of the review panel; to provide for compensation; to provide for the payment of costs; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Reengrossed House Bill No. 389 by Representative McMains

AMENDMENT NO. 1

On page 1, line 2, delete "and 250 through 273"

AMENDMENT NO. 2

On page 1, line 3, delete "and attorneys"

AMENDMENT NO. 3

On page 1, line 4, delete "panels and attorney review"

AMENDMENT NO. 4

On page 1, line 6, delete "and attorneys"

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## AMENDMENT NO. 5

On page 1, line 11, delete "and 250 through 273"

## AMENDMENT NO. 6

On page 4, at the end of line 12, insert "; suspension of prescription"

## AMENDMENT NO. 7

On page 4, at the beginning of line 13, insert "A."

## AMENDMENT NO. 8

On page 4, between lines 17 and 18, insert:

"B. Prescription for claims against a certified public accountant or firm shall be suspended upon receipt from a claimant of a request for review by the Society. Prescription for claims against a certified public accountant or firm shall resume when the claimant receives the final report of the review panel or when the review process required under this Chapter has been terminated. However, upon receipt by the claimant of the final report of the review panel or upon termination of the review process, there shall be a minimum of ninety days prescription remaining for the claim in question, regardless of any statute to the contrary."

## AMENDMENT NO. 9

On page 14, line 5, delete "certified public" and on line 15, change "accountant or firm" to "claimant"

## AMENDMENT NO. 10

On page 14, at the end of line 7, insert:

"However, if the claimant is unable to pay, the claimant shall swear under oath to the attorney chairman of the panel that the claimant cannot afford the costs of the panel as they accrue, then the costs shall be paid by the certified public accountant or firm, with the proviso that if the claimant subsequently receives a settlement or receives a judgment in relation to the same claim, the advance payment of the costs by the certified public accountant or firm will be offset."

## AMENDMENT NO. 11

On page 14, line 8, change "claimant" to "defendant certified public accountant or firm"

## AMENDMENT NO. 12

On page 14, line 9, after "claimant." delete the remainder of the line and delete lines 10 through 15

## AMENDMENT NO. 13

On page 14, line 17, delete "claimant and the"

## AMENDMENT NO. 14

On page 14, line 18, change "split" to "pay"

## AMENDMENT NO. 15

On page 14, delete lines 19 through 25

## AMENDMENT NO. 16

On page 16, delete lines 3 through 26 and delete pages 17 through 27

Rep. McMains moved that the amendments proposed by the Senate be concurred in.

### 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	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
Crane	Kennard	Thomas
Curtis	Kenney	Thompson
Damico	Lancaster	Thornhill
Daniel	Landrieu	Toomy
Deville	LeBlanc	Travis
DeWitt	Long	Triche
Diez	Marionneaux	Vitter
Dimos	Martiny	Walsworth
Doerge	McCain	Warner
Donelon	McCallum	Welch
Dupre	McDonald	Weston
Durand	McMains	Wiggins
Farve	Michot	Wilkerson
Faucheux	Mitchell	Willard-Lewis
Flavin	Morrell	Windhorst
Fontenot	Morrish	Winston
Forster	Murray	Wright
Frith	Odinot	
Fruge	Pierre	
Total—103		

#### NAYS

Total—0

#### ABSENT

Montgomery Perkins  
Total—2

The amendments proposed by the Senate were concurred in by the House.

### HOUSE BILL NO. 418—

BY REPRESENTATIVES TRAVIS, BARTON, DURAND, FLAVIN, FRITH, GAUTREAUX, HILL, MICHOT, MURRAY, PINAC, POWELL, SCHNEIDER, AND WESTON

#### AN ACT

To amend and reenact R.S. 51:1256(B) and to enact R.S. 51:1256(B)(2)(f) and (i), relative to the Louisiana Tourism Development Commission; to provide for an increase in membership; and to provide for related matters.

Read by title.



The above bill was taken up with the amendments proposed by the Senate.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 418 by Representative Travis

AMENDMENT NO. 1

On page 1, line 2, following "(B)" and before "and to" insert "(introductory paragraph)" and on page 1, line 7, following "(B)" and before "is" insert "(introductory paragraph)"

Rep. Travis moved that the amendments proposed by the Senate be concurred in.

**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	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
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	Wilkerson
Faucheux	Montgomery	Willard-Lewis
Flavin	Morrell	Windhorst
Fontenot	Morrish	Winston
Forster	Murray	Wright
Fruge	Odinot	
Total—101		

**NAYS**

Total—0

**ABSENT**

Frith	Strain
Hudson	Wiggins
Total—4	

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 538—**

BY REPRESENTATIVES MCCAIN, BRUCE, PINAC, DOERGE, AND JOHNS

**AN ACT**

To enact R.S. 47:463.46, relative to motor vehicle registration; to provide for special prestige license plates for members of Lions International; to provide for fees; to provide for the disbursement of those fees; to provide for the procedure for issuing the plates; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Reengrossed House Bill No. 538 by Representative McCain

AMENDMENT NO. 1

On page 2, delete lines 5 and 6, and insert:

"D. The donation required by this Section shall be in addition to the regular motor vehicle registration license fee."

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 538 by Representative McCain

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Transportation, Highways, and Public Works adopted by the Senate on May 22, 1997, on line 3, following the quotation marks and before "The" change "D." to "C."

Rep. McCain moved that the amendments proposed by the Senate be concurred in.

**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	Hopkins	Salter
Bruce	Hudson	Scalise
Brun	Hunter	Schneider
Bruneau	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Strain
Crane	Kenney	Theriot
Curtis	Lancaster	Thomas
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy

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

Total—100

NAYS

Total—0

ABSENT

Carter	Jetson	Triche
Holden	Stelly	

Total—5

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 553—**

BY REPRESENTATIVE TRAVIS

AN ACT

To enact R.S. 37:2156.1(D)(3), relative to the licensure of contractors; to provide for ineligibility of service as a qualifying party for any person found cheating on a board examination; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 553 by Representative Travis

AMENDMENT NO. 1

On page 1, following line 15, insert three asterisks "\*\*\*\*"

Rep. Travis moved that the amendments proposed by the Senate be concurred in.

**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	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
Crane	Lancaster	Theriot
Damico	Landrieu	Thomas
Daniel	LeBlanc	Thompson
Deville	Long	Thornhill
DeWitt	Marionneau	Toomy
Diez	Martiny	Travis
Dimos	McCain	Triche
Donelon	McCallum	Vitter
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Welch
Flavin	Mitchell	Weston
Fontenot	Montgomery	Wiggins
Forster	Morrish	Wilkerson
Frith	Murray	Willard-Lewis
Fruge	Odinet	Windhorst
Gautreaux	Perkins	Winston
Glover	Pierre	Wright

Total—99

NAYS

Total—0

ABSENT

Carter	Doerge	Hudson
Curtis	Faucheux	Morrell

Total—6

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 554—**

BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 37:2150.1(7), relative to contractors; to provide for definition of "person"; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 556—**

BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 37:2152(A)(3)(a) and (4)(a), relative to State Licensing Board for Contractors; to provide for appointments from the field of mechanical construction; to provide for appointments from the field of electrical construction; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 559—**

BY REPRESENTATIVE TRAVIS  
AN ACT

To amend and reenact R.S. 37:2162(A), relative to violations of the provisions regulating contractors; to provide for payment of litigation expenses; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Reengrossed House Bill No. 559 by Representative Travis

AMENDMENT NO. 1

On page 1, line 2, after "(A)" insert "and (I)"

AMENDMENT NO. 2

On page 1, line 3, after "expenses;" insert "to provide for assessment of penalties for violations;"

AMENDMENT NO. 3

On page 1, line 6, after "(A)" delete "is" and insert "and (I) are"

AMENDMENT NO. 4

On page 1, line 14, after "reasonable" delete the remainder of the line and line 15 and insert "litigation expenses as defined in R.S. 49:965.1(D)(1)"

AMENDMENT NO. 5

On page 1, after line 16, insert the following:

"I. In addition to any other penalties provided for in this Chapter, ~~and upon a finding that a person is acting as a contractor, as defined by R.S. 37:2150.1(4), without a valid license,~~ the board may, after notice and hearing, issue an order directing the contractor to cease and desist all actions constituting ~~such a~~ violation until such time as a contractor complies with the requirements of this Chapter, and to pay to the board a civil penalty of not more than three percent of the total contract being performed. All funds collected as a result of this penalty shall be maintained in a separate fund. Annually, at each audit of the board, any funds contained in the separate fund shall be transferred to the state treasurer. Said funds shall be for the purpose of capital outlay improvement."

Rep. Travis moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pinac
Alario	Green	Pratt
Alexander, A.—93rd	Guillory	Quezaire
Alexander, R.—13th	Hammitt	Riddle
Ansardi	Heaton	Romero
Barton	Hebert	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	Johns	Stelly
Clarkson	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
Dimos	McDonald	Walsworth
Doerge	McMains	Warner
Donelon	Michot	Welch
Dupre	Mitchell	Weston
Durand	Montgomery	Wiggins
Faucheux	Morrell	Wilkerson
Flavin	Morrish	Willard-Lewis
Fontenot	Murray	Windhorst
Forster	Odinot	Winston
Frith	Perkins	Wright
Fruge	Pierre	
Total—98		

NAYS

Jetson  
Total—1

ABSENT

Bruce	Gautreaux	Marionneaux
Farve	Hill	Powell
Total—6		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 556—**

BY REPRESENTATIVE TRAVIS  
AN ACT

To amend and reenact R.S. 37:2152(A)(3)(a) and (4)(a), relative to State Licensing Board for Contractors; to provide for appointments from the field of mechanical construction; to provide for appointments from the field of electrical construction; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Hollis to Engrossed House Bill No. 556 by Representative Travis

AMENDMENT NO. 1

On page 1, line 2, after "(A)" insert "(2)(a)(i)," and after "(3)(a)" insert a comma ","

AMENDMENT NO. 2

On page 1, line 7, after "(A)" insert "(2)(a)(i)," and after "(3)(a)" insert a comma ","

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## AMENDMENT NO. 3

On page 1, after line 13 insert the following:

"(2)(a)(i) The Board of Directors of the Louisiana A.G.C. Council, Inc., shall submit a list of not less than ten names by certification of its president and secretary to the secretary of state at the state capitol within fifteen days from September 9, 1988.

\* \* \*

Rep. Travis moved that the amendments proposed by the Senate be concurred in.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander, A.—93rd	Heaton	Pratt
Ansardi	Hebert	Riddle
Barton	Hill	Romero
Baudoin	Holden	Rousselle
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Brun	Iles	Smith, J.D.—50th
Carter	Jenkins	Smith, J.R.—30th
Chaisson	Jetson	Stelly
Clarkson	Johns	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
Frith	Odinet	Winston
Gautreaux	Perkins	Wright
Glover	Pierre	
Total—95		

#### NAYS

Total—0

#### ABSENT

Alexander, R.—13th	Frue	Quezaire
Bruneau	Green	Shaw
Copelin	Kennard	
Faucheux	Murray	
Total—10		

The amendments proposed by the Senate were concurred in by the House.

## HOUSE BILL NO. 560—

BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 37:2158(A)(introductory paragraph) and to enact R.S. 37:2158(A)(8) and (9), relative to contractors; to provide relative to revocation, suspension, and renewal of license; to provide for issuance of cease and desist orders; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Engrossed House Bill No. 560 by Representative Travis

#### AMENDMENT NO. 1

On page 1, line 2, after "paragraph)" insert "and R.S. 37:2158 (B)(1) and (2)"

#### AMENDMENT NO. 2

On page 1, line 3, after "(8)" delete "and (9)," and insert ", (9), and (10),"

#### AMENDMENT NO. 3

On page 1, line 5, after "orders;" insert "to provide relative to debarment;"

#### AMENDMENT NO. 4

On page 1, line 7, after "paragraph)" insert "and R.S. 37:2158(B)(1) and (2)" and change "is" to "are"

#### AMENDMENT NO. 5

On page 1, line 8, after "(8)" delete "and (9)" and insert ",(9), and (10)"

#### AMENDMENT NO. 6

On page 1, at the end of line 11, add "; debarment"

#### AMENDMENT NO. 7

On page 1, line 14 after "work" insert ", or debar any person or licensee,"

#### AMENDMENT NO. 8

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

"(10) Disqualification or debarment by any public entity.

B.(1) In order to enforce the provisions of this Chapter, the board may conduct hearings in accordance with the provisions R.S. 49:951 et seq. The board shall maintain and make available a record of all persons or licensees who have been disqualified by any public entity pursuant to R.S. 38:2212(J). If any person or licensee has been disqualified more than once in a twelve-month period, the board shall hold a debarment hearing.

(2) After the hearing, if the board rules that a person has violated any provision of this Chapter, or that a person or licensee has been appropriately disqualified more than once in a twelve-month period, in lieu of revoking or suspending the license, the board may order said person to discontinue immediately all work of every type and nature whatsoever on the construction project which is the subject of the hearing, and/or the board may debar a person or licensee from bidding on projects for any public entity for up to three years. Additionally, the board may require the licensee to pay the actual costs incurred by the board in connection with the investigation and conduction of the hearing. In accordance with R.S. 49:964, the board may grant a stay of the enforcement of its order for good cause."

Rep. Travis moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Glover	Pierre
Alario	Green	Pinac
Alexander, A.—93rd	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	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
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	

**NAYS**

Total—0

**ABSENT**

Alexander, R.—13th	Iles
DeWitt	Powell
Total—4	

The amendments proposed by the Senate were concurred in by the House.

**Speaker Pro Tempore Bruneau in the Chair**

**HOUSE BILL NO. 561—**

BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 37:2163(E), relative to contractors; to provide for hearings and imposition of fines by the board for violations of bid procedures; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Reengrossed House Bill No. 561 by Representative Travis

**AMENDMENT NO. 1**

On page 2, line 3, after "commissions" insert a "." and delete the remainder of the line

Rep. Travis moved that the amendments proposed by the Senate be concurred in.

As a substitute motion, Rep. Murray moved that the amendments proposed by the Senate be rejected.

Rep. Travis objected.

The vote recurred on the substitute motion.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Alario	Heaton	Quezaire
Alexander, A.—93rd	Holden	Romero
Ansardi	Hudson	Rousselle
Baylor	Hunter	Shaw
Bruce	Iles	Smith, J.D.—50th
Carter	Jetson	Smith, J.R.—30th
Chaisson	Kenney	Strain
Clarkson	Landrieu	Theriot
Copelin	LeBlanc	Thompson
Curtis	Marionneaux	Thornhill
Damico	Martiny	Toomy
Daniel	McCallum	Vitter
DeWitt	McDonald	Welch
Donelon	McMains	Weston
Farve	Mitchell	Wiggins
Frith	Morrell	Wilkerson
Glover	Murray	Willard-Lewis
Green	Odinet	Windhorst
Hammett	Pratt	
Total—56		

**NAYS**

Barton	Hebert	Riddle
Bowler	Hopkins	Salter
Brun	Jenkins	Scalise
Bruneau	Johns	Schneider
Crane	Lancaster	Stelly
Deville	Long	Thomas

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Dimos Michot Travis
Flavin Morrish Triche
Fontenot Perkins Winston
Forster Pierre Wright
Fruge Pinac
Guillory Powell
Total—34

ABSENT

Mr. Speaker Dupre Kennard
Alexander, R.—13th Durand McCain
Baudoin Fauchoux Montgomery
Diez Gautreaux Walsworth
Doerge Hill Warner
Total—15

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 554—
BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 37:2150.1(7), relative to contractors; to provide for definition of "person"; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Reengrossed House Bill No. 554 by Representative Travis

AMENDMENT NO. 1

On page 2, line 2, after "person" insert "; or any state or local governing authority or political subdivision performing a new construction project which does not constitute regular maintenance of the public facility or facilities which it has been authorized to maintain"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hainkel to Reengrossed House Bill No. 554 by Representative Travis

AMENDMENT NO. 1

In Senate Committee Amendments Number 1 of amendments proposed by the Senate Committee on Commerce and adopted by the Senate on May 29, 1997, on line 3, after "project" insert the following: "which exceeds the contract limits provided in R.S. 38:2212 and"

Rep. Travis moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Gautreaux Pinac
Alario Green Powell
Alexander, A.—93rd Guillory Pratt
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
Copelin Jetson Strain
Crane Johns Theriot
Curtis Kenney Thomas
Damico Lancaster Thompson
Daniel Landrieu Thornhill
Deville LeBlanc 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
Fauchoux Montgomery Wilkerson
Flavin Morrell Willard-Lewis
Fontenot Morrish Windhorst
Forster Odinet Winston
Fruge Perkins Wright
Pierre
Total—98

NAYS

Murray
Total—1

ABSENT

Alexander, R.—13th Glover Long
Clarkson Kennard Quezaira
Total—6

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 578—
BY REPRESENTATIVE WINDHORST
AN ACT

To enact R.S. 32:57(G), relative to penalties when traffic citations are issued by police employed by the Greater New Orleans Expressway Commission; to provide for an additional cost to be added to the penalty in such cases; to create a Greater New Orleans Expressway Commission Additional Cost Fund; to provide for uses of monies in the fund; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 578 by Representative Windhorst

AMENDMENT NO. 1

On page 1, line 14, after "issued" insert "for a violation on the Huey P. Long Bridge or the Lake Pontchartrain Causeway Bridge or approaches to and from such bridges"

AMENDMENT NO. 2

On page 2, line 11, after "of" and before "officers" change "the" to "P.O.S.T. certified"

Rep. Windhorst moved that the amendments proposed by the Senate be concurred in.

**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	Hebert	Pratt
Ansardi	Hill	Quezaire
Barton	Holden	Rousselle
Baudoin	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	Mitchell	Weston
Durand	Montgomery	Wiggins
Farve	Morrell	Wilkerson
Flavin	Morrish	Willard-Lewis
Fontenot	Murray	Windhorst
Forster	Odinet	Winston
Frith	Perkins	Wright
Total—96		

NAYS

Fruge	Jetson
Total—2	

ABSENT

Baylor	Glover	Romero
Faucheux	Heaton	
Gautreaux	Riddle	
Total—7		

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

**HOUSE BILL NO. 607—**

BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 51:1258(B), relative to the office of tourism; to provide for appointment of the assistant secretary by the lieutenant governor; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Engrossed House Bill No. 607 by Representative Travis

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 51:1258(B)" insert "and (C)"

AMENDMENT NO. 2

On page 1, line 3, after "governor" insert "and for his confirmation"

AMENDMENT NO. 3

On page 1, line 6, after "R.S. 51:1258(B)" change "is" to "and (C) are"

AMENDMENT NO. 4

On page 1, at the end of line 13, insert: "The assistant secretary shall be confirmed by the Senate."

AMENDMENT NO. 5

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

"C. When there exists a vacancy in this position, the commission shall, according to its bylaws and procedures, develop a list of at least three but not more than five eligible nominees from which the lieutenant governor shall appoint the assistant secretary. If the lieutenant governor fails to find an acceptable nominee from the list, he shall notify the commission in writing within thirty days and shall specify his reasons for rejecting the slate. If such a rejection occurs, the commission shall develop another list of qualified nominees."

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 607 by Representative Travis

AMENDMENT NO. 1

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Commerce and Consumer Protection adopted by the Senate on May 29, 1997, on line 4 after line, change "3" to "4"

Rep. Travis moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

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YEAS

Mr. Speaker	Green	Pinac
Alario	Guillory	Powell
Alexander, A.—93rd	Hammett	Pratt
Barton	Heaton	Quezaire
Baudoin	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	Kenney	Theriot
Damico	Lancaster	Thomas
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneaux	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
Forster	Murray	Windhorst
Frith	Odinet	Winston
Fruge	Perkins	Wright
Glover	Pierre	
Total—98		

NAYS

Total—0

ABSENT

Alexander, R.—13th	Gautreaux	Riddle
Ansardi	Kennard	
Baylor	Martiny	
Total—7		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 648—**

BY REPRESENTATIVE FRITH

AN ACT

To enact R.S. 34:851.20(M), relative to registration of motorboats and sailboats; to require inspection of homemade boats; to provide for the fee for such registration; to provide for the expenditure of funds generated; to provide relative to notification of receipt of certain aluminum boats upon sale for salvage or scrap; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Reengrossed House Bill No. 648 by Representative Frith

AMENDMENT NO. 1

On page 2, at the end of line 8, insert a period "."

AMENDMENT NO. 2

On page 2, delete line 9

Rep. Frith moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Jenkins
Total—1

ABSENT

Alexander, R.—13th	Kennard	Wright
Ansardi	Long	
Gautreaux	Martiny	
Total—7		

The amendments proposed by the Senate were concurred in by the House.



**HOUSE BILL NO. 793—**

BY REPRESENTATIVE MICHOT

AN ACT

To enact R.S. 37:3503(8)(b)(x), relative to certified public accountants; to exempt certified public accountants from the definition of "private investigator" or "private detective"; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 793 by Representative Michot

AMENDMENT NO. 1

On page 1, line 12, following "(8)" delete the remainder of the line and delete lines 13 through 16 in their entirety

Rep. Michot moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Alexander, A.—93rd	Heaton	Quezaire
Barton	Hebert	Riddle
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	Kenney	Theriot
Curtis	Lancaster	Thomas
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	McCain	Triche
Dimos	McCallum	Vitter
Doerge	McMains	Walsworth
Donelon	Michot	Warner
Dupre	Mitchell	Welch
Durand	Montgomery	Weston
Farve	Morrell	Wiggins
Faucheux	Morrish	Wilkerson
Flavin	Murray	Willard-Lewis
Fontenot	Odinot	Windhorst
Forster	Perkins	Winston
Fruge	Pinac	Wright
Green		
Total—95		

NAYS

Total—0

ABSENT

Alexander, R.—13th	Gautreaux	McDonald
Ansardi	Glover	Romero
Brun	Kennard	
Frith	Martiny	
Total—10		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 809—**

BY REPRESENTATIVE WESTON

AN ACT

To amend and reenact R.S. 25:783 and R.S. 36:208(E) and to enact Chapter 21-A of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:911 through 913, relative to the Department of Culture, Recreation and Tourism; to establish the division of historic preservation within the office of cultural development of the department; to provide with respect to such division including matters of authority, duties, responsibilities, organization, governance, and placement within the executive branch of state government; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 809 by Representative Weston

AMENDMENT NO. 1

On page 6, following line 4, insert three asterisks "\*\*\*\*"

Rep. Weston moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pinac
Alario	Guillory	Powell
Alexander, A.—93rd	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	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

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Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Mitchell	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard-Lewis
Forster	Murray	Windhorst
Frith	Odinet	Winston
Fruge	Perkins	Wright
Glover	Pierre	

Total—98

NAYS

Total—0

ABSENT

Alexander, R.—13th	Gautreaux	Stelly
Barton	Kennard	
Dupre	Morrish	
Total—7		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 956—**

BY REPRESENTATIVE TRICHE

AN ACT

To amend and reenact R.S. 40:1563.4 and to repeal R.S. 40:1637(B), relative to the state fire marshal; to provide for the imposition of civil penalties for violations; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Engrossed House Bill No. 956 by Representative Triche

AMENDMENT NO. 1

On page 2, line 2, after "rule" insert "promulgated through the Administrative Procedure Act"

AMENDMENT NO. 2

On page 2, line 4, after "him" insert "in writing and only after deadlines imposed in the order have expired"

Rep. Triche moved that the amendments proposed by the Senate be concurred in.

**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
Baudoin	Hebert	Romero
Baylor	Hill	Rousselle

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

Total—95

NAYS

Jetson  
Total—1

ABSENT

Alexander, R.—13th	Gautreaux	Mitchell
Doerge	Hudson	Stelly
Fruge	Kennard	Thomas
Total—9		

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

**HOUSE BILL NO. 1046—**

BY REPRESENTATIVES R. ALEXANDER, DEWITT, AND DURAND

AN ACT

To amend and reenact R.S. 28:426 and to enact R.S. 40:2009.6(B)(5), relative to licenses issued by the Department of Health and Hospitals; to authorize the department to revoke the license of a provider of mental retardation and developmental disabilities services, residential living options, or both, who fails to timely report or pay any fee or who becomes delinquent in the payment of any fee owed to the department; to authorize revocation or denial of renewal of a nursing home license for the failure to timely report or pay any fee or delinquency in payment of any fee owed to the department; to specify that such fees include provider fees imposed by law; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 1046 by Representative Rodney Alexander, et al.

AMENDMENT NO. 1

On page 2, line 9, after "Act." delete the remainder of the line, delete lines 10 and 11, and at the beginning of line 12, delete "of said fees and/or fines."

AMENDMENT NO. 2

On page 2, line 16, after the period "." insert the following:

"The revocation shall be stayed during the pendency of any agency administrative appeal filed by a health care provider who contests or disputes the delinquency of any fee or fine."

AMENDMENT NO. 3

On page 2, delete lines 23 through 26 in their entirety and insert the following:

"(5)(a) When a nursing facility has failed to timely report or pay a fee or has been delinquent in payment of any fee owed to the department, including specifically provider fees imposed pursuant to R.S. 46:2625, on more than three occasions. Revocation shall be stayed during the pendency of any agency administrative appeal filed by a health care provider who contests or disputes the delinquency fee or fine.

(b) For purposes of this Paragraph, a nursing facility shall be considered to be delinquent on the tenth day following the date on which the report or fee is due."

AMENDMENT NO. 4

On page 3, delete lines 1 and 2 in their entirety

Rep. Riddle moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Dupre	Michot	Weston
Durand	Mitchell	Wiggins
Farve	Montgomery	Wilkerson
Faucheux	Morrell	Willard-Lewis
Flavin	Morrish	Windhorst
Fontenot	Odinet	Winston
Forster	Perkins	Wright
Frith	Pierre	

Total—98

NAYS

Jetson  
Total—2

Murray

ABSENT

Doerge  
Hebert  
Total—5

Kenard  
McDonald

Rousselle

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1048—**

BY REPRESENTATIVES R. ALEXANDER, DEWITT, DURAND, GAUTREAUX, JOHNS, RIDDLE, THOMPSON, THORNHILL, AND VITTER AND SENATOR ROBICHAUX

**AN ACT**

To enact R.S. 36:254(D)(2) and (3), relative to the powers and duties of the secretary of the Department of Health and Hospitals; to provide for powers and duties of the secretary relative to the Medical Assistance Program; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Engrossed House Bill No. 1048 by Representative Rodney Alexander, et al.

AMENDMENT NO. 1

On page 1, line 14, between "(2)" and "secretary" delete "The" and insert the following:

"Except as otherwise limited by a specific provision of law, the"

AMENDMENT NO. 2

On page 2, at the beginning of line 6, delete "to"

AMENDMENT NO. 3

On page 2, line 9, after "may" delete the remainder of the line and on line 10, delete "procedures" and insert "adopt rules and regulations"

AMENDMENT NO. 4

On page 2, line 13, after "Such" delete "criteria, policies, and procedures" and insert "rules and regulations" and between "but" and "not" insert "shall"

AMENDMENT NO. 5

On page 2, delete lines 23 through 26 in their entirety and insert the following:

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"(iii) Provide a letter of credit, surety bond, or a combination thereof, not to exceed fifty thousand dollars."

AMENDMENT NO. 6

On page 3, line 1, after "(b)" delete "The general" and insert "General"

AMENDMENT NO. 7

On page 3, line 6, change "Penalties" to "Sanctions" and after "violations" insert "of federal and state laws and rules applicable to the Medical Assistance Program"

Rep. Riddle moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Alexander, A.—93rd, Ansardi, Barton, Baudoin, Baylor, Bowler, Bruneau, Carter, Chaisson, Clarkson, Copelin, Crane, Curtis, Damico, Daniel, Deville, Diez, Dimos, Doerge, Donelon, Dupre, Durand, Farve, Fauchaux, Flavin, Fontenot, Forster, Frith, Gautreaux, Glover, Green, Total—94

NAYS

Total—0

ABSENT

Table with 3 columns of names: Alario, Alexander, R.—13th, Bruce, Brun, Total—11, DeWitt, Fruge, Holden, Kennard, Shaw, Thomas, Wright

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1049—

BY REPRESENTATIVES R. ALEXANDER, DEWITT, GAUTREAUX, JOHNS, RIDDLE, THORNHILL, VITTER, AND WALSWORTH AND SENATORS DYESS AND ROBICHAUX AN ACT

To amend and reenact R.S. 40:2116(D), 2116.32(F)(2), and 2116.35(A) and to enact R.S. 28:567(E) and R.S. 40:2103(C), relative to licensure of health care facilities; to provide for a moratorium on the licensure of mental health clinics and mental health centers; to extend the moratorium on certified beds for nursing facilities and new nursing facilities; to extend the moratorium on licensure of home health agencies; to require new locations of existing licensed home health agencies to be licensed; to provide for a moratorium on the licensure of long-term care hospital facilities and beds in such facilities; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

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

HOUSE BILL NO. 1059—

BY REPRESENTATIVE FAUCHEUX AN ACT

To enact R.S. 22:674, relative to health and accident insurance; to require notice of health insurance payments; to provide that the notice be forwarded to the patient, policyholder, or insured; to provide for sanctions for the failure to comply; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 1059 by Representative Fauchaux

AMENDMENT NO. 1

On page 2, line 4 delete the period "." and insert "or health care provider."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1059 by Representative Fauchaux

AMENDMENT NO. 1

On page 1, line 13, following "receipt" and before "a" insert "of"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Landry to Reengrossed House Bill No. 1059 by Representative Fauchaux

AMENDMENT NO. 1

On page 2, after line 4, insert the following:

"Section 2. The provisions of this Section shall not apply if the health insurer or other payor of health care benefits making payments to the health care provider sends notification of payment to the health care provider to the patient, policyholder or insured."

Rep. Faucheux moved that the amendments proposed by the Senate be rejected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Guillory	Pierre
Alexander, A.—93rd	Hammett	Pinac
Ansardi	Heaton	Powell
Barton	Hebert	Pratt
Baudoin	Hill	Quezaire
Baylor	Holden	Riddle
Bowler	Hopkins	Romero
Bruce	Hudson	Rousselle
Brun	Hunter	Scalise
Bruneau	Iles	Schneider
Carter	Jenkins	Smith, J.D.—50th
Chaisson	Jetson	Smith, J.R.—30th
Clarkson	Johns	Stelly
Copelin	Kenney	Strain
Crane	Lancaster	Theriot
Curtis	Landrieu	Thomas
Damico	LeBlanc	Thompson
Daniel	Long	Thornhill
Deville	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
Forster	Murray	Windhorst
Frith	Odinet	Winston
Green	Perkins	Wright
Total—96		

**NAYS**

Total—0

**ABSENT**

Alario	Fruge	Kennard
Alexander, R.—13th	Gautreaux	Salter
DeWitt	Glover	Shaw
Total—9		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 1094—**  
BY REPRESENTATIVES WINDHORST, DEWITT, AND SCHNEIDER  
AN ACT

To amend and reenact R.S. 15:574.2(C)(7) and to enact R.S. 15:574.2(C)(11), relative to the Board of Parole; to provide for rulemaking authority for the Board of Parole; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1094 by Representative Windhorst

AMENDMENT NO. 1

On page 1, line 8, following "of" and before "membership" change "Parole;" to "parole;"

AMENDMENT NO. 2

On page 1, lines 13 and 14, following "the" and before "shall" change "Board of Parole" to "board of parole"

Rep. Windhorst moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	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	Kenney	Strain
Curtis	Lancaster	Theriot
Damico	Landrieu	Thomas
Daniel	LeBlanc	Thompson
Deville	Long	Thornhill
Diez	Marionneaux	Toomy
Doerge	Martiny	Travis
Donelon	McCain	Triche
Dupre	McCallum	Vitter
Durand	McDonald	Walsworth
Farve	McMains	Warner
Faucheux	Michot	Welch
Flavin	Montgomery	Weston
Fontenot	Morrell	Wiggins
Forster	Morrish	Wilkerson
Frith	Murray	Willard-Lewis
Fruge	Odinet	Windhorst
Gautreaux	Perkins	Winston
Glover	Pierre	Wright
Total—99		

**NAYS**

Total—0

**ABSENT**

Alario	DeWitt	Kennard
Alexander, R.—13th	Dimos	Mitchell
Total—6		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1104—**

BY REPRESENTATIVE TRAVIS

**AN ACT**

To amend and reenact R.S. 37:493(A)(1), (B), (D), (G), and (H), 496, 497(A), 498(G), 499, 504(6) through (8), 504.1(6) through (8), 509(A)(1) and (C), 512(B), 516(A)(1), 541(A) and (C), 543, 544, and 554, to enact R.S. 37:493(I) and (J), 499.1, and 509.1, and to repeal R.S. 37:493(C)(3), 497(B), 498(E), and 509(E), relative to cosmetology; to provide relative to the Louisiana State Board of Cosmetology, its members and its duties; to provide for compensation, expenses, and duties of board members, the chief inspector, and the executive director; to provide for inspections and inspectors; to provide for an examination team; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Reengrossed House Bill No. 1104 by Representative Travis

AMENDMENT NO. 1

On page 4, line 14, after "board" delete the remainder of the line and insert ". The"

AMENDMENT NO. 2

On page 4, line 21, after "board" insert a "." and delete the remainder of the line and at the beginning of line 22, delete "twenty-five thousand dollars."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Hollis to Reengrossed House Bill No. 1104 by Representative Travis

AMENDMENT NO. 1

Delete Senate Committee Amendments proposed by the Senate Committee on Commerce and Consumer Protection and adopted by the Senate on May 29, 1997.

AMENDMENT NO. 2

On page 4, line 14, delete "thirty" and insert "fifty"

AMENDMENT NO. 3

On page 4, line 22, delete "twenty-five" and insert "fifty"

Rep. Travis moved that the amendments proposed by the Senate be rejected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Alexander, A.—93rd	Heaton	Quezairé
Ansardi	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	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
Forster	Murray	Windhorst
Frith	Odinot	Winston
Fruge	Perkins	Wright
Glover	Pierre	
Green	Pinac	
Total—100		

**NAYS**

Total—0

**ABSENT**

Alexander, R.—13th	Baudoin	Kennard
Barton	Gautreaux	
Total—5		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 1127—**

BY REPRESENTATIVE WRIGHT

**AN ACT**

To enact R.S. 47:463.46 and R.S. 56:10(B)(8), relative to motor vehicle registration; to provide for special prestige license plates for Ducks Unlimited; to provide for fees; to provide for the disposition of those fees; to provide for the establishment of an account in the Conservation Fund; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 1127 by Representative Wright

AMENDMENT NO. 1

On page 1, line 14, after "trucks," add "recreational vehicles,"

Rep. Wright moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Gautreaux	Pratt
Alario	Glover	Quezaire
Alexander, A.—93rd	Green	Riddle
Ansardi	Guillory	Romero
Barton	Hammett	Salter
Baudoin	Heaton	Scalise
Baylor	Hebert	Schneider
Bowler	Holden	Shaw
Brun	Hopkins	Smith, J.D.—50th
Bruneau	Hunter	Smith, J.R.—30th
Chaisson	Iles	Stelly
Clarkson	Jenkins	Strain
Copelin	Jetson	Theriot
Crane	Johns	Thomas
Curtis	Kenney	Thompson
Damico	Lancaster	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	Mitchell	Wilkerson
Faucheux	Montgomery	Willard-Lewis
Flavin	Morrell	Windhorst
Fontenot	Murray	Winston
Forster	Odinet	Wright
Frith	Pierre	
Fruge	Pinac	
Total—94		

**NAYS**

Total—0

**ABSENT**

Alexander, R.—13th	Hudson	Perkins
Bruce	Kennard	Powell
Carter	Landrieu	Rousselle
Hill	Morrish	
Total—11		

The amendments proposed by the Senate were concurred in by the House.

**Acting Speaker Long in the Chair**

**HOUSE BILL NO. 1049—**

BY REPRESENTATIVES R. ALEXANDER, DEWITT, GAUTREAUX, JOHNS, RIDDLE, THORNHILL, VITTER, AND WALSWORTH AND SENATORS DYESS AND ROBICHAUX

**AN ACT**

To amend and reenact R.S. 40:2116(D), 2116.32(F)(2), and 2116.35(A) and to enact R.S. 28:567(E) and R.S. 40:2103(C),

relative to licensure of health care facilities; to provide for a moratorium on the licensure of mental health clinics and mental health centers; to extend the moratorium on certified beds for nursing facilities and new nursing facilities; to extend the moratorium on licensure of home health agencies; to require new locations of existing licensed home health agencies to be licensed; to provide for a moratorium on the licensure of long-term care hospital facilities and beds in such facilities; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 1049 by Representative Rodney Alexander, et al.

AMENDMENT NO. 1

On page 1, line 8, delete "licensed" and insert "registered"

AMENDMENT NO. 2

On page 2, line 5, after "department" delete the remainder of the line

AMENDMENT NO. 3

On page 2, delete line 6 in its entirety and insert "prior to July 1, 1997."

AMENDMENT NO. 4

On page 2, line 15, delete "June 1, 1997" and insert "August 1, 1997"

AMENDMENT NO. 5

On page 2, line 17, delete "continued"

AMENDMENT NO. 6

On page 2, line 23, delete "November 1, 1997" and insert "December 1, 1997"

AMENDMENT NO. 7

On page 4, line 9, delete "Every" and insert "Each"

AMENDMENT NO. 8

On page 4, line 10, after "agency" insert "located outside of a fifty-mile radius" and delete the remainder of the line

AMENDMENT NO. 9

On page 4, line 11, delete "locations"

AMENDMENT NO. 10

On page 4, between lines 11 and 12, insert the following:

"Each location of a home health agency located within a fifty mile radius of an existing licensed home health agency must be registered with the department."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Hines to Reengrossed House Bill No. 1049 by Representative Rodney Alexander, et al.

AMENDMENT NO. 1

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Health and Welfare and adopted by the Senate on May 22, 1997, on line 6, delete "July 1, 1997" and insert "the effective date of this Subsection"

Rep. Riddle moved that the amendments proposed by the Senate be concurred in.

As a substitute motion, Rep. Jetson moved that the amendments proposed by the Senate be rejected.

Rep. Riddle objected.

The vote recurred on the substitute motion.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Alexander, A.—93rd	Guillory	Pierre
Baudoin	Heaton	Pratt
Baylor	Hebert	Quezairé
Bowler	Holden	Romero
Carter	Hopkins	Rousselle
Clarkson	Hudson	Salter
Curtis	Hunter	Schneider
Deville	Jetson	Smith, J.D.—50th
Diez	Kenney	Theriot
Dimos	McCain	Thornhill
Durand	McMains	Travis
Farve	Michot	Weston
Faucheux	Mitchell	Wilkerson
Frith	Morrell	Willard-Lewis
Glover	Murray	Windhorst
Green	Odinet	Wright
Total—48		

**NAYS**

Alario	Hammett	Riddle
Barton	Hill	Scalise
Bruce	Iles	Shaw
Brun	Jenkins	Smith, J.R.—30th
Bruneau	Johns	Stelly
Chaisson	Lancaster	Strain
Copelin	Landrieu	Thomas
Crane	LeBlanc	Thompson
Damico	Long	Toomy
Daniel	Marionneaux	Triche
DeWitt	Martiny	Vitter
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	Montgomery	Welch
Flavin	Morrish	Wiggins
Fontenot	Perkins	Winston
Forster	Pinac	
Früge	Powell	
Total—52		

**ABSENT**

Mr. Speaker	Ansardi	Kennard
Alexander, R.—13th	Gautreaux	
Total—5		

The House refused to reject the amendments.

Rep. Riddle insisted on his motion that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Alario	Hammett	Perkins
Barton	Hill	Pinac
Baudoin	Hudson	Powell
Bruce	Iles	Riddle
Brun	Jenkins	Scalise
Bruneau	Johns	Shaw
Carter	Kenney	Stelly
Chaisson	Lancaster	Strain
Crane	Landrieu	Thomas
Damico	LeBlanc	Thompson
Daniel	Long	Toomy
DeWitt	Marionneaux	Triche
Diez	Martiny	Vitter
Faucheux	McCallum	Walsworth
Flavin	McDonald	Warner
Fontenot	McMains	Welch
Forster	Montgomery	Wiggins
Früge	Morrish	Winston
Total—54		

**NAYS**

Baylor	Hebert	Rousselle
Bowler	Holden	Salter
Clarkson	Hopkins	Schneider
Copelin	Hunter	Smith, J.D.—50th
Curtis	Jetson	Smith, J.R.—30th
Deville	Michot	Theriot
Dimos	Mitchell	Thornhill
Donelon	Morrell	Travis
Durand	Murray	Wilkerson
Farve	Odinet	Willard-Lewis
Frith	Pierre	Windhorst
Glover	Pratt	Wright
Green	Quezairé	
Guillory	Romero	
Total—40		

**ABSENT**

Mr. Speaker	Doerge	Kennard
Alexander, A.—93rd	Dupre	McCain
Alexander, R.—13th	Gautreaux	Weston
Ansardi	Heaton	
Total—11		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1147—**  
BY REPRESENTATIVE MURRAY  
AN ACT

To amend and reenact R.S. 6:956(F)(2), relative to retail installment contracts; to provide relative to the premium rates charged for credit life insurance; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.



**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Insurance to Engrossed House Bill No. 1147 by Representative Murray

AMENDMENT NO. 1

On page 2, line 15, after "contract" delete the remainder of the line

AMENDMENT NO. 2

On page 2, line 16, delete "finance and credit service charges,"

AMENDMENT NO. 3

On page 2, line 17, between "payable" and "under" insert the following:

", including all loan finance and credit service charges,"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Heitmeier to Engrossed House Bill No. 1147 by Representative Murray

AMENDMENT NO. 1

On page 2, after line 24, insert the following:

"Section 2. This Act shall become effective on January 1, 1998."

Rep. Murray moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Alario	Guillory	Pinac
Alexander, A.—93rd	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	Kenney	Strain
Curtis	Lancaster	Theriot
Damico	Landrieu	Thomas
Daniel	LeBlanc	Thompson
Déville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	Martiny	Travis
Dimos	McCain	Triche
Doerge	McCallum	Vitter
Donelon	McDonald	Walsworth
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Mitchell	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard-Lewis

Forster	Murray	Windhorst
Frith	Odinot	Winston
Früge	Perkins	
Green	Pierre	
Total—94		

NAYS

Total—0

ABSENT

Mr. Speaker	Gautreaux	Powell
Alexander, R.—13th	Glover	Warner
Barton	Kennard	Wright
Dupre	Montgomery	
Total—11		

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

**HOUSE BILL NO. 1156—**

BY REPRESENTATIVES TRAVIS, FRITH, AND MURRAY  
AN ACT

To amend and reenact R.S. 6:254(A)(introductory paragraph), relative to authority of state banks; to provide relative to approval of and notice to commissioner of issuance of rights and options; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Engrossed House Bill No. 1156 by Representative Travis

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 6:" insert "213(B)(1) and" and after "paragraph)" insert "and to enact R.S. 6:234"

AMENDMENT NO. 2

On page 1, line 4, after "options;" insert "to provide for amendment provisions;"

AMENDMENT NO. 3

On page 1, line 7, after "R.S. 6:" insert "213(B)(1) and"

AMENDMENT NO. 4

On page 1, line 8, after "reenacted" insert "and R.S. 6:234 is hereby enacted"

AMENDMENT NO. 5

On page 1, between lines 8 and 9, insert the following:

"§213. Articles of incorporation, filing, form, content; letter of acceptance for filing

\* \* \*

B.(1) Notwithstanding the provisions of R.S. 6:291, the articles of incorporation may contain other provisions for the regulation of

the business and the conduct of the affairs of the state bank including any provision authorized by R.S. 12:24(C)(3) or (4), but they shall not contain any provision which is in derogation of the provision of this law or violates any other provision of the laws of this state or of the laws of the United States.

\* \* \*

§234. Special amendment provisions

R.S. 6:234 is all proposed new law.

A.(1) If authorized by the articles, the board may establish a series of shares of any class and may adopt an amendment to the articles fixing the preferences, limitations, and relative rights of the shares of any class, or establishing, and fixing variations in relative rights and preferences as between a series of any preferred or special class. Unless otherwise provided in the articles, the number of shares of any such series to which such amendment applies may be increased, but not above the total number of authorized shares of the class, or decreased, but not below the number of shares thereof then outstanding, by an amendment likewise adopted by the board. In case the number of such shares shall be decreased, the number of shares constituting the decrease shall resume the status of authorized but unissued shares.

(2) When no shares of any such class or series are outstanding, either because none were issued or because no issued shares of any such class or series remain outstanding, the board may adopt an amendment eliminating from the articles any or all matters set forth in any amendment previously adopted by the board with respect to such class or series. Unless otherwise provided in the articles, if no shares have been issued of a class or series established by an amendment to the articles adopted by the board, and there exists no binding commitment to issue any such shares of such class or series, the preferences, limitations, and relative rights thereof may be amended by a further amendment to the articles adopted by the board.

B. In case of an amendment pursuant to Subsection A of this Section, appropriate articles of amendment, reciting the relevant facts and the articles have been amended as provided in this Section shall forthwith be executed, acknowledged, and filed by the proper officers of the state bank in the manner provided in R.S. 6:232.

\* \* \*"

Rep. Travis moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Alario	Guillory	Pinac
Alexander, A.—93rd	Hammett	Powell
Ansardi	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	Smith, J.R.—30th
Crane	Kenney	Stelly

Curtis	Lancaster	Strain
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thomas
Deville	Long	Thompson
DeWitt	Marionneaux	Thornhill
Diez	Martiny	Toomy
Dimos	McCain	Travis
Doerge	McCallum	Triche
Donelon	McDonald	Vitter
Durand	McMains	Walsworth
Farve	Michot	Warner
Fauchoux	Mitchell	Welch
Flavin	Montgomery	Weston
Fontenot	Morrell	Wiggins
Forster	Morrish	Wilkerson
Frith	Murray	Willard-Lewis
Fruge	Odinot	Windhorst
Glover	Perkins	Winston
Green	Pierre	Wright

Total—99

NAYS

Total—0

ABSENT

Mr. Speaker	Barton	Gautreaux
Alexander, R.—13th	Dupre	Kennard
Total—6		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1182—**

BY REPRESENTATIVE MONTGOMERY  
AN ACT

To amend and reenact R.S. 47:463.23(B) and 463.30, relative to prestige license plates for professional firefighters; to provide for an initial fee; to provide for the revocation of such plates; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 1182 by Representative Montgomery

AMENDMENT NO. 1

On page 1, at the beginning of line 4, delete "to provide for the revocation of such plates;"

AMENDMENT NO. 2

On page 1, line 15, after "tax." delete the remainder of the line and delete lines 16 and 17 in their entirety

AMENDMENT NO. 3

On page 2, delete lines 1 through 4 and lines 17 through 23 in their entirety

AMENDMENT NO. 4

On page 2, at the beginning of line 24, change "D" to "C"

Rep. Montgomery moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total—0

**ABSENT**

Mr. Speaker	Dupre	Warner
Alexander, R.—13th	Hudson	Weston
Bruce	Kennard	Winston
Total—9		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1237—  
BY REPRESENTATIVES THOMAS, DEWITT, AND DURAND  
AN ACT**

To amend and reenact R.S. 40:17 and to enact R.S. 40:31.22(E), relative to tuberculosis; to authorize the detention of an individual with active and communicable tuberculosis by execution of an emergency certificate; to provide for the maximum period of detention; to provide for the transfer of a patient to a tuberculosis unit or clinic; to provide for penalties for violation of an emergency certificate and release of the patient upon expiration of the emergency certificate; to establish a procedure for the preparation and issuance of an emergency certificate including procedures for the examination of the patient, factors to be used by a physician when determining if an

emergency certificate should be executed, and follow-up examination procedures; to require the inpatient treatment facility to determine if a patient in a facility for tuberculosis is in need of medical stabilization for other conditions and to provide for the temporary transfer of such patient for medical stabilization treatment when necessary; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Engrossed House Bill No. 1237 by Representative Thomas

AMENDMENT NO. 1

On page 3, at the end of line 16, insert a period ".".

AMENDMENT NO. 2

On page 3, delete line 17 in its entirety and insert the following

"Hereafter, the following tasks shall be completed as soon as possible with regard to a person detained and held pursuant to an emergency certificate:"

AMENDMENT NO. 3

On page 3, delete lines 25 and 26 and on page 4, delete lines 1 and 2

AMENDMENT NO. 4

On page 4, line 3, change "(d)" to "(c)"

AMENDMENT NO. 5

On page 4, line 7, change "(e)" to "(d)"

AMENDMENT NO. 6

On page 4, line 11, after "(2)" delete the remainder of the line, delete lines 12 through 17, and on line 18, delete "hospital."

AMENDMENT NO. 7

On page 5, line 2, change "section" to "Section"

Rep. Thomas moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Alario	Green	Perkins
Alexander, A.—93rd	Guillory	Pierre
Ansardi	Hammett	Pinac
Barton	Heaton	Powell
Baudoin	Hebert	Pratt
Baylor	Hill	Quezaire
Bowler	Holden	Riddle
Brun	Hopkins	Romero

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

Total—98

NAYS

Total—0

ABSENT

Mr. Speaker	Crane	Wright
Alexander, R.—13th	Smith, J.R.—30th	
Bruce	Winston	
Total—7		

The amendments proposed by the Senate were concurred in by the House.

## HOUSE BILL NO. 1275—

BY REPRESENTATIVE DIEZ

AN ACT

To enact Part XIV-B of Chapter 2 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:912.21 through 912.28, relative to manufactured housing; to provide minimum standards for installation; to provide for definitions; to provide standards for foundations and piers; to provide installation standards for anchors and tie-downs; to provide installation standards for used manufactured homes and mobile homes in hurricane zones; to provide for licensure of installers, the adoption of rules, and compliance with installation instructions; to provide for violations; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

### LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1275 by Representative Diez

#### AMENDMENT NO. 1

On page 4, line 1, following "home" and before "shall" change "grade (ground)" to "grade, or ground,"

#### AMENDMENT NO. 2

On page 4, line 20, following "thirty" and before "in" change "inches (two and one-half feet)" to "inches, or two and one-half feet,"

#### AMENDMENT NO. 3

On page 5, line 9, following "beam" and before "one" change the comma "," to a semi-colon ";" and on line 10, following "point" and before "one" change the comma "," to a semi-colon ";" and following "marriage" and before "and" change "wall (center line)," to "wall, center line;"

#### AMENDMENT NO. 4

On page 5, line 13, following "on the" and before "with" change "inside (direction of pull)" to "inside, in the direction of pull,"

#### AMENDMENT NO. 5

On page 5, line 23, following "bearing" and before "solid" insert a period "." and change "solid" to "Solid"

#### AMENDMENT NO. 6

On page 7, line 2, following "shims" and before "one" delete the parenthesis "(" and insert a comma "," and on line 3, following "maximum" and before "centered" change "the parenthesis ")" to a comma ","

#### AMENDMENT NO. 7

On page 7, line 22, following "under the" and before "spans" change "clear (open)" to "clear, open"

#### AMENDMENT NO. 8

On page 8, line 3, following "cap" and before the period "." change "block(s)" to "blocks"

#### AMENDMENT NO. 9

On page 12, line 10, and page 13, line 14, following "eight" and before "wide" change "inches" to "inch"

Rep. Diez moved that the amendments proposed by the Senate be concurred in.

### ROLL CALL

The roll was called with the following result:

#### YEAS

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
Brun	Hopkins	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	Wiggins
Faucheux	Mitchell	Wilkerson
Flavin	Montgomery	Willard-Lewis
Fontenot	Morrell	Windhorst
Forster	Morrish	Winston
Frith	Murray	Wright
Fruge	Odinet	
Gautreaux	Pierre	
Total—100		

NAYS

Total—0

ABSENT

Mr. Speaker	Hudson	Weston
Bruce	Perkins	
Total—5		

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

**HOUSE BILL NO. 1277—**  
BY REPRESENTATIVE DURAND AND SENATOR DYESS  
AN ACT

To amend and reenact R.S. 47:463.8, relative to motor vehicles and motorcycles; to provide for license plates for antique motor vehicles and motorcycles; to provide for collector plates for special interest motor vehicles; to provide for fees; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 1277 by Representative Durand

AMENDMENT NO. 1

On page 1, delete lines 14 and 15, and insert:

"To obtain such plates and symbols, an applicant shall provide to the secretary a notarized affidavit that the vehicle or motorcycle has not been and will not be materially altered or modified from the original manufacturer's specifications. In addition, such vehicle or motorcycle shall be"

AMENDMENT NO. 2

On page 2, delete lines 3 through 5, and insert "bureau."

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1277 by Representative Durand

AMENDMENT NO. 1

On page 2, line 15, following "fees." delete the remainder of the line and delete line 16 in its entirety, and insert "Alternatively, the"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Guidry to Engrossed House Bill No. 1277 by Senator Durand

AMENDMENT NO. 1

On page 1, line 13, change "forty" to "twenty-five"

Rep. Durand moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. Speaker	McCain	Weston
Alexander, R.—13th	Riddle	Winston
Dimos	Thomas	Wright
Total—9		

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

**HOUSE BILL NO. 1480—**

BY REPRESENTATIVES TRICHE AND THORNHILL AND SENATOR SHORT

**AN ACT**

To enact R.S. 38:313, relative to levee and levee and drainage districts; to provide that a district shall cease to exist if the district has not completed the construction of a protection levee within five years of the district's creation; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 1480 by Representative Triche

AMENDMENT NO. 1

On page 1, line 5, after the semicolon ";" add "to provide for exceptions;"

AMENDMENT NO. 2

On page 2, line 8, after "district" add ", as certified by the Department of Transportation and Development"

AMENDMENT NO. 3

On page 2, line 12, after "to the" add "West Jefferson Levee District, the"

AMENDMENT NO. 4

On page 2, line 14, after the period "." add "The provisions of this Section shall not apply to any levee district or levee drainage district which as of the effective date of this Act is engaged as a party to any local cooperative agreement with the United States Army Corps of Engineers in a federal cost shared project for the construction of flood protection levees or flood walls."

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1480 by Representative Triche

AMENDMENT NO. 1

On page 1, line 15, following "B" and before the period "." insert "of this Section"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Ullo to Reengrossed House Bill No. 1480 by Representative Triche

AMENDMENT NO. 1

On page 2, at the end of line 13, insert "Grand Isle Independent Levee District,"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senators Schedler and Short to Reengrossed House Bill No. 1480 by Representative Triche

AMENDMENT NO. 1

On page 2, line 2, after "collected." insert:

"In the case of transfer to a parish governing authority or authorities, such authority or authorities shall be exclusively responsible for the levy district or levy and drainage district and shall bear all liability or causes of actions arising out of the failure of such levy district or levy and drainage district. In any such transfer, the parish governing authority or authorities shall be responsible to expend any revenues which have been transferred to the taxing district(s) from which they were derived."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senators Lambert and Branch to Reengrossed House Bill No. 1480 by Representative Triche

AMENDMENT NO. 1

On page 2, at the end of line 13, after "Pontchartrain Levee Basin District," insert "Amite River Basin Drainage and Water Conservation District,"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Heitmeier to Reengrossed House Bill No. 1480 by Representative Triche

AMENDMENT NO. 1

On page 2, at the end of line 13, after "Pontchartrain Levee Basin District," insert "Orleans Levee District,"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Hines to Reengrossed House Bill No. 1480 by Representative Triche

AMENDMENT NO. 1

On page 2, at the end of line 13, after "Pontchartrain Levee Basin District," insert "Red River, Atchafalaya, and Bayou Beouf Levee District"

Rep. Triche moved that the amendments proposed by the Senate be rejected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Alario	Hammett	Pinac
Alexander, R.—13th	Heaton	Powell
Ansardi	Hebert	Pratt
Barton	Hill	Quezaire
Baudoin	Holden	Riddle
Baylor	Hopkins	Romero
Bowler	Hudson	Rousselle
Bruce	Hunter	Salter
Brun	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
DeWitt	Long	Thompson
Diez	Marionneaux	Thornhill
Dimos	Martiny	Toomy
Doerge	McCain	Travis
Donelon	McCallum	Triche
Dupre	McDonald	Vitter
Durand	McMains	Walsworth
Farve	Michot	Warner
Faucheux	Mitchell	Welch
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Forster	Morrish	Willard-Lewis
Frith	Murray	Windhorst
Glover	Odinet	Winston
Green	Perkins	Wright
Guillory	Pierre	
Total—98		

NAYS

Total—0

ABSENT

Mr. Speaker	Deville	Weston
Alexander, A.—93rd	Fruge	
Curtis	Gautreaux	
Total—7		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 1490—**  
BY REPRESENTATIVES DEVILLE, DEWITT, AND DURAND  
AN ACT

To amend and reenact R.S. 40:1232(A)(3) and (4) and to enact R.S. 40:1232(A)(5) and to enact R.S. 36:259(M), relative to emergency medical services; to provide that the Department of Health and Hospitals shall promulgate rules and regulations to establish a list of medical and safety equipment required to be carried by all ambulances; to establish and provide relative to an advisory committee to be known as the Ambulance Standards Committee; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 1492—**  
BY REPRESENTATIVES FONTENOT, DEWITT, AND BAUDOIN  
AN ACT

To amend and reenact R.S. 40:4(A)(8) and 5.8, relative to the State Sanitary Code; to require the state health officer to provide for a strategy for public water systems to comply with federal and state drinking water regulations; to define types of public water systems; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 1492 by Representative Fontenot, et al.

AMENDMENT NO. 1

On page 2, line 25, delete "October 1, 1999" and insert "January 1, 1999"

AMENDMENT NO. 2

On page 2, line 26, between "capacity" and "to" insert ", as defined in such rules and regulations,"

AMENDMENT NO. 3

On page 3, line 2, between "effect" and "on" delete ", or likely to be in effect,"

AMENDMENT NO. 4

On page 3, line 3, after "operations," delete the remainder of the line and delete lines 4 through 8 in their entirety

Rep. Fontenot moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. Speaker	Barton	Weston
Alexander, A.—93rd	Curtis	Wright
Total—6		

The amendments proposed by the Senate were concurred in by the House.

**Speaker Pro Tempore Bruneau in the Chair**

**HOUSE BILL NO. 1690—**

BY REPRESENTATIVE CRANE

AN ACT

To amend and reenact R.S. 36:401(C)(1), 405(A)(1)(b), and 408(D)(introductory paragraph), relative to the office of state fire marshal; to change the name to the office of code enforcement and building safety; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Engrossed House Bill No. 1690 by Representative Crane

AMENDMENT NO. 1

On page 1, line 4, after "office of" insert "state fire marshal,"

AMENDMENT NO. 2

On page 2, line 1, after "the office of" insert "state fire marshal,"

AMENDMENT NO. 3

On page 2, line 23, between ", the office of" and "code" insert "state fire marshal,"

AMENDMENT NO. 4

On page 3, line 7, after "the office of" insert "state fire marshal,"

AMENDMENT NO. 5

On page 3, line 14, after "the office of" insert "state fire marshal,"

Rep. Crane moved that the amendments proposed by the Senate be concurred in.

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

Total—103

NAYS

Total—0

ABSENT

Hebert Weston

Total—2

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1723—**

BY REPRESENTATIVES WESTON, CLARKSON, JETSON, RIDDLE, BARTON, BAUDOIN, BAYLOR, BRUCE, BRUNEAU, DOERGE, DOWNER, DUPRE, FAUCHEUX, FLAVIN, FRITH, FRUGE, GUILLORY, HEBERT, HILL, HOLDEN, HUNTER, ILES, JOHNS, LANDRIEU, MARIONNEAUX, MARTINY, MCDONALD, MICHOT, MURRAY, ODINET, PIERRE, PINAC, POWELL, PRATT, QUEZAIRE, ROMERO, ROUSSELLE, SCHNEIDER, STELLY, TRAVIS, WELCH, WIGGINS, WILKERSON, AND WILLARD-LEWIS

AN ACT

To enact R.S. 46:286.1, relative to the Kinship Foster Care Program; to provide for definitions; to establish the Kinship Foster Care Program in the office of community services of the Department of Social Services; to require the office of community services to attempt to place children in its custody with a relative for kinship care; to allow the kinship foster parent to receive payment for the full foster care rate available to other foster parents; to require kinship foster parents to be reimbursed according to the system established by the department; to require the office of community services to establish eligibility standards for kinship foster parents; to require completion of a criminal history investigation of the prospective kinship foster parent and any other adult residing in the prospective parents' home; to make the disclosure of information obtained in the investigation unlawful, except for purposes of determining eligibility; to provide for the procedure by which the office of community services shall determine eligibility; to require the development of a kinship foster care plan; to require payment for child care, subject to appropriation; to provide for the rights of the kinship foster parent; to require the department to promulgate rules and regulations; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.



**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 1723 by Representative Weston, et al.

AMENDMENT NO. 1

On page 1, line 13, delete "adult" and inset "individual" and after "home;" delete the remainder of the line and delete line 14 in its entirety and insert "to maintain confidentiality of information obtained in an investigation;"

AMENDMENT NO. 2

On page 2, at the beginning of line 1, delete "for purposes of determining eligibility;"

AMENDMENT NO. 3

On page 2, line 15, after "temporary" delete "or long term"

AMENDMENT NO. 4

On page 2, line 22, after "C." delete "When" and insert "(1) Except as provided by Paragraph (2) of this Subsection, when"

AMENDMENT NO. 5

On page 2, line 24, delete "attempt" and insert "make reasonable attempts"

AMENDMENT NO. 6

On page 3, between lines 6 and 7, insert the following:

"(2) A relative who has been granted legal guardianship over the child shall not be eligible to participate in kinship foster care."

AMENDMENT NO. 7

On page 3, line 17, change "may" to "shall"

AMENDMENT NO. 8

On page 3, line 21, change "adult" to "individual"

AMENDMENT NO. 9

On page 4, line 5, change "requested" to "considered"

AMENDMENT NO. 10

On page 3, delete lines 6 through 8 in their entirety and insert the following:

"(2) Any confidential information obtained pursuant to this Subsection shall remain confidential."

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1723 by Representative Weston, et al.

AMENDMENT NO. 1

On page 4, line 12, change "(a)" to "(1)" and on line 13, change "(b)" to "(2)" and on line 15, change "(c)" to "(3)"

Rep. Weston moved that the amendments proposed by the Senate be rejected.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Pierre
Alario	Gautreaux	Pinac
Alexander, A.—93rd	Glover	Powell
Alexander, R.—13th	Green	Pratt
Ansardi	Guillory	Quezairé
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	Wiggins
Farve	Michot	Wilkerson
Faucheux	Mitchell	Willard-Lewis
Flavin	Montgomery	Windhorst
Fontenot	Morrish	Winston
Forster	Murray	
Frith	Odinot	
Total—100		

NAYS

Total—0

ABSENT

Hudson	Perkins	Wright
Morrell	Weston	
Total—5		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 1853—**  
BY REPRESENTATIVE DONELON  
AN ACT

To amend and reenact R.S. 22:1388, relative to the Louisiana Insurance Guaranty Association (LIGA); to provide that the commissioner of insurance shall only determine LIGA's accounting and reporting methods; to provide for retroactivity; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Insurance to Engrossed House Bill No. 1853 by Representative Donelon

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete "R.S. 22:1388," and insert "R.S. 22:1381(A)(1) and 1388,"

AMENDMENT NO. 2

On page 1, line 5, after "methods;" insert "to provide for membership of the board;"

AMENDMENT NO. 3

On page 1, line 7, change "22:1388 is" to "22:1381(A)(1) and 1388 are"

AMENDMENT NO. 4

On page 1, between lines 8 and 9, insert the following:

"§1381. Board of Directors

A.(1) The board of directors of the association shall consist of nine persons serving terms as established in the plan of operation. The board shall be composed of two consumer representatives appointed by the commissioner, one person appointed by the president of the Senate, one person appointed by the speaker of the House of Representatives, all of whom shall be residents of the state of Louisiana, and five additional persons selected by member insurers subject, one of which shall be a representative selected by the membership of the Louisiana Association of Fire and Casualty Companies (LAFAC), to the approval of the commissioner. Vacancies in the positions for which persons are selected by member insurers shall be filled until the next regularly scheduled election for a member of the board by a majority vote of the remaining members, subject to the approval of the commissioner. At the next regularly scheduled election for a member of the board, the member insurers shall select a member to serve the remainder of the unexpired term of any member appointed by the board, subject to the approval of the commissioner. No person shall serve as a member after his replacement has been either appointed or selected by member insurers and approved by the commissioner. The commissioner shall transmit to the board his approval or disapproval of new board members within thirty days after he has been notified of their selection, and he shall accompany any disapproval of a board member with his written reasons for such disapproval.

\* \* \*

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Bean to Engrossed House Bill No. 1853 by Representative Donelon

AMENDMENT NO. 1

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Insurance and adopted by the Senate on May 22, 1997, on page 1, line 19, between "selected" and "by" insert ", at the next available opening,"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Lentini to Engrossed House Bill No. 1853 by Representative Donelon

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 4, proposed by the Senate Committee on Insurance and adopted by the Senate on May 22, 1991.

AMENDMENT NO. 2

On page 1, between lines 8 and 9, insert the following:

"§1381. Board of Directors

A.(1) The board of directors of the association shall consist of nine persons serving terms as established in the plan of operation. The board shall be composed of two consumer representatives appointed by the commissioner, one person appointed by the president of the Senate, one person appointed by the speaker of the House of Representatives, all of whom shall be residents of the state of Louisiana, and five additional persons selected by member insurers, one of which shall be a representative selected by the membership of the Louisiana Association of Fire and Casualty Companies (LAFAC), subject to the approval of the commissioner. Vacancies in the positions for which persons are selected by member insurers shall be filled until the next regularly scheduled election for a member of the board by a majority vote of the remaining members, subject to the approval of the commissioner. At the next regularly scheduled election for a member of the board, the member insurers shall select a member to serve the remainder of the unexpired term of any member appointed by the board, subject to the approval of the commissioner. No person shall serve as a member after his replacement has been either appointed or selected by member insurers and approved by the commissioner. The commissioner shall transmit to the board his approval or disapproval of new board members within thirty days after he has been notified of their selection, and he shall accompany any disapproval of a board member with his written reasons for such disapproval.

\* \* \*

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Hainkel to Engrossed House Bill No. 1853 by Representative Donelon

AMENDMENT NO. 1

On page 1, line 4, delete "only"

Rep. Donelon moved that the amendments proposed by the Senate be rejected.

**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	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	Marionneau	Travis
Dimos	Martiny	Triche
Doerge	McCain	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Wiggins
Flavin	Mitchell	Wilkerson
Fontenot	Montgomery	Willard-Lewis
Forster	Morrell	Winston
Frith	Morrish	
Frige	Murray	
Total—100		

NAYS

Faucheux	Windhorst
Total—2	

ABSENT

Rousselle	Weston	Wright
Total—3		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 2049—**  
BY REPRESENTATIVES R. ALEXANDER AND DEWITT  
AN ACT

To amend and reenact the title of Part XIII of Chapter 4 of Title 40 of the Louisiana Revised Statutes of 1950, R.S. 40:1058.1(A)(1) through (7), 1058.2 through 1058.5(A), 1058.6, 1058.7, and 1058.9 and to repeal R.S. 40:1058.1(A)(8) through (29), relative to substance abuse/addiction treatment facilities; to provide for the Department of Health and Hospitals to license and monitor service providers engaged in operating substance abuse/addiction treatment facilities; to define terms; to provide penalties for violations; and to provide for related matters.

Read by title

**Motion**

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

**HOUSE BILL NO. 2050—**  
BY REPRESENTATIVES RIDDLE AND DEWITT  
AN ACT

To amend and reenact R.S. 40:29, relative to laboratories operated by the office of public health of the Department of Health and Hospitals; to provide for a schedule of fees to be charged by such laboratories; to provide for the collection of such fees; to provide exceptions; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 2050 by Representative Riddle

AMENDMENT NO. 1

On page 23, at the end of line 17 insert the following:

"The rules may also provide for modification of the fee schedule, provided a fee shall not exceed the prevailing market price for the item."

Rep. Riddle moved that the amendments proposed by the Senate be concurred in.

**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
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	Johns	Smith, J.R.—30th
Clarkson	Kennard	Stelly
Copelin	Kenney	Strain
Crane	Lancaster	Theriot
Curtis	Landrieu	Thomas
Damico	LeBlanc	Thompson
Daniel	Long	Thornhill
Deville	Marionneau	Toomy
DeWitt	Martiny	Travis
Diez	McCain	Triche
Dimos	McCallum	Vitter
Doerge	McDonald	Walsworth
Donelon	McMains	Warner
Dupre	Michot	Welch
Durand	Mitchell	Wiggins
Farve	Montgomery	Wilkerson
Faucheux	Morrell	Willard-Lewis
Flavin	Morrish	Windhorst
Fontenot	Murray	Winston
Forster	Odinet	Wright
Frith	Perkins	
Frige	Pierre	
Total—100		

NAYS

Jenkins	Jetson
Total—2	

ABSENT

Barton	Hudson	Weston
Total—3		

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

**HOUSE BILL NO. 2205—**

BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 6:416 and 707(D), to enact R.S. 6:1208.1, and to repeal R.S. 6:707(E), relative to the purchase of stock by financial institutions; to provide relative to the purchase of its own stock by a financial institution; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 238—**

BY REPRESENTATIVE HILL

AN ACT

To amend and reenact R.S. 33:9102(B) and to enact Part V of Chapter 31 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9131.5, relative to the Allen Parish Communications District and the Beauregard Parish Communications District; to provide relative to the purposes of the districts; to provide relative to enhancement of emergency telecommunications service; to provide relative to service charges collected by the districts including provisions relative to use of the proceeds from such charges, the telecommunications service users liable for such charges, the rate of such charges, and the collection and enforcement of such charges; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 238 by Representative Hill

AMENDMENT NO. 1

On page 8, between lines 10 and 11, insert the following:

"(f) Due to the confidential and proprietary nature of the information submitted to the district, the information shall be retained in confidence and shall not be subject to the Louisiana Public Records Law nor released to any third party."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Jordan to Reengrossed House Bill No. 238 by Representative Hill

AMENDMENT NO. 1

In amendments proposed by the Senate Committee on Local and Municipal Affairs and adopted by the Senate on May 30, 1997, in Amendment No. 1, line 4, change "the information shall be retained" to "the names, addresses, phone numbers and billing information of the customers shall be retained"

Rep. Hill moved that the amendments proposed by the Senate be concurred in.

**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	Hebert	Romero
Baudoin	Hill	Rousselle
Baylor	Holden	Salter
Bowler	Hopkins	Scalise
Bruce	Hudson	Schneider
Brun	Hunter	Shaw
Bruneau	Iles	Smith, J.D.—50th
Chaisson	Jenkins	Smith, J.R.—30th
Clarkson	Johns	Stelly
Crane	Kenney	Strain
Curtis	Lancaster	Theriot
Damico	Landrieu	Thomas
Daniel	LeBlanc	Thompson
Deville	Long	Thornhill
DeWitt	Martiny	Toomy
Diez	McCain	Travis
Dimos	McCallum	Triche
Doerge	McDonald	Vitter
Donelon	McMains	Walsworth
Dupre	Michot	Warner
Durand	Mitchell	Welch
Farve	Montgomery	Wiggins
Faucheux	Morrell	Wilkerson
Flavin	Morrish	Willard-Lewis
Fontenot	Murray	Windhorst
Forster	Odinet	Winston
Frith	Perkins	Wright
Fruge	Pierre	
Glover	Pinac	
Total—97		

NAYS

Total—0

ABSENT

Alexander, R.—13th	Gautreaux	Marionneaux
Carter	Jetson	Weston
Copelin	Kennard	
Total—8		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 300—**

BY REPRESENTATIVE BARTON

AN ACT

To amend and reenact R.S. 33:9102(B) and to enact Part V of Chapter 31 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9131.5, relative to communications districts in certain parishes; to provide relative to the purposes of the districts; to provide relative to enhancement of emergency telecommunications service; to provide relative to the service charges collected by the districts including provisions relative to use of the proceeds from such charges, the rate of such charges, and the collection and enforcement of such charges; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 300 by Representative Barton

AMENDMENT NO. 1

On page 2, at the beginning of lines 7 and 23, insert "Iberville Parish,"

Rep. Barton moved that the amendments proposed by the Senate be concurred in.

**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	Johns	Smith, J.R.—30th
Copelin	Kennard	Stelly
Crane	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	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard-Lewis
Forster	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Odinot	Wright
Total—102		

**NAYS**

Total—0

**ABSENT**

Faucheux	Jetson	Weston
Total—3		

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

**HOUSE BILL NO. 356—**

BY REPRESENTATIVE JOHNS

**AN ACT**

To amend and reenact R.S. 33:9102(B) and to enact Part V of Chapter 31 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9131.5, relative to the Calcasieu Parish Communications District; to provide relative to enhancement of emergency telecommunications services; to provide relative to service charges collected by the district including provisions relative to use of the proceeds from such charges, the telecommunications service users liable for such charges, the rate of such charges, and the collection and enforcement of such charges; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 356 by Representative Johns

AMENDMENT NO. 1

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

"(f) Due to the confidential and proprietary nature of the information submitted to the district, the names, addresses, phone numbers and billing information of the customers shall be retained in confidence and shall not be subject to the Louisiana Public Records Law nor released to any third party."

Rep. Johns moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Fruge	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	Johns	Smith, J.R.—30th
Clarkson	Kennard	Stelly
Copelin	Kenney	Strain
Crane	Lancaster	Theriot
Curtis	Landrieu	Thomas
Damico	LeBlanc	Thompson
Daniel	Long	Thornhill
Deville	Marionneaux	Toomy
DeWitt	Martiny	Travis
Diez	McCain	Triche
Dimos	McCallum	Vitter
Doerge	McDonald	Walsworth
Donelon	McMains	Warner

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Durand	Michot	Wiggins
Farve	Mitchell	Wilkerson
Flavin	Morrell	Willard-Lewis
Fontenot	Murray	Windhorst
Forster	Odinet	Winston
Frith	Perkins	Wright

Total—96

NAYS

Total—0

ABSENT

Dupre	Jenkins	Morrish
Faucheux	Jetson	Welch
Gautreaux	Montgomery	Weston

Total—9

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

**HOUSE BILL NO. 378—**

BY REPRESENTATIVE ALARIO

AN ACT

To amend and reenact R.S. 38:291(R)(2) and 304(B) and to enact R.S. 38:304.2, relative to the West Jefferson Levee District; to provide for the membership of the board of commissioners of the district; to provide for the appointment of an additional member; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Ullo to Engrossed House Bill No. 378 by Representative Alario

AMENDMENT NO. 1

On page 1, line 5, delete "an additional member" and insert the following:

"a member by the president of Jefferson Parish with approval of the council"

AMENDMENT NO. 2

On page 2, line 2, change "ten" to "nine"

AMENDMENT NO. 3

On page 3, after line 17, insert the following:

"Section 2. The provisions of this Act shall be effective at the death, resignation, or expiration of term of the next member of West Jefferson Levee District."

Rep. Alario moved that the amendments proposed by the Senate be concurred in.

**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
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
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard-Lewis
Forster	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Odinet	Wright
Gautreaux	Perkins	
Total—104		

NAYS

Total—0

ABSENT

Faucheux  
Total—1

The amendments proposed by the Senate, were concurred in by the House.

**HOUSE BILL NO. 2049—**

BY REPRESENTATIVES R. ALEXANDER AND DEWITT

AN ACT

To amend and reenact the title of Part XIII of Chapter 4 of Title 40 of the Louisiana Revised Statutes of 1950, R.S. 40:1058.1(A)(1) through (7), 1058.2 through 1058.5(A), 1058.6, 1058.7, and 1058.9 and to repeal R.S. 40:1058.1(A)(8) through (29), relative to substance abuse/addiction treatment facilities; to provide for the Department of Health and Hospitals to license and monitor service providers engaged in operating substance abuse/addiction treatment facilities; to define terms; to provide penalties for violations; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 2049 by Representative Rodney Alexander

AMENDMENT NO. 1

On page 2, at the end of line 21, insert "drugs or inhalants."

AMENDMENT NO. 2

On page 8, between lines 19 and 20, insert the following:

"(12) Procedures to assure confidentiality of clients' records."

AMENDMENT NO. 3

On page 12, at the end of line 25, insert the following:

"The applicant or licensee shall have the right to a devolutive appeal."

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 2049 by Representative Rodney Alexander

AMENDMENT NO. 1

On page 12, line 14, following "or" and before "in" insert "is"

Rep. Riddle moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Fontenot	Morrish	Willard-Lewis
Forster	Murray	Windhorst
Frith	Odinet	Winston
Total—96		

NAYS

Jetson	Wright
Total—2	

ABSENT

Barton	Glover	Weston
Doerge	Heaton	
Fruge	Perkins	
Total—7		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 542—**  
BY REPRESENTATIVE MARTINY  
AN ACT

To amend and reenact R.S. 38:291(D)(2) and 304(B) and to enact R.S. 38:304.2, relative to the East Jefferson Levee District; to provide for the membership of the board of commissioners of the district; to provide for the appointment of an additional member; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Hollis to Reengrossed House Bill No. 542 by Representative Martiny

AMENDMENT NO. 1

On page 1, line 3, change "38:304.2" to "38:291(D)(3) and 304.2"

AMENDMENT NO. 2

On page 1, line 12, change "38:304.2 is" to "38:291(D)(3) and 304.2 are"

AMENDMENT NO. 3

On page 2, between lines 5 and 6, insert the following:

"(3) All appointments to the board shall be submitted to the Senate for confirmation."

Rep. Martiny moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Forster	Morrell
Alario	Frith	Morrish
Alexander, A.—93rd	Fruge	Murray
Alexander, R.—13th	Gautreaux	Odinet
Ansardi	Glover	Pierre
Barton	Green	Powell
Baudoin	Guillory	Pratt

Baylor	Hammett	Quezaire
Bowler	Heaton	Riddle
Bruce	Hebert	Romero
Brun	Hill	Rousselle
Bruneau	Holden	Salter
Carter	Hopkins	Scalise
Chaisson	Hudson	Schneider
Clarkson	Hunter	Smith, J.D.—50th
Copelin	Iles	Stelly
Crane	Jenkins	Strain
Curtis	Jetson	Theriot
Damico	Kennard	Thomas
Daniel	Lancaster	Thornhill
Deville	Landrieu	Toomy
DeWitt	LeBlanc	Triche
Diez	Long	Vitter
Dimos	Marionneaux	Walsworth
Doerge	Martiny	Warner
Donelon	McCain	Welch
Dupre	McCallum	Wiggins
Durand	McDonald	Wilkerson
Farve	McMains	Willard-Lewis
Fauchoux	Michot	Winston
Flavin	Mitchell	
Fontenot	Montgomery	
Total—94		

NAYS

Kenney	Thompson	Wright
Pinac	Travis	
Smith, J.R.—30th	Windhorst	
Total—7		

ABSENT

Johns	Shaw
Perkins	Weston
Total—4	

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 601—**  
BY REPRESENTATIVE FAUCHEUX  
AN ACT

To amend and reenact R.S. 34:2471, relative to port commissions; to provide with respect to the appointment and confirmation of the members of the South Louisiana Port Commission; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 601 by Representative Fauchoux

AMENDMENT NO. 1

On page 1, line 2, after "34:2471" add "and 2472"

AMENDMENT NO. 2

On page 1, line 4, after the semicolon ";" add " to require Senate confirmation; to provide for domicile of such commission;"

AMENDMENT NO. 3

On page 1, line 9, after "34:2471" change "is" to "and 2472 are"

AMENDMENT NO. 4

On page 1, delete lines 12 through 17 in their entirety, delete pages 2 through 5 and insert:

"A. There is hereby created a commission to be known as the "South Louisiana Port Commission", which shall be composed of seven members who shall be appointed as follows:

(1) One ~~resident~~ member from each parish within the territorial jurisdiction of the commission who is a resident of such parish, who shall be appointed by the respective parish president with the concurrence of two-thirds of the members of the parish council of that parish from the nominees submitted to him by the following organizations which shall each submit one nominee:

- (a) The Louisiana Farm Bureau.
- (b) The Louisiana AFL-CIO.
- (c) The Southern University River Parishes Alumni Association.
- (d) The River Region Council of the New Orleans Chamber of Commerce.
- (e) The River Parishes Chemical Industry Council.
- (f) The Grain Elevator and Processing Society.
- (g) The Greater New Orleans Barge Fleeting Association.
- (h) The New Orleans and Baton Rouge Pilots Association.

(2)(a) If any parish president fails, within sixty days of taking office, to submit a name for appointment from his respective parish as provided in Paragraph (1) of this Subsection, or if he fails to get concurrence of two-thirds of the respective parish council on any such appointment, the commissioner from that parish shall be appointed by the governor.

(b) If any parish president fails, within sixty days of the occurrence of any vacancy on the commission, to submit a name for appointment to fill such vacancy, or if he fails to get concurrence of two-thirds of the respective parish council on any such appointment, the commissioner from that parish shall be appointed by the governor.

(2)(3) Two ~~resident~~ members shall be appointed by the governor from a list of one nominee from each parish located within the territorial jurisdiction of the commission who are residents of such parish, one of who may, instead of holding residency, be the chief executive officer of a business which is principally operated within each parish; submitted to him by each of the following organizations:

- (a) Louisiana Farm Bureau.
- (b) Louisiana AFL-CIO.
- (c) Southern University River Parishes Alumni Association.
- (d) River Region Council of the New Orleans Chamber of Commerce.



~~(3)~~(4) One ~~resident~~ member shall be appointed by the governor from a list of one nominee each from each parish located within the territorial jurisdiction of the commission who is a resident of such parish, one of whom may, instead of residency, be the chief executive officer of a business which is principally operated within each such parish submitted to him by each of the following organizations:

- (a) River Parishes Chemical Industry Council.
- (b) Grain Elevator and Processing Society.
- (c) Greater New Orleans Barge Fleeting Association.
- (d) New Orleans and Baton Rouge Port Pilots Association.

~~(4)~~(5) One member-at-large who shall reside and be domiciled within the geographical boundaries of the port shall be appointed by the governor. The person appointed shall be selected on the basis of his demonstrated experience in civic leadership and his ability and experience to act effectively for the best interest of the port and the state of Louisiana.

~~(5)~~(6)(a) From the nominees submitted to the governor for appointment he shall select one resident from each parish located within the territorial jurisdiction of the commission.

(b) Each appointment shall be submitted to the Senate for confirmation.

~~(6)~~(7) The terms of all commissioners shall be concurrent with that of the governor in office on the effective date of this Subsection. Thereafter, the successors of all of the commissioners shall be appointed for four-year terms. Any subsequent vacancy on the commission for any reason shall be filled for the unexpired portion of the term in the same manner as the original appointment.

\* \* \*

§2472. Officers of the board; meetings

A. The commission shall elect from among its own members a president, a vice president, a secretary, and a treasurer, whose respective duties shall be prescribed by the commission. At the option of the commission the office of the secretary and treasurer may be held by one person. The commission shall meet in regular session once each month and also shall meet in special session at the call of the president of the commission or on the written request of three members of the commission. A majority of the members of the commission shall constitute a quorum and all action or resolutions of the commission must be approved by the affirmative vote of not less than a majority of all members of the commission.

B.(1) The domicile and regular meeting place of the commission shall be LaPlace, Louisiana.

(2) However, such domicile and regular meeting place may be changed to Reserve, Louisiana upon a vote of two-thirds of the members of the commission in favor of a resolution authorizing the change and if the by-laws are amended to provide for such change. Such vote shall occur no sooner than twenty-four hours after a public meeting specifically held to debate such matters and to receive public comment thereon.

C. The commission shall otherwise prescribe rules to govern its meetings and may fix the place at which its special meetings shall be held.

Section 2. The provisions of this Act shall apply to every appointment made to fill any vacancy existing on or after January 1,

1997. After January 1, 1997, any appointment pursuant to the provisions of R.S. 34:2471(A)(1) which is made more than sixty days after the position becomes vacant shall be null and void and the position shall be considered vacant.

Section 3. On the effective date of this Act, and commissioner appointed by the governor who is a resident of the parish from which the commissioner is appointed or is the chief executive officer of a business which is principally operated within said parish, shall be deemed to have been appointed in compliance with the provisions of R.S. 32:2471.

Section 4. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Landry to Engrossed House Bill No. 601 by Representative Faucheux

AMENDMENT NO. 1

On page 1, line 2, add "and 2473(C)((3), (4), and (5)

AMENDMENT NO. 2

On page 1, line 4, after the semicolon ";" add "to provide for the acquisition and operation of airports by the commission;"

AMENDMENT NO. 3

On page 5, between lines 14 and 15, add the following:

"\* \* \*

§2473. Jurisdictional boundaries; rights and powers of commission and executive director

\* \* \*

C.(1)

\* \* \*

(3) The commission may, through its executive director, with the approval of the commission, upon a record vote of a majority of the commission, acquire and operate airports within its territorial jurisdiction together with all property and facilities located thereon, and nay land as the commission may deem necessary for the present and future operations of said airport.

~~(3)~~(4) The legislature may confer additional powers upon the commission and the executive director, not inconsistent with the provisions hereof; however it shall not impair any contract lawfully entered into by the commission or the executive director.

~~(4)~~(5) Title to all property acquired from the proceeds of any bond issued under the provisions of R.S. 34:2474 and title to any improvements on such property shall vest in the state of Louisiana. Title to all other property acquired, regardless of the time of acquisition, shall vest in the commission.

\* \* \*"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Landry to Engrossed House Bill No. 601 by Representative Faucheux

AMENDMENT NO. 1

In Amendment No. 1, proposed by the Senate Committee on Transportation, Highways, and Public Works on May 29, 1997 and adopted by the Senate on May 30, 1997 on page 1, line 2, after "add" and before "and" add "(A)"

AMENDMENT NO. 2

In Amendment No. 3, proposed by the Senate Committee on Transportation, Highways, and Public Works on May 29, 1997 and adopted by the Senate on May 30, 1997 on page 1, line 7, after "to" and before "and" add "(A)"

AMENDMENT NO. 3

In Amendment No. 4, proposed by the Senate Committee on Transportation, Highways, and Public Works on May 29, 1997 and adopted by the Senate on May 30, 1997 on page 2, line 16, after "who" change "are residents" to "is a resident"

AMENDMENT NO. 4

In Amendment No. 4, proposed by the Senate Committee on Transportation, Highways, and Public Works on May 29, 1997 and adopted by the Senate on May 30, 1997, on page 2, line 17, after "parish," change "one of" to "or"

AMENDMENT NO. 5

In Amendment No. 4, proposed by the Senate Committee on Transportation, Highways, and Public Works on May 29, 1997 and adopted by the Senate on May 30, 1997, on page 2, line 33, after "parish," change "one of whom" to "or who"

AMENDMENT NO. 6

In Amendment No. 4, proposed by the Senate Committee on Transportation, Highways, and Public Works on May 29, 1997 and adopted by the Senate on May 30, 1997, on page 3, line 1, after "commission" add ", one of whom may, instead of residency, be the chief executive officer of a business which is principally operated within such parish"

AMENDMENT NO. 7

In Amendment No. 4, proposed by the Senate Committee on Transportation, Highways, and Public Works on May 29, 1997 and adopted by the Senate on May 30, 1997, on page 3, line 7, after "governor" delete the remainder of the line and add a period ".", delete line 8 in its entirety, and at the beginning of line 9, delete "appointed for four-year terms."

AMENDMENT NO. 8

In Amendment No. 4, proposed by the Senate Committee on Transportation, Highways, and Public Works on May 29, 1997 and adopted by the Senate on May 30, 1997, on page 3, line 28, after "Louisiana" and ",

AMENDMENT NO. 9

In Amendment No. 4, proposed by the Senate Committee on Transportation, Highways, and Public Works on May 29, 1997 and

adopted by the Senate on May 30, 1997, on page 3, line 43, after "Act," change "and" to "any"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Landry to Engrossed House Bill No. 601 by Representative Faucheux

AMENDMENT NO. 1

In Amendment No. 4 proposed by the Senate Committee on Transportation, Highways, and Public Works on May 29, 1997 and adopted by the Senate on May 30, 1997 on page 3, line 44, after "governor" add "or the parish president"

Rep. Faucheux moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Pinac
Alario	Glover	Powell
Alexander, A.—93rd	Green	Pratt
Alexander, R.—13th	Guillory	Quezaire
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	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
Dimos	McDonald	Walsworth
Doerge	McMains	Warner
Donelon	Michot	Welch
Dupre	Mitchell	Wiggins
Durand	Montgomery	Wilkerson
Farve	Morrell	Willard-Lewis
Faucheux	Morrish	Windhorst
Flavin	Murray	Winston
Fontenot	Odinet	Wright
Forster	Perkins	
Frith	Pierre	
Total—100		

NAYS

Total—0

ABSENT

Gautreaux	Johns	Weston
Jetson	Marionneaux	
Total—5		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 619—**

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 56:649.1, relative to lifetime hunting licenses; to include the wild turkey stamp in the lifetime hunting license; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 619 by Representative Diez

AMENDMENT NO. 1

On page 1, line 12, after "bow hunting" insert ", the Louisiana duck stamp"

Rep. Diez moved that the amendments proposed by the Senate be concurred in.

**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
Baudoin	Hill	Romero
Bowler	Holden	Rousselle
Bruce	Hopkins	Salter
Brun	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.R.—30th
Clarkson	Jetson	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
Doerge	McCain	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Mitchell	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Willard-Lewis
Fontenot	Morrish	Windhorst
Forster	Murray	Winston
Frith	Odinot	Wright
Gautreaux	Perkins	
Total—98		

NAYS

Total—0

ABSENT

Baylor	Johns	Weston
Dimos	Michot	
Fruge	Smith, J.D.—50th	
Total—7		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 627—**

BY REPRESENTATIVE QUEZAIRE

AN ACT

To enact R.S. 17:157(C), relative to the Sunshine Bridge; to provide for student toll exemption hours; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 627 by Representative Quezaire

AMENDMENT NO. 1

On page 1, line 10, after "students" insert "operating a vehicle"

Rep. Quezaire moved that the amendments proposed by the Senate be rejected.

**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	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	Wiggins

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

NAYS

Total—0

ABSENT

Jenkins	Weston
Total—2	

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 877—**  
BY REPRESENTATIVES KENNARD, DIMOS, AND BRUCE  
AN ACT

To amend and reenact R.S. 32:412(D)(1), (3)(a), (4)(a) and (c), and (5) and to enact R.S. 32:412(D)(3)(e), relative to drivers' licenses; to provide for renewal by mail of certain classes of licenses; to provide that licenses may be renewed at any time within a certain period prior to expiration; to provide exceptions for renewal by mail; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 877 by Representative Kennard

AMENDMENT NO. 1

On page 1, line 13, after ""Class"" add ""D"" or"

Rep. Kennard moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pinac
Alario	Guillory	Powell
Alexander, A.—93rd	Hammett	Pratt
Ansardi	Heaton	Quezairé
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
Crane	Kennard	Strain

Curtis	Kenney	Theriot
Damico	Lancaster	Thomas
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneaux	Travis
Doerge	Martiny	Triche
Donelon	McCain	Vitter
Dupre	McCallum	Walsworth
Durand	McDonald	Warner
Farve	McMains	Welch
Faucheux	Michot	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard-Lewis
Forster	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Odinot	Wright
Gautreaux	Perkins	
Glover	Pierre	
Total—100		

NAYS

Total—0

ABSENT

Alexander, R.—13th	Dimos	Weston
Copelin	Mitchell	
Total—5		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 969—**  
BY REPRESENTATIVES WINSTON AND SCHNEIDER AND SENATOR HAINKEL  
AN ACT

To designate Louisiana Highway 3228 which connects Louisiana Highway 22 and North Causeway Boulevard Service Road located in St. Tammany Parish as "Asbury Drive", and to designate the service road which runs south of and parallel to the Interstate 10 Bridge located in Calcasieu Parish from Interstate 10 to Perkins Street on the west side of the Calcasieu River as "Isle of Capri Boulevard".

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Reengrossed House Bill No. 969 by Representatives Winston and Schneider and Senator Hainkel

AMENDMENT NO. 1

On page 1, line 4, after ""Asbury Drive"" delete the remainder of the line and delete lines 5 through 7, and insert a period "."

AMENDMENT NO. 2

On page 1, line 11, after ""Asbury Drive"" delete the remainder of the line and delete lines 12 through 14, and insert a period "."

Rep. Winston moved that the amendments proposed by the Senate be concurred in.

**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
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	Kenney	Theriot
Damico	Lancaster	Thomas
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneaux	Travis
Dimos	Martiny	Triche
Donelon	McCain	Vitter
Dupre	McCallum	Walsworth
Durand	McDonald	Warner
Farve	McMains	Welch
Faucheux	Michot	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Forster	Morrish	Willard-Lewis
Frith	Murray	Windhorst
Fruge	Odinet	Winston
Gautreaux	Perkins	Wright
Total—99		

NAYS

Total—0

ABSENT

Alexander, R.—13th	Doerge	Mitchell
Barton	Kennard	Quezaire
Total—6		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1066—**  
BY REPRESENTATIVES KENNARD AND DEWITT  
AN ACT

To amend and reenact R.S. 47:508(D), relative to commercial vehicles; to provide for the registration of commercial vehicles; to provide for a pro rata reduction of the license fee; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 1521—**  
BY REPRESENTATIVE ODINET  
AN ACT

To amend and reenact R.S. 56:38 and 301.2(1) and to enact R.S. 56:33(4) and (5) and 303.8, all relative to fishing; to provide relative to requirements for issuance of licenses and penalties for violations; to provide certain penalty and enforcement procedures, including revocation of the license or permit under certain circumstances, and that certain violations shall not preclude aid for training or sale of gear nor the obtaining of a rod or reel license or other net license for a subsequent period; to provide relative to certain license application requirements concerning submission of income tax returns; to authorize the obtaining of a special apprentice license for the commercial taking of saltwater fish under certain terms and conditions; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Natural Resources to Reengrossed House Bill No. 1521 by Representative Odinet

AMENDMENT NO. 1

On page 2, line 12, after the period "." insert "The provisions of this Paragraph shall be applied retroactively."

AMENDMENT NO. 2

On page 2, line 15, before "In addition" insert "A."

AMENDMENT NO. 3

On page 2, line 19, delete "However, if such revocation is" and insert the following:

"B. If the revocation set out in Subsection A of this Section is"

AMENDMENT NO. 4

On page 2, line 22, after period "." insert " "The provisions of this Subsection shall be applied retroactively."

AMENDMENT NO. 5

On page 4, line 9, delete the line and insert: "license or permit for spotted seatrout, rod and reel, mullet or restricted species as provided in R.S. 56:325.4."

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1521 by Representative Odinet

AMENDMENT NO. 1

On page 3, lines 17 and 24, before "applicant" change "The" to "That the"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Robichaux to Reengrossed House Bill No. 1521 by Representative Odinet

AMENDMENT NO. 1

On page 1, line 2, change "56:38" to:

"56:13.1(B), (C), (D), and (E), 38,"

AMENDMENT NO. 2

On page 1, line 3, between "fishing;" and "to provide" insert:

"to provide relative to the Commercial Fisherman's Assistance Program; to change the application and termination dates for the program; to provide relative to the administration of the program; to provide relative to certain disqualifications for applicants;"

AMENDMENT NO. 3

On page 1, line 15, change "56:38" to:

"56:13.1(B), (C), (D), and (E), 38,"

AMENDMENT NO. 4

On page 1, after line 16, insert the following:

"§13.1. Commercial Fisherman's Assistance Program

\* \* \*

B. The Department of Wildlife and Fisheries, with the assistance of the Department of Labor shall determine the eligibility of applicants for economic assistance under this Section in accordance with the following criteria:

(1) The applicant shall have purchased a saltwater gill net license in at least two of the years 1995, 1994, and 1993 and during any two of those years shall have derived more than fifty percent of his earned income from the capture and sale of seafood species. Proof of such income shall be shown on copies of an unamended, original federal income tax return, including Schedule C of federal form 1040, submitted in accordance with the procedures established by the commission.

(2) The applicant shall not have been convicted of any fishery-related offense that constitutes a class three or greater violation.

(3) The applicant must have been a resident of this state on June 30, 1995.

(4) In order for the applicant to be eligible for the provisions of this Section, his application shall have been submitted to the department not later than October 1, 1995 1998.

C. For those persons who qualify in accordance with Subsection B of this Section, the Department of Wildlife and Fisheries and the Department of Labor, jointly, shall, until July 1, 1997 2000, provide economic assistance for training in approved training programs and for taking courses at state universities and colleges, vocational-technical schools, and community colleges. In addition, the departments shall provide to qualified persons those opportunities provided by the Job Training Partnership Act and any similar programs and provide assistance in finding employment. The departments department shall adopt by rule, in accordance with the Administrative Procedure Act, the criteria for providing this economic assistance which shall be viewed as a special legislative appropriation and shall be based on an individual's loss of income due to the enactment of the Louisiana Marine Resources Conservation Act of 1995.

D. Until January 1, 1996, the Department of Wildlife and Fisheries shall purchase from qualified persons those nets that may have been rendered illegal or useless due to the enactment of the Louisiana Marine Resources Conservation Act of 1995. Only those nets that could have been legally fished in the saltwater areas of this state on June 1, 1995, may be purchased. The department shall adopt by rule, in accordance with the Administrative Procedure Act, no later than September 1, 1995, a schedule showing the amount to be paid for each type and size of net. The purchase of nets from persons eligible to sell their nets shall not disqualify that person from applying for a commercial gear license for mullet or for a commercial gear license for rod and reel. However, applicants who receive assistance pursuant to Subsection C of this Section shall be disqualified from receiving any commercial gear license or permit pursuant to R.S. 56:305(B)(14), 325.3, 325.4, and 333.

E. In addition to the fee for a recreational saltwater fishing license provided for in R.S. 56:302.1, there shall be an additional fee of three dollars, collected until June 30, 1998, which shall not be considered part of the cost of a saltwater recreational fishing license, certified as being paid by a certificate stamped with "Louisiana Marine Resources Conservation Act Stamp" issued to the fisherman at the time of purchase of his saltwater fisherman's license. These additional fees shall be used only for the implementation of this Section and for the enforcement of saltwater fishing laws and regulations; however, not less than thirty percent of such fees shall be expended within the enforcement division of the department for the payment of overtime and for additional agents for the enforcement of saltwater fisheries laws and regulations. On an annual basis the department Department of Labor shall determine, based on the number of qualified applicants, how much of the fees deposited to the economic assistance account shall be necessary to fund this Section. The Department of Labor shall send a written statement of such determination to the Department of Wildlife and Fisheries no later than ten days after such determination is made. All remaining Subject to legislative appropriations, monies remaining thirty days after the termination date of the program shall be divided equally between the enforcement division and the office of management and finance budget unit of the department annually.

\* \* \*\*

Rep. Odinet moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

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

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

Total—99

NAYS

Total—0

ABSENT

Alexander, R.—13th	Kennard	Stelly
Diez	Morrish	Weston

Total—6

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 1531—**  
BY REPRESENTATIVES WINSTON, POWELL, KENNARD, AND TRAVIS  
AN ACT

To rename a portion of Wardline Road and a portion of Columbus Drive as University Avenue in the city of Hammond; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 1531 by Representatives Winston, Powell, Kennard, and Travis

AMENDMENT NO. 1

On page 1, line 3, after "Hammond" insert:

", and to designate the service road which runs south of and parallel to the Interstate 10 Bridge located in Calcasieu Parish from Interstate 10 to Perkins Street on the west side of the Calcasieu River as "Isle of Capri Boulevard""

AMENDMENT NO. 2

On page 1, line 11, after "Avenue" insert:

", and the service road which runs south of and parallel to the Interstate 10 Bridge located in Calcasieu Parish from Interstate 10 to Perkins Street on the west side of the Calcasieu River is hereby named "Isle of Capri Boulevard""

Rep. Winston moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:  
YEAS

Mr. Speaker	Gautreaux	Odinet
Alario	Glover	Pierre
Alexander, A.—93rd	Green	Pinac
Ansardi	Guillory	Powell
Barton	Hammett	Pratt
Baudoin	Heaton	Quezaire
Baylor	Hebert	Romero
Bowler	Hill	Rousselle
Bruce	Holden	Salter
Bruneau	Hopkins	Scalise
Carter	Hudson	Shaw
Chaisson	Hunter	Smith, J.D.—50th
Clarkson	Iles	Smith, J.R.—30th
Copelin	Johns	Stelly
Crane	Kennard	Strain
Curtis	Kenney	Theriot
Damico	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	Wiggins
Flavin	Mitchell	Wilkerson
Fontenot	Montgomery	Willard-Lewis
Forster	Morrish	Winston
Frith	Murray	Wright

Total—93

NAYS

Brun	Jenkins	Riddle
Daniel	Perkins	Schneider

Total—6

ABSENT

Alexander, R.—13th	Jetson	Weston
Fruge	Morrell	Windhorst

Total—6

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1685—**  
BY REPRESENTATIVE ALARIO  
AN ACT

To enact R.S. 34:1(B)(2)(g), relative to appointments to the Board of Commissioners of the Port of New Orleans; to provide for the nominating agencies for the appointment of the member from Jefferson Parish; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Ullo to Engrossed House Bill No. 1685 by Representative Alario

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AMENDMENT NO. 1

On page 1, after "R.S. 34:1(B)(2)(g)" insert "and (h)"

AMENDMENT NO. 2

On page 1, line 7, after "R.S. 34:1(B)(2)(g)" delete "is" and insert "and (h) are"

AMENDMENT NO. 3

On page 2, line 2, insert the following:

"(h) West Bank Corridor Improvement Commission."

Rep. Alario moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' in three columns: Mr. Speaker, Alario, Alexander, A.—93rd, Alexander, R.—13th, Ansardi, Barton, Baudoin, Baylor, Bowler, Bruce, Brun, Bruneau, Carter, Chaisson, Clarkson, Copelin, Crane, Damico, Daniel, Deville, DeWitt, Diez, Dimos, Doerge, Donelon, Dupre, Durand, Farve, Faucheux, Flavin, Fontenot, Forster, Frith, Gautreaux, Total—101.

NAYS

Total—0

ABSENT

Table listing names of representatives who were 'ABSENT': Curtis, Fruge, Total—4, Perkins, Walsworth.

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1855— BY REPRESENTATIVE KENNEY AN ACT

To authorize and empower the Department of Transportation and Development to transfer title to certain described property, together with all buildings and improvements thereon, located within the parish of Franklin, to the village of Baskin; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 1855 by Representative Kenney

AMENDMENT NO. 1

On page 1, line 3, change "transfer title to" to "lease"

AMENDMENT NO. 2

On page 1, line 8, after "of the state," delete the remainder of the line and on line 9, delete "transfer, assign, and deliver title" and insert:

"lease for a period not to exceed ninety-nine years"

AMENDMENT NO. 3

On page 1, line 10, after "consideration," delete "to"

AMENDMENT NO. 4

On page 2, line 18, change "said title" to "the lease shall terminate and possession of the property"

AMENDMENT NO. 5

On page 2, delete line 23, and insert "the lease provided for in this Act of"

AMENDMENT NO. 6

On page 2, line 24, delete "rights, to"

Rep. Kenney moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' in three columns: Mr. Speaker, Alario, Alexander, A.—93rd, Alexander, R.—13th, Ansardi, Barton, Baudoin, Baylor, Fruge, Gautreaux, Glover, Green, Guillory, Hammett, Heaton, Hebert, Odinet, Pinac, Powell, Pratt, Quezaire, Riddle, Romero, 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	Jetson	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	Welch
Dupre	McMains	Wiggins
Durand	Michot	Wilkerson
Farve	Mitchell	Willard-Lewis
Faucheux	Montgomery	Windhorst
Flavin	Morrell	Winston
Forster	Morrish	Wright
Frith	Murray	

Total—98

NAYS

Total—0

ABSENT

Fontenot	Perkins	Weston
Jenkins	Pierre	
Johns	Rousselle	

Total—7

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1956 (Duplicate of Senate Bill No. 795)—**  
 BY REPRESENTATIVE MARTINY AND SENATOR BAGNERIS  
 AN ACT

To amend and reenact R.S. 32:863.1(C)(1)(a) and to enact R.S. 32:863.1(F), relative to motor vehicle security; to allow a law enforcement officer to issue a traffic citation to an owner of a motor vehicle registered in another state for lack of liability security; to provide for penalties; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Reengrossed House Bill No. 1956 by Representative Martiny

AMENDMENT NO. 1

On page 1, line 5, after "security" add "in certain circumstances"

AMENDMENT NO. 2

On page 1, line 11, after "fees" add "; out-of-state vehicles"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Landry to Reengrossed House Bill No. 1956 by Representative Martiny

AMENDMENT NO. 1

On page 2, line 13, delete "ten working" and insert "thirty"

Rep. Martiny moved that the amendments proposed by the Senate be concurred in.

**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
Baudoin	Hill	Romero
Baylor	Holden	Rousselle
Bowler	Hopkins	Salter
Bruce	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	Wiggins
Faucheux	Mitchell	Wilkerson
Flavin	Montgomery	Willard-Lewis
Fontenot	Morrell	Windhorst
Forster	Morrish	Winston
Frith	Murray	Wright
Frugé	Odinot	
Gautreaux	Perkins	

Total—103

NAYS

Total—0

ABSENT

Brun	Weston
------	--------

Total—2

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1958—**  
BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 33:381(A) and (B), 386(D), 404(A)(1), and 426 and to enact R.S. 33:406(A)(3), relative to Lawrason Act municipalities; to provide relative to the authority of the mayor and the board of aldermen on matters including revenues and debt, the adoption of resolutions, and oversight of the street commissioner; to provide relative to terms of certain municipal officials; to provide relative to other positions which mayors and aldermen may hold; to provide relative to limits on the authority of the mayor; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Heitmeier to Reengrossed House Bill No. 1958 by Representative Pinac

AMENDMENT NO. 1

On page 3, line 23, after "mayor" insert "and board of aldermen"

Rep. Pinac moved that the amendments proposed by the Senate be concurred in.

**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	Hibert	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	Wiggins
Faucheux	Mitchell	Wilkerson
Flavin	Montgomery	Willard-Lewis
Fontenot	Morrell	Windhorst
Forster	Morrish	Winston
Frith	Murray	Wright
Früge	Odinet	
Gautreaux	Perkins	
Total—103		

NAYS

Total—0

ABSENT

Barton Weston  
Total—2

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1961—**

BY REPRESENTATIVES CLARKSON AND WINDHORST  
AN ACT

To enact R.S. 48:1101.2, relative to bridges; to provide for the type of vehicles allowed to travel on the transit lanes of the Greater New Orleans Mississippi River bridges; to provide for one-way traffic on the transit lanes; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 1961 by Representatives Clarkson and Windhorst

AMENDMENT NO. 1

On page 1, at the beginning of line 9, insert "A.(1)"

AMENDMENT NO. 2

On page 1, line 13, after "area" delete the remainder of the line and delete lines 14 and 15, and insert:

"in the morning and traffic proceeding to the Westbank in the afternoon in accordance with the rules and regulations promulgated by the Crescent City Connection and Department of Transportation and Development.

(2) The Department of Transportation and Development and the Crescent City Connection may charge as tolls a use permit fee which shall be priced lower than the established tolls to encourage carpooling. The Department of Transportation and Development and the Crescent City Connection may promulgate rules and regulations concerning the implementation and costs of said permits.

B. However, the provisions of this Section shall be implemented in accordance with the rules and regulations of appropriate federal agencies."

Rep. Clarkson moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Perkins
Alario	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	Kenney	Stelly
Damico	Lancaster	Theriot
Daniel	Landrieu	Thomas
Deville	LeBlanc	Thompson
DeWitt	Long	Thornhill
Diez	Marionneaux	Toomy
Dimos	Martiny	Triche
Doerge	McCain	Vitter
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Wiggins
Faucheux	Mitchell	Wilkerson
Flavin	Montgomery	Willard-Lewis
Fontenot	Morrell	Windhorst
Frith	Morrish	Winston
Fruge	Murray	Wright
Gautreaux	Odinot	
Total—98		

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Kennard	Weston
Alexander, R.—13th	Strain	
Forster	Travis	
Total—7		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 2038—**

BY REPRESENTATIVES DEWITT, DURAND, GAUTREAUX, JOHNS, RIDDLE, THORNHILL, AND VITTER AND SENATORS ROBICHAUX AND DYESS

**AN ACT**

To enact R.S. 40:2116(E), relative to facility need review; to require the Department of Health and Hospitals to revoke approvals for nursing facility beds and community group home beds previously approved to participate in the Medicaid program unless such beds are actually certified and enrolled in the program by a certain date; to require the department to revoke or suspend approvals for unbuilt facilities or beds previously approved to participate in the Medicaid program unless construction of such facilities or beds is begun and completed by a certain date and such facilities or beds are certified and enrolled in the program by a certain date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 2038 by Representative DeWitt, et al.

AMENDMENT NO. 1

On page 2, line 6, between "1997" and the period "." insert "or have been previously approved for alternate use by the department"

AMENDMENT NO. 2

On page 2, line 10, delete "December 31, 1997" and insert "July 1, 1998"

AMENDMENT NO. 3

On page 2, line 12, delete "June 30" and insert "December 31"

AMENDMENT NO. 4

On page 2, line 14, between "facilities" and the period "." insert "or existing approvals which are under judicial review"

AMENDMENT NO. 5

On page 2, line 17, delete "July 1, 1998" and insert "December 31, 1997"

AMENDMENT NO. 6

On page 2, line 19, delete "December 31" and insert "June 30"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Landry to Reengrossed House Bill No. 2038 by Representative DeWitt, et al.

AMENDMENT NO. 1

On page 1, line 7, between "unbuilt" and "facilities" insert "or unrenovated" and after "beds" insert "or unsigned lease agreements"

AMENDMENT NO. 2

On page 1, line 9, between "construction" and "of" insert ", lease, or renovation"

AMENDMENT NO. 3

On page 2, at the end of line 14, insert "or unrenovated"

AMENDMENT NO. 4

On page 2, line 15, between "beds" and the comma "," insert "or unsigned lease agreements"

AMENDMENT NO. 5

On page 2, line 16, between "construction," and "of" insert "lease, or renovation"

AMENDMENT NO. 6

On page 2, line 17, between "construction" and "has" insert ", lease, or renovation"

Rep. DeWitt moved that the amendments proposed by the Senate be rejected.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Powell
Alario	Guillory	Pratt
Ansardi	Heaton	Quezaire
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Rousselle
Brun	Hudson	Salter
Bruneau	Hunter	Scalise
Carter	Iles	Schneider
Chaisson	Jenkins	Shaw
Clarkson	Jetson	Smith, J.D.—50th
Copelin	Johns	Smith, J.R.—30th
Crane	Kenney	Stelly
Damico	Lancaster	Strain
Daniel	Landrieu	Theriot
Deville	LeBlanc	Thomas
DeWitt	Marionneaux	Thornhill
Diez	Martiny	Toomy
Doerge	McCain	Travis
Donelon	McCallum	Triche
Dupre	McMains	Vitter
Durand	Michot	Walsworth
Farve	Mitchell	Warner
Faucheux	Montgomery	Welch
Flavin	Morrell	Wiggins
Fontenot	Morrish	Wilkerson
Forster	Murray	Willard-Lewis
Frith	Odinot	Windhorst
Fruge	Perkins	Winston
Gautreaux	Pierre	Wright
Glover	Pinac	
Total—92		

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Dimos	McDonald
Alexander, R.—13th	Hammitt	Thompson
Barton	Hopkins	Weston
Bruce	Kennard	
Curtis	Long	
Total—13		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 2078—  
BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 9:3560(1), relative to exemptions from consumer loan licensing requirements; to provide that a federally insured depository or certain state-chartered subsidiaries thereof shall be exempt from licensing requirements; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hollis to Engrossed House Bill No. 2078 by Representative Travis

AMENDMENT NO. 1

On page 1, line 2, after "To" insert "enact R.S. 9:3561.1(H) and to"

AMENDMENT NO. 2

On page 1, line 5, after "requirements;" insert "to provide for a reduction in certain fees; to provide waivers for certain federally chartered entities; to provide for interagency supervisory agreements;"

AMENDMENT NO. 3

On page 1, line 7, after "Section 1." insert "R.S. 9:3561.1(H) is hereby enacted and"

AMENDMENT NO. 4

On page 1, after line 8, insert the following:

"§3561.1 License; examination; renewal fees; records

\* \* \*

H. The commissioner is hereby authorized to promulgate a rule or regulation to reduce the fees described in Subsections (A) and (B) of this section with respect to their application to automated loan machines."

AMENDMENT NO. 5

On page 1, at the beginning of line 10, insert "A."

AMENDMENT NO. 6

On page 2, line 1, after "chartered" delete "parent"

AMENDMENT NO. 7

On page 2, line 2, change "Subparagraph (1)(a)" to "Subsection (A)(1)(a)"

AMENDMENT NO. 8

On page 2, after line 3, insert the following:

"B. The commissioner is authorized to waive the consumer loan licensing and examination requirements for a subsidiary of a national bank described in Subsection (A)(1)(a) of this section where the holding company thereof has one or more state-chartered bank subsidiaries. In lieu of such licensure and examination, the commissioner may review relevant reports or portions thereof prepared by any supervisory agency described in Section (A)(1)(a) of this Section.

C. The commissioner may enter into a supervisory agreement with any supervisory agency described in Subsection (A)(1)(a) of this Section where such supervisory agency agrees to periodically examine the financial institution described in Subsection (A)(1)(a) which are subject to its jurisdiction for compliance with the Louisiana Consumer Credit Law, R.S. 9:3510, et seq., where such an agreement has been entered into, the commissioner may accept relevant reports or portions thereof prepared by such supervisory agency in lieu of the licensing and examination requirements of the Louisiana Consumer Credit Law."

AMENDMENT NO. 9

On page 2, after line 4, insert the following:

"(9) Unless otherwise provided by rule or regulation of the commissioner, persons subject to licensing, supervision or auditing by the Federal National Mortgage Association, Federal Home Loan Mortgage Corporation, the Government National Mortgage Association, the Veterans Administration, or the United States Department of Housing and Urban Development, if their lending activities pertain to federally related mortgage loans; provided, however, that an approved lender under the rules and regulations of any of the agencies or instrumentalities enumerated herein may also make loans secured by a second or junior lien or mortgage on owner-occupied one-to-four family residential immovable property made contemporaneously with federally related mortgage loans as part of a mortgage revenue bond loan program, or, over any calendar year, ten or fewer loans secured by a second or junior-lien or mortgage on owner-occupied one-to-four family residential immovable property sold on the secondary market to the Federal National Mortgage Association, Federal Home Loan Mortgage Corporation or Government National Mortgage Association, without obtaining a consumer loan license under the provisions of this Part."

Rep. Travis moved that the amendments proposed by the Senate be rejected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Guillory	Powell
Ansardi	Hammitt	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	Jetson	Smith, J.D.—50th
Copelin	Johns	Smith, J.R.—30th
Crane	Kennard	Stelly
Damico	Kenney	Strain
Daniel	Lancaster	Theriot
Deville	Landrieu	Thomas
DeWitt	LeBlanc	Thompson
Diez	Long	Thornhill
Dimos	Marionneaux	Toomy
Doerge	Martiny	Travis
Donelon	McCain	Triche
Dupre	McCallum	Vitter
Durand	McDonald	Walsworth
Farve	McMains	Warner
Faucheux	Michot	Welch
Flavin	Mitchell	Wiggins
Fontenot	Montgomery	Wilkerson
Forster	Morrell	Willard-Lewis
Frith	Morrish	Windhorst
Fruge	Odinet	Winston
Gautreaux	Perkins	Wright
Glover	Pierre	
Green	Pinac	
Total—97		

**NAYS**

Total—0

**ABSENT**

Alario	Barton	Murray
--------	--------	--------

Alexander, A.—93rd	Curtis	Weston
Alexander, R.—13th	Jenkins	
Total—8		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 2205—**

BY REPRESENTATIVE TRAVIS

**AN ACT**

To amend and reenact R.S. 6:416 and 707(D), to enact R.S. 6:1208.1, and to repeal R.S. 6:707(E), relative to the purchase of stock by financial institutions; to provide relative to the purchase of its own stock by a financial institution; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Engrossed House Bill No. 2205 by Representative Travis

AMENDMENT NO. 1

On page 3, line 22, change "Chapter" to "Title"

AMENDMENT NO. 2

On page 4, line 4, change "Chapter" to "Title"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Hollis to Engrossed House Bill No. 2205 by Representative Travis

AMENDMENT NO. 1

On page 1, line 2, after "reenact R.S. 6:" insert "263(B)(2)," and after "416" insert a comma ","

AMENDMENT NO. 2

On page 1, line 7, after "R.S. 6:" insert "263(B)(2)," and after "416" insert a comma ","

AMENDMENT NO. 3

On page 1, between line 8 and 9, insert the following:

"§263. Dividends; stock repurchase or redemption; capital surplus required

\* \* \*

B.

\* \* \*

(2) Prior approval of the commissioner shall be required if the total of all dividends declared and paid by the state bank and amounts used to redeem or repurchase the state bank's stock during any one

year would exceed the total of its net profits of that year combined with the net profits from the immediately preceding year. For the purposes of this Section, "net profits" is defined as the remainder of all earnings from current operations and other assets, after deducting from the total thereof all current operating expenses, paid and accrued dividends on preferred stock, if any, all federal and state taxes, dividends on common stock paid or accrued and amounts paid or accrued to redeem or repurchase stock over the calculation period. Negative net profits shall not be rounded to zero in the calculation.

\* \* \*

AMENDMENT NO. 4

On page 2, line 6, after the word "purchase" insert "or redeem" and on line 7, after "stock" delete "subject to redemption"

Rep. Travis moved that the amendments proposed by the Senate be concurred in.

**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
Barton	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
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	Wiggins
Fontenot	Montgomery	Wilkerson
Forster	Morrell	Willard-Lewis
Frith	Morrish	Windhorst
Früge	Murray	Winston
Gautreaux	Odinot	Wright
Total—102		

**NAYS**

Total—0

**ABSENT**

Baudoin	DeWitt	Perkins
Total—3		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1066—**

BY REPRESENTATIVES KENNARD AND DEWITT  
AN ACT

To amend and reenact R.S. 47:508(D), relative to commercial vehicles; to provide for the registration of commercial vehicles; to provide for a pro rata reduction of the license fee; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 1066 by Representative Kennard

AMENDMENT NO. 1

On page 2, at the end of line 8, change "December first of the" to "July 31,"

AMENDMENT NO. 2

On page 2, at the beginning of line 9, delete "year in which the registration period begins,"

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1066 by Representative Kennard

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Transportation, Highways and Public Works adopted by the Senate on May 30, 1997, on line 2, following "July" change "31" to "thirty-first"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Heitmeier to Engrossed House Bill No. 1066 by Representative Kennard.

AMENDMENT NO. 1

On page 1, line 2, change "508(D)," to "508(A) and (D),"

AMENDMENT NO. 2

On page 1, line 4, between "fee;" and "and to" insert the following:

"to provide for registration of commercial rental and leased vehicles;"

AMENDMENT NO. 3

On page 1, line 6, change "508(D) is" to "508(A) and (D) are"

AMENDMENT NO. 4

On page 1, between lines 8 and 9, insert the following:

"A.(1) Every Except as provided in Paragraph (2) of this Subsection, every vehicle registration under this Chapter other than those licensed under R.S. 47:463(A), R.S. 47:511(B), and those included, by regulation of the secretary, in the staggered registration system, shall expire on June thirtieth of each year. The registrations shall be renewed annually between May first and June thirtieth of each year.

(2) Notwithstanding any other provision of law to the contrary, every registration of an automobile or truck to be used as a commercial rental or leased vehicle shall expire one year from the date of issuance and shall be renewed annually thereafter.

\* \* \*

AMENDMENT NO. 5

On page 1, line 10, between "D." and "person" delete "Any" and insert in lieu thereof the following:

"(1) Except as provided in Paragraph (2) of this Subsection, any"

AMENDMENT NO. 6

On page 2, between lines 14 and 15, insert the following:

"(2) Notwithstanding any other provision of law to the contrary, every person acquiring an automobile or truck to be used as a commercial rental or leased vehicle shall, before operating the same as a commercial rental or leased vehicle, make the required application for registration and shall pay the license fee which shall expire one year from the date of issuance. Failure to make application and payment as herein directed shall cause the commercial license on such automobile or truck to become delinquent and subject to the penalties fixed in Chapter 18 of this Title."

Rep. Kennard moved that the amendments proposed by the Senate be rejected.

**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	Quezairé
Barton	Heaton	Riddle
Baudoin	Hebert	Romero
Baylor	Hill	Rousselle
Bowler	Holden	Salter
Bruce	Hopkins	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
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
Fruge	Perkins	
Gautreux	Pierre	
Total—103		

NAYS

Total—0

ABSENT

Alexander, A.—93rd Hunter  
Total—2

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 2151—**

BY REPRESENTATIVES R. ALEXANDER, DEWITT, AND DURAND  
AN ACT

To enact R.S. 49:191(9)(b) and to repeal R.S. 49:191(8)(k), relative to the Department of Health and Hospitals, including provisions to provide for the re-creation of the Department of Health and Hospitals 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.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 2151 by Representative Rodney Alexander, et al.

AMENDMENT NO. 1

On page 1, change "R.S. 49:191(9)(b)" to "R.S. 49:191(10)(g)"

AMENDMENT NO. 2

On page 1, line 17, change "1999" to "2000"

AMENDMENT NO. 3

On page 2, line 5, change "R.S. 49:191(9)(b)" to "R.S. 49:191(10)(g)"

AMENDMENT NO. 4

On page 2, delete line 15 in its entirety and insert the following:

"(10) July 1, 1999:"

AMENDMENT NO. 5

On page 2, at the beginning of line 17, change "(b)" to "(g)"

Rep. Riddle moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Glover	Perkins
Alario	Green	Pierre
Alexander, R.—13th	Guillory	Pinac
Ansardi	Hammett	Pratt
Barton	Heaton	Quezaire
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Rousselle
Bruce	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
Damico	Kenney	Strain
Daniel	Lancaster	Theriot
Deville	Landrieu	Thomas
DeWitt	LeBlanc	Thompson
Diez	Long	Thornhill
Dimos	Marionneaux	Toomy
Donelon	Martiny	Travis
Dupre	McCallum	Triche
Durand	McDonald	Vitter
Farve	McMains	Walsworth
Faucheux	Michot	Warner
Flavin	Mitchell	Weston
Fontenot	Montgomery	Wiggins
Forster	Morrell	Wilkerson
Frith	Morrish	Willard-Lewis
Fruge	Murray	Windhorst
Gautreaux	Odinet	Winston
Total—96		

**NAYS**

Brun	Jetson	Welch
Doerge	McCain	Wright
Total—6		

**ABSENT**

Alexander, A.—93rd	Curtis	Powell
Total—3		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 2185—**

BY REPRESENTATIVE POWELL

**AN ACT**

To amend and reenact R.S. 23:1200.1 and to enact R.S. 23:1196.1, relative to group self-insurance funds; to provide with respect to investments by group self-insurance funds; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 2185 by Representative Powell

AMENDMENT NO. 1

On page 1, line 13, following "income" and before "accruing" delete the hyphen "-."

AMENDMENT NO. 2

On page 2, line 15, following "obligations" and before "a" change "having" to "have"

AMENDMENT NO. 3

On page 5, line 15, following "Section" and before "This" change "3." to "2."

Rep. Powell moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Gautreaux	Pierre
Alario	Glover	Pinac
Alexander, A.—93rd	Green	Powell
Ansardi	Guillory	Pratt
Barton	Hammett	Quezaire
Baudoin	Heaton	Riddle
Baylor	Hebert	Romero
Bowler	Hill	Salter
Bruce	Holden	Scalise
Brun	Hopkins	Schneider
Bruneau	Hudson	Shaw
Carter	Hunter	Smith, J.D.—50th
Chaisson	Iles	Smith, J.R.—30th
Clarkson	Jenkins	Stelly
Copelin	Johns	Strain
Crane	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
Fruge	Perkins	
Total—101		

**NAYS**

Total—0



ABSENT

Alexander, R.—13th Kennard  
 Jetson Rousselle  
 Total—4

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 2208—**  
 BY REPRESENTATIVES HEATON, ANSARDI, AND MARTINY  
 AN ACT

To amend and reenact R.S. 37:1861 and to repeal R.S. 37:1861.1, relative to secondhand dealers; to provide relative to the definition of "secondhand dealer"; to provide for the repeal of the provision regarding the definition of secondhand dealer in parishes with a population over four hundred twenty-five thousand; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 2262—**  
 BY REPRESENTATIVES WILLARD-LEWIS, FRITH, HILL, MORRISH,  
 MURRAY, TRAVIS, AND WESTON  
 AN ACT

To enact R.S. 45:1166(F), relative to telephone services; to prohibit the transferring of long distance services without the authorization of the customer; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Reengrossed House Bill No. 2262 by Representative Willard-Lewis

AMENDMENT NO. 1

On page 1, line 12, after "No" delete "telephone long distance service provider" and insert:

"interexchange carrier, as that term is used in 47 CPR Section 64.1100, and no local exchange carrier, as that term is used in Section 3(26) of the Communications Act of 1934, as amended,"

AMENDMENT NO. 2

On page 1, line 16, after "The" delete "long distance service provider" and insert "interexchange carrier or local exchange carrier"

AMENDMENT NO. 3

On page 2, line 3, after "The" delete "long distance service provider" and insert "interexchange carrier or local exchange carrier"

AMENDMENT NO. 4

On page 2, line 11, after "The" delete "long distance providers" and insert "interexchange carrier's or local exchange carrier's"

AMENDMENT NO. 5

On page 2, at the end of line 14, delete "a"

AMENDMENT NO. 6

On page 2, at the beginning of line 15, delete "long distance provider" and insert "an interexchange carrier or local exchange carrier"

AMENDMENT NO. 7

On page 3, line 9, after "The" delete "long distance provider" and insert "interexchange carrier or local exchange carrier"

Rep. Willard-Lewis moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pinac
Alario	Guillory	Powell
Alexander, A.—93rd	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	Kenney	Strain
Crane	Lancaster	Theriot
Curtis	Landrieu	Thomas
Damico	LeBlanc	Thompson
Daniel	Long	Thornhill
Deville	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
Forster	Murray	Windhorst
Frith	Odinot	Winston
Fruge	Perkins	Wright
Gautreaux	Pierre	
Total—101		

NAYS

Total—0

ABSENT

Alexander, R.—13th Glover  
 DeWitt Kennard  
 Total—4

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The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 404—
BY REPRESENTATIVE HAMMETT
AN ACT

To enact R.S. 56:767, relative to private property surrounded by wildlife management areas; to provide for regulation of hunting and fishing on such private property; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Reengrossed House Bill No. 404 by Representative Hammett

AMENDMENT NO. 1

On page 1, line 2, between "by" and "wildlife" insert "certain"

AMENDMENT NO. 2

On page 1, line 7, between "by" and "wildlife" insert "certain"

AMENDMENT NO. 3

On page 1, line 11, between "area" and "shall" insert "which has a total acreage of between thirty-six thousand and thirty-seven thousand acres and which has the Red River as a portion of its southern boundary,"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Casanova to Reengrossed House Bill No. 404 by Representative Hammett

AMENDMENT NO. 1

On page 1, at the beginning of line 9, insert "A."

AMENDMENT NO. 2

On page 2, after line 5, insert the following:

"B. The owner of private property as defined in Subsection A of this Section shall notify the local wildlife enforcement agent prior to hunting or authorizing hunting on such property during legal hunting season when the legal hunting season of the private property and the wildlife management area are not concurrent."

Rep. Hammett moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. Speaker, Alario, Alexander, A.—93rd, Ansardi, Barton, Guillory, Hammett, Heaton, Hebert, Hill, Pinac, Powell, Pratt, Quezairi, Riddle

Table with 3 columns: Baudoin, Baylor, Bowler, Bruce, Brun, Bruneau, Carter, Chaisson, Clarkson, Copelin, Crane, Curtis, Daniel, Deville, Dimos, Donelon, Dupre, Durand, Farve, Faucheux, Flavin, Fontenot, Forster, Frith, Fruge, Gautreaux, Glover, Green, Holden, Hopkins, Hudson, Hunter, Iles, Jenkins, Jetson, Johns, Kenney, Lancaster, Landrieu, LeBlanc, Long, Marionneaux, Martiny, McCain, McCallum, McDonald, McMains, Michot, Mitchell, Montgomery, Morrell, Morrish, Murray, Odinet, Perkins, Pierre, 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, Wiggins, Wilkerson, Willard-Lewis, Windhorst, Winston, Wright

Total—99 NAYS

Total—0 ABSENT

Table with 3 columns: Alexander, R.—13th, Damico, Total—6, DeWitt, Diez, Doerge, Kennard

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 487—
BY REPRESENTATIVE WESTON
AN ACT

To enact R.S. 30:2531(D)(5), relative to penalties to be imposed for littering; to provide for the penalty to be imposed for littering on a Louisiana byway; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Environmental Quality to Reengrossed House Bill No. 487 by Representative Weston

AMENDMENT NO. 1

On page 1, on line 3, delete "provide for the penalty to be imposed" and insert in lieu thereof "authorize increased penalties"

AMENDMENT NO. 2

On page 1, at the beginning of line 4, change "byway" to " state highway"

AMENDMENT NO. 3

On page 1, line 11, after "impose" delete the remainder of the line and insert in lieu thereof "the following fines and penalties"

AMENDMENT NO. 4

On page 1, at the beginning of line 12, delete "for in this Section" and on line 12 between "violation" and "occurred" insert "of this Section has" and after "Louisiana" delete the remainder of the line and insert in lieu thereof "state highway"

AMENDMENT NO. 5

On page 1, delete line 13 in its entirety and insert in lieu thereof the following:

"(a) Upon first conviction, a fine of not less than two hundred fifty dollars nor more than five hundred dollars and a sentence to serve eight hours of community service in a litter abatement work detail as approved by the court.

(b) Upon second conviction, a fine of not less than five hundred dollars nor more than one thousand five hundred dollars and a sentence to serve sixteen hours of community service in a litter abatement work detail as approved by the court.

(c) Upon third conviction, a fine of not less than one thousand dollars nor more than three thousand dollars, one year suspension of the violator's motor vehicle driver's license, imprisonment for not more than six months, or a sentence to serve forty-eight hours of community service in a litter abatement work detail as approved by the court, or all or any combination of the aforementioned penalties.

(d) The judge may require an individual convicted of a violation of this Section that has occurred on a Louisiana state highway to remove litter from state highways for any prescribed period of time in lieu of or in addition to the penalties prescribed in this Paragraph."

Rep. Weston moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Odinet
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
Brun	Holden	Rousselle
Bruneau	Hopkins	Salter
Carter	Hunter	Scalise
Chaisson	Iles	Shaw
Clarkson	Jenkins	Smith, J.D.—50th
Copelin	Jetson	Smith, J.R.—30th
Crane	Johns	Stelly
Curtis	Kenard	Strain
Damico	Kenney	Theriot
Daniel	Lancaster	Thomas
Deville	Landrieu	Thompson
DeWitt	Long	Thornhill
Diez	Marionneaux	Toomy

Dimos	Martiny	Travis
Doerge	McCain	Triche
Donelon	McCallum	Vitter
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Faucheux	Michot	Welch
Flavin	Mitchell	Weston
Fontenot	Montgomery	Wiggins
Forster	Morrell	Willard-Lewis
Frith	Morrish	Winston

Total—93

NAYS

Bowler	Perkins	Windhorst
Fruge	Schneider	
Murray	Wilkerson	

Total—7

ABSENT

Bruce	Hudson	Wright
Farve	LeBlanc	

Total—5

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 517—**

BY REPRESENTATIVES DIMOS, ANSARDI, AND MCMAINS  
AN ACT

To amend and reenact R.S. 9:1961 and 1964, relative to trusts; to provide that the trust instrument may provide for the allocation of income; to provide that the settlor may give a trustee the discretion, without objective standards, to allocate income in different amounts; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Cox to Reengrossed House Bill No. 517 by Representative Dimos

AMENDMENT NO. 1

On page 2, line 6, between "standards" and "to" insert "except that of the average reasonable man"

Rep. Dimos moved that the amendments proposed by the Senate be concurred in.

**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	Romero
Baudoin	Hill	Rousselle
Baylor	Holden	Salter
Bowler	Hudson	Scalise
Brun	Hunter	Schneider

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Bruneau	Iles	Shaw
Carter	Jenkins	Smith, J.D.—50th
Chaisson	Jetson	Stelly
Clarkson	Johns	Strain
Copelin	Kennard	Theriot
Crane	Kenney	Thomas
Curtis	Lancaster	Thompson
Damico	Landrieu	Thornhill
Daniel	LeBlanc	Toomy
Deville	Marionneaux	Travis
DeWitt	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
Forster	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Odinet	
Gautreaux	Perkins	
Total—97		

NAYS

Total—0

ABSENT

Bruce	Hopkins	Smith, J.R.—30th
Diez	Long	Wright
Fontenot	Riddle	
Total—8		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 666—**  
BY REPRESENTATIVE WRIGHT AND SENATOR SMITH  
AN ACT

To amend and reenact R.S. 33:174(A) and R.S. 33:180, relative to municipal annexation; to prohibit certain annexations of portions of roads; to provide relative to legal challenges to annexations; to authorize certain persons to challenge the reasonableness of annexations of territory; to provide procedures for certain annexations; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 689—**  
BY REPRESENTATIVE THERIOT  
AN ACT

To enact R.S. 38:291(P)(3) and (T)(3), to provide for the transfer of certain property which is owned by the Atchafalaya Basin Levee District and which is located in Lafourche Parish, to the North Lafourche Conservation, Levee and Drainage District and to the South Lafourche Levee District; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Reengrossed House Bill No. 689 by Representative Theriot

AMENDMENT NO. 1

On page 2, line 11, after "District" insert:

"excluding all oil, gas, mineral leases, and royalty production existing on the effective date of this Paragraph"

AMENDMENT NO. 2

On page 3, line 1, after "District" insert:

"excluding all oil, gas, mineral leases, and royalty production existing on the effective date of this Paragraph"

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 689 by Representative Theriot

AMENDMENT NO. 1

In Senate Committee Amendment No. 1, proposed by the Senate Committee on Transportation, Highways, and Public Works adopted by the Senate on May 30, 1997, on line 4, after "on" delete the remainder of the line and insert August 15, 1997.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Robichaux to Reengrossed House Bill No. 689 by Representative Theriot

AMENDMENT NO. 1

Delete Senate Committee Amendments 1 and 2 proposed by the Senate Committee on Transportation, Highways and Public Works and adopted by the Senate on May 30, 1997.

Rep. Theriot moved that the amendments proposed by the Senate be concurred in.

As a substitute motion, Rep. Marionneaux moved that the amendments proposed by the Senate be rejected.

Rep. Theriot objected.

The vote recurred on the substitute motion.

**ROLL CALL**

The roll was called with the following result:

YEAS

Alario	Hill	Murray
Alexander, A.—93rd	Holden	Odinet
Baylor	Hunter	Pierre
Bowler	Iles	Pratt
Carter	Lancaster	Quezaire
Copelin	Landrieu	Riddle
Curtis	Marionneaux	Rousselle
Daniel	McCain	Walsworth
Doerge	McDonald	Warner
Durand	McMains	Welch

Forster Green Total—35	Montgomery Morrell	Windhorst
NAYS		
Alexander, R.—13th Ansardi Barton Bruce Brun Bruneau Chaisson Clarkson Crane Damico Deville Dimos Donelon Dupre Farve Fauchaux Flavin Frith Fruge Gautreaux Total—60	Glover Guillory Hammett Hebert Hopkins Hudson Jenkins Jetson Johns Kennard Kenney LeBlanc Long Martiny McCallum Michot Mitchell Morrish Perkins Pinac	Salter Scalise Schneider Smith, J.D.—50th Smith, J.R.—30th Stelly Strain Theriot Thomas Thompson Thornhill Toomy Travis Triche Vitter Weston Wiggins Wilkerson Willard-Lewis Winston
ABSENT		
Mr. Speaker Baudoin DeWitt Diez Total—10	Fontenot Heaton Powell Romero	Shaw Wright

The House refused to reject the amendments.

Rep. Theriot insisted on his motion that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Alario Alexander, A.—93rd Alexander, R.—13th Ansardi Barton Baylor Bowler Bruce Brun Bruneau Chaisson Clarkson Copelin Crane Curtis Damico Daniel Deville DeWitt Diez Dimos Donelon Dupre Farve	Gautreaux Glover Green Guillory Hammett Hebert Holden Hopkins Hudson Hunter Iles Jenkins Jetson Johns Kennard Kenney Lancaster LeBlanc Long Martiny McCallum McDonald McMains Michot	Pinac Powell Pratt 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
--	---	--

Fauchaux Flavin Forster Frith Fruge Total—87	Montgomery Morrish Murray Odinot Perkins	Wiggins Wilkerson Windhorst Winston Wright
NAYS		
Carter Doerge Durand Landrieu Total—12	Marionneaux McCain Mitchell Morrell	Pierre Quezaire Riddle Willard-Lewis
ABSENT		
Mr. Speaker Baudoin Total—6	Fontenot Heaton	Hill Romero

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 839—**  
BY REPRESENTATIVE MARTINY  
AN ACT

To amend and reenact R.S. 47:532.1(C), relative to the convenience fee collected by public license tag agents; to authorize the seller, in a motor vehicle transaction, to charge the convenience fee for a public license tag agent; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed House Bill No. 839 by Representative Martiny

AMENDMENT NO. 1

On page 2, at the bottom of the page, insert:

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

Rep. Martiny moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker Alario Alexander, A.—93rd Alexander, R.—13th Ansardi Barton Baylor Bowler	Green Guillory Hammett Heaton Hebert Hill Holden Hopkins	Pinac Powell Pratt Quezaire Riddle Romero Rousselle Salter
--	---	---

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

Total—99

NAYS

Total—0

ABSENT

Baudoin	Flavin	Johns
Dupre	Gautreaux	Mitchell

Total—6

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

**HOUSE BILL NO. 878—**

BY REPRESENTATIVES KENNARD, DIMOS, AND BRUCE  
AN ACT

To amend and reenact R.S. 47:519(G) and (H), relative to motor vehicle license plates; to change the time period for which temporary registration plates may be issued; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 878 by Representative Kennard

AMENDMENT NO. 1

On page 1, line 2, after "(H)" insert "and to enact R.S. 47:306(E)" and at the end of the line change "vehicle" to "vehicles and their"

AMENDMENT NO. 2

On page 1, line 4, after "issued;" insert:

"to provide for the remittance of taxes by motor vehicle dealers;"

AMENDMENT NO. 3

On page 1, at the beginning of line 7, insert: "and R.S. 47:306(E) is hereby enacted, all"

AMENDMENT NO. 4

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

"§306. Returns and payment of tax; penalty for absorption

\* \* \*

E. Payment of tax by motor vehicle dealer. Notwithstanding any other provision of law to the contrary, including the provisions of Subsection A of this Section, every motor vehicle dealer who sells a motor vehicle at retail shall remit all taxes collected pursuant to R.S. 47:303(B) no later than forty days from the date of sale.

\* \* \*"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Landry to Engrossed House Bill No. 878 by Representative Kennard

AMENDMENT NO. 1

In the Senate Committee Amendment No. 2 proposed by the Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill 878 by Representative Kennard and adopted by the Senate on May 30, 1997, on page 1, line 6, after "by" delete "motor"

AMENDMENT NO. 2

In the Senate Committee Amendment No. 4 proposed by the Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill 878 by Representative Kennard and adopted by the Senate on May 30, 1997, page 1, line 14, after "by" change "motor" to "a", on line 16, after "every" change "motor" to "a" and on line 17, delete "motor"

Rep. Diez moved that the amendments proposed by the Senate be concurred in.

**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
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
Deville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Marionneaux	Triche
Dimos	Martiny	Vitter
Doerge	McCain	Walsworth
Donelon	McCallum	Warner
Dupre	McMains	Welch
Durand	Michot	Weston
Faucheux	Morrell	Wiggins
Flavin	Morrish	Wilkerson
Forster	Murray	Willard-Lewis
Frith	Odinot	Windhorst
Fruge	Perkins	Winston
Gautreaux	Pierre	Wright
Glover	Pinac	

Total—98

NAYS

Total—0

ABSENT

Baudoin	Fontenot	Montgomery
Daniel	McDonald	
Farve	Mitchell	

Total—7

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1020—**  
BY REPRESENTATIVES ALARIO AND DEWITT  
AN ACT

To enact R.S. 47:1580(B)(4), relative to assessment and collection procedures; to suspend the running of prescription for taxes in bankruptcy cases; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Barham to Engrossed House Bill No. 1020 by Representatives Alario and DeWitt.

AMENDMENT NO. 1

On page 1, line 14, after "for bankruptcy until", delete "one year from the end of the year in" and insert "six months after"

AMENDMENT NO. 2

On page 1, line 15, at the beginning of the line, delete "which"

Rep. Alario moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Pierre
Alario	Gautreaux	Pinac
Alexander, A.—93rd	Glover	Pratt

Alexander, R.—13th	Green	Quezairé
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	Jetson	Theriot
Crane	Johns	Thomas
Curtis	Kennard	Thompson
Damico	Kenney	Thornhill
Daniel	Lancaster	Toomy
Deville	Landrieu	Travis
DeWitt	LeBlanc	Triche
Diez	Long	Vitter
Dimos	Marionneaux	Walsworth
Doerge	Martiny	Warner
Donelon	McCain	Welch
Dupre	McCallum	Weston
Durand	McDonald	Wiggins
Farve	McMains	Wilkerson
Faucheux	Michot	Willard-Lewis
Flavin	Montgomery	Windhorst
Fontenot	Morrish	Winston
Forster	Murray	Wright
Frith	Odinot	

Total—101

NAYS

Total—0

ABSENT

Mitchell	Perkins
Morrell	Powell

Total—4

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

**HOUSE BILL NO. 1047—**  
BY REPRESENTATIVES R. ALEXANDER AND DEWITT  
AN ACT

To enact R.S. 40:2006, relative to the Department of Health and Hospitals; to provide for the assessment of licensing fees, unit fees, and delinquency fees for specified types of health care facilities and providers; to provide for the assessment of subsidiary fees for applicable facilities; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Engrossed House Bill No. 1047 by Representative Rodney Alexander

AMENDMENT NO. 1

On page 2, line 20, delete "vehicle,"

**Point of Order**

Rep. Murray asked for a ruling from the Chair as to whether House Bill No. 1047 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 levy a new fee and therefore would require the favorable vote of two-thirds of the elected members to finally pass the House.

Rep. Riddle moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Ansardi	Johns	Salter
Carter	Kenney	Scalise
Chaisson	Lancaster	Shaw
Crane	Landrieu	Smith, J.R.—30th
Damico	LeBlanc	Stelly
Daniel	Long	Strain
Dimos	Martiny	Theriot
Donelon	McCallum	Thomas
Durand	McDonald	Thompson
Faucheux	McMains	Thornhill
Flavin	Michot	Toomy
Forster	Morrish	Triche
Frith	Odinet	Vitter
Fruge	Pinac	Walsworth
Hammett	Powell	Wiggins
Iles	Riddle	
Total—47		

**NAYS**

Mr. Speaker	Farve	Murray
Alario	Fontenot	Perkins
Alexander, A.—93rd	Glover	Pierre
Baudoin	Green	Pratt
Baylor	Guillory	Quezaire
Bowler	Hebert	Rousselle
Bruce	Hill	Schneider
Brun	Holden	Smith, J.D.—50th
Bruneau	Hudson	Warner
Clarkson	Hunter	Welch
Copelin	Jenkins	Weston
Curtis	Jetson	Wilkerson
Deville	Kennard	Willard-Lewis
DeWitt	Marionneaux	Windhorst
Diez	McCain	Winston
Doerge	Morrell	
Total—47		

**ABSENT**

Alexander, R.—13th	Heaton	Romero
Barton	Hopkins	Travis
Dupre	Mitchell	Wright
Gautreaux	Montgomery	
Total—11		

The amendments proposed by the Senate, failing to receive a two-thirds vote of the elected members, were not concurred in by the House.

Conference Committee appointments pending.

**Speaker Downer in the Chair**

**HOUSE BILL NO. 666—**

BY REPRESENTATIVE WRIGHT AND SENATOR SMITH  
AN ACT

To amend and reenact R.S. 33:174(A) and R.S. 33:180, relative to municipal annexation; to prohibit certain annexations of portions of roads; to provide relative to legal challenges to annexations; to authorize certain persons to challenge the reasonableness of annexations of territory; to provide procedures for certain annexations; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 666 by Representatives Wright

AMENDMENT NO. 1

On page 1, line 2, delete "174(A) and R.S. 33:"

AMENDMENT NO. 2

On page 1, delete lines 4 and 5 in their entirety

AMENDMENT NO. 3

On page 1, line 9, delete "174(A) and 180 are" and insert in lieu thereof "180 is"

AMENDMENT NO. 4

On page 1, delete lines 11 through 18 in their entirety

AMENDMENT NO. 5

On page 2, delete lines 1 through 3 in their entirety

Rep. Wright moved that the amendments proposed by the Senate be rejected.

**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
Baudoin	Hebert	Riddle
Baylor	Hill	Rousselle



Bowler	Hopkins	Schneider
Bruce	Hudson	Shaw
Brun	Hunter	Smith, J.D.—50th
Carter	Iles	Smith, J.R.—30th
Chaisson	Jenkins	Stelly
Clarkson	Johns	Strain
Copelin	Kennard	Theriot
Crane	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	Montgomery	Wilkerson
Faucheux	Morrell	Willard-Lewis
Flavin	Morrish	Windhorst
Fontenot	Murray	Winston
Forster	Odinet	Wright
Frith	Perkins	

Total—92

NAYS

Total—0

ABSENT

Barton	Holden	Salter
Bruneau	Jetson	Scalise
Curtis	Michot	Wiggins
Fruge	Mitchell	
Heaton	Romero	

Total—13

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 2208—**  
BY REPRESENTATIVES HEATON, ANSARDI, AND MARTINY  
AN ACT

To amend and reenact R.S. 37:1861 and to repeal R.S. 37:1861.1, relative to secondhand dealers; to provide relative to the definition of "secondhand dealer"; to provide for the repeal of the provision regarding the definition of secondhand dealer in parishes with a population over four hundred twenty-five thousand; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Fields to Reengrossed House Bill No. 2208 by Representative Heaton

**AMENDMENT NO. 1**

On page 2, line 7, after "currency", delete the remainder of the line and insert "and antiques."

Rep. Brun moved that the amendments proposed by the Senate be rejected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Gautreaux	Pinac
Alario	Green	Powell
Alexander, A.—93rd	Guillory	Pratt
Alexander, R.—13th	Hammett	Quezaire
Ansardi	Heaton	Riddle
Barton	Hebert	Romero
Baudoin	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	Kenney	Theriot
Damico	Lancaster	Thomas
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneau	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	Murray	Willard-Lewis
Forster	Odinet	Windhorst
Frith	Perkins	Winston
Fruge	Pierre	Wright

Total—99

NAYS

Total—0

ABSENT

Baylor	Glover	Mitchell
Carter	Kennard	Morrish

Total—6

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 1267—**  
BY REPRESENTATIVES SALTER AND THORNHILL  
AN ACT

To repeal R.S. 32:411(B)(1)(b), relative to taking of a driver's license upon issuance of a traffic citation; to repeal certain exceptions to the prohibition on such taking; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 1267 by Representative Salter

AMENDMENT NO. 1

On page 1, line 2, change "repeal" to "amend and reenact"

AMENDMENT NO. 2

On page 1, line 3, after "citation;" delete the remainder of the line and on line 4, delete "prohibition on such taking" and insert:

"to prohibit such taking unless the speed limit is exceeded by a certain amount;"

AMENDMENT NO. 3

On page 1, line 6, after "hereby" delete the remainder of the line and insert:

"amended and reenacted to read as follows:

§411. Deposit of license in lieu of security upon arrest; receipt; licensee to have license or receipt in immediate possession; notification to vehicle owner; surrender of license; issuance of temporary permits

\* \* \*

B.(1) An arresting officer may retain the driver's license of an operator of a motor vehicle when that operator has been issued a citation alleging that the operator was:

\* \* \*

(b) Exceeding the speed limit by ~~fifteen~~ twenty-five miles per hour or more.

\* \* \*"

Rep. Salter moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Fruge	Pinac
Alario	Gautreaux	Powell
Alexander, A.—93rd	Green	Pratt
Alexander, R.—13th	Guillory	Quezaire
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	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	Welch
Dupre	McMains	Weston
Durand	Michot	Wiggins
Farve	Montgomery	Wilkerson
Faucheux	Morrell	Willard-Lewis
Flavin	Morrish	Windhorst
Fontenot	Murray	Winston
Forster	Odinet	Wright
Frith	Pierre	
Total—101		

NAYS

Total—0

ABSENT

Glover	Mitchell
Holden	Perkins
Total—4	

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1491—**

BY REPRESENTATIVES FONTENOT AND DEWITT  
AN ACT

To enact R.S. 40:5.9(C), relative to civil actions to enforce drinking water regulations; to authorize the court to appoint a receiver to a defendant public water system; to provide for the powers of the state health officer relative to establishment of the receivership; to provide for powers and duties of an appointed receiver; to provide for dissolution of the receivership; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Environmental Quality to Engrossed House Bill No. 1491 by Representative Fontenot, et al.

AMENDMENT NO. 1

On page 2, delete lines 3 through 6 in their entirety and insert in lieu thereof the following:

"(2) The court may place the public water system in receivership upon finding one of the following:

(a) The system has been abandoned by the operator, or service to the system's customers has ceased, and no provisions have been made for the continued operation of the system by a qualified operator, or for providing the water system's users with potable water in sufficient quantities to serve the users of the systems.

(b) The operator of the system has failed or refused to comply with administrative orders issued pursuant to R.S. 40:5.9(A).

(c) Such circumstances as may be identified in rules promulgated by the state health officer acting through the Department of Health and Hospitals, office of public health, under which a receivership may be needed."

Rep. Fontenot moved that the amendments proposed by the Senate be concurred in.

**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	Rousselle
Bowler	Hopkins	Salter
Bruce	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Jetson	Smith, J.R.—30th
Copelin	Kennard	Stelly
Crane	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	Montgomery	Weston
Fontenot	Morrell	Wiggins
Forster	Morrish	Wilkerson
Frith	Murray	Willard-Lewis
Fruge	Odinet	Windhorst
Gautreaux	Perkins	Winston
Green	Pierre	Wright
Total—96		

**NAYS**

Total—0

**ABSENT**

Baudoin	Faucheux	Johns
Baylor	Flavin	Mitchell
Brun	Glover	Romero
Total—9		

The amendments proposed by the Senate were concurred in by the House.

**Suspension of the Rules**

On motion of Rep. Bruce, and under a suspension of the rules, the above roll call was corrected to reflect her as voting yea.

**HOUSE BILL NO. 1607—**

BY REPRESENTATIVE GREEN

AN ACT

To enact R.S. 12:204.1 and R.S. 51:281.2 and 1905.1, relative to deceptive practices in charitable solicitations; to provide for injunctive relief; to prohibit the unauthorized use of the name of any public park, play-ground, or other public facility; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Engrossed House Bill No. 1607 by Representative Green

AMENDMENT NO. 1

On page 1, line 9, after "A." insert "Except as provided in this Section," and change "The" to "the"

AMENDMENT NO. 2

On page 1, line 13, after "organization" delete "otherwise"

AMENDMENT NO. 3

On page 1, line 13, after "falsely" insert "imply or otherwise"

AMENDMENT NO. 4

On page 1, line 18, after "facility" delete "or" and insert "and the"

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1607 by Representative Green

AMENDMENT NO. 1

On page 1, line 15, following "of" and before "park" change "the said" to "a"

Rep. Green moved that the amendments proposed by the Senate be concurred in.

**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
Bowler	Hill	Romero
Bruce	Holden	Rousselle
Brun	Hopkins	Salter
Bruneau	Hudson	Scalise
Carter	Hunter	Schneider
Chaisson	Iles	Shaw
Clarkson	Jenkins	Smith, J.D.—50th

Copelin	Jetson	Smith, J.R.—30th
Crane	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	Montgomery	Weston
Fontenot	Morrell	Wiggins
Forster	Morrish	Wilkerson
Frith	Murray	Willard-Lewis
Fruge	Odinet	Windhorst
Gautreaux	Perkins	Winston
Total—99		

NAYS

Total—0

ABSENT

Baudoin	Flavin	Mitchell
Baylor	Johns	Wright
Total—6		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1790—**

BY REPRESENTATIVE DEWITT

AN ACT

To amend and reenact R.S. 30:74(A)(3) and to enact R.S. 30:74(A)(4), relative to abandoned oilfield waste sites; to provide for approval by the commissioner of conservation of sheriff's sale of such property; to require and provide for recordation and enforcement of liens; 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.

**HOUSE BILL NO. 1791—**

BY REPRESENTATIVE FLAVIN

AN ACT

To amend and reenact R.S. 30:83(B)(10), 84(A)(1), (5), and (7), 85, 86(C) and (E)(introductory paragraph) and (2), 87(E), 88(B), (C), (D), (E), (F), and (G), 89, 91(B), 92(A), 93(A)(introductory paragraph) and (2)(c), and 95; to enact R.S. 30:92(C); and to repeal R.S. 30:83(F)(2) and (4), 84(A)(3), (B), and (C), 87(C), and 93(A)(2)(d), all relative to the Louisiana Oilfield Site Restoration Law; to provide relative to the powers and duties of the secretary and assistant secretary; to provide relative to the Oilfield Site Restoration Fund; to provide relative to oilfield site restoration fees; to provide relative to oilfield site trust accounts; to provide relative to non-orphan site restoration; to provide relative to orphaned oilfield sites; to provide relative to orphan site restoration; to provide for recovery of certain site restoration costs; to provide relative to no inference of liability on the part of the state; to provide procedures, conditions, and requirements; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Natural Resources to Reengrossed House Bill No. 1791 by Representative Flavin

AMENDMENT NO. 1

On page 12, line 8, between "Law" and the semicolon ";" insert "and the Procurement Code"

AMENDMENT NO. 2

On page 12, line 8, between "however," and "the" insert "that before this exemption from the Public Bid Law and the Procurement Code can be effective"

AMENDMENT NO. 3

On page 12, line 11, between "Law" and the period "." insert "and shall require a formal bid process"

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1791 by Representative Flavin

AMENDMENT NO. 1

In Senate Committee Amendment No. 2, proposed by the Senate Committee on Natural Resources adopted by the Senate on May 22, 1997, on line 5, following "insert " and before "before" delete "that"

Rep. Flavin moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	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.R.—30th
Clarkson	Jetson	Stelly
Copelin	Johns	Strain
Crane	Kenney	Theriot
Curtis	Lancaster	Thomas
Damico	Landrieu	Thompson
Daniel	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	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Forster	Morrish	Willard-Lewis
Frith	Murray	Windhorst
Fruge	Odinet	Winston
Gautreaux	Perkins	Wright
Glover	Pierre	
Total—98		

NAYS

Total—0

ABSENT

Alario	DeWitt	Smith, J.D.—50th
Alexander, R.—13th	Kennard	
Deville	Mitchell	
Total—7		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1790—**  
BY REPRESENTATIVE DEWITT  
AN ACT

To amend and reenact R.S. 30:74(A)(3) and to enact R.S. 30:74(A)(4), relative to abandoned oilfield waste sites; to provide for approval by the commissioner of conservation of sheriff's sale of such property; to require and provide for recordation and enforcement of liens; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Environmental Quality to Engrossed House Bill No. 1790 by Representative DeWitt

AMENDMENT NO. 1

On page 2, line 1, after "sale," insert the following:

"In the event the wellbore is not specifically excluded from the sale as provided herein, the sheriff or person seeking such a sale shall cause to be included in the notice of the sale and in the sale instrument a statement or notice that the purchaser shall be required to file the appropriate documents with the office of conservation to become operator of record of the subject well pursuant to the provisions of R.S. 30:204."

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1790 by Representative DeWitt

AMENDMENT NO. 1

On page 2, line 12, following "(3)" change "herein" to "of this Subsection"

Rep. DeWitt moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pinac
Alario	Guillory	Powell
Alexander, A.—93rd	Hammett	Pratt
Ansardi	Heaton	Quezaire
Barton	Hebert	Riddle
Baudoin	Hill	Romero
Bowler	Holden	Rousselle
Bruce	Hopkins	Salter
Brun	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.R.—30th
Clarkson	Jetson	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	McMains	Walsworth
Dupre	Michot	Warner
Durand	Mitchell	Welch
Farve	Montgomery	Weston
Fontenot	Morrell	Wiggins
Forster	Morrish	Wilkerson
Frith	Murray	Willard-Lewis
Fruge	Odinet	Windhorst
Gautreaux	Perkins	Winston
Glover	Pierre	Wright
Total—96		

NAYS

Total—0

ABSENT

Alexander, R.—13th	Faucheux	Kennard
Baylor	Flavin	McDonald
Crane	Johns	Smith, J.D.—50th
Total—9		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1490—**  
BY REPRESENTATIVES DEVILLE, DEWITT, AND DURAND  
AN ACT

To amend and reenact R.S. 40:1232(A)(3) and (4) and to enact R.S. 40:1232(A)(5) and to enact R.S. 36:259(M), relative to emergency medical services; to provide that the Department of Health and Hospitals shall promulgate rules and regulations to establish a list of medical and safety equipment required to be carried by all ambulances; to establish and provide relative to an advisory committee to be known as the Ambulance Standards Committee; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 1490 by Representative Deville, et al.

AMENDMENT NO. 1

On page 2, at the end of line 12, insert the following:

"However, nothing in this Paragraph shall prohibit the department from supplementing the list with state-of-the-art, newly-developed devices, equipment, or medications approved by the Ambulance Standards Committee that may be carried in lieu of other items on the list."

AMENDMENT NO. 2

On page 3, between lines 15 and 16, insert the following:

"(xiv) Professional fire fighters."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Reengrossed House Bill No. 1490 by Representative Deville

AMENDMENT NO. 1

On page 3, between lines 15 and 16, insert the following:

"(xv) The Professional Firefighters Association of Louisiana."

Rep. Deville moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS', including Mr. Speaker, Alario, Alexander, A.—93rd, Ansardi, Barton, Baylor, Bowler, Bruce, Brun, Bruneau, Carter, Chaisson, Clarkson, Copelin, Crane, Curtis, Damico, Daniel, Deville, DeWitt, Diez, Dimos, Doerge, Donelon, Dupre, Glover, Green, Guillory, Hammett, Heaton, Hill, Holden, Hopkins, Hudson, Hunter, Iles, Jenkins, Jetson, Johns, Kenney, Lancaster, Landrieu, LeBlanc, Long, Marionneaux, Martiny, McCain, McCallum, McDonald, McMains, Pinac, Powell, Pratt, Quezaire, 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.

Table listing names of members who voted 'NAYS' and 'ABSENT'. NAYS: Durand, Farve, Fauchoux, Flavin, Fontenot, Forster, Frith, Fruge, Gautreaux, Michot, Mitchell, Montgomery, Morrell, Morrish, Murray, Odinet, Perkins, Pierre, Welch, Weston, Wiggins, Wilkerson, Willard-Lewis, Windhorst, Winston, Wright. ABSENT: Total—0.

Total—0

Table listing names of members who were absent: Alexander, R.—13th, Baudoin, Hebert, Kennard.

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1794— BY REPRESENTATIVE HOPKINS AN ACT

To amend and reenact R.S. 30:21(B), relative to the office of conservation in the Department of Natural Resources; to provide relative to fees imposed by the office of conservation; to authorize a monthly production fee to replace certain annual regulatory and registration fees; to provide definitions, amounts, terms, and conditions; to establish a special fund to be known as the Oil and Gas Regulatory Fund; to provide for payments, appropriations, and deposits into such fund; to provide for the amounts and uses of such fund, including certain dedication of monies; to provide for the administration, collection, and enforcement of the monthly production fee; to provide for suspension of the fee under certain terms and conditions; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Reengrossed House Bill No. 1794 by Representative Hopkins

AMENDMENT NO. 1

On page 1, line 4, change "a monthly" to "an annual"

AMENDMENT NO. 2

On page 1, at the beginning of line 5, delete "production"

AMENDMENT NO. 3

On page 1, delete line 11, and insert in lieu thereof "enforcement of the annual fee;"

AMENDMENT NO. 4

On page 1, line 12, delete "of the fee under certain terms and conditions;"

AMENDMENT NO. 5

On page 2, line 9, after "B.(1)" insert "(a)" and change "a monthly production" to "an annual"

AMENDMENT NO. 6

On page 2, line 10, after "form" insert "and schedule"

AMENDMENT NO. 7

On page 2, delete line 12 and 13 in their entirety and insert in lieu thereof the following:

"gas wells based on a tiered system to establish parity on a dollar amount between the producing wells. The tiered system shall be established annually by rule on annual volumes of capable oil and capable gas production in an amount not to exceed one million nine hundred eighteen thousand six hundred dollars for Fiscal Year 1997-1998, and may increase by a sum not to exceed three and one-half percent annually thereafter. Incapable oil"

AMENDMENT NO. 8

On page 2, between lines 20 and 21 insert the following:

"(b) There shall be an annual fee payable to the office of conservation, in a form and schedule prescribed by the office of conservation, on Class I wells in an amount not to exceed three hundred thirty six thousand dollars for Fiscal Year 1997-1998, and may increase by a sum not to exceed three and one-half percent annually thereafter.

(c) There shall be an annual fee payable to the office of conservation, in a form and schedule prescribed by the office of conservation, on Class II wells in an amount not to exceed four hundred ninety three thousand dollars for Fiscal Year 1997-1998, and may increase by a sum not to exceed three and one-half percent annually thereafter. No fee shall be imposed on a Class II well of an operator who is also an operator of a stripper crude oil well or incapable gas well certified pursuant to R.S. 47:633 by the severance tax division of the Department of Revenue and Taxation and located in the same field as such Class II well."

AMENDMENT NO. 9

On page 3, at the end of line 12, after "fund." insert "The amount appropriated from the fund to the office of conservation shall be subject to appropriation by the legislature."

AMENDMENT NO. 10

On page 3, delete lines 20 through 26 in their entirety

AMENDMENT NO. 11

On page 4, delete lines 1 through 7 in their entirety

AMENDMENT NO. 12

On page 4, line 8, change "monthly production" to "annual"

AMENDMENT NO. 13

On page 4, at the end of line 9, after "wells" insert ", Class I wells"

AMENDMENT NO. 14

On page 4, line 10, delete "injection"

AMENDMENT NO. 15

On page 4, line 12, between "(B)" and "(4)" insert "(1)"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Romero to Reengrossed House Bill No. 1794 by Representative Hopkins

AMENDMENT NO. 1

In Senate Committee Amendment No. 7 proposed by the Senate Committee on Natural Resources to Reengrossed House Bill No. 1794 by Representative Hopkins and adopted by the Senate on May 22, 1997, on page 1, line 24, change "thereafter" to "for Fiscal Years 1998 - 1999 and 1999 - 2000"

AMENDMENT NO. 2

In Senate Committee Amendment No. 8 proposed by the Senate Committee on Natural Resources to Reengrossed House Bill No. 1794 by Representative Hopkins and adopted by the Senate on May 22, 1997, on page 1, line 31, change "thereafter" to "for Fiscal Years 1998 - 1999 and 1999 - 2000"

AMENDMENT NO. 3

In Senate Committee Amendment No. 8 proposed by the Senate Committee on Natural Resources to Reengrossed House Bill No. 1794 by Representative Hopkins and adopted by the Senate on May 22, 1997, on page 2, line 5, change "thereafter" to "for Fiscal Years 1998 - 1999 and 1999 - 2000"

Rep. Hopkins moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Guillory	Pratt
Alario	Hammett	Quezaire
Alexander, A.—93rd	Heaton	Riddle
Ansardi	Hebert	Romero
Barton	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	Kenney	Strain
Copelin	Lancaster	Theriot
Crane	Landrieu	Thomas
Curtis	LeBlanc	Thompson
Damico	Long	Thornhill
Deville	Marionneaux	Toomy
DeWitt	Martiny	Travis
Diez	McCain	Triche
Doerge	McCallum	Vitter
Donelon	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Michot	Welch
Faucheux	Mitchell	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Forster	Morrish	Willard-Lewis
Frith	Murray	Windhorst
Fruge	Odinot	Winston
Gautreaux	Perkins	Wright

Glover  
Green  
Total—97

Pierre  
Pinac

NAYS

Total—0

ABSENT

Alexander, R.—13th Dimos Kennard  
Baudoin Farve Powell  
Daniel Hudson  
Total—8

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

**HOUSE BILL NO. 1984—**  
BY REPRESENTATIVES McMAINS, DEWITT, AND VITTER  
AN ACT

To amend and reenact the heading of Chapter 5 of Title II of Book I of the Code of Civil Procedure, Code of Civil Procedure Arts. 591, 592, 594, and 611, and the heading of Section 2 of Chapter 5 of Title II of Book I of the Code of Civil Procedure, to enact Code of Civil Procedure Art. 612, and to repeal Code of Civil Procedure Art. 593.1, 596, and 597, relative to class and derivative actions; to provide for procedural requirements for the filing, maintaining, and certification of class actions; to provide for notice to class members; to provide for judgments and other orders relative to class actions; to provide for dismissal or compromise of a class action; to provide for procedures and requirements for filing and maintaining derivative actions; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 1984 by Representative McMains

AMENDMENT NO. 1

On page 1, line 3, after "591" delete the remainder of the line and add "through 594, 596,"

AMENDMENT NO. 2

On page 1, line 6, delete "Art. 612" and insert "Articles 612 through 617"

AMENDMENT NO. 3

On page 1, line 6, after "593.1," delete the remainder of the line and on line 7, delete "597,"

AMENDMENT NO. 4

On page 1, line 12, after the semicolon ";" and before "to" insert "to provide for venue of all such actions; to provide for prescription of class actions;"

AMENDMENT NO. 5

On page 1, line 16, after "591" delete the remainder of the line and add "through 594, 596, and 611, and"

AMENDMENT NO. 6

On page 2, line 2, delete "Art. 612 is" and insert "Articles 612 through 617 are"

AMENDMENT NO. 7

On page 2, between lines 22 and 23 insert the following:

"(5) The class is or may be defined objectively in terms of ascertainable criteria, such that the court may determine the constituency of the class for purposes of the conclusiveness of any judgment that may be rendered in the case."

AMENDMENT NO. 8

On page 3, at the end of line 9, delete the period "." and insert ".or"

AMENDMENT NO. 9

On page 3, at the end of line 13, delete the period "." and insert ".or"

AMENDMENT NO. 10

On page 3, at the end of line 24, delete "or"

AMENDMENT NO. 11

On page 3, line 26, change the period "." to a semicolon ";"

AMENDMENT NO. 12

On page 3, after line 26, add the following:

"(e) The practical ability of individual class members to pursue their claims without class certification;

(f) The extent to which the relief plausibly demanded on behalf of or against the class, including the vindication of such public policies or legal rights as may be implicated, justifies the costs and burdens of class litigation; or

(4) The parties to a settlement request certification under Subparagraph B(3) for purposes of settlement, even though the requirements of Subparagraph B(3) might not otherwise be met.

C. Certification shall not be for the purpose of adjudicating claims or defenses dependent for their resolution on proof individual to a member of the class. However, following certification, the court shall retain jurisdiction over claims or defenses dependent for their resolution on proof individual to a member of the class."

AMENDMENT NO. 13

On page 4, delete lines 6 through 10 in their entirety and insert the following:

"A.(1) Within ninety days after service on all adverse parties of the initial pleading demanding relief on behalf of or against a class, the proponent of the class shall file a motion to certify the action as a class action. The delay for filing the motion may be extended by stipulation of the parties or on motion for good cause shown.

(2) If the proponent fails to file a motion for certification within the delay allowed by Subparagraph A(1), any adverse party may file a notice of the failure to move for certification. On the filing of such a notice and after hearing thereon, the demand for class relief may be stricken. If the demand for class relief is stricken, the action may continue between the named parties alone. A demand for class relief



stricken under this Subparagraph may be reinstated upon a showing of good cause by the proponent.

(3)(a) No motion to certify an action as a class action shall be granted prior to a hearing on the motion. Such hearing shall be held as soon as practicable, but in no event before (i) all named adverse parties have been served with the pleading containing the demand for class relief or have made an appearance or, with respect to unserved defendants who have not appeared, the proponent of the class has made due and diligent effort to perfect service of such pleading; and (ii) the parties have had a reasonable opportunity to obtain discovery on class certification issues, on such terms and conditions as the court deems necessary.

(b) If the court finds that the action should be maintained as a class action, it shall certify the action accordingly. If the court finds that the action should not be maintained as a class action, the action may continue between the named parties.

(c) In the process of class certification, or at any time thereafter before a decision on the merits of the common issues, the court may alter, amend, or recall its initial ruling on certification and may enlarge, restrict, or otherwise redefine the constituency of the class or the issues to be maintained in the class action.

(d) No order contemplated in this Subparagraph shall be rendered after a judgment or partial judgment on the merits of common issues has been rendered against the party opposing the class and over such party's objection."

#### AMENDMENT NO. 14

On page 4, line 11, after "B." and before "In" insert "(1)"

#### AMENDMENT NO. 15

On page 4, line 14, after the period "." delete the remainder of the line and delete lines 15 and 16 and insert the following:

"This notice, however given, shall be given as soon as practicable after certification, but in any event early enough that a delay provided for the class members to exercise an option to be excluded from the class will have expired before commencement of the trial on the merits of the common issues.

(2) The notice required by Subparagraph B(1) shall include (a) a general description of the action, including the relief sought, and the names and addresses of the representative parties or, where appropriate, the identity and location of the source from which the names and addresses of the representative parties can be obtained; (b) a statement of the right of the person to be excluded from the action by submitting an election form, including the manner and time for exercising the election; (c) a statement that the"

#### AMENDMENT NO. 16

On page 4, line 18, delete "and (3)" and insert "(d) a statement that"

#### AMENDMENT NO. 17

On page 4, line 20, after "counsel" delete the period "." and add the following:

"at that member's expense; (e) a statement advising the class member that the member may be required to take further action as the court deems necessary, such as submitting a proof of claim in order to participate in any recovery had by the class; (f) a general description of any counterclaim brought against the class; (g) the address of

counsel to whom inquiries may be directed; and (h) any other information that the court deems appropriate.

(3) Unless the parties agree otherwise, the proponents of the class shall bear the expense of the notification required by this Paragraph. The court may require the party opposing the class to cooperate in securing the names and addresses of the persons within the class defined by the court for the purpose of providing individual notice, but any additional costs reasonably incurred by the party opposing the class in complying with this order shall be paid by the proponent of the class. The court may tax all or part of the expenses incurred for notification as costs."

#### AMENDMENT NO. 18

On page 5, line 26, after "matters" and before the period "." insert the following:

", including but not limited to case management orders providing for consolidation, duties of counsel, the extent and the scheduling of and the delays for pre-certification and post-certification discovery, and other matters which affect the general order of proceedings; however, the court may not order the class-wide trial of issues dependent for their resolution on proof individual to a member of the class, including but not limited to the causation of the member's injuries, the amount of the member's special or general damages, the individual knowledge or reliance of the member, or the applicability to the member of individual claims or defenses."

#### AMENDMENT NO. 19

On page 6, delete line 4, and insert the following:

"Art. 593. Venue

A. A secondary action of a share holder or member to enforce a right of a corporation or unincorporated association. An action brought on behalf of a class shall be brought in the parish of proper venue as to the corporation or unincorporated association. All other class actions to enforce a right of all members of the class shall be brought in a parish of proper venue as to the defendant.

B. A class An action to enforce a right brought against all members of the a class shall be brought in a parish of proper venue as to any member made of the class named as a defendant."

#### AMENDMENT NO. 20

On page 6, delete lines 6 through 26 and insert the following:

"Art. 594. Dismissal or compromise

A.(1) ★ An action previously certified as a class action shall not be dismissed or compromised without the approval of the court exercising jurisdiction over the class action.

(2) Notice of the proposed dismissal of an action previously certified as a class action or compromise shall be given provided to all members of the class, in such manner as the court directs together with the terms of any proposed compromise that the named parties have entered into. Notice shall be given in such manner as the court directs.

B. After notice of the proposed compromise has been provided to the members of the class, the court shall order a hearing to determine whether the proposed compromise is fair, reasonable, and adequate for the class. At such hearing, all parties to the action, including members of the class, shall be permitted an opportunity to be heard.

C. The court shall retain the authority to review and approve any amount paid as attorney fees pursuant to the compromise of a class action, notwithstanding any agreement to the contrary.

D. Any agreement entered by the parties to a class action that provides for the payment of attorney fees is subject to judicial approval.

B. E. If the terms of the proposed compromise provide for the adjudged creation of a settlement fund to be disbursed to and among members of the class in accordance with the terms thereof, the court having jurisdiction over the class action is empowered to approve the compromise settlement of the class action as a whole and issue a final judgment accordingly, following a finding that the compromise is fair, reasonable, and adequate for the class, and to order the distribution of the settlement fund accordingly, without the necessity of prior qualification of representatives of minors, interdicts, successions, or other incompetents or absentees, or prior approval of the terms of the settlement or the distribution thereof by another court; provided, that in such cases the court having jurisdiction over the class action shall include in the orders of settlement and distribution of the settlement fund appropriate provisions to ensure that all funds adjudicated to or for the benefit of such incompetents, successions, or absentees are placed in appropriate safekeeping pending the completion of appointment, qualification, and administrative procedures otherwise applicable in this Code to the interests and property of incompetents, successions, and absentees.

\* \* \*

AMENDMENT NO. 21

On page 7, delete lines 1 through 3 and insert the following:

"Art. 596. ~~Petition in shareholder's secondary action~~ Prescription; suspension ~~The petition in a class action brought by a shareholder or member of a corporation or unincorporated association because it refuses to enforce a right which it may enforce shall:~~

(1) ~~Allege that the plaintiff was a shareholder or member at the time of the occurrence or transaction of which he complains, or that his share or membership thereafter devolved on him by operation of law;~~

(2) ~~Allege with particularity the efforts of the plaintiff to secure from the managing directors, governors, or trustees and, if necessary, from the shareholders or members, the enforcement of the right; and the reasons for his failure to secure such enforcement; or the reason for not making such an effort to secure enforcement of the right;~~

(3) ~~Join as defendants the corporation or unincorporated association and the obligor against whom the obligation is sought to be enforced;~~

(4) ~~Include a prayer for judgment in favor of the corporation or unincorporated association and against the obligor on the obligation sought to be enforced; and~~

(5) ~~Be verified by the affidavit of the plaintiff or his counsel.~~

Liberative prescription on the claims arising out of the transactions or occurrences described in a petition brought on behalf of a class is suspended on the filing of the petition as to all members of the class as defined or described therein. Prescription which has been suspended as provided herein, begins to run again:

(1) As to any person electing to be excluded from the class, from the submission of that person's election form;

(2) As to any person excluded from the class pursuant to Article 592, thirty days after mailing or other delivery or publication of a notice to such person that the class has been restricted or otherwise redefined so as to exclude him; or

(3) As to all members, thirty days after mailing or other delivery or publication of a notice to the class that the action has been dismissed, that the demand for class relief has been stricken pursuant to Article 592, or that the court has denied a motion to certify the class or has vacated a previous order certifying the class.

\* \* \*

AMENDMENT NO. 22

On page 7, line 6, delete "by" and insert a semicolon ";" and delete line 7, and insert "prerequisites"

AMENDMENT NO. 23

On page 7, delete lines 16 through 26 and insert the following:

"When a corporation or unincorporated association refuses to enforce a right of the corporation or unincorporated association, a shareholder, partner, or member thereof may bring a derivative action to enforce the right on behalf of the corporation or unincorporated association. A derivative action may be maintained as a class action when the persons constituting the class are so numerous as to make it impracticable for all of them to join or be joined as parties. In the case of a derivative class action, Articles 594 and 595 shall apply.

Art. 612. Representation

One or more members of the class, who will fairly ensure the adequate representation of all members, may sue or be sued in a derivative class action on behalf of all members.

Art. 613. Procedure

After commencement of a derivative action by or on behalf of parties alleged to be members of a class, the court, on its own motion, or on the motion of any party or on trial of any exception directed to such issue, shall determine whether the action may be properly maintained as a class action as a prerequisite to any further proceedings therein. If the court finds that the action should be maintained as a class action, it shall certify the action accordingly. If not, the court may permit amendment of the pleadings in the action to permit maintenance thereof as a proceeding on behalf of parties expressly named therein under Article 616.

Art. 614. Venue

A derivative action of a shareholder, partner, or member to enforce a right of a corporation or unincorporated association shall be brought in the parish of proper venue as to the corporation or unincorporated association.

Art. 615. Petition in shareholder's derivative action

The petition in a class action brought by a shareholder, partner, or member of a corporation or unincorporated association because it refuses to enforce a right which it may enforce shall include all of the following:

(1) Allege that the plaintiff was a shareholder, partner, or member at the time of the occurrence or transaction of which he complains, or that his share, partnership, or membership thereafter devolved on him by operation of law.

(2) Allege with particularity the efforts of the plaintiff to secure from the managing directors, governors, or trustees and, if necessary, from the shareholders, partners, or members, the enforcement of the right and the reasons for his failure to secure such enforcement, or the reason for not making such an effort to secure enforcement of the right.

(3) Join as defendants the corporation or unincorporated association and the obligor against whom the obligation is sought to be enforced.

(4) Include a prayer for judgment in favor of the corporation or unincorporated association and against the obligor on the obligation sought to be enforced.

(5) Be verified by the affidavit of the plaintiff or his counsel.

Art. 616. Shareholder's derivative action when not impracticable to join all shareholders, partners, or members

A. When it is not impracticable for all of the shareholders, partners, or members of a corporation or unincorporated association to join or to be joined as parties to a derivative action to enforce a right of the corporation or unincorporated association which it refuses to enforce, such action shall not be maintained as a class action. Instead, all of the shareholders, partners, or members who refuse or fail to join as plaintiffs in such an action shall be joined as defendants.

B. Derivative actions governed by this Article shall be subject to Articles 614 and 615.

Art. 617. Unincorporated association; definition; applicability

As used in Articles 611 through 616, the term "unincorporated association" shall include any unincorporated business association that is treated by controlling substantive law as a separate juridical person."

AMENDMENT NO. 24

On page 8, delete lines 1 through 19

AMENDMENT NO. 25

On page 8, line 20, change "Arts." to "Art." and after "593.1" delete the remainder of the line and insert "is" and on line 21, change "their" to "its"

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1984 by Representative McMains

AMENDMENT NO. 1

In Senate Committee Amendment No. 4, proposed by the Senate Committee on Judiciary A to Reengrossed House Bill No. 1984 adopted by the Senate on June 2, 1997, on line 10 change "after the semicolon ";" to "before the semicolon ";" and change "to' " to 'and' "

AMENDMENT NO. 2

In Senate Committee Amendment No. 20, proposed by the Senate Committee on Judiciary A to Reengrossed House Bill No. 1984 adopted by the Senate on June 2, 1997, on line 41 change "6 through 26" to "5 through 26"

Rep. McMains moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total—0

**ABSENT**

Alexander, R.—13th	Farve	Hudson
Barton	Fruge	Kennard
Total—6		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 2018—**  
BY REPRESENTATIVE DONELON  
AN ACT

To enact R.S. 47:463.1.1, relative to parish road use taxes; to authorize the parish council of Jefferson Parish to levy and collect an annual parish road use tax on automobiles and trucks, subject to voter approval; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hainkel to Engrossed House Bill No. 2018 by Representative Donelon

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:463.1.1" insert "and R.S. 47:1623(E)(3) and (4)" and after "taxes;" insert "and to state income taxes; to expand and clarify the period of time allowed to file a claim for a refund or credit of an overpayment of income taxes; to provide for the taxpayer's right to file a claim against the state for certain prescribed claims for refunds or credits;"

AMENDMENT NO. 2

On page 1, line 10, change "is" to "and R.S. 47:1623(E)(3) and (4) are"

AMENDMENT NO. 3

On page 2, at the bottom of the page, insert:

\*\* \* \*

§1623. Prescription of refunds or credits

\* \* \*

E. Provided that where a refund or credit relates to an overpayment of income tax, the running of prescription shall be suspended by means of:

\* \* \*

(3) Notwithstanding any contrary provision of this Section, when the period of time within which a claim for refund or credit has been suspended, solely pursuant to the application of this Subsection, no refund or credit shall be made unless such claim is filed before five years from the thirty-first day of December of the year in which the tax became due, or before three years from the thirty-first day of December of the year in which the tax was paid, whichever is later.

(4) When the right to file a claim for refund or credit is prescribed solely pursuant to the application of this Subsection, the taxpayer shall have a right to file a claim against the state as provided in R.S. 47:1481, for a period of five years from the date such claim prescribed.

Section 2. The provisions of this Act relative to R.S. 47:1623(E)(3) and (4) shall apply to all such overpayments that have not been refunded.

Section 3. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

Point of Order

Rep. Alario 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 declined to rule, stating that the motion was premature at this time.

Rep. Donelon moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

ABSENT

Table listing names of members and their counts for ABSENT.

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 2065 (Duplicate of Senate Bill No. 826)— BY REPRESENTATIVE DOWNER AND SENATOR DARDENNE AND COAUTHORED BY REPRESENTATIVES ALARIO, BRUN, CRANE, DEWITT, DUPRE, ILES, LEBLANC, LONG, MCCAIN, MCDONALD, MCMAINS, MICHOT, WALSWORTH, AND WIGGINS AND SENATORS EWING, HAINKEL, AND SCHEDLER

AN ACT

To amend and reenact Chapter 42 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3971 through 3973, 3981 through 3983, 3991 through 3993, 3995

through 3999, and 4001, and R.S. 39:75(C)(1)(b), relative to charter schools; to provide relative to the purpose and definitions applicable to charter schools and their establishment; to provide relative to eligibility to propose a charter; to provide relative to the approvals necessary to enter into a charter and other elements of the school chartering process; to provide relative to the contents, renewal, and revocation of a charter; to provide relative to the requirements, authorities, and limitations of a charter school; to provide relative to the funding of a charter school; to provide relative to the applicability of laws and rules to such schools; to provide relative to charter school employees; to provide relative to the Louisiana Charter School Loan Fund; to authorize every city and parish school board to grant charters; to eliminate the pilot nature of the authority to operate charter schools; to revise the limitations on the number of charters which may be granted; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

#### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Reengrossed House Bill No. 2065 by Representative Downer

##### AMENDMENT NO. 1

On page 1, line 4, change "3983" to "3985"

##### AMENDMENT NO. 2

On page 1, line 5, after "(C)(1)(b)" insert "and to enact R.S. 36:651(D)(8)"

##### AMENDMENT NO. 3

On page 1, line 7, after "establishment;" insert "to create and provide relative to the Louisiana School Chartering Authority;"

##### AMENDMENT NO. 4

On page 2, line 3, change "3983" to "3985"

##### AMENDMENT NO. 5

On page 5, lines 5 and 6, change "State Board of Elementary and Secondary Education" to "Louisiana School Chartering Authority"

##### AMENDMENT NO. 6

On page 5, lines 22 and 23, change " State Board of Elementary and Secondary Education" to "Louisiana School Chartering Authority"

##### AMENDMENT NO. 7

On page 6, line 6, change " State Board of Elementary and Secondary Education" to "Louisiana School Chartering Authority"

##### AMENDMENT NO. 8

On page 6, after line 16, insert the following:

"(c) Does not have a religious primary or substantial purpose.

(d) Is not supported by nor affiliated with any religion or religious organization."

##### AMENDMENT NO. 9

On page 9, line 1, change "PART I-A." to "PART II."

##### AMENDMENT NO. 10

On page 9, between lines 1 and 2, insert the following:

"§3981. Louisiana School Chartering Authority; creation; membership; vacancies; staffing; domicile

A. The Louisiana School Chartering Authority is hereby created as an agency of the state in the Department of Education, as provided in R.S. 36:651(D)(8).

B.(1) The authority shall be composed of seven members as follows:

(a) Two members of the state board chosen by the state board.

(b) Two persons appointed by the governor.

(c) One person appointed by the president of the Senate.

(d) One person appointed by the speaker of the House of Representatives.

(e) One person appointed by the Public Affairs Research Council.

(2)(a) Other than the ex officio members who shall serve at the pleasure of the state board, each member shall serve a six-year term, after the expiration of the initial terms provided in this Paragraph.

(b)(i) Gubernatorial appointees shall each serve a six year initial term.

(ii) The members appointed by the presiding officers of the legislature shall each serve a four year initial term.

(iii) The appointee of the Public Affairs Research Council shall serve a two year initial term.

(3) Vacancies shall be filled for the remainder of the unexpired term in the same manner and by the same appointing authority as was the appointee for the seat vacated.

(4) Appointments shall be made within thirty days of notification by the state board of the need for appointments to establish the initial authority, fill a mid-term vacancy, or because of the expiration of a term. Should any of the persons or entities required by this Subsection to make appointments fail to do so within thirty days of such notice, the board may appoint a person of its choosing to fill the membership seat on the authority that would have been filled from among the missing appointments.

C. The members of the Louisiana School Chartering Authority shall serve without compensation. However, they may be reimbursed expenses incurred while on official authority business in the same manner and subject to the same rules as prescribed by the division of administration for state employees.

D.(1) The state board shall provide facility for authority meetings and shall provide for whatever staff assistance the authority requires to comply with the requirements of this Chapter.

(2) The authority may seek, accept, and expend grants, donations, and appropriations. Should funding become available, the authority may employ such staff persons as it determines necessary

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to the efficient and successful operation of the authority. Should the authority employ its own staff, the state board shall no longer be required to provide staff assistance. Should the authority employ its own staff, notwithstanding any provision of law to the contrary, such employees may be employed in unclassified service.

E. The authority shall determine what officers it requires to conduct its business. The officers of the authority shall be annually elected by the authority and shall serve for a one-year term.

F. The Louisiana School Chartering Authority shall be domiciled in the city of Baton Rouge.

G. Four members shall form a quorum of the authority. A quorum shall be required to conduct business. Official action of the authority shall require an affirmative vote of not less than a majority of the membership of the authority."

## AMENDMENT NO. 11

On page 9, delete line 2, and insert the following:

"§3982. Louisiana School Chartering Authority; powers"

## AMENDMENT NO. 12

On page 9, line 4, change "State Board of Elementary and Secondary Education" to "Louisiana School Chartering Authority"

## AMENDMENT NO. 13

On page 9, line 5, change "shall" to "may"

## AMENDMENT NO. 14

On page 9, line 11, change "board" to "authority"

## AMENDMENT NO. 15

On page 9, line 14, change "State Board of Elementary and Secondary Education" to "Louisiana School Chartering Authority"

## AMENDMENT NO. 16

On page 9, line 26, change "board" to "authority"

## AMENDMENT NO. 17

On page 10, line 1, change "3982" to "3983"

## AMENDMENT NO. 18

On page 10, between lines 8 and 9, insert the following:

"§3984. Successors; termination

A. The Louisiana School Chartering Authority shall terminate on December 31, 2007.

B. The state board shall be the successor to the Louisiana School Chartering Authority in all regards to any charter to which the authority was a party."

## AMENDMENT NO. 19

On page 10, line 9, change "PART II." to "PART III."

## AMENDMENT NO. 20

On page 10, line 10, change "3983" to "3985"

## AMENDMENT NO. 21

On page 11, line 8, change "3983" to "3985"

## AMENDMENT NO. 22

On page 11, lines 9 and 10, change "State Board of Elementary and Secondary Education" to "Louisiana School Chartering Authority"

## AMENDMENT NO. 23

On page 11, line 16, change "State Board of Elementary and Secondary Education" to "Louisiana School Chartering Authority"

## AMENDMENT NO. 24

On page 11, line 17, change "State Board of Elementary and Secondary Education" to "Louisiana School Chartering Authority"

## AMENDMENT NO. 25

On page 11, line 18, change "board" to "authority"

## AMENDMENT NO. 26

On page 11, line 21, change "3983" to "3985"

## AMENDMENT NO. 27

On page 11, line 23, change "state board" to "authority"

## AMENDMENT NO. 28

On page 12, line 2, change "state board" to "authority"

## AMENDMENT NO. 29

On page 12, line 3, change "state board" to "authority"

## AMENDMENT NO. 30

On page 12, line 4, change "state board" to "authority"

## AMENDMENT NO. 31

On page 12, line 6, change " board" to "authority"

## AMENDMENT NO. 32

On page 12, lines 22 and 23, change "State Board of Elementary and Secondary Education" to "Louisiana School Chartering Authority"

## AMENDMENT NO. 33

On page 12, line 25 and page 13, line 1, change "State Board of Elementary and Secondary Education" to "Louisiana School Chartering Authority"

## AMENDMENT NO. 34

On page 13, lines 5 and 6, change "State Board of Elementary and Secondary Education" to "Louisiana School Chartering Authority"

## AMENDMENT NO. 35

On page 13, line 7, change "3981" to "3982"

AMENDMENT NO. 36

On page 13, lines 20 and 21, change "State Board of Elementary and Secondary Education" to "Louisiana School Chartering Authority"

AMENDMENT NO. 37

On page 13, lines 24 and 25, change "State Board of Elementary and Secondary Education" to "Louisiana School Chartering Authority"

AMENDMENT NO. 38

On page 14, lines 4 and 5, change "State Board of Elementary and Secondary Education" to "Louisiana School Chartering Authority"

AMENDMENT NO. 39

On page 15, line 4, after "conditions" insert "and provided that such conditions are clearly specified within the charter document"

AMENDMENT NO. 40

On page 16, lines 4 and 5, change "State Board of Elementary and Secondary Education" to "Louisiana School Chartering Authority"

AMENDMENT NO. 41

On page 16, lines 14 and 15, change "State Board of Elementary and Secondary Education" to "Louisiana School Chartering Authority"

AMENDMENT NO. 42

On page 16, line 15, change "eight" to "four"

AMENDMENT NO. 43

On page 16, line 17, change "PART III." to "PART IV."

AMENDMENT NO. 44

On page 17, delete lines 24 through 26 and on page 18, delete lines 1 through 18

AMENDMENT NO. 45

On page 18, line 19, change "(2)" to "(1)"

AMENDMENT NO. 46

On page 18, line 20 change "(3)" to "(2)"

AMENDMENT NO. 47

On page 19, line 3, change "(4)" to "(3)"

AMENDMENT NO. 48

On page 19, line 6, change "(5)" to "(4)"

AMENDMENT NO. 49

On page 19, line 12, change "(6)" to "(5)"

AMENDMENT NO. 50

On page 19, line 14, change "(7)" to "(6)"

AMENDMENT NO. 51

On page 19, line 17, change "(8)" to "(7)"

AMENDMENT NO. 52

On page 19, line 20, change "(9)" to "(8)"

AMENDMENT NO. 53

On page 19, line 25, change "(10)" to "(9)"

AMENDMENT NO. 54

On page 20, line 1, change "(11)" to "(10)"

AMENDMENT NO. 55

On page 20, line 3, change "(12)" to "(11)"

AMENDMENT NO. 56

On page 20, line 5, change "(13)" to "(12)"

AMENDMENT NO. 57

On page 20, line 7, change "(14)" to "(13)"

AMENDMENT NO. 58

On page 20, line 9, change "(15)" to "(14)"

AMENDMENT NO. 59

On page 20, line 14, change "(16)" to "(15)"

AMENDMENT NO. 60

On page 20, line 16, change "(17)" to "(16)"

AMENDMENT NO. 61

On page 20, line 17, change "(18)" to "(17)"

AMENDMENT NO. 62

On page 20, line 18, change "(19)" to "(18)"

AMENDMENT NO. 63

On page 21, line 1, change "(20)" to "(19)"

AMENDMENT NO. 64

On page 21, line 7, change "(21)" to "(20)"

AMENDMENT NO. 65

On page 21, line 10, change "(22)" to "(21)"

AMENDMENT NO. 66

On page 26, lines 7 and 8, change "State Board of Elementary and Secondary Education" to "Louisiana School Chartering Authority"

AMENDMENT NO. 67

On page 27, line 17, change "State Board of Elementary and Secondary Education" to "Louisiana School Chartering Authority"

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## AMENDMENT NO. 68

On page 27, line 22, change "PART IV." to "PART V."

## AMENDMENT NO. 69

On page 29, line 6, after "qualify." insert "Except as otherwise provided for in a school's charter, all federal funding applicable to a charter school shall be allocated by the state Department of Education directly to such school."

## AMENDMENT NO. 70

On page 39, line 15, after "provide" delete the remainder of the line and delete lines 16 and 17 and insert in lieu thereof "for the amendment of the charter by adoption of any provision of law enacted or amended subsequent to the confecting of the charter or to otherwise amend the charter provided both parties to the charter agree to such change."

## AMENDMENT NO. 71

On page 39, line 18, change "PART V." to "PART VI."

## AMENDMENT NO. 72

On page 40, lines 6 and 7, change "State Board of Elementary and Secondary Education" to "Louisiana School Chartering Authority"

## AMENDMENT NO. 73

On page 40, line 8, change "board" to "authority"

## AMENDMENT NO. 74

On page 40, line 16, change "State Board of Elementary and Secondary Education" to "Louisiana School Chartering Authority"

## AMENDMENT NO. 75

On page 41, line 13, change "state board" to "authority"

## AMENDMENT NO. 76

On page 41, after line 23, insert the following:

"Section 2. R.S. 36:651(D)(8) is hereby enacted to read as follows:

§651. Transfer of boards, commissions, departments, and agencies to Department of Education; boards, commissions, and agencies within Department of Education

\* \* \*

D. The following agencies, as defined by R.S. 36:3 are transferred to and hereafter shall be within the Department of Education as provided in R.S. 36:801.1:

\* \* \*

(8) The Louisiana School Chartering Authority (R.S. 17:3981, et seq.)

\* \* \*"

## AMENDMENT NO. 77

On page 42, line 1, change "Section 2." to "Section 3."

## AMENDMENT NO. 78

On page 42, line 21, change "Section 3." to "Section 4."

### **LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 2065 by Representative Downer

## AMENDMENT NO. 1

In Senate Committee Amendment No. 10 proposed by the Senate Committee on Education adopted by the Senate on May 22, 1997, on page 2, line 18, following "six" and before "year" insert a hyphen "-" and on page 2, line 21, following "four" and before "year" insert a hyphen "-" and on page 2, line 23, following "two" and before "year" insert a hyphen "-"

## AMENDMENT NO. 2

On page 5, line 9, following "17:" and before "(A)(2)(a)(i)" change "3983" to "3985"

## AMENDMENT NO. 3

On page 5, line 16, and page 6, line 1, following "17:" and before "(C)" change "3983" to "3985"

## AMENDMENT NO. 4

On page 10, line 2, following "17:" and before "and" change "3983" to "3985"

## AMENDMENT NO. 5

On page 11, line 6, following "17:" and before the comma "," change "3982" to "3983"

## AMENDMENT NO. 6

On page 11, line 11, following "may" and before "be" delete "only" and on line 12, following "board" and before the period "." insert "only"

## AMENDMENT NO. 7

On page 14, line 6, following "17:" and before "(B)(2)" change "3981" to "3982"

## AMENDMENT NO. 8

On page 21, line 19, following "Paragraph" and before "of" change "(B)(4)" to "(B)(3)"

## AMENDMENT NO. 9

On page 23, line 7, following each "et" delete the period "."

## AMENDMENT NO. 10

On page 40, line 23, following "may" and before "to" change "only be used" to "be used only"

## AMENDMENT NO. 11

On page 42, line 17, following "shall" and before "after" change "only be reduced" to "be reduced only"



**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Dardenne to Reengrossed House Bill No. 2065 by Representative Downer

AMENDMENT NO. 1

In Senate Committee Amendment No. 18 proposed by the Senate Committee on Education and adopted by the Senate on May 22, 1997 on line 27, change "2007" to "2001"

AMENDMENT NO. 2

Delete Senate Committee Amendments No. 44 though 65 proposed by the Senate Committee on Education and adopted by the Senate on May 22, 1997.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Theunissen to Reengrossed House Bill No. 2065 by Representative Downer

AMENDMENT NO. 1

Delete Senate Committee Amendments proposed by the Senate Committee on Education and adopted by the Senate on May 22, 1997.

Rep. DeWitt moved that the amendments proposed by the Senate be rejected.

As a substitute motion, Rep. Doerge moved that the amendments proposed by the Senate be concurred in.

Rep. DeWitt objected.

The vote recurred on the substitute motion.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Alexander, A.—93rd	Hopkins	Riddle
Baudoin	Hudson	Rousselle
Baylor	Hunter	Salter
Bruce	Landrieu	Schneider
Carter	Long	Shaw
Copelin	Marionneaux	Smith, J.R.—30th
Curtis	McCain	Strain
Doerge	Montgomery	Thornhill
Farve	Morrell	Travis
Faucheux	Morrish	Welch
Frith	Murray	Weston
Green	Pierre	Wilkerson
Guillory	Pinac	Willard-Lewis
Hill	Pratt	Wright
Holden	Quezaire	
Total—44		

**NAYS**

Mr. Speaker	Flavin	Mitchell
Alario	Fontenot	Perkins
Ansardi	Forster	Powell
Barton	Fruge	Scalise
Bowler	Glover	Smith, J.D.—50th
Brun	Hammett	Stelly
Bruneau	Hebert	Theriot

Chaisson	Iles	Thomas
Clarkson	Jenkins	Thompson
Crane	Jetson	Toomy
Damico	Johns	Triche
Daniel	Kennard	Vitter
Deville	Kenney	Walsworth
DeWitt	Lancaster	Warner
Diez	LeBlanc	Wiggins
Dimos	McCallum	Windhorst
Donelon	McDonald	Winston
Dupre	McMains	
Durand	Michot	
Total—55		

**ABSENT**

Alexander, R.—13th	Heaton	Odinet
Gautreaux	Martiny	Romero
Total—6		

The House refused to concur in the amendments proposed by the Senate.

Conference committee appointment pending.

**Suspension of the Rules**

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

**Suspension of the Rules**

On joint motion of Reps. Mitchell and Winston, and under a suspension of the rules, the above roll call was corrected to reflect them as voting nay.

**HOUSE BILL NO. 2106 —**  
BY REPRESENTATIVE DEWITT  
AN ACT

To amend and reenact R.S. 30:2361, 2363, 2364(introductory paragraph), (4), and (8), 2366(B), 2367(B)(2), 2368(B)(1) and (D), 2369(A) and (B)(1), 2370(E)(6) and (F), 2371, 2372(A), 2373(A), (B)(1) and (2), and (C)(1), (2), and (4), 2374(A) and (B), 2376(B), 2377(introductory paragraph), 2378, and 2379(B), to enact R.S. 30:2364(9) and (10), 2365(A)(6), 2366(C) and (D), 2369(E)(3), 2373(C)(3), (D), and (E), 2374(B)(4), and 2380, and to repeal R.S. 30:2370(E)(1), relative to the Hazardous Materials Information Development, Preparedness, and Response Act; to provide for definitions; to provide for procedures; to provide for reporting and notifications; to provide for fees; to provide for trade secrets; to provide for penalties; to provide for the Right-To-Know Fund; to provide for limitations and uses of the funds; to provide for the Louisiana Chemical Network; to provide for rules; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Environmental Quality to Reengrossed House Bill No. 2106 by Representative DeWitt

AMENDMENT NO. 1

On page 2, line 25, before "Environmental" change "U.S." to "United States"

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## AMENDMENT NO. 2

On page 3, line 2, between "filing" and "and" insert a comma ",."

## AMENDMENT NO. 3

On page 5, line 2, after "than" change "fifty" to "nine" and after "employees" insert "and having not more than two million dollars in average annual gross receipts"

## AMENDMENT NO. 4

On page 5, line 3, between "than" and "persons" change "fifty" to "nine"

## AMENDMENT NO. 5

On page 5, line 4, after "business" insert ", regardless of the average annual gross receipts. Any business with average annual gross receipts of over two million dollars shall not be considered a small business regardless of the number of employees."

## AMENDMENT NO. 6

On page 5, line 15, after "board." insert "The secretary of the Louisiana Department of Environmental Quality or his designee shall also serve as a member of the Emergency Response Commission."

## AMENDMENT NO. 7

On page 5, line 21, before "Environmental" change "Federal" to "United States"

## AMENDMENT NO. 8

On page 6, line 6, after "Reviewing" change "LEPC" to "local emergency planning committee (LEPC)" and on line 7 change "local emergency planning committee" to "LEPC"

## AMENDMENT NO. 9

On page 7, line 18, after "B." insert "\* \* \*" and delete line 19 in its entirety.

## AMENDMENT NO. 10

On page 9, line 20, after "E." insert "\* \* \*" and delete line 21 in its entirety

## AMENDMENT NO. 11

On page 9, line 25, after "sheet" insert "or supply a separate statement with"

## AMENDMENT NO. 12

On page 11, line 4, before "Environmental" change "U.S." to "United States"

## AMENDMENT NO. 13

On page 16, line 24, after "thousand" insert "dollars"

## AMENDMENT NO. 14

On page 17, line 15, delete "Until June 30, 1998, the" and insert in lieu thereof "The"

## AMENDMENT NO. 15

On page 17, line 20, change "03" to "25"

## AMENDMENT NO. 16

On page 17, delete line 21 in its entirety

## AMENDMENT NO. 17

On page 17, line 22, change "50" to "75" and change "150.00" to "100.00"

## AMENDMENT NO. 18

On page 17, line 23, change "51 to 75" to "76 to 100"

## AMENDMENT NO. 19

On page 17, line 24, change "76 to 100" to "Over 100" and delete line 25 in its entirety

## AMENDMENT NO. 20

On page 18, line 17, after "exceed" delete the remainder of the line and delete line 18 in its entirety and insert in lieu thereof "twenty-five dollars."

### **LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 2106 by Representative DeWitt

## AMENDMENT NO. 1

On page 8, line 19, following "U.S.C." and before "11022" delete "A. §"

## AMENDMENT NO. 2

On page 8, line 23, following "U.S.C." delete "A." and on line 24, delete "§"

## AMENDMENT NO. 3

On page 11, line 2, and on page 14, line 10, following "U.S.C." and before "11042" delete "A. §"

### **SENATE FLOOR AMENDMENTS**

Amendments proposed by Senators Short and Landry to Reengrossed House Bill No. 2106 by Representative Dewitt

## AMENDMENT NO. 1

Delete Senate Committee Amendment No. 14 proposed by the Senate on Environmental Quality and adopted by the Senate of June 2, 1997.

## AMENDMENT NO. 2

On page 9, line 24, between "Louisiana" and "shall" insert "for those materials listed under the Superfund Amendments Reauthorization Act (SARA) Title III, Sections 302, 304, 311, and 312, or Louisiana's Right-to-Know Law, R.S. 30:2361 et seq."

## AMENDMENT NO. 3

On page 9, line 26, after "material" delete "is" and insert "maybe"

AMENDMENT NO. 4

On page 10, line 2, after "Louisiana" insert "or the Superfund Amendments Reauthorization Act (SARA) Title III, Sections 302, 304, 311, and 312, or use language of similar nature"

AMENDMENT NO. 5

On page 17, line 15, change "1998" to "2001"

Rep. DeWitt moved that the amendments proposed by the Senate be concurred in.

**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
Faucheux	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 amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

**HOUSE BILL NO. 2154—**

BY REPRESENTATIVES MCDONALD AND DOWNER  
AN ACT

To enact R.S. 17:3026(J), relative to the Tuition Assistance Plan; to provide relative to the application of grants awarded pursuant to such plan and the combination of such grants with disbursements from the Louisiana Student Tuition Assistance and Revenue Trust Program account; to provide for the expenditure of any remaining balance of a grant award; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 2154 by Representative McDonald

AMENDMENT NO. 1

On page 1, line 2, after "(J)" insert "and (K), 3042.36, Chapter 20-G of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3048.1 and 3048.2, and R.S. 47:1508(B)(18)"

AMENDMENT NO. 2

On page 1, line 2, change "Tuition Assistance Plan" to "tuition assistance"

AMENDMENT NO. 3

On page 1, line 3, change "such plan" to "the Tuition Assistance Plan"

AMENDMENT NO. 4

On page 1, at the end of line 6, insert "to provide relative to the termination of the Tuition Assistance Plan and the Louisiana Honors Scholarship Program; to create and provide for the implementation of the Louisiana Tuition Opportunity Program for Students; to provide for the implementation of such comprehensive aid program;"

AMENDMENT NO. 5

On page 1, line 9, after "(J)" insert "and (K), 3042.36, and Chapter 20-G of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3048.1 and 3048.2," and change "is" to "are"

AMENDMENT NO. 6

On page 1, line 11, after "exceptions" insert "termination"

AMENDMENT NO. 7

On page 2, after line 7, insert the following

"R.S. 17:3026(K) is all proposed new law.

K. No student shall be eligible to apply for any tuition or other assistance pursuant to this Section that would be received for the first time beginning with the 1998-1999 school year. All students to whom tuition payment has been awarded under this Section prior to 1998-1999 school year shall receive their award as an Opportunity Award pursuant to R.S. 17:3048.1(A)(1)(c) without the application to the student of any initial or continuing eligibility requirements of that program which exceed the requirements of this Section and

without the application of any limitations of that program which would detrimentally effect the student.

\* \* \*

§3042.36. Termination of program

R.S. 17:3042.36 is all proposed new law.

No student shall be eligible to apply for any tuition or other assistance pursuant to this Chapter that would be received for the first time beginning with the 1998-1999 school year. All students to whom tuition payment has been awarded under this Section prior to 1998-1999 school year shall receive their award as a Performance Award pursuant to R.S. 17:3048.1(A)(1)(d) without the application to the student of any initial or continuing eligibility requirements of that program which exceed the requirements of this Chapter and without the application of any limitations of that program which would detrimentally affect the student.

\* \* \*

CHAPTER 20-G. LOUISIANA TUITION OPPORTUNITY PROGRAM FOR STUDENTS

Chapter 20-G is all proposed new law.

§3048.1. College or university tuition; guarantee; eligibility; administration

R.S. 17:3048.1 is all proposed new law.

A. (1) As part of the Louisiana Tuition Opportunity Program for Students, the state shall financially assist any student who enrolls in a state college or university, a state vocational-technical institution, or a regionally accredited independent college or university in the state that is a member of the Louisiana Association of Independent Colleges or Universities, hereafter in this Chapter referred to collectively as "eligible colleges or universities", to pursue an academic undergraduate degree, and who meets the qualifications of Subparagraphs (c), (d), or (e) of this Paragraph and all of the applicable following qualifications:

(a) Has actually resided in Louisiana during the twenty-four months preceding college or university enrollment. For the purposes of this Subparagraph, residency shall be demonstrated by proof of the following as required by the administering agency:

- (i) If registered to vote, is registered in Louisiana.
- (ii) If licensed to drive a motor vehicle, is in possession of a Louisiana driver's license.
- (iii) If owning a motor vehicle located within Louisiana, is in possession of Louisiana registration for that vehicle.
- (iv) If earning an income, has filed a Louisiana state income tax return and has complied with state income tax laws and regulations.

(b) Has a parent or guardian who is a domiciliary of Louisiana.

(c) Has graduated from a public school or a nonpublic school which has been approved by the State Board Elementary and Secondary Education, has applied within two years of the date of graduation, has a minimum cumulative grade point average of 2.50 calculated on a 4.00 scale, has a composite score on the 1990 version of the American College Test which is at least equal to or higher than the state's average composite score, rounded to the nearest whole number, reported for the prior year but never less than nineteen or an

equivalent concordant value on an enhanced or revised version of such test or on the Scholastic Aptitude Test, and has enrolled in an eligible college or university as a first time freshman. As distinguished from all other students qualifying for this program, a student who meets the requirements of this Subparagraph shall be the recipient of an "Opportunity Award" for the purposes of this program.

(d) Has been certified as provided in Subsection C of this Section to have graduated among the top five percent of the graduating class in each public high school or nonpublic high school which has been approved by the State Board Elementary and Secondary Education or be a student enrolled in a state-approved home study program and score in the upper five percent in the state on the National Merit Examination, has enrolled at an eligible institution within two years of the date of graduation, has achieved a minimum cumulative grade point average of 3.50 calculated on a 4.00 scale, and has a composite score on the 1990 version of the American College Test of twenty-three or higher or an equivalent concordant value on any enhanced or revised version of such test or on the Scholastic Aptitude Test. As distinguished from all other students qualifying for this program, a student who meets the requirements of this Subsection shall receive and be recognized as the recipient of a "Performance Award" for the purposes of this program.

(e) Has been certified as provided in Subsection C of this Section to have graduated from a public or state-approved nonpublic high school with a minimum cumulative grade point average of 3.50 on a 4.00 scale and a score of twenty-seven or higher on the 1990 version of the American College Test or an equivalent concordant value on any enhanced or revised version of such test or on the Scholastic Aptitude Test, has enrolled in an eligible institution within two years of the date of graduation. As distinguished from all other students qualifying for this program, a student who meets the requirements of this Subsection shall receive and be recognized as the recipient of an "Honors Award" for the purposes of this program.

(f) Has successfully completed at least sixteen and one-half units of high school course work, which constitutes a core curriculum and meets standards for admission to the desired college or university. For students qualifying under Subsection A(1)(d), the core curriculum requirements of this Subparagraph shall become effective beginning with the high school graduating class of the year 2001. The core curriculum shall be defined as follows:

- (i) English I, II, III, and IV (four units).
- (ii) Algebra I and II (two units).
- (iii) Geometry, Trigonometry, Calculus, or comparable Advanced Mathematics (one unit).
- (iv) Biology (one unit).
- (v) Chemistry (one unit).
- (vi) Earth Science, Environmental Science, Physical Science, Biology II, Chemistry II, or Physics (one unit).
- (vii) American History (one unit).
- (viii) World History, World Cultures, Western Civilization, or World Geography (one unit).
- (ix) Civics and/or Economics (one unit).
- (x) Fine Arts Survey (one unit; or substitute two units of performance courses in music, dance, or theater; or substitute two

units of studio art courses; or substitute one unit as an elective from among the other subjects listed in this core curriculum).

(xi) Foreign Language (two units in a single language).

(xii) Computer Science, Computer Literacy, or Data Processing (one-half unit or substitute at least a half unit as an elective from among the other subjects listed in this core curriculum).

(g) Has no criminal conviction, except for misdemeanor traffic violations.

(h) Any student certified as receiving a Performance or Honors Award in accordance with Subsection A(1)(d) and (e) and who has attended college prior to accepting tuition payment under this program, shall provide a transcript of all college work evidencing a cumulative grade point average of at least 3.00 on a 4.00 scale.

(i) Students funded through the Louisiana Minimum Foundation Program and who are attending any high school in an adjoining state pursuant to an agreement in effect as of June 4, 1994, between the parish school system and the local governing authority of the school in the adjoining state, shall be considered as having graduated from a state-approved nonpublic high school for the purpose of qualifying under Subsection A(1)(c), (d), and (e).

(2) Any student who qualifies to receive an Opportunity Award in accordance with Subsection A(1)(c), who enrolled in any public college or university in the state to pursue an academic undergraduate degree, who applied therefor, and who meets the qualifications enumerated in R.S. 17:3048.1(A)(1)(a), (b), (f), and (g), shall have tuition paid by the state and any student who meets such qualifications and who has enrolled at any regionally accredited independent college or university in the state which is a member of the Louisiana Association of Independent Colleges and Universities, the state shall pay the average tuition paid under this Section for students attending public colleges and universities.

(3) Any student who qualifies to receive a Performance or an Honors Award in accordance with Subsection A(1)(d) or (e), who enrolled to pursue an academic undergraduate degree, who applied therefor, and who meets the qualifications enumerated in R.S. 17:3048.1(A)(1)(a), (b), (f), (g), (h) and this Subsection, shall have payments made on their behalf as follows:

(a) Any student who qualifies to receive an Honors Award in accordance with Subsection A(1)(e) and who has enrolled at any public college or university, the state shall pay the student's tuition, plus the sum of four hundred dollars per semester or eight hundred dollars per academic year;

(b) Any student who qualifies to receive an Honors Award in accordance with Subsection A(1)(e) and who has enrolled at any regionally accredited independent college or university in the state which is a member of the Louisiana Association of Independent Colleges and Universities, the state shall pay the average tuition paid under this Section for students attending public colleges and universities, plus the sum of four hundred dollars per semester or eight hundred dollars per academic year;

(c) Any student who qualifies to receive a Performance Award in accordance with Subsection A(1)(d) and who has enrolled at any public college or university, the state shall pay the student's tuition, plus the sum of two hundred dollars per semester or four hundred dollars per academic year;

(d) Any student who qualifies to receive a Performance Award in accordance with Subsection A(1)(d) and who has enrolled at any regionally accredited independent college or university in the state

which is a member of the Louisiana Association of Independent Colleges and Universities, the state shall pay the average tuition paid under this Section for students attending public colleges and universities, plus the sum of two hundred dollars per semester or four hundred dollars per academic year.

(4) To maintain continued state payment of tuition pursuant to an award under this Chapter once enrolled in college a student shall meet all of the following:

(a) Make steady academic progress toward a degree, earning not less than the minimum number of hours of credit required for full-time standing in each academic year or the required number of hours needed to complete the undergraduate degree during that semester or quarter. If at anytime a student fails to maintain the cumulative grade point average required for continuation in the program or is placed on academic probation by the college or university attended, such student shall become ineligible for further payments. Payments limited to those provided in Subsection A(2) of this Section regardless of whether the originally granted award was an Opportunity, Performance, or Honors Award may be reinstated upon attainment of the grade point average required for the original award or upon the lifting of academic probation, provided that the period of ineligibility did not persist for more than two years from the date of loss of eligibility.

(b) Maintain continuous enrollment for not less than two semesters or three quarters in each successive academic year, unless granted an exception for cause by the administering agency.

(c) For students qualifying for an Opportunity Award under R.S. 17:3048.1(A)(1)(c), have a cumulative grade point average of the following as evaluated at the end of each academic year:

(i) At least 2.10 calculated on a 4.00 scale after completion of twenty-four hours of credit.

(ii) At least 2.30 calculated on a 4.00 scale after completion of forty-eight hours of credit.

(iii) At least 2.50 calculated on a 4.00 scale after completion of seventy-two hours of credit.

(d) For students qualifying to receive a Performance or an Honors Award under R.S. 17:3048.1(A)(1)(d) or (e), have a cumulative grade point average of at least 3.00 on a 4.00 scale at the end of each academic year.

(e) Have no criminal conviction, except for misdemeanor traffic violations.

B.(1) The provisions of this Section shall be administered by the Louisiana Student Financial Assistance Commission. The administering agency may provide by rule adopted as provided by the Administrative Procedure Act for all matters necessary to the implementation of this Section.

(2) By rule, the administering agency shall provide for:

(a) A mechanism for informing all students of the availability of the assistance provided pursuant to this Section early enough in their schooling that a salutary motivational effect is possible.

(b) Applications, forms, financial audit procedures, eligibility and other program audit procedures, and other matters related to efficient operation.

(c) A procedure for waiver of the student's requirement to complete the curriculum specified in Subsection A(1)(f) of this

Section, upon proper documentation by the high school's principal or authorized designee that failure to comply with such requirement was due solely to the fact that the required course or courses were not available to the applicant at the school attended.

(d) A procedure for identifying, ranking, and certifying students who qualify for consideration under Subsection A(1)(d).

C. Each city and parish school board for the high school under its jurisdiction and the principal or headmaster of each nonpublic high school approved by the State Board of Elementary and Secondary Education shall, using the criteria in R.S. 17:3048.I(A)(1)(d), (e), and (f) as the minimum qualifications for selection, identify and certify to the administering agency the achievement of those students graduating in the top five percent of their class who qualify for a Performance Award and those achieving the required academic standards to qualify for an Honors Award. The state Department of Education shall report to the administering agency the names of those students enrolled in a state-approved home study program who score in the upper five percent in the state on the National Merit Examination.

D. The legislature annually shall appropriate to the administering agency funds which, together with any other funds available, are sufficient to cover the costs required to be paid, both initial and continuing, for the coming academic year. All such payments shall be made directly to the institution to which such payment is due after notice to the school that the state shall pay, on behalf of the qualifying student, the amount stipulated in Subsections A(2) or A(3) of this Section and after notice from the school that the student has actually enrolled.

E. The administering agency may seek, accept, and expend funds from any source, including private business, industry, foundations, and other groups as well as any federal or other governmental funding available for this purpose.

F. No student shall receive a grant pursuant to this Section in an amount greater than the tuition charged by the institution attended or, if the student is the recipient of a Performance or an Honors Award as defined by Subsection A(1)(d) and (e) of this Section, the amount stipulated in Subsection A(3). The institution shall credit any amount in excess of the cost of tuition to the student's account to pay room and board or other educational costs billed by the institution. The student shall apply for a federal grant prior to receiving a grant of state funds under this Section.

G. Implementation of the tuition payment program provided by this Section shall be subject to the appropriation of funds for this purpose.

H. No student shall be eligible for tuition payment pursuant to this Section for more than eight semesters or an equivalent number of units in an eligible institution which operates on a schedule based on units other than semesters, unless an extension is granted by the administering agency in accordance with its rules.

I. A grant awarded pursuant to this Section may be combined with a disbursement from the Louisiana Student Tuition Assistance and Revenue Trust Program, as provided in R.S. 17:3091 through 3099.2, to pay the student's tuition, and any portion of the grant which is offset by such a disbursement shall then be expended in payment of current year educational expenses as defined by the administering agency and billed to the student by the institution. Any remaining balance of the grant award may then be expended by the student in payment of room and board.

J. Students receiving tuition payment under this Section shall not be eligible for any other financial assistance from state colleges

and universities that, when combined, would exceed the "Cost of Education" as determined for that student in accordance with regulations governing the award of federal student aid under Title IV of the Higher Education Act of 1965, as amended or hereafter amended.

K. Students who qualify for payment under more than one Subsection of this Section shall only be entitled to receive payment under that Subsection which requires of them the highest of the academic standards found in Subsection A(1)(c), (d), and (e).

L. Students qualifying as recipients of Performance or Honors Awards in accordance with Subsection A(1)(d) and (e) shall be presented a certificate of achievement during the graduation ceremony or other appropriate occasion. Members of the legislature representing the district in which a recipient's high school is located shall be invited to attend the ceremony and may make the presentation of the certificate or achievement provided by the administering agency.

M. Students qualifying as recipients of any of the awards provided in this Chapter who enroll in a state vocational-technical institution shall receive only the amount of the tuition charged at such institution.

§3048.2. Effectiveness of Chapter

R.S. 17:3048.2 is all proposed new law.

Awards pursuant to this Chapter may be made for the first time such that payments would be made beginning with the 1998-1999 school year."

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 2154 by Representative McDonald

AMENDMENT NO. 1

In Senate Committee Amendment No. 7 proposed by the Senate Committee on Education, adopted by the Senate on May 30, 1997, on page 2, line 1, change "effect" to "affect"

AMENDMENT NO. 2

In Senate Committee Amendment No. 7 proposed by the Senate Committee on Education, adopted by the Senate on May 30, 1997, on page 2, line 44, after "Board" and before "Elementary" insert "of"

AMENDMENT NO. 3

In Senate Committee Amendment No. 7 proposed by the Senate Committee on Education, adopted by the Senate on May 30, 1997, on page 3, line 14, after "Board" and before "Elementary" insert "of"

AMENDMENT NO. 4

In Senate Committee Amendment No. 7 proposed by the Senate Committee on Education, adopted by the Senate on May 30, 1997, on page 3, line 33, after "Test," and before "has" insert "and"

AMENDMENT NO. 5

In Senate Committee Amendment No. 7 proposed by the Senate Committee on Education, adopted by the Senate on May 30, 1997, on page 4, line 29, after "and" and before "any" insert "for"

AMENDMENT NO. 6

In Senate Committee Amendment No. 7 proposed by the Senate Committee on Education, adopted by the Senate on May 30, 1997, on page 4, line 41, after "(a)" and before "Any" insert "For" and change "Any" to "any"

AMENDMENT NO. 7

In Senate Committee Amendment No. 7 proposed by the Senate Committee on Education, adopted by the Senate on May 30, 1997, on page 4, line 45, after "year" change the semicolon ";" to a period "."

AMENDMENT NO. 8

In Senate Committee Amendment No. 7, proposed by the Senate Committee on Education and adopted by the Senate on May 30, 1997, on page 4, line 46, after "(b)" and before "Any" insert "For" and change "Any" to "any"

AMENDMENT NO. 9

In Senate Committee Amendment No. 7, proposed by the Senate Committee on Education and adopted by the Senate on May 30, 1997, on page 4, line 53, after "year" change the semicolon ";" to a period "."

AMENDMENT NO. 10

In Senate Committee Amendment No. 7, proposed by the Senate Committee on Education and adopted by the Senate on May 30, 1997, on page 4, line 54, after "(c)" and before "Any" insert "For" and change "Any" to "any"

AMENDMENT NO. 11

In Senate Committee Amendment No. 7, proposed by the Senate Committee on Education and adopted by the Senate on May 30, 1997, on page 5, line 3, after "year" change the semicolon ";" to a period "."

AMENDMENT NO. 12

In Senate Committee Amendment No. 7, proposed by the Senate Committee on Education and adopted by the Senate on May 30, 1997, on page 5, line 4, after "(d)" and before "Any" insert "For" and change "Any" to "any"

AMENDMENT NO. 13

On page 1, line 2, following "to" and before "Tuition" delete "the"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Greene to Engrossed House Bill No. 2154 by Representative McDonald

AMENDMENT NO. 1

In Senate Committee Amendment No. 7 proposed by the Senate Committee on Education and adopted by the Senate on May 30, 1997 on page 7, between lines 29 and 30, insert the following:

"N. In the event the legislature appropriates insufficient money to fund all awards made to students qualifying under Subsection A(1)(c) and (e) of this Section, the number of students to whom awards shall be made shall be reduced as necessary pursuant to a procedure set out by rule adopted by the administering agency. Such procedure shall provide for such reduction to be based on a

determination of the ability of each student's family to pay the student's tuition evidenced by the adjusted gross income reported by the family on state or federal tax returns. Among students denied their award as provided in this Subsection, those students whose families have the least capacity to pay shall be the first to receive their award if monies become available."

Rep. McDonald moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Hammett	Pinac
Alario	Heaton	Powell
Alexander, R.—13th	Hebert	Pratt
Ansardi	Hill	Riddle
Barton	Holden	Romero
Bowler	Hopkins	Rousselle
Bruce	Hudson	Scalise
Brun	Hunter	Schneider
Bruneau	Iles	Shaw
Carter	Jenkins	Smith, J.R.—30th
Chaisson	Johns	Stelly
Clarkson	Kennard	Strain
Copelin	Kenney	Theriot
Crane	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
Faucheux	Michot	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Willard-Lewis
Forster	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Odinet	Wright
Glover	Perkins	
Guillory	Pierre	
Total—91		

**NAYS**

Alexander, A.—93rd	Green	Salter
Baylor	Jetson	Smith, J.D.—50th
Curtis	Mitchell	Wilkerson
Farve	Quezaire	
Total—11		

**ABSENT**

Baudoin	Dupre	Gautreaux
Total—3		

The amendments proposed by the Senate were concurred in by the House.

**Suspension of the Rules**

On joint motion of Reps. Hill, Marionneaux, and Wright, and under a suspension of the rules, the above roll call was corrected to reflect them as voting yea.

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HOUSE BILL NO. 2198—
BY REPRESENTATIVE TOOMY
AN ACT

To enact R.S. 33:1236.23, relative to Jefferson Parish; to authorize the governing authority of the parish to create a special district for the purposes of enhancing the security of residents of the Stonebridge subdivision; to provide for the creation and governance of the district as provided by the parish home rule charter; to require voter approval of a district tax; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 2198 by Representative Toomy

AMENDMENT NO. 1

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

"Notice of intention to introduce this Act has been published as provided by Article III, Section 13 of the Constitution of Louisiana."

Rep. Toomy moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

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

Table listing names of representatives who voted 'NAYS' and 'ABSENT': Frith, Murray, Windhorst, Fruge, Odinet, Winston, Gautreaux, Perkins, Wright, Total—102.

Table listing names of representatives who voted 'ABSENT': Doerge, Total—1.

Table listing names of representatives who voted 'ABSENT': Farve, Holden, Total—2.

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 2206—
BY REPRESENTATIVES CLARKSON AND MURRAY
AN ACT

To amend and reenact R.S. 22:657(D)(2) and to enact R.S. 22:657(E) and 2027(E) and (F), and R.S. 40:2207, and 2207.1, relative to health insurance, to provide a definition for emergency medical condition; to prohibit pre-certification for emergency care; to prohibit retrospective denial or reduction of payment for emergency care; to require dissemination of information regarding requirements; to provide for penalties; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Conforming Amendments proposed by Senator Bajajo to Engrossed House Bill No. 2206 by Representative Clarkson (Duplicate of Senate Bill No. 1350)

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 22:657(D)(2)" insert a comma "," and delete the remainder of the line and delete lines 3 through 7 in their entirety and insert in lieu thereof the following:

"relative to emergency care; to prohibit pre-certification for an emergency medical condition; to provide for coverage in certain circumstances; to prohibit certain health care organizations from denying or reducing payments in certain circumstances; to provide for penalties; and to provide for"

AMENDMENT NO. 2

On page 1, line 10, after "reenacted" delete "and"

AMENDMENT NO. 3

On page 1, line 11, delete "R.S. 22:657(E) and 2027(E) and (F) are hereby enacted"

AMENDMENT NO. 4

On page 2, line 1, after "Any" delete the remainder of the line and insert in lieu thereof the following:

"insurer, health maintenance organization, preferred provider organization, or other managed care organization requirement that the insured"



AMENDMENT NO. 5

On page 2, line 8, after "condition" add a period "." and delete the remainder of the line and delete lines 9 through 18 in their entirety and insert in lieu thereof the following:

"(b) Every insurer, health maintenance organization, preferred provider organization, or other managed care organization which includes emergency medical services as part of its policy or contract, shall provide coverage and shall subsequently pay providers for emergency medical services provided to an insured, enrollee, or patient who presents himself with an emergency medical condition. This Subparagraph shall not be construed to require coverage for illnesses, conditions, diseases, equipment, supplies, or procedures or treatments which are not otherwise covered under the terms of the insured's policy or contract. The provisions of this Subparagraph shall not apply to hospital indemnity, disability, or renewable limited benefit supplemental health insurance policies authorized to be issued in this state."

AMENDMENT NO. 6

On page 2, delete line 19 and insert in lieu thereof the following:

"(c) An"

AMENDMENT NO. 7

On page 2, line 20, between "insurer" and "shall" insert the following:

", health maintenance organization, preferred provider organization, or other managed care organization"

AMENDMENT NO. 8

On page 2, line 21, after "emergency" delete the remainder of the line and delete lines 22 through 26 in their entirety and insert in lieu thereof the following:

"medical services of an insured, enrollee, or patient even if it is determined that the emergency medical condition, initially presented is later identified through screening not to be an actual emergency, except in the following cases:

(i) Material misrepresentation, fraud, omission, or clerical error.

(ii) Any payment reductions due to applicable co-payments, co-insurance, or deductibles which may be the responsibility of the insured.

(iii) Cases in which the insured does not meet the emergency medical condition definition, unless the insured has been referred to the emergency department by the insured's primary care physician or other agent acting on behalf of the insurer.

(d) Every insurer, health maintenance organization, preferred provider organization, or other managed care organization shall inform its insureds, enrollees, patients and affiliated providers about all applicable policies related to emergency care access, coverage, payment, and grievance procedures. It is the ultimate responsibility of the insurer, health maintenance organization, or preferred provider organization to inform any contracted third party administrator, independent contractor, or primary care provider about the emergency care provisions contained in this Paragraph.

(e) Failure to comply with the provisions of Subparagraphs (a), (b), and (c) shall subject the insurer, health maintenance organization, preferred provider organization, or other managed care organization

to penalties as provided for in Subsection A of this Section and to penalties for violations as provided in R.S. 22:1217.

(f) The provisions of this Paragraph shall not apply to medical benefit plans that are established under and regulated by the Employment Retirement Income Security Act of 1974.

(g) As used in this Paragraph, the following definitions shall apply:

(i) "Emergency medical condition" is a medical condition of recent onset and severity, including severe pain, that would lead a prudent layperson, acting reasonably and possessing an average knowledge of health and medicine, to believe that the absence of immediate medical attention could reasonably be expected to result in:

(aa) Placing the health of the individual, or with respect to a pregnant woman the health of the woman or her unborn child, in serious jeopardy.

(bb) Serious impairment to bodily function.

(cc) Serious dysfunction of any bodily organ or part.

(ii) "Emergency medical services" are those medical services necessary to screen, evaluate, and stabilize an emergency medical condition."

AMENDMENT NO. 9

Delete pages 3 and 4 in their entirety and on page 5, delete lines 1 through 10 in their entirety.

AMENDMENT NO. 10

On page 5, line 11, change "(a)" to "(iii)"

AMENDMENT NO. 11

On page 5, line 21, change "(b)" to "(iv)"

AMENDMENT NO. 12

On page 6, delete lines 4 through 26 in their entirety, delete pages 7 and 8 and on page 9, delete lines 1 through 4 in their entirety and insert in lieu thereof the following:

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

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 2206 by Representative Clarkson

AMENDMENT NO. 1

In Senate Floor Amendment No. 1, by Senator Bajoie, and adopted by the Senate on May 30, 1997, on line 9, delete line 9 in its entirety

AMENDMENT NO. 2

In Senate Floor Amendment No. 8, by Senator Bajoie, and adopted by the Senate on May 30, 1997, on line 26 following "patients" and before "and" insert a comma,"

AMENDMENT NO. 3

On page 6, between lines 3 and 4 insert three asterisks "\*\*\*\*"

Rep. Clarkson moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pratt
Alario	Guillory	Quezaire
Alexander, A.—93rd	Hammitt	Riddle
Ansardi	Heaton	Romero
Barton	Hebert	Rousselle
Baudoin	Hill	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	Kennard	Strain
Clarkson	Kenney	Theriot
Copelin	Lancaster	Thomas
Crane	Landrieu	Thompson
Curtis	LeBlanc	Thornhill
Damico	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	Morrish	Willard-Lewis
Fontenot	Murray	Windhorst
Forster	Perkins	Winston
Frith	Pierre	Wright
Fruge	Pinac	
Glover	Powell	
Total—97		

NAYS

Total—0

ABSENT

Alexander, R.—13th	Gautreaux	Morrell
Daniel	Holden	Odinet
Flavin	Johns	
Total—8		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 2331—**

BY REPRESENTATIVES ALARIO AND ROUSSELLE  
AN ACT

To enact R.S. 47:463.46, relative to motor vehicle registration; to provide for Special Olympics prestige license plates; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 2331 by Representative Alario

AMENDMENT NO. 1

On page 1, line 11, after "trucks," add "recreational vehicles,"

Rep. Alario moved that the amendments proposed by the Senate be concurred in.

**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	Hammitt	Quezaire
Ansardi	Hebert	Riddle
Baudoin	Hill	Romero
Baylor	Hopkins	Rousselle
Bowler	Hunter	Salter
Bruce	Iles	Scalise
Brun	Jenkins	Schneider
Bruneau	Johns	Shaw
Chaisson	Kennard	Smith, J.D.—50th
Clarkson	Kenney	Stelly
Copelin	Lancaster	Strain
Crane	Landrieu	Theriot
Curtis	LeBlanc	Thomas
Damico	Long	Thompson
Daniel	Marionneaux	Thornhill
Deville	Martiny	Toomy
DeWitt	McCain	Travis
Diez	McCallum	Vitter
Dimos	McDonald	Walsworth
Doerge	McMains	Warner
Donelon	Michot	Welch
Dupre	Mitchell	Weston
Durand	Montgomery	Wiggins
Farve	Morrish	Wilkerson
Flavin	Murray	Willard-Lewis
Fontenot	Odinet	Windhorst
Forster	Perkins	Winston
Frith	Pierre	Wright
Total—93		

NAYS

Total—0

ABSENT

Barton	Gautreaux	Jetson
Carter	Heaton	Morrell
Faucheux	Holden	Smith, J.R.—30th
Fruge	Hudson	Triche
Total—12		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 2338—**  
BY REPRESENTATIVES GAUTREUX AND DUPRE  
AN ACT

To amend and reenact R.S. 56:427(A), relative to lease of water bottoms for oyster production; to provide that applications for lease shall remain valid until a survey is made; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Natural Resources to Reengrossed House Bill No. 2338 by Representative Gautreaux

AMENDMENT NO. 1

On page 2, delete lines 20 through 23 in their entirety.

Rep. Salter moved that the amendments proposed by the Senate be concurred in.

**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	Thornhill
Daniel	Landrieu	Toomy
Deville	LeBlanc	Travis
DeWitt	Long	Triche
Diez	Marionneaux	Vitter
Dimos	Martiny	Walsworth
Doerge	McCain	Warner
Donelon	McCallum	Welch
Dupre	McDonald	Weston
Durand	McMains	Wiggins
Farve	Michot	Wilkerson
Faucheux	Montgomery	Willard-Lewis
Flavin	Morrish	Windhorst
Forster	Murray	Winston
Frith	Odinot	Wright
Fruge	Perkins	
Total—101		

NAYS

Total—0

ABSENT

Fontenot	Morrell
Mitchell	Thompson
Total—4	

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 335—**  
BY REPRESENTATIVE SALTER  
AN ACT

To enact R.S. 47:302.31, 302.32, 322.1 through 322.10, 332.8(C), and 332.25 through 332.30, relative to the state sales tax on hotel occupancy in certain parishes; to create certain funds in the state treasury; to provide for deposit of monies into such funds; to provide for allowable uses of monies in the funds; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 335 by Representative Salter

AMENDMENT NO. 1

On page 1, line 2, after "To" insert "amend and reenact R.S. 47:302.8(A), and to" and after "302.32," insert "302.33," and at the end of the line change "and 332.25" to "332.25, 332.27"

AMENDMENT NO. 2

On page 1, line 8, after "Section 1." insert "R.S. 47:302.8(A) is hereby amended and reenacted and" and after "302.32," insert "302.33,"

AMENDMENT NO. 3

On page 1, line 9, change "and 332.25" to "332.25, 332.27"

AMENDMENT NO. 4

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

"§302.8. Disposition of certain collections in Lincoln Parish

A. The avails of the tax imposed by this Chapter, and by R.S. 47:321 and 331, from the sale of services as defined in R.S. 47:301(14)(a) in Lincoln Parish under the provisions of this Chapter shall be credited to the Bond Security and Redemption Fund and after a sufficient amount is allocated from that fund to pay all the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall pay the remainder of such funds into a special fund which is hereby created in the state treasury and designated as the "Lincoln Parish Visitor Enterprise Fund".

\* \* \*

AMENDMENT NO. 5

On page 3, between lines 8 and 9, insert:

"§302.33. Disposition of certain collections in DeSoto Parish

R.S. 47:302.33 is all proposed new law.

A. The avails of the tax imposed by this Chapter and by R.S. 47:321 and 331, from the sale of services as defined in R.S. 47:301(14)(a) in DeSoto Parish under the provisions of this Chapter shall be credited to the Bond Security and Redemption Fund and after a sufficient amount is allocated from that fund to pay all the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall pay the remainder of such funds into a special fund which is hereby created in the state treasury and designated as the "DeSoto Parish Visitor Enterprise Fund".

B. The monies in the DeSoto Parish Visitor Enterprise Fund shall be subject to annual appropriations by the legislature. All unexpended and unencumbered monies in the fund shall be invested by the treasurer in the same manner as the monies in the state general fund, and all interest earned shall be deposited into the state general fund. The money in the fund received from DeSoto Parish shall be solely and exclusively for tourism purposes, including the promotion of fairs and festivals in DeSoto Parish, and for economic development purposes in DeSoto Parish."

AMENDMENT NO. 6

On page 3, line 21, after "by R.S. 47:321" insert "and 331"

AMENDMENT NO. 7

On page 3, line 23, after "322," insert "331(C), and 332" and before "322" delete "and"

AMENDMENT NO. 8

On page 10, delete lines 18 through 25, and on page 11, delete lines 1 and 2, and insert "\*\*\*\*"

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 335 by Representative Salter

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Revenue and Fiscal Affairs adopted by the Senate on June 3, 1997, on line 4, after "332.25," insert "and"

AMENDMENT NO. 2

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Revenue and Fiscal Affairs adopted by the Senate on June 3, 1997, on line 9, after "332.25," insert "and"

AMENDMENT NO. 3

On page 9, line 22, following "previously" and before "to" insert "paid"

AMENDMENT NO. 4

On page 9, line 23, following "Washington" and before "Convention" delete "Parish"

Rep. Salter moved that the amendments proposed by the Senate be rejected.

**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
Baudoin	Holden	Romero
Baylor	Hopkins	Rousselle
Bowler	Hudson	Salter
Brun	Hunter	Scalise
Bruneau	Iles	Schneider
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
Denville	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
Glover	Perkins	
Green	Pierre	
Total—100		

**NAYS**

Total—0

**ABSENT**

Barton	Daniel	Shaw
Bruce	Gautreaux	
Total—5		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 383—**  
BY REPRESENTATIVES HOLDEN AND BAUDOIN  
AN ACT

To enact R.S. 30:2183.2, relative to hazardous waste incinerator permits; to provide for prohibitions; to provide for ozone nonattainment; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Environmental Quality to Engrossed House Bill No. 383 by Representatives Holden and Baudoïn

AMENDMENT NO. 1

On page 1, line 9, between "incinerator" and the comma ", " insert the following:

"whose primary business activity involves accepting hazardous wastes or hazardous waste products for a fee"

AMENDMENT NO. 2

On page 1, line 12, between "by the" and "Environmental" change "U.S." to "United States"

Rep. Holden moved that the amendments proposed by the Senate be concurred in.

**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
Baudoïn	Holden	Rousselle
Baylor	Hopkins	Salter
Bowler	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
Fruge	Perkins	
Glover	Pierre	
Total—103		

**NAYS**

Total—0

**ABSENT**

Bruce  
Gautreaux  
Total—2

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 437—**

BY REPRESENTATIVE DANIEL

**AN ACT**

To amend and reenact R.S. 11:103(C)(2)(b)(introductory paragraph), and 127(A) and to enact R.S. 11:103(C)(2)(b)(iv), relative to all public retirement systems; to provide with respect to the calculation of the net direct employer contribution rate; to further provide with respect to the reporting procedures of the Public Retirement Systems' Actuarial Committee; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 437 by Representative Daniel

AMENDMENT NO.1

On page 1, line 2, at the end of the line, delete ", and"

AMENDMENT NO. 3

On page 1, line 3, delete "127(A)"

AMENDMENT NO. 4

On page 1, line 5, after "rate;" delete the remainder of the line and delete line 6 and on line 7, delete "Committee;"

AMENDMENT NO. 5

On page 1, line 12, delete "and 127(A)"

AMENDMENT NO. 6

On page 1, line 13, change "are" to "is"

AMENDMENT NO. 7

On page 2, delete lines 12 through 24

Rep. Salter moved that the amendments proposed by the Senate be rejected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Fruge	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
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
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	McCain	Triche
Dimos	McCallum	Vitter
Doerge	McDonald	Walsworth
Donelon	McMains	Welch
Dupre	Michot	Weston
Durand	Mitchell	Wiggins
Farve	Morrell	Wilkerson
Faucheux	Morrish	Willard-Lewis
Flavin	Murray	Windhorst
Fontenot	Odinot	Winston
Forster	Perkins	Wright
Frith	Pierre	
Total—98		

NAYS

Total—0

ABSENT

Curtis	Jetson	Warner
Gautreaux	Martiny	
Glover	Montgomery	
Total—7		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 453—**

BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact R.S. 26:582(A) and 586(A)(4), relative to local option elections for a referendum on the business of selling alcoholic beverages; to change the verification date of the signatures on a petition to determine the number of qualified electors; to provide for submission of the petition to the registrar for the purpose of determining the number of qualified electors; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Heitmeier to Engrossed House Bill No. 453 by Representative Toomy

AMENDMENT NO. 1

On page 1, line 13, after "ward" insert the following:

", election district,"

AMENDMENT NO. 2

On page 2, line 3, after "ward" insert the following:

", election district,"

Rep. Toomy moved that the amendments proposed by the Senate be concurred in.

**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
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
Curtis	Lancaster	Thomas
Damico	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
Frige	Perkins	Wright
Total—102		

NAYS

Total—0

ABSENT

Daniel	Gautreaux	Odinot
Total—3		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 456—**

BY REPRESENTATIVE TOOMY

AN ACT

To enact R.S. 26:278(D), relative to the commissioner of alcoholic beverage control and his agents; to grant them ex officio notary public status for limited purposes relating to applications for permits; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Engrossed House Bill No. 456 by Representative Toomy

AMENDMENT NO. 1

On page 1, lines 2 and 7, after "26:" insert "78(C) and"

AMENDMENT NO. 2

On page 1, line 2, between "(D)" and the comma "," insert "and to amend and reenact R.S. 26:80(C) and 280(C)"

AMENDMENT NO. 3

On page 1, line 2, between "to" and "the" insert "alcoholic beverage permits; to grant"

AMENDMENT NO. 4

On page 1, line 3, after "agents" delete "; to grant them"

AMENDMENT NO. 5

On page 1, line 4, after "permits;" insert "to provide for limited liability company applicants;"

AMENDMENT NO. 6

On page 1, line 7, change "is" to "are"

AMENDMENT NO. 7

On page 1, line 7, after "enacted" insert "and R.S. 26:80(C) and 280(C) are hereby amended and reenacted"

AMENDMENT NO. 8

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

"§78. Content of application for permit; commissioner power as ex officio notary

\* \* \*

R.S. 26:78(C) is all proposed new law.

C.(1) The commissioner and his agents shall be ex officio notaries public within their respective territorial jurisdiction to exercise the functions of a notary public only to administer oaths or affirmations and to notarize applications for permits required of the office of alcoholic beverage control to engage in the business of dealing in alcoholic beverages as provided for by the provisions in this Title.

(2) All acts performed by such an ex officio notary public authorized by this Subsection shall be performed without charge or other compensation and without the necessity of giving bond.

(3) The commissioner may suspend or terminate the authority of an agent to act as an ex officio notary at any time, and separation from the employ of the office of alcoholic beverage control shall

automatically terminate the powers of such an ex officio notary public.

\* \* \*

§80. Qualifications of applicants for permits

\* \* \*

C.(1) If the applicant is a corporation or a limited liability company, all officers and directors and all stockholders or members owning in the aggregate more than five percent of the stock or of the membership interest in a limited liability company and the person or persons who shall conduct or manage the business shall possess the qualifications required of an applicant, to be shown by the affidavit of each accompanying the application. Each affidavit shall include the signatory's Louisiana Department of Revenue and Taxation business account number, his social security number, and his correct home address.

(2) The requirements as to citizenship and residence do not apply to officers, directors, and stockholders of corporations or members of limited liability companies applying only for retail permits. The corporation or limited liability company shall either be organized under the laws of the state of Louisiana or qualified to do business within the state of Louisiana.

\* \* \*\*

AMENDMENT NO. 9

On page 2, after line 7, insert the following:

\*\* \* \*

§280. Qualifications of applicants for permits

\* \* \*

C. If the applicant is a corporation or a limited liability company, all officers and directors and all stockholders or members owning in the aggregate more than five percent of the stock or of the membership interest in a limited liability company and the person or persons who shall conduct or manage the business shall possess the qualifications required of an applicant and shall furnish their federal identification number, their Louisiana Department of Revenue and Taxation business account number, their social security number, and their correct home address. The requirements as to citizenship and residence do not apply to officers, directors, and stockholders of corporations or members of limited liability companies. The corporation or limited liability company shall be either organized under the laws of the state of Louisiana or qualified to do business within the state of Louisiana.

\* \* \*\*

Rep. Toomy moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pratt
Alario	Green	Quezaire
Alexander, A.—93rd	Guillory	Riddle
Alexander, R.—13th	Hammett	Romero

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Ansardi	Hebert	Rousselle
Barton	Hill	Salter
Baudoin	Holden	Scalise
Baylor	Hopkins	Schneider
Bowler	Hunter	Shaw
Bruce	Iles	Smith, J.D.—50th
Brun	Jenkins	Smith, J.R.—30th
Bruneau	Jetson	Stelly
Carter	Johns	Strain
Chaisson	Kennard	Theriot
Clarkson	Kenney	Thomas
Copelin	Lancaster	Thompson
Crane	Landrieu	Thornhill
Curtis	LeBlanc	Toomy
Damico	Long	Travis
Deville	Martiny	Triche
DeWitt	McCallum	Vitter
Diez	McDonald	Walsworth
Dimos	McMains	Warner
Doerge	Michot	Welch
Donelon	Mitchell	Weston
Dupre	Montgomery	Wiggins
Durand	Morrell	Wilkerson
Farve	Morrish	Willard-Lewis
Faucheux	Murray	Windhorst
Flavin	Perkins	Winston
Forster	Pierre	Wright
Frith	Pinac	
Fruge	Powell	
Total—97		

NAYS

McCain  
Total—1

ABSENT

Daniel	Heaton	Odinot
Fontenot	Hudson	
Gautreaux	Marionneaux	
Total—7		

The amendments proposed by the Senate were concurred in by the House.

## HOUSE BILL NO. 493—

BY REPRESENTATIVE FORSTER AND SENATOR ELLINGTON AND REPRESENTATIVES BARTON, BOWLER, CRANE, DEVILLE, FRITH, GUILLORY, HEBERT, HUNTER, LANCASTER, MICHOT, MURRAY, ODINET, POWELL, SCALISE, AND WIGGINS AND SENATOR HAINKEL  
AN ACT

To amend and reenact R.S. 23:1474(I), 1511(A), 1535(A), 1536(D), 1553(C) and (D)(2), 1592, and 1653 and to enact R.S. 23:1514, 1515, 1535(B), and 1553(B)(6) and (7) and to repeal R.S. 23:1536(I), relative to workforce development; to provide relative to unemployment compensation; to increase benefit amount based upon the applied trust fund balance and direction of the fund; to create a subaccount in the employment security administration fund for customized training; to provide for an annual accounting of expenditure from the fund to legislative committees; to authorize the administrator to provide by rule for the administration and distribution of the fund; to provide for qualified applicants for funding; to provide for an incremental reduction in the employer contribution rate; to authorize an appropriation for a fund for customized training in the social charge recoupment account; to authorize an appropriation for administrative costs in the social charge recoupment account; to delete negative reserve pool; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

## SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Labor and Industrial Relations to Reengrossed House Bill No. 493 by Representative Forster

### AMENDMENT NO. 1

On page 3, line 1, column 5 that begins with "Apply", change "23:1592(A)" to "23:1592(C)" and change "23:1592(B)" to "23:1592(D)"

### AMENDMENT NO. 2

On page 3, line 2, column 5 that begins with "Apply", change "23:1592(A)" to "23:1592(C)" and change "23:1592(B)" to "23:1592(D)"

Rep. Forster moved that the amendments proposed by the Senate be concurred in.

## 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	Hebert	Riddle
Ansardi	Hill	Romero
Barton	Holden	Rousselle
Baudoin	Hopkins	Salter
Baylor	Hunter	Scalise
Bowler	Iles	Schneider
Bruce	Jenkins	Shaw
Brun	Jetson	Smith, J.D.—50th
Bruneau	Johns	Smith, J.R.—30th
Carter	Kennard	Stelly
Chaisson	Kenney	Strain
Copelin	Lancaster	Theriot
Crane	Landrieu	Thomas
Curtis	LeBlanc	Thompson
Damico	Long	Thornhill
Deville	Marionneaux	Travis
DeWitt	Martiny	Triche
Diez	McCain	Vitter
Dimos	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	Perkins	Wright
Fruge	Pierre	
Glover	Pinac	
Total—97		



NAYS

Total—0

ABSENT

Clarkson	Gautreaux	Odinet
Daniel	Heaton	Toomy
Doerge	Hudson	
Total—8		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 760—**

BY REPRESENTATIVE SALTER

AN ACT

To amend and reenact Code of Criminal Procedure Art. 202, relative to warrant of arrest; to provide limitation on issuance of arrest warrants by a justice of the peace for certain individuals; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 760 by Representative Salter

AMENDMENT NO. 1

On page 2, line 13, after "Subparagraph" insert "A"

Rep. Salter moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Pierre
Alario	Glover	Pinac
Alexander, A.—93rd	Green	Powell
Alexander, R.—13th	Guillory	Pratt
Ansardi	Hammett	Quezairé
Baudoin	Hebert	Riddle
Baylor	Holden	Romero
Bowler	Hopkins	Rousselle
Bruce	Hudson	Salter
Brun	Hunter	Scalise
Bruneau	Iles	Schneider
Carter	Jenkins	Shaw
Chaisson	Johns	Smith, J.D.—50th
Clarkson	Kennard	Stelly
Copelin	Kenney	Strain
Crane	Lancaster	Theriot
Curtis	Landrieu	Thomas
Damico	LeBlanc	Thompson
Deville	Long	Thornhill
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	Perkins	Wright
Total—96		

NAYS

Jetson  
Total—1

ABSENT

Barton	Heaton	Smith, J.R.—30th
Daniel	Hill	Toomy
Gautreaux	Odinet	
Total—8		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 899—**

BY REPRESENTATIVE TRAVIS

AN ACT

To enact R.S. 47:302.31, 322.1, and 332.25, relative to the proceeds of state sales tax on hotel occupancy in West Feliciana Parish; to create the St. Francisville Economic Development Fund; to dedicate the proceeds of such tax collected in West Feliciana Parish to the fund; to provide for deposit of monies into the fund and allowable uses of the fund; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 899 by Representative Travis

AMENDMENT NO. 1

On page 1, line 2, after "302.31," and before "relative" delete "322.1, and 332.25," and insert in lieu thereof "302.32, 322.1, 322.2, 332.25, and 332.26,"

AMENDMENT NO. 2

On page 1, line 3, after "Parish" and before the semicolon ";" insert "and East Feliciana Parish"

AMENDMENT NO. 3

On page 1, line 6, after "fund;" and before "and" insert "to create the East Feliciana Tourist Commission Fund; to dedicate the proceeds of such tax collected in East Feliciana Parish to the fund; to provide for deposit of monies into the fund and allowable uses of the fund;"

AMENDMENT NO. 4

On page 1, line 12, after "302.31," and before "are" delete "322.1 and 332.25" and insert in lieu thereof "302.32, 322.1, 322.2, 332.25, and 332.26"

AMENDMENT NO. 5

On page 2, between lines 16 and 17, insert the following:

"§302.32. Disposition of certain collections in East Feliciana Parish

A. The avails of the tax imposed by this Chapter from the sales of services as defined by R.S. 47:301(14)(a) in East Feliciana Parish under the provisions of R.S. 47:302(C) shall be credited to the Bond Security and Redemption Fund, and after a sufficient amount is allocated from that fund to pay all of the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall pay the remainder of such funds into a special fund which is hereby created in the state treasury and designated as the "East Feliciana Tourist Commission Fund".

B. The monies in the East Feliciana Tourist Commission Fund shall be subject to an annual appropriation by the legislature. The monies in the fund shall be utilized exclusively for economic development and tourism-related expenses in the Parish of East Feliciana. All unexpended and unencumbered monies remaining in the fund at the end of the fiscal year shall remain in the fund. The monies in the fund shall be invested by the treasurer in the same manner as the monies in the state general fund, and all interest earned shall be deposited in the state general fund."

AMENDMENT NO. 6

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

"§322.2. Dispositions of certain collections in East Feliciana Parish

The avails of the tax imposed by this Chapter from the sales of services as defined by R.S. 47:301(14)(a) in East Feliciana Parish under the provisions of R.S. 47:321(C) and 322 shall be credited to the Bond Security and Redemption Fund, and after a sufficient amount is allocated from that fund to pay all of the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall pay the remainder of such funds into the East Feliciana Tourist Commission Fund as provided in and subject to R.S. 47:302.32."

AMENDMENT NO. 7

On page 3, between lines 13 and 14, insert the following:

"§332.26. Disposition of certain collections in East Feliciana Parish

The avails of the tax imposed by this Chapter from the sales of services as defined by R.S. 47:301(14)(a) in East Feliciana Parish under the provisions of R.S. 47:331(C) and 332 shall be credited to the Bond Security and Redemption Fund, and after a sufficient amount is allocated from that fund to pay all of the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall pay the remainder of such funds into the East Feliciana Tourist Commission Fund as provided in and subject to R.S. 47:302.32."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fields to Reengrossed House Bill No. 899 by Representative Travis

AMENDMENT NO. 1

On page 2, between "Francisville" and the period "." insert ", fifty-two percent of which shall be used for that area within the parish but outside the city limits, and forty-eight percent of which shall be used for that area within the city limits"

Rep. Travis moved that the amendments proposed by the Senate be rejected.

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	Hebert	Quezairé
Ansardi	Hill	Riddle
Barton	Holden	Rousselle
Baudoin	Hopkins	Salter
Baylor	Hudson	Scalise
Bowler	Hunter	Schneider
Bruce	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
Forster	Murray	Winston
Frith	Odinot	Wright
Fruge	Perkins	
Glover	Pierre	
Total—100		

NAYS

Total—0

ABSENT

Brun	Gautreaux	Romero
Fontenot	Heaton	
Total—5		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 901— BY REPRESENTATIVE MONTGOMERY AN ACT

To amend and reenact R.S. 35:191(H), relative to notaries public; to authorize a notary appointed and qualified in Caddo, Bossier, Bienville, Claiborne, DeSoto, or Webster Parish to exercise notarial functions in all such parishes, without additional bonding or further application or examination; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 901 by Representative Montgomery

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 35:191(H)," to "R.S. 35:7 and 191(A) and (C), and to repeal R.S. 35:191 (B), (D), (E), (F), (G), (H), (I), (J), (K), (L), (M), (N), (O), (P), (Q), (R), (S), (T) and, (U)" and after "public;" and before "to authorize" insert "to provide with respect to acts notarized by authorized military personnel;"

AMENDMENT NO. 2

On page 1, line 3, after "in" delete the remainder of the line and delete line 4 in its entirety and insert the following:

"any parish in the state to exercise notarial functions in"

AMENDMENT NO. 3

On page 1, line 5, delete "such"

AMENDMENT NO. 4

On page 1, line 11, change "R.S. 35:191(H) is" to "R.S. 35:7 and 191(A) and (C) are"

AMENDMENT NO. 5

On page 1, between lines 12 and 13 insert the following:

"§7. Acts before authorized military officers personnel; force and effect

A. Every mortgage, sale, lease, transfer, assignment, power of attorney, or other instrument, heretofore or hereafter executed before any ~~commissioned officer in the active service of the armed forces or the Coast Guard of the United States~~ person authorized to act as a notary pursuant to 10 U.S.C. 1044a(b), and bearing the signature of such officer person and the proper designation of his rank and branch of service or subdivision thereof, shall be admissible in evidence and eligible to record in this state, and shall have the same force and effect of an authentic act executed in Louisiana.

B. Any oath, affirmation, deposition, or affidavit executed before any ~~commissioned officer in the active service of the armed forces or the Coast Guard of the United States as herein provided~~ person authorized to act as a notary pursuant to 10 U.S.C. 1044a(b) shall have the same force and effect as if made or executed before a notary in Louisiana.

C.(+) Any testament, trust, or other legal instrument or act provided for in Subsections A and B executed before any ~~judge advocate, as defined in 10 U.S.C. §801, or civilian attorney acting within the scope of his duties as an employee of the Department of Defense or the Coast Guard of the United States~~ person authorized to act as a notary pursuant to 10 U.S.C. 1044a(b) shall have the same force and effect as if made or executed before a notary in Louisiana.

(2) ~~D.~~ The provisions of this ~~Subsection~~ Section apply to persons serving in or with the armed forces or the Coast Guard of the United States and other persons eligible for legal assistance under the provisions of 10 U.S.C. §1044 or pursuant to regulations of the

Department of Defense and all instruments and acts executed by persons designated in 10 U.S.C. 1044a(a).

~~D. Except as otherwise provided herein, the provisions of this Section shall not apply to any such instrument executed in any state of the United States or in the District of Columbia by persons not serving in or with the armed forces or the Coast Guard of the United States.~~

\* \* \*

AMENDMENT NO. 6

On page 1, delete lines 14 through 17 in their entirety and on page 2, delete lines 1 through 7 and insert the following:

A. (1) Any resident citizen or alien of the state, eighteen years of age or older, may be appointed a notary public in and for the parish in which he resides ~~and in and for any one other parish in which he maintains an office, and exercise the functions of a notary public in and for any parish in the state~~ provided that he meets the requirements established by law ~~for each parish in which he applies.~~

(2) Notwithstanding the provisions of Paragraph A(1) or Subsection ~~€~~ B of this Section, a person validly appointed notary public in the parish of his residence may exercise any and all of the functions of a notary public ~~in an adjacent parish which has a population of less than thirty-five thousand and in which he maintains an office, without additional bonding or further application or examination, but must file with the district court for the other parish an affidavit giving the location of his office and attesting to his appointment as a notary public in his parish of residence. Additionally, the applicant shall obtain a dual commission by complying with the procedures established by the office of the secretary of state wide.~~

~~B. A resident citizen seeking to be appointed notary public in the parish of his residence or possessing a valid notarial commission in and for a parish based on his residence must be a registered voter of that parish.~~

~~€~~B. Each applicant, otherwise qualified, may be appointed a notary public ~~in and for a parish~~ upon meeting all of the following conditions:

(1) Submitting an application to be appointed a notary public to the appropriate district court together with a certificate establishing his age, residence, location of his ~~office when the applicant seeks to be appointed a notary based on such office, location of the office which was the basis for a current appointment as a notary in any other parish, if any,~~ and a statement as to the applicant's good moral character, integrity, competency, and sober habits, sworn to and subscribed by two reputable citizens of the parish.

(2)(a) Taking and passing a written examination administered by an examining committee composed of three notaries appointed by the district court having jurisdiction in the parish ~~where the notary public resides, or in Orleans Parish the custodian of notarial records, and one attorney, and one notary public who is not an attorney. Two of the notaries shall be attorneys and one a notary public who is not an attorney. However, if no person within the parish who is a non-attorney notary will accept such appointment, the district court having jurisdiction in the parish shall appoint an additional attorney to serve on the examining committee.~~

\* \* \*

Section 2. R.S.35:191 (B), (D), (E), (F), (G), (H), (I), (J), (K), (L), (M), (N), (O), (P), (Q), (R), (S), (T) and, (U) are hereby repealed.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 901 by Representative Montgomery

AMENDMENT NO. 1

In Senate Committee Amendment No. 1, proposed by the Senate Committee on Judiciary A to Engrossed House Bill 901 adopted by the Senate on June 4, 1997, on page 1, line 2, change "(A) and (C)" to "(A) and (B)"; and on page 1, line 3, change "(B)" to "(C)"; and in Amendment No. 4, page 1, line 15, change "(C)" to "(B)"; and in Amendment No. 6, page 3, line 16, change "(B)" to "(C)"

AMENDMENT NO. 2

In Senate Committee Amendment No. 6, proposed by the Senate Committee on Judiciary A to House Bill No. 901 adopted by the Senate on June 4, 1997, on page 3, line 1, after "his" insert "office"

Rep. Montgomery moved that the amendments proposed by the Senate be rejected.

**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	Hammitt	Powell
Ansardi	Hebert	Pratt
Barton	Hill	Quezaire
Baylor	Holden	Riddle
Bowler	Hopkins	Salter
Bruce	Iles	Schneider
Bruneau	Jenkins	Smith, J.D.—50th
Carter	Jetson	Stelly
Chaisson	Johns	Strain
Clarkson	Kennard	Theriot
Copelin	Kenney	Thomas
Crane	Lancaster	Thompson
Damico	Landrieu	Thornhill
Deville	LeBlanc	Travis
DeWitt	Long	Triche
Diez	Marionneaux	Vitter
Dimos	Martiny	Walsworth
Doerge	McCain	Warner
Donelon	McCallum	Welch
Dupre	McDonald	Weston
Durand	McMains	Wiggins
Farve	Michot	Wilkerson
Faucheux	Mitchell	Willard-Lewis
Flavin	Montgomery	Windhorst
Forster	Morrish	Winston
Frith	Murray	
Fruge	Odinot	
Total—88		

**NAYS**

Total—0

**ABSENT**

Baudoin	Heaton	Scalise
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Brun	Hudson	Shaw
Curtis	Hunter	Smith, J.R.—30th
Daniel	Morrell	Toomy
Fontenot	Romero	Wright
Gautreaux	Rousselle	
Total—17		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 983—**  
BY REPRESENTATIVE GUILLORY  
AN ACT

To enact R.S. 14:220.1(D), relative to crimes of obtaining or failing to return leased movables; to create an exception for failure to return a rented video cassette tape or film; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 983 by Representative Guillory

AMENDMENT NO. 1

On page 1, line 2, between "To" and "enact" insert "amend and reenact R.S. 14:220(A) and to"

AMENDMENT NO. 2

On page 1, line 6, between "Section 1." and "R.S. 14:220.1(D)" insert "R.S. 14:220(A) is hereby amended and reenacted and"

AMENDMENT NO. 3

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

"§220. Rented or leased motor vehicles; obtaining by false representation, etc.; failure to return; defenses; penalties

A. If any person rents or leases a motor vehicle and obtains or retains possession of the motor vehicle by means of any false or fraudulent representation including but not limited to a false representation as to his name, residence, employment, or operator's license, or by means of fraudulent concealment, or false pretense or personation, or trick, artifice, or device; or, if the person with fraudulent intent willfully refuses to return the leased vehicle to the lessor after the expiration of the lease term as stated in the lease contract, the person shall be guilty of a felony and upon conviction thereof shall be subject to the penalty provided for in Subsection B of this Section. Except as provided in Subsection D, the offender's failure to return or surrender the motor vehicle within fifteen seven calendar days after notice to make such return or surrender has been sent by certified mail to the offender's last known address shall be presumptive evidence of his intent to defraud and the lessor may report to any law enforcement agency that the rented or leased motor vehicle has been stolen

\* \* \*

AMENDMENT NO. 4

On page 1, delete lines 10 through 14, and insert the following:

"D. The offender's failure to return or surrender a video cassette film or tape that has been rented from a facility which rents video cassette films or tapes within thirty calendar days after notice to make such return or surrender has been sent by certified mail to the offender's last known address shall be presumptive evidence of his intent to defraud and the lessor may report to any law enforcement agency that the rented video cassette film or tape has been stolen."

Rep. Guillory moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Jetson  
Total—1

**ABSENT**

Alexander, R.—13th	Perkins	Smith, J.R.—30th
Gautreaux	Quezaire	
McCain	Schneider	
Total—7		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1007—**

BY REPRESENTATIVE PINAC

**AN ACT**

To amend and reenact R.S. 11:1802(2) and 1804(1)(b) and to repeal R.S. 11:1802(3), relative to the Municipal Employees' Retirement System of Louisiana; to provide relative to the limitation on the maximum amount of normal and disability retirement benefits payable from Plan B; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Heitmeier to Engrossed House Bill No. 1007 by Representative Pinac

AMENDMENT NO. 1

On page 3, before line 1, add the following:

"Section 3. Notwithstanding the provisions of Sections 1 and 2 of this Act, for the period of time from June 30, 1997 through June 29, 1998, any normal retirement allowance computed pursuant to the provisions of R.S. 11:1802 and any disability benefit computed pursuant to the provisions of R.S. 11:1804 shall not exceed ninety dollars per month for each year of creditable service."

AMENDMENT NO. 2

On page 3, line 1, change the "3" to a "4" and change "July 1" to "June 30".

AMENDMENT NO. 3

On page 3, line 3, change "July 1" to "June 30".

Rep. Pinac moved that the amendments proposed by the Senate be concurred in.

**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
Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Rousselle
Bowler	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Iles	Schneider
Chaisson	Jenkins	Shaw
Clarkson	Johns	Smith, J.D.—50th
Copelin	Kennard	Stelly
Crane	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
Fauchoux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard-Lewis
Forster	Murray	Windhorst
Frith	Odinot	Winston
Glover	Perkins	Wright

Total—99

NAYS

Total—0

ABSENT

Brun	Fruge	Jetson
Carter	Gautreaux	Smith, J.R.—30th

Total—6

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1091—**  
BY REPRESENTATIVE WILKERSON  
AN ACT

To amend and reenact R.S. 11:2253(A)(1)(a), relative to the Firefighters' Retirement System; to provide with respect to membership; to establish a membership age limit; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 1091 by Representative Wilkerson

AMENDMENT NO. 1

On page 1, at the end of line 17, insert:"

"The age limit provisions of this Subparagraph shall not apply to any person who has previously been a member of the system or to any person who becomes a member of the system through a merger under the provisions of R.S. 11:2260(A)(11)."

Rep. Wilkerson moved that the amendments proposed by the Senate be rejected.

**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	Hammatt	Pratt
Ansardi	Heaton	Quezairi
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
Curtis	Lancaster	Thomas
Damico	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	Perkins	Wright

Total—102

NAYS

Total—0

ABSENT

Daniel	Gautreaux	Odinot
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Total—3

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 1128—**  
BY REPRESENTATIVES ALARIO, ANSARDI, MARTINY, THERIOT, AND TOOMY

AN ACT

To enact R.S. 47:322.1, 322.2, 322.3, and 322.4, relative to the proceeds of state sales tax on hotel occupancy in certain parishes; to dedicate a portion of such tax collected to the Jefferson Parish Convention Center Fund; to provide for deposit of monies into the fund and allowable uses of the fund to create special accounts within the fund; to provide for creation of certain additional funds; to dedicate the proceeds of taxes collected in certain parishes to such funds; to provide for the deposit of monies and the uses of such funds; to dedicate the proceeds of certain taxes collected in certain parishes to certain funds; to provide for the deposit and use of such monies; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 1128 by Representative Alario, et al.

AMENDMENT NO. 1

On page 7, line 19, after "funds", delete the remainder of the line and delete lines 20 and 21 and insert:

"into a special fund which is hereby created in the state treasury and designated as the St. Tammany Parish Convention Center Fund. Monies in the fund shall be used solely for construction, maintenance, and operations of the convention center."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senators Schedler and Short to Reengrossed House Bill No. 1128 by Representative Alario

AMENDMENT NO. 1

Delete Senate Committee No. 1 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 3, 1997.

AMENDMENT NO. 2

On page 7, at the beginning of line 12, insert "A."

AMENDMENT NO. 3

On page 7, line 19, after "funds", delete the remainder of the line and delete lines 20 and 21, and insert:

"into the St. Tammany Parish Tourist Commission Fund as provided for in R.S. 47:302.26. However, the monies in the fund from the avails of the tax provided for in this Section each fiscal year shall be appropriated by the legislature for the purposes provided for and shall be used solely as provided for in Subsection B of this Section.

B.(1) The money deposited in the fund for Fiscal Years 1997-1998 and 1998-1999 shall be appropriated to the St. Tammany Parish Tourist Commission and shall be held by such commission in its treasury as a special restricted account. The money in such account may be invested in the same manner as other funds of the commission, but otherwise shall not be used before July 1, 1999. After that date, the money may be used by the commission for the purposes provided for in Paragraph (2) of this Subsection.

(2) Beginning July 1, 1999, the money in the special restricted account and other funds appropriated to the commission pursuant to Subsection A of this Section each fiscal year shall be used for performing arts and/or convention centers within St. Tammany Parish, including use for capital improvements related to the construction, maintenance, and operation of such centers."

Rep. Alario moved that the amendments proposed by the Senate be concurred in.

**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
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	Stelly
Clarkson	Johns	Strain
Copelin	Kennard	Theriot
Crane	Lancaster	Thomas
Curtis	Landrieu	Thompson
Damico	LeBlanc	Thornhill
Daniel	Long	Travis
Deville	Marionneau	Triche
DeWitt	Martiny	Vitter
Diez	McCain	Walsworth
Dimos	McCallum	Warner
Donelon	McDonald	Welch
Dupre	McMains	Weston
Durand	Michot	Wiggins
Farve	Mitchell	Wilkerson
Faucheux	Montgomery	Willard-Lewis
Flavin	Morrell	Windhorst
Fontenot	Morrish	Winston
Forster	Murray	Wright
Frith	Odinot	
Fruge	Perkins	
Total—100		

NAYS

Total—0

ABSENT

Doerge	Kenney	Toomy
Gautreux	Smith, J.R.—30th	
Total—5		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1141—**  
BY REPRESENTATIVE HILL  
AN ACT

To enact R.S. 47:302.31, 322.1, and 332.25, relative to the state sales tax on hotel occupancy in Allen Parish; to dedicate a portion of the tax to capital construction and maintenance in Allen Parish; to establish a special fund in the state treasury; to provide for deposit of monies into the fund and use of such monies in the fund; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 1141 by Representative Hill

AMENDMENT NO. 1

On page 1, line 2, after "To" insert "amend and reenact R.S. 47:302.24(C), and to" and after "322.1," insert "322.2,"

AMENDMENT NO. 2

On page 1, line 3, after "Parish" insert "and Beauregard Parish; to provide for dedications of such tax in Beauregard Parish"

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## AMENDMENT NO. 3

On page 1, at the end of line 4, delete "a" and insert "certain"

## AMENDMENT NO. 4

On page 1, line 5, change "fund" to "funds"

## AMENDMENT NO. 5

On page 1, at the beginning of line 6, after "the" change "fund" to "funds" and after the second "the" change "fund" to "funds"

## AMENDMENT NO. 6

On page 1, line 12, after "Section 1." insert "R.S. 47:302.24(C) is hereby amended and reenacted and" and after "322.1," insert "322.2,"

## AMENDMENT NO. 7

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

"§302.24. Disposition of certain collections in Beauregard Parish

\* \* \*

C. For purposes of this Section, "improvements" shall include the construction, operation, and maintenance of the Beauregard Parish Covered Arena.

\* \* \*\*

## AMENDMENT NO. 8

On page 2, line 6, after "legislature", insert a period "." and delete the remainder of the line and at the beginning of line 7, delete "governing authority of Allen Parish."

## AMENDMENT NO. 9

On page 2, between lines 22 and 23, insert the following:

"D. The monies paid into the Allen Parish Capital Improvements Fund shall be administered and distributed by the Allen Parish Capital Improvement Board which is hereby created. The monies shall be distributed as provided by the board for furtherance of the purposes of this Section. The Allen Parish Capital Improvement Board shall consist of the state senators and representatives who represent all or a portion of Allen Parish, the president of the Allen Parish Police Jury, director of the Allen Parish Tourist Commission, and the Allen Parish sheriff."

## AMENDMENT NO. 10

On page 3, between lines 8 and 9, insert the following:

"§322.2. Disposition of certain funds in Beauregard Parish

A. The avails of the tax imposed by R.S. 47:321 from the sale of services as defined in R.S. 47:301(14)(a) in Beauregard Parish under the provisions of R.S. 47:321(C) and 322 shall be credited to the Bond Security and Redemption Fund and after a sufficient amount is allocated from that fund to pay all the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall pay the remainder of such monies into the Beauregard Parish Community Improvement Fund created in the state treasury pursuant to R.S. 47:302.24. Monies in the fund deposited pursuant to this Section shall be used solely for improvements in Beauregard Parish as defined in Subsection (B) of

this Section and as designated and approved by the Beauregard Parish Community Improvement Board.

B. For purposes of this Section, "improvements" shall include acquisition of land and acquisition and construction of buildings and other capital improvements in Beauregard Parish and any other costs of improvements, operation, or maintenance in Beauregard Parish for recreational facilities."

Rep. Hill moved that the amendments proposed by the Senate be concurred in.

### ROLL CALL

The roll was called with the following result:  
YEAS

Mr. Speaker	Fruge	Pierre
Alario	Glover	Pinac
Alexander, A.—93rd	Green	Powell
Alexander, R.—13th	Guillory	Pratt
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	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	Welch
Dupre	McMains	Weston
Durand	Michot	Wiggins
Farve	Mitchell	Wilkerson
Faucheux	Montgomery	Willard-Lewis
Flavin	Morrish	Windhorst
Fontenot	Murray	Winston
Forster	Odinot	Wright
Frith	Perkins	
Total—101		

NAYS

Total—0

ABSENT

Gautreux	Morrell
Jetson	Quezaire
Total—4	

The amendments proposed by the Senate were concurred in by the House.



**HOUSE BILL NO. 1166—**  
BY REPRESENTATIVE CARTER  
AN ACT

To amend and reenact R.S. 47:1925.1 and 1925.2(A)(1); to create an assessment district in East Feliciana Parish to fund the office of the assessor; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Barham to Engrossed House Bill No. 1166 by Representative Carter

AMENDMENT NO. 1

On page 2, lines 3 and 15, after "Tensas," insert "Union,"

Rep. Carter moved that the amendments proposed by the Senate be rejected.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	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	Johns	Stelly
Copelin	Kennard	Strain
Crane	Kenney	Theriot
Curtis	Landrieu	Thomas
Damico	LeBlanc	Thompson
Daniel	Long	Thornhill
Deville	Marionneaux	Toomy
DeWitt	Martiny	Travis
Diez	McCain	Triche
Dimos	McCallum	Vitter
Doerge	McDonald	Walsworth
Donelon	McMains	Warner
Dupre	Michot	Welch
Durand	Mitchell	Weston
Farve	Montgomery	Wiggins
Faucheux	Morrell	Wilkerson
Flavin	Morrish	Willard-Lewis
Fontenot	Murray	Windhorst
Forster	Odinot	Winston
Frith	Perkins	Wright

Total—102

NAYS

Total—0

ABSENT

Gautreaux                      Jetson                      Lancaster  
Total—3

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 1189—**  
BY REPRESENTATIVE QUEZAIRE  
AN ACT

To amend and reenact R.S. 30:2017, relative to public hearings by the Department of Environmental Quality; to provide for local citizen participation; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Environmental Quality to Reengrossed House Bill No. 1189 by Representative Quezaire

AMENDMENT NO. 1

On page 2, line 2, after "speaking" change "in the first" to "up to one" and after "hour" insert "after the initial thirty minute presentation"

AMENDMENT NO. 2

On page 2, line 3, between "hearing," and "to" insert "first" and after "live" delete the remainder of the line and insert in lieu thereof the following:

"within a two-mile radius of the location of the facility, and second to those citizens who work within a two-mile radius of"

AMENDMENT NO. 3

On page 2, line 4, between "facility" and "and" insert a comma "," and between "and" and "preference" change "second" to "third"

AMENDMENT NO. 4

On page 2, line 11, between "presentation of" and "minutes" change "fifteen" to "up to thirty"

Rep. Quezaire moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Pierre
Alario	Glover	Pinac
Alexander, A.—93rd	Green	Powell
Alexander, R.—13th	Guillory	Quezaire
Ansardi	Heaton	Riddle
Barton	Hebert	Romero
Baudoin	Hill	Rousselle
Baylor	Holden	Salter
Bowler	Hopkins	Scalise
Bruce	Hunter	Schneider

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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	Warner
Doerge	McDonald	Welch
Donelon	McMains	Weston
Dupre	Michot	Wiggins
Durand	Mitchell	Wilkerson
Farve	Montgomery	Willard-Lewis
Faucheux	Morrell	Windhorst
Flavin	Morrish	Winston
Fontenot	Murray	Wright
Forster	Odinot	
Frith	Perkins	

Total—100

NAYS

Total—0

ABSENT

Gautreaux	Hudson	Walsworth
Hammett	Pratt	
Total—5		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1203 (Duplicate of Senate Bill No. 801)—**  
 BY REPRESENTATIVE FORSTER AND SENATOR DARDENNE AND  
 COAUTHORED BY REPRESENTATIVE DEWITT AND SENATORS  
 HAINKEL, EWING, HINES, AND SCHEDLER  
 AN ACT

To amend and reenact R.S. 46:153(E) and 446(A) through (F) and to enact R.S. 46:446(G), (H), (I), and (J), relative to the state Medicaid program; to grant the Department of Health and Hospitals a statutory lien on any settlement, lien, judgment, or award received by a Medicaid recipient from a third party by virtue of assignment of rights; to provide with respect to the rights and responsibilities of a representative of an injured, ill, or deceased Medicaid recipient; to remove provisions relative to the department's right to claim workers' compensation benefits and relative to the rights of certain persons against third parties; to provide with respect to a statutory privilege for medical assistance payments made by the Department of Health and Hospitals on behalf of any Medicaid recipient against any recovery or sum collected by said recipient from a third party or insurance company; to provide with respect to such privilege; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 1203 by Representative Forster

### AMENDMENT NO. 1

On page 1, line 2, delete "153(E) and"

### AMENDMENT NO. 2

On page 1, line 3, change "(I), and (J)" to "and (I)"

### AMENDMENT NO. 3

On page 1, lines 4 through 6, delete "to grant the Department of Health and Hospitals a statutory lien on any settlement, lien, judgment or award received by a Medicaid recipient from a third party by virtue of assignment of rights:"

### AMENDMENT NO. 4

On page 2, line 2, delete "153(E) and"

### AMENDMENT NO. 5

On page 2, line 3, change "(I), and (J)" to "and(I)"

### AMENDMENT NO. 6

On page 2, delete lines 5 through 18

### AMENDMENT NO. 7

On page 6, delete lines 3 through 6

### AMENDMENT NO. 8

On page 6, line 7, change "J" to "I"

### LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1203 by Representative Forster

### AMENDMENT NO. 1

On page 4, line 4, following "B" and before "shall" change "above" to "of this Section"

### AMENDMENT NO. 2

On page 4, line 16, following "A" and before "is" change "above" to "of this Section"

Rep. McMains moved that the amendments proposed by the Senate be concurred in.

### 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
Brun	Hunter	Smith, J.D.—50th
Bruneau	Iles	Smith, J.R.—30th
Carter	Jenkins	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	Walsworth
Dimos	McDonald	Warner
Donelon	McMains	Welch
Dupre	Michot	Weston
Durand	Mitchell	Wiggins
Farve	Montgomery	Wilkerson
Faucheux	Morrell	Willard-Lewis
Fontenot	Morrish	Windhorst
Forster	Murray	Winston
Frith	Odinet	Wright
Fruge	Perkins	
Gautreaux	Pierre	
Total—100		

NAYS

Total—0

ABSENT

Doerge	Jetson	Shaw
Flavin	Johns	
Total—5		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1205—**  
BY REPRESENTATIVES HEATON, BRUCE, JENKINS, KENNARD, PERKINS, AND WINDHORST

AN ACT

To amend and reenact R.S. 15:574.2(C)(9), relative to the written notification of parole hearings; to provide for written notice of hearings to be made to crime victims; to provide for the time and contents of the written notice; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary B to Engrossed House Bill No. 1205 by Representative Heaton

AMENDMENT NO. 1

On page 2, line 1, delete "injured"

AMENDMENT NO. 2

On page 2, line 2, delete "responsible for the death"

AMENDMENT NO. 3

On page 2, line 4, change "seven" to "thirty"

AMENDMENT NO. 4

On page 2, line 5, delete "injured"

AMENDMENT NO. 5

On page 2, line 9, delete "injured"

Rep. Heaton moved that the amendments proposed by the Senate be concurred in.

**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	Hopkins	Salter
Bruce	Hudson	Scalise
Brun	Hunter	Schneider
Bruneau	Iles	Smith, J.D.—50th
Chaisson	Jenkins	Stelly
Clarkson	Johns	Strain
Copelin	Kennard	Theriot
Crane	Kenney	Thompson
Curtis	Landrieu	Thornhill
Damico	LeBlanc	Toomy
Daniel	Long	Travis
Deville	Marionneaux	Triche
DeWitt	Martiny	Vitter
Diez	McCain	Walsworth
Dimos	McCallum	Warner
Doerge	McDonald	Welch
Donelon	Michot	Weston
Dupre	Mitchell	Wiggins
Durand	Montgomery	Wilkerson
Farve	Morrell	Willard-Lewis
Flavin	Morrish	Windhorst
Fontenot	Murray	Winston
Forster	Odinet	Wright
Frith	Perkins	
Fruge	Pierre	
Total—94		

NAYS

Total—0

ABSENT

Bowler	Holden	Shaw
Carter	Jetson	Smith, J.R.—30th
Faucheux	Lancaster	Thomas
Gautreaux	McMains	
Total—11		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1330—**  
BY REPRESENTATIVE THOMPSON  
AN ACT

To amend and reenact R.S. 3:2452(A), 2453(B) and (C), and 2454(B), relative to the Louisiana Abandoned Animals Act; to

provide for when an animal is considered abandoned; to provide for notice requirements; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Agriculture to Engrossed House Bill No. 1330 by Representative Thompson

AMENDMENT NO. 1

On page 2, line 12 change "dog pound" to "animal control agency"

AMENDMENT NO. 2

On page 2, line 24 change "dog pound" to "animal control agency"

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1330 by Representative Thompson

AMENDMENT NO. 1

On page 2, line 3, following "described in" delete the remainder of the line and on line 4 delete "above," and insert "Subsection A"

Rep. Thompson moved that the amendments proposed by the Senate be concurred in.

**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	Quezairé
Ansardi	Hill	Riddle
Barton	Holden	Romero
Baudoin	Hopkins	Rousselle
Baylor	Hudson	Salter
Bruce	Hunter	Scalise
Brun	Iles	Schneider
Bruneau	Jenkins	Smith, J.D.—50th
Carter	Jetson	Stelly
Chaisson	Johns	Strain
Clarkson	Kennard	Theriot
Copelin	Kenney	Thomas
Crane	Landrieu	Thompson
Curtis	LeBlanc	Thornhill
Damico	Long	Toomy
Daniel	Marionneaux	Travis
Deville	Martiny	Triche
DeWitt	McCain	Vitter
Diez	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	Odinot	Wright
Glover	Perkins	
Green	Pierre	
Total—97		

NAYS

Total—0

ABSENT

Bowler	Faucheux	Shaw
Dimos	Gautreaux	Smith, J.R.—30th
Doerge	Lancaster	
Total—8		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1346—**

BY REPRESENTATIVE HOLDEN

AN ACT

To amend and reenact R.S. 47:302.29(B) and to enact R.S. 47:322.1, relative to the proceeds of state sales tax on hotel occupancy in the parish of East Baton Rouge; to provide for the use of the monies in the East Baton Rouge Parish Community Improvement Fund; to create the East Baton Rouge Parish Mass Transit Fund; to dedicate a portion of such tax collected in the parish of East Baton Rouge to the fund; to provide for deposit of monies into the fund and allowable uses of the fund; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 1346 by Representative Holden

AMENDMENT NO. 1

On page 3, line 10 change "salaries" to "the salary" and after "benefits", insert "of the executive director"

Rep. Holden moved that the amendments proposed by the Senate be concurred in.

**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	Quezairé
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	McCain	Triche
Doerge	McCallum	Vitter
Donelon	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Michot	Welch
Farve	Mitchell	Weston
Fauchoux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard-Lewis
Forster	Murray	Windhorst
Frith	Odinot	Winston
Fruge	Pierre	Wright

Total—99

NAYS

Curtis  
Total—1

ABSENT

Ansardi	Guillory	Perkins
Gautreaux	Martiny	
Total—5		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1652—**

BY REPRESENTATIVES DOWNER, DUPRE, AND GAUTREAU  
AN ACT

To enact R.S. 47:302.31, 322.1, 322.2, 332.25, and 332.26, relative to the state sales tax on hotel occupancy in Terrebonne Parish; to create the Terrebonne Parish Visitor Enterprise Fund; to dedicate certain monies to the fund; to provide for uses of monies in the fund; to create the St. Mary Parish Visitor Enterprise Fund; to dedicate certain monies to the fund; to provide for uses of monies in the fund; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Ellington to Reengrossed House Bill No. 1652 by Representative Downer

AMENDMENT NO. 1

On page 1, line 2, between "302.31," and "322.1" insert "302.32,"

AMENDMENT NO. 2

On page 1, line 7, between "the fund;" and "and to" insert:

"to create the Franklin Visitor Enterprise Fund; to dedicate certain monies to the fund;"

AMENDMENT NO. 3

On page 5, between lines 3 and 4, insert the following:

"Section 3. R.S. 47:302.32 is hereby enacted to read as follows:

§302.32. Disposition of certain collections in Franklin Parish

A. The avails of the tax imposed on the sales of services as defined by R.S. 47:301(14)(a) in Franklin Parish under the provisions of R.S. 47:302(C), 321(C), and 331(C) shall be credited to the Bond Security and Redemption Fund, and after a sufficient amount is allocated from that fund to pay all of the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall pay the remainder of such funds into a special fund which is hereby created in the state treasury and designated as the "Franklin Parish Visitor Enterprise Fund".

B. The monies in the Franklin Parish Visitor Enterprise Fund shall be subject to annual appropriation by the legislature to the governing authority of Franklin Parish. The monies in the fund shall be used by the Franklin Parish Tourism Commission for tourism purposes. All unexpended and unencumbered monies in the fund shall remain in the fund. The monies in the fund shall be invested by the treasurer in the same manner as the monies in the state general fund, and all interest earned shall be deposited in the state general fund."

AMENDMENT NO. 4

On page 5, line 4, change "Section 3." to "Section 4."

Rep. Dupre moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

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Fontenot Morrell Wilkerson
Forster Morrish Willard-Lewis
Fruge Murray Windhorst
Glover Odinet Winston
Green Perkins Wright

Total—99

NAYS

Total—0

ABSENT

Baylor Doerge Gautreaux
Clarkson Frith Triche

Total—6

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 63 — BY REPRESENTATIVE GUILLORY AN ACT

To amend and reenact R.S. 18:564(D) and to enact R.S. 18:1461(A)(21), relative to assistance in voting; to require the registrar of voters to indicate a voter's need for assistance at the polls on the voter's original application for registration under certain circumstances; to prohibit a person assisting a voter at the polls from influencing the assisted voter to vote a certain way; to provide for criminal penalties for violations; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Engrossed House Bill No. 63 by Representative Guillory

AMENDMENT NO. 1

On page 2, line 7, after "records." insert "The registrar shall retain the statement of disability for thirty days after the election."

Rep. Guillory moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Green Powell
Alario Guillory Pratt
Alexander, A.—93rd Hammett Quezairé
Alexander, R.—13th Hebert Riddle
Ansardi 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 Mitchell Weston
Durand Montgomery Wiggins
Farve Morrell Wilkerson
Flavin Morrish Willard-Lewis
Fontenot Murray Windhorst
Forster Odinet Winston
Frith Perkins Wright
Fruge Pierre
Glover Pinac

Total—100

NAYS

Total—0

ABSENT

Barton Gautreaux Jetson
Fauchoux Heaton
Total—5

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 188 — BY REPRESENTATIVE FAUCHEUX AN ACT

To amend and reenact R.S. 40:1300.52 (B)(1), (C), and (D)(1)(introductory paragraph) and (2) and to enact R.S. 40:1300.51(6), relative to criminal history checks on certain health-related employees; to provide that criminal history checks may be performed by private agencies; to provide that such agencies must be authorized by the office of state police; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 188 by Representative Fauchoux

AMENDMENT NO. 1

On page 1, line 13, at the beginning of the line, and before "For" insert "A."

Rep. Fauchoux moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pratt
Alario	Hammett	Quezairé
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	Johns	Stelly
Clarkson	Kennard	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
Donelon	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Michot	Welch
Farve	Mitchell	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Murray	Willard-Lewis
Forster	Odinot	Windhorst
Frith	Perkins	Winston
Früge	Pierre	Wright
Glover	Pinac	
Green	Powell	
Total—97		

NAYS

Jetson  
Total—1

ABSENT

Alexander, A.—93rd	Doerge	Morrish
Brun	Gautreaux	
Dimos	Kenney	
Total—7		

The amendments proposed by the Senate were concurred in by the House.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 363: Reps. John Smith, Weston, and Triche.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 404: Reps. Hammett, John Smith, and Jack Smith.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 561: Reps. Travis, Murray, and Thompson.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 777: Reps. Windhorst, LeBlanc, and Salter.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1104: Reps. Travis, Bruneau, and Copelin.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1503: Reps. Chaisson, Donelon, and Thornhill.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1059: Reps. Faucheux, Donelon, and Dimos.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1521: Reps. Odinet, John Smith, and Rousselle.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 2024: Reps. Thornhill, Donelon, and Ansardi.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 2018: Reps. Donelon, Alario, and Copelin.

**Suspension of the Rules**

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

**Petitions, Memorials and Communications**

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

**Message from the Senate**

**HOUSE CONCURRENT RESOLUTIONS**

June 19, 1997

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

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

House Concurrent Resolution No. 246  
Returned without amendments.

House Concurrent Resolution No. 205  
Returned without amendments.

House Concurrent Resolution No. 217  
Returned without amendments.

House Concurrent Resolution No. 219  
Returned without amendments.

House Concurrent Resolution No. 221  
Returned without amendments.

House Concurrent Resolution No. 235  
Returned without amendments.

House Concurrent Resolution No. 257  
Returned without amendments.

House Concurrent Resolution No. 258  
Returned without amendments.

House Concurrent Resolution No. 259  
Returned without amendments.

House Concurrent Resolution No. 260  
Returned without amendments.

House Concurrent Resolution No. 248  
Returned without amendments.

House Concurrent Resolution No. 249  
Returned without amendments.

House Concurrent Resolution No. 250  
Returned without amendments.

House Concurrent Resolution No. 251  
Returned without amendments.

House Concurrent Resolution No. 252  
Returned without amendments.

House Concurrent Resolution No. 253  
Returned without amendments.

House Concurrent Resolution No. 256  
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**ASKING CONCURRENCE IN  
SENATE CONCURRENT RESOLUTIONS**

June 19, 1997

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

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

Senate Concurrent Resolution Nos. 152, 153, and 154

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Introduction of Resolutions,  
House and House Concurrent**

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

**HOUSE RESOLUTION NO. 106—**

BY REPRESENTATIVE FARVE

**A RESOLUTION**

To commend and congratulate Mr. Sherman Washington and the Zion Harmonizers on the occasion of their fifty-eighth anniversary.

Read by title.

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

**HOUSE RESOLUTION NO. 107—**

BY REPRESENTATIVE FARVE

**A RESOLUTION**

To express the condolences of the House of Representatives upon the death of Nolan Washington and to reflect on his lifetime of contributions to the city of New Orleans, its citizens, and its culture.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 261—**

BY REPRESENTATIVE JETSON

**A CONCURRENT RESOLUTION**

To urge and request the State Licensing Board for Contractors to adopt provisions for the hardship licensure of certain persons applying for a residential building contractor's license.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 262—**

BY REPRESENTATIVE MURRAY

**A CONCURRENT RESOLUTION**

To urge and request the Supreme Court of Louisiana to take appropriate action to increase to fourteen hours the credit allowed for service in the Louisiana Legislature by those representatives, senators, and chief clerical officers of the Senate and the House of Representatives who are attorneys for fulfilling the requirement of attendance at continuing legal education



activities and to include full-time legislative staff who are attorneys in this fourteen hours of CLE credit per year.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 263—**

BY REPRESENTATIVE DUPRE

A CONCURRENT RESOLUTION

To urge and request the Louisiana Peace Officer Standards and Training Council to study and advise on the feasibility of offering courses, on an in-service basis, for law enforcement officers with traffic enforcement responsibilities to include training in the detection and apprehension of persons suspected of operating a motor vehicle while under the influence of alcoholic beverages, a controlled dangerous substance, or any other substance that impairs a person's physical or mental faculties.

Read by title.

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

Ordered to the Senate.

**Privileged Report of the Committee on Enrollment**

June 19, 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. 7—**

BY REPRESENTATIVE BRUNEAU

AN ACT

To enact Code of Criminal Procedure Art. 890.2, relative to criminal sentencing; to provide that costs of incarceration may be assessed to be paid by a defendant as an element of a sentence; and to provide for related matters.

**HOUSE BILL NO. 11—**

BY REPRESENTATIVES BRUNEAU, CLARKSON, POWELL, SCHNEIDER, WINDHORST, BRUCE, BRUN, CRANE, DONELON, FONTENOT, FORSTER, FRUGE, JENKINS, KENNARD, LANCASTER, MARTINY, PERKINS, ROMERO, SCALISE, SHAW, STELLY, TOOMY, VITTER, WALSWORTH, AND WIGGINS AND SENATORS BEAN, BRANCH, CASANOVA, DEAN, GREENE, HAINKEL, HOLLIS, JORDAN, AND ROMERO

AN ACT

To amend and reenact R.S. 14:20(3) and (4), relative to justifiable homicide; to provide that a homicide is justifiable when committed against a person who is attempting to make an unlawful entry into a motor vehicle or who is believed to be using unlawful force against a person present in a motor vehicle; and to provide for related matters.

**HOUSE BILL NO. 238—**

BY REPRESENTATIVE HILL

AN ACT

To amend and reenact R.S. 33:9102(B) and to enact Part V of Chapter 31 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9131.5, relative to the Allen Parish Communications District and the Beauregard Parish Communications District; to provide relative to the purposes of the districts; to provide relative to enhancement of emergency telecommunications service; to provide relative to service charges collected by the districts including provisions relative to use of the proceeds from such charges, the telecommunications service users liable for such charges, the rate of such charges, and the collection and enforcement of such charges; and to provide for related matters.

**HOUSE BILL NO. 300—**

BY REPRESENTATIVE BARTON

AN ACT

To amend and reenact R.S. 33:9102(B) and to enact Part V of Chapter 31 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9131.5, relative to communications districts in certain parishes; to provide relative to the purposes of the districts; to provide relative to enhancement of emergency telecommunications service; to provide relative to the service charges collected by the districts including provisions relative to use of the proceeds from such charges, the rate of such charges, and the collection and enforcement of such charges; and to provide for related matters.

**HOUSE BILL NO. 351—**

BY REPRESENTATIVE CRANE

AN ACT

To enact R.S. 49:121(I), relative to identifying insignia on public vehicles; to require that police vehicles engaged in certain traffic operations bear identifying insignia; to provide exceptions for hazardous situations; and to provide for related matters.

**HOUSE BILL NO. 356—**

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 33:9102(B) and to enact Part V of Chapter 31 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9131.5, relative to the Calcasieu Parish Communications District; to provide relative to enhancement of emergency telecommunications services; to provide relative to service charges collected by the district including provisions relative to use of the proceeds from such charges, the telecommunications service users liable for such charges, the rate of such charges, and the collection and enforcement of such charges; and to provide for related matters.

**HOUSE BILL NO. 378—**

BY REPRESENTATIVE ALARIO

AN ACT

To amend and reenact R.S. 38:291(R)(2) and 304(B) and to enact R.S. 38:304.2, relative to the West Jefferson Levee District; to provide for the membership of the board of commissioners of the district; to provide for the appointment of an additional member; and to provide for related matters.

**HOUSE BILL NO. 389—**

BY REPRESENTATIVE MCMAINS

AN ACT

To enact R.S. 37:93 through 117 and 250 through 273, relative to certified public accountants and attorneys; to provide for the establishment and functions of public accountant review panels and attorney review panels; to provide for the review and evaluation of professional negligence claims against certified public accountants and attorneys; to provide for the selection

and duties of the members of the review panel; to provide for compensation; to provide for the payment of costs; and to provide for related matters.

**HOUSE BILL NO. 418—**

BY REPRESENTATIVES TRAVIS, BARTON, DURAND, FLAVIN, FRITH, GAUTREAU, HILL, MICHOT, MURRAY, PINAC, POWELL, SCHNEIDER, AND WESTON

AN ACT

To amend and reenact R.S. 51:1256(B) and to enact R.S. 51:1256(B)(2)(f) and (i), relative to the Louisiana Tourism Development Commission; to provide for an increase in membership; and to provide for related matters.

**HOUSE BILL NO. 439—**

BY REPRESENTATIVE DIEZ

AN ACT

To enact R.S. 32:382(B)(2)(c), relative to length limits on trucks; to exempt certain vehicles from the requirements of length limits for projecting loads; and to provide for related matters.

**HOUSE BILL NO. 538—**

BY REPRESENTATIVES MCCAIN, BRUCE, PINAC, DOERGE, AND JOHNS

AN ACT

To enact R.S. 47:463.46, relative to motor vehicle registration; to provide for special prestige license plates for members of Lions International; to provide for fees; to provide for the disbursement of those fees; to provide for the procedure for issuing the plates; and to provide for related matters.

**HOUSE BILL NO. 553—**

BY REPRESENTATIVE TRAVIS

AN ACT

To enact R.S. 37:2156.1(D)(3), relative to the licensure of contractors; to provide for ineligibility of service as a qualifying party for any person found cheating on a board examination; and to provide for related matters.

**HOUSE BILL NO. 554—**

BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 37:2150.1(7), relative to contractors; to provide for definition of "person"; and to provide for related matters.

**HOUSE BILL NO. 556—**

BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 37:2152(A)(3)(a) and (4)(a), relative to State Licensing Board for Contractors; to provide for appointments from the field of mechanical construction; to provide for appointments from the field of electrical construction; and to provide for related matters.

**HOUSE BILL NO. 559—**

BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 37:2162(A), relative to violations of the provisions regulating contractors; to provide for payment of litigation expenses; and to provide for related matters.

**HOUSE BILL NO. 560—**

BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 37:2158(A)(introductory paragraph) and to enact R.S. 37:2158(A)(8) and (9), relative to contractors; to provide relative to revocation, suspension, and renewal of license; to provide for issuance of cease and desist orders; and to provide for related matters.

**HOUSE BILL NO. 578—**

BY REPRESENTATIVE WINDHORST  
AN ACT

To enact R.S. 32:57(G), relative to penalties when traffic citations are issued by police employed by the Greater New Orleans Expressway Commission; to provide for an additional cost to be added to the penalty in such cases; to create a Greater New Orleans Expressway Commission Additional Cost Fund; to provide for uses of monies in the fund; and to provide for related matters.

**HOUSE BILL NO. 607—**

BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 51:1258(B), relative to the office of tourism; to provide for appointment of the assistant secretary by the lieutenant governor; and to provide for related matters.

**HOUSE BILL NO. 623—**

BY REPRESENTATIVES FAUCHEUX AND DOWNER

AN ACT

To enact R.S. 26:76(A)(7), 80(G), 276(A)(7), and 280(G), relative to the Alcoholic Beverage Control Law; to provide for the qualification of a spouse separate in property under certain circumstances; to permit such a spouse to continue to operate under a permit for one year under certain circumstances; and to provide for related matters.

**HOUSE BILL NO. 648—**

BY REPRESENTATIVE FRITH

AN ACT

To enact R.S. 34:851.20(M), relative to registration of motorboats and sailboats; to require inspection of homemade boats; to provide for the fee for such registration; to provide for the expenditure of funds generated; to provide relative to notification of receipt of certain aluminum boats upon sale for salvage or scrap; and to provide for related matters.

**HOUSE BILL NO. 700—**

BY REPRESENTATIVE ROUSSELLE

AN ACT

To amend and reenact R.S. 16:574(A)(2) and (C) and to repeal R.S. 16:571-574 as amended by Acts 1986, No. 198, relative to the district attorney's office in the Twenty-fifth Judicial District; to provide relative to increases in the salaries of assistant district attorneys; to delete certain expenditures from the portion of the annual budget of the district attorney which the governing authority cannot reduce without the district attorney's consent; and to provide for related matters.

**HOUSE BILL NO. 793—**

BY REPRESENTATIVE MICHOT

AN ACT

To enact R.S. 37:3503(8)(b)(x), relative to certified public accountants; to exempt certified public accountants from the definition of "private investigator" or "private detective"; and to provide for related matters.

**HOUSE BILL NO. 809—**

BY REPRESENTATIVE WESTON

AN ACT

To amend and reenact R.S. 25:783 and R.S. 36:208(E) and to enact Chapter 21-A of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:911 through 913, relative to the Department of Culture, Recreation and Tourism; to establish the division of historic preservation within the office of cultural development of the department; to provide with respect to such division including matters of authority, duties, responsibilities, organization, governance, and placement within the executive branch of state government; and to provide for related matters.

**HOUSE BILL NO. 956—**

BY REPRESENTATIVE TRICHE  
AN ACT

To amend and reenact R.S. 40:1563.4 and to repeal R.S. 40:1637(B), relative to the state fire marshal; to provide for the imposition of civil penalties for violations; and to provide for related matters.

**HOUSE BILL NO. 1009—**

BY REPRESENTATIVE PINAC  
AN ACT

To amend and reenact R.S. 11:103(B)(1) and (3)(a) and (C)(1), relative to all statewide public retirement systems; to provide with respect to deletion of certain criteria from the elements of cost contained in the gross required employer contribution; to further provide regarding the inclusion of certain members on the active member payroll; and to provide for related matters.

**HOUSE BILL NO. 1039—**

BY REPRESENTATIVES ALARIO AND DEWITT  
AN ACT

To amend and reenact R.S. 47:1519, relative to payment of taxes; to provide for the use of credit or debit cards; and to provide for related matters.

**HOUSE BILL NO. 1040 (Duplicate of Senate Bill No. 925)—**

BY REPRESENTATIVE ALARIO AND SENATOR HAINKEL AND  
COAUTHORED BY REPRESENTATIVE DEWITT AND SENATORS  
DARDENNE, EWING, AND BARHAM  
AN ACT

To amend and reenact R.S. 47:1562, 1563, and 1564, to change the procedure for determining tax liability and the time period allowed for taxpayer response to proposed assessments for certain taxpayers; and to provide for related matters.

**HOUSE BILL NO. 1046—**

BY REPRESENTATIVES R. ALEXANDER, DEWITT, AND DURAND  
AN ACT

To amend and reenact R.S. 28:426 and to enact R.S. 40:2009.6(B)(5), relative to licenses issued by the Department of Health and Hospitals; to authorize the department to revoke the license of a provider of mental retardation and developmental disabilities services, residential living options, or both, who fails to timely report or pay any fee or who becomes delinquent in the payment of any fee owed to the department; to authorize revocation or denial of renewal of a nursing home license for the failure to timely report or pay any fee or delinquency in payment of any fee owed to the department; to specify that such fees include provider fees imposed by law; and to provide for related matters.

**HOUSE BILL NO. 1094—**

BY REPRESENTATIVES WINDHORST, DEWITT, AND SCHNEIDER  
AN ACT

To amend and reenact R.S. 15:574.2(C)(7) and to enact R.S. 15:574.2(C)(11), relative to the Board of Parole; to provide for rulemaking authority for the Board of Parole; and to provide for related matters.

**HOUSE BILL NO. 1149—**

BY REPRESENTATIVE ODINET  
AN ACT

To amend and reenact R.S. 56:700.1(1), relative to the Fisherman's Gear Compensation Fund; to provide definitions; to define "income" to exclude income of a spouse; and to provide for related matters.

**HOUSE BILL NO. 1150—**

BY REPRESENTATIVE RIDDLE  
AN ACT

To enact R.S. 56:8(76.1), relative to fishing; to define "private pond" for the purposes of the production and harvesting of crawfish and catfish; and to provide for related matters.

**HOUSE BILL NO. 1181—**

BY REPRESENTATIVE MONTGOMERY  
AN ACT

To enact R.S. 2:605.1, relative to airport operators; to provide airport operators the option of collecting rentals, fees, and other charges from customers of tenant auto rental companies; and to provide for related matters.

**HOUSE BILL NO. 1393—**

BY REPRESENTATIVES SCHNEIDER, FAUCHEUX, HEATON,  
KENNARD, MCCAIN, MORRISH, PERKINS, ROMERO, AND TRICHE  
AN ACT

To enact R.S. 14:103.1, relative to offenses affecting the general peace and order; to prohibit the emanation of excessive sound or noise by use of a sound amplification system; to provide exceptions thereto; to provide penalties for violations thereof; and to provide for related matters.

**HOUSE BILL NO. 1433—**

BY REPRESENTATIVE STELLY  
AN ACT

To amend and reenact R.S. 11:701(25) and (26), 762(C), 779(A)(2), (B)(1), and (C), 780(B), 873(2), 879, and 896, to enact R.S. 11:883.2, and to repeal R.S. 11:890 and 891, relative to the Teachers' Retirement System of Louisiana; to provide with respect to definitions, survivor benefits, benefits for certain beneficiaries of disability retirees, earnings statements of certain disability retirees, annuity savings fund, pension reserve fund, correcting membership errors, and benefit adjustments; to repeal certain employee contribution limits; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 1492—**

BY REPRESENTATIVES FONTENOT, DEWITT, AND BAUDOIN  
AN ACT

To amend and reenact R.S. 40:4(A)(8) and 5.8, relative to the State Sanitary Code; to require the state health officer to provide for a strategy for public water systems to comply with federal and state drinking water regulations; to define types of public water systems; and to provide for related matters.

**HOUSE BILL NO. 1531—**

BY REPRESENTATIVES WINSTON, POWELL, KENNARD, AND TRAVIS  
AN ACT

To rename a portion of Wardline Road and a portion of Columbus Drive as University Avenue in the city of Hammond; and to provide for related matters.

**HOUSE BILL NO. 26—**

BY REPRESENTATIVE RIDDLE  
AN ACT

To amend and reenact R.S. 32:410(A)(3)(a)(vii) and (viii) and to enact R.S. 32:410(A)(3)(a)(ix), relative to motor vehicles; to include the parish of residence code number on drivers' licenses; and to provide for related matters.

**HOUSE BILL NO. 61—**

BY REPRESENTATIVE FAUCHEUX AND SENATORS FIELDS AND  
LENTINI  
AN ACT

To amend and reenact R.S. 46:1802(7), (8)(b)(iv), and (10), relative to the Crime Victims Reparations Act; to extend coverage of the Act to include peace officers, firemen, and certain others; and to provide for related matters.

**HOUSE BILL NO. 64—**  
BY REPRESENTATIVES HEATON, ANSARDI, AND MARTINY  
AN ACT

To amend and reenact R.S. 14:37.2(A), relative to the crime of aggravated assault with a firearm; to provide for changes in the definition of the crime; and to provide for related matters.

**HOUSE BILL NO. 90—**  
BY REPRESENTATIVES DUPRE, DOWNER, AND GAUTREAUX  
AN ACT

To amend and reenact R.S. 33:7712(A)(3) and to enact R.S. 33:3837, relative to Consolidated Waterworks District No. 1 of the Parish of Terrebonne and certain other waterworks districts; to provide relative to the appointment, number, and terms of commissioners of the Terrebonne district including limiting the number of terms a commissioner may serve; to provide for use of revenues in certain other districts; and to provide for related matters.

**HOUSE BILL NO. 115—**  
BY REPRESENTATIVE ILES  
AN ACT

To amend and reenact R.S. 33:4754(A)(1) and (2), (B)(2), and (E)(1) and (2), relative to dangerous buildings and structures; to authorize the governing authority of Beauregard Parish and any municipality within the parish to take certain actions with respect to such buildings and structures, including imposing fines and demolishing, removing, or securing such buildings and structures and maintaining such property; to provide relative to the powers of specified parishes; and to provide for related matters.

**HOUSE BILL NO. 248—**  
BY REPRESENTATIVE TRAVIS  
AN ACT

To enact R.S. 33:1236(55)(c), relative to powers of parish governing authorities; to authorize the governing authority of East Feliciana Parish to enact ordinances to require the clerk of court to impose additional charges on certain filings to be used for expenses of the clerk's office; and to provide for related matters.

**HOUSE BILL NO. 354—**  
BY REPRESENTATIVE FRUGE  
AN ACT

To amend and reenact R.S. 32:382(A)(1), relative to special length limits of a single vehicle; to provide for an increase in the maximum allowable length; and to provide for related matters.

**HOUSE BILL NO. 441—**  
BY REPRESENTATIVE FAUCHEUX  
AN ACT

To amend and reenact R.S. 13:501(B)(3), relative to single parish district courts; to authorize the Fortieth Judicial District Court to hold certain sessions of the court in St. John the Baptist Parish east of the Mississippi River; and to provide for related matters.

**HOUSE BILL NO. 581—**  
BY REPRESENTATIVES BRUNEAU, COPELIN, HUNTER, AND MURRAY  
AND SENATOR DARDENNE  
AN ACT

To amend and reenact R.S. 13:101, 101.1, and 312.4(D), relative to the supreme court; to provide relative to redistricting the six supreme court districts into seven single member districts; to provide for the terms and assignment of the justices presently serving; to provide for the filling of vacancies; to remove provisions for a specific reapportionment of the supreme court; to provide with respect to the provisions for a temporary additional judgeship for the Court of Appeal for the Fourth Circuit and such judge's appointment to the supreme court; to

provide for the term of office and compensation of such temporary judgeship; and to provide for related matters.

**HOUSE BILL NO. 687—**  
BY REPRESENTATIVE STELLY  
AN ACT

To amend and reenact R.S. 22:1406(F), relative to automobile insurance; to provide for the designation of primary insurance for temporary substitute or rental motor vehicles; and to provide for related matters.

**HOUSE BILL NO. 925—**  
BY REPRESENTATIVES DOWNER, DEWITT, DUPRE, GAUTREAUX,  
JOHNS, RIDDLE, JACK SMITH, THORNHILL, AND VITTER AND  
SENATORS DYESS AND ROBICHAUX  
AN ACT

To amend and reenact R.S. 36:254(D)(1)(a), relative to powers and duties of the secretary of the Department of Health and Hospitals; to remove certain requirements of actions that must be taken prior to the implementation of a managed care program pursuant to a federal waiver; to remove restrictions on the content of the waiver request; to provide for requirements of Medicaid plan amendments; and to provide for related matters.

**HOUSE BILL NO. 1002—**  
BY REPRESENTATIVE JACK SMITH  
AN ACT

To enact R.S. 15:834.1, relative to the housing of persons employed and living at state correctional institutions; to provide that the secretary of the Department of Public Safety and Corrections shall promulgate rules and regulations regarding the allowance of free housing for such persons; and to provide for related matters.

**HOUSE BILL NO. 1157—**  
BY REPRESENTATIVES TRAVIS, FRITH, AND MURRAY  
AN ACT

To amend and reenact R.S. 6:261, relative to capital, surplus, and dividends; to provide for the allocation of consideration received upon initial issuance of shares; and to provide for related matters.

**HOUSE BILL NO. 1306—**  
BY REPRESENTATIVE THOMPSON  
AN ACT

To amend and reenact R.S. 3:3363(B)(1) and (2), (C), and (H), 3374(A), and 3375(B), relative to the Structural Pest Control Commission; to provide for appointment and terms of members; to provide for the collection of fees; to provide for the disposition of fees; and to provide for related matters.

**HOUSE BILL NO. 1349—**  
BY REPRESENTATIVE MCCALLUM  
AN ACT

To amend and reenact R.S. 14:211, relative to the sale of forest products; to provide for failure to remit payment to owner and to provide penalties; and to provide for related matters.

**HOUSE BILL NO. 1400—**  
BY REPRESENTATIVE BRUNEAU  
AN ACT

To amend and reenact R.S. 11:2228, relative to the Municipal Police Employees' Retirement System; to provide relative to exemption from execution; to provide with respect to certain exemptions from levy and sale, garnishment, or attachment applicable to a return of contributions; to provide with respect to the assignment of benefits; and to provide for related matters.

**HOUSE BILL NO. 1432—**

BY REPRESENTATIVES STELLY, FLAVIN, AND JOHNS  
AN ACT

To amend and reenact R.S. 11:761 and 768, relative to the Teachers' Retirement System of Louisiana; to provide with respect to retirement eligibility requirements; to provide for certain actuarial reduction of benefits; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 1446—**

BY REPRESENTATIVES DEWITT, STRAIN, BAUDOIN, BRUCE, CARTER, DOERGE, FRITH, FRUGE, HILL, HUDSON, ILES, KENNEY, MCDONALD, AND THOMPSON  
AN ACT

To amend and reenact R.S. 3:3402(1), 3403(A)(introductory paragraph) and (B) through (E), 3406(A)(1) and (2), 3408(A)(introductory paragraph), 3410.1(A), 3411(A), 3412, 3419(B) through (D), and 3424(C), to enact R.S. 3:3402(17) and (18), 3403(A)(9), 3405(A)(8), 3411.1, 3413(G), 3414.4, and 3424(D), and to repeal Part VI of Chapter 6 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:700 through 705, and R.S. 3:3425(3), relative to cotton buyers; to provide for the placement of cotton merchants and agents under the provisions of the Agricultural Commodity Dealer and Warehouse Law and regulation by the Louisiana Agricultural Commodities Commission; to provide for definitions; to provide for appointment and membership of the commission; to provide for powers and duties of the commission and the commissioner; to provide for a self-insurance program; to provide for licensure; to provide for security; to provide for prompt payment; to provide for required records; to provide for prohibited acts and penalties; and to provide for related matters.

**HOUSE BILL NO. 1532—**

BY REPRESENTATIVES BRUCE AND TOOMY  
AN ACT

To amend and reenact R.S. 47:2180(A), relative to collection of ad valorem taxes; to provide for notice of delinquency; to provide that a taxpayer may designate an additional person to be notified of delinquent taxes; and to provide for related matters.

**HOUSE BILL NO. 1602—**

BY REPRESENTATIVES DONELON, FRITH, MICHOT, HUDSON, AND STELLY  
AN ACT

To enact R.S. 51:916, relative to trade and commerce; to prohibit receipt of certain compensation by clinical perfusionists; to prohibit clinical perfusionists from receiving compensation for the sale of clinical perfusion products to medical institutions where they or their employer provide or may provide perfusion services or where their employer has surgical or medical privileges; to prohibit contract clinical perfusion companies from receiving compensation from the sale of clinical perfusion products to medical institutions where they provide clinical perfusion services; to prohibit companies that sell clinical perfusion products from providing contract perfusion services at the medical institutions that purchase their products; to prohibit clinical perfusionists from refusing to use any federally approved product unless there is a due process hearing; to provide for penalties for violations; and to provide for related matters.

**HOUSE BILL NO. 1671—**

BY REPRESENTATIVES DONELON, ANSARDI, CHAISSON, JOHNS, MARTINY, MCMAINS, MONTGOMERY, JACK SMITH, AND BAYLOR AND SENATORS LENTINI, BEAN, CRAVINS, HEITMEIER, HINES, AND TARVER  
AN ACT

To amend and reenact R.S. 22:844(A)(7) and (8), (B), and (D)(3), and 846(C) and to enact R.S. 22:844(A)(17) and (18), relative to domestic insurers; to provide for investment in securities; to

provide for investments in equipment trust obligations; to provide for investments in asset-backed securities; and to provide for related matters.

**HOUSE BILL NO. 1764 —**

BY REPRESENTATIVES DAMICO AND DEWITT  
AN ACT

To enact Chapter 22 of Subtitle II of Title 30 of the Louisiana Revised Statutes of 1950, consisting of R.S. 30:2561 through 2566, relative to environmental regulation; to provide for the Louisiana Environmental Regulatory Innovations Programs; to provide for regulatory flexibility; to provide for the Excellence and Leadership Program; to provide for criteria and requirements; to provide for regulations; to provide for demonstration projects; and to provide for related matters.

**HOUSE BILL NO. 1904—**

BY REPRESENTATIVES LONG, CLARKSON, CRANE, DEVILLE, DEWITT, HEBERT, HOPKINS, LEBLANC, MCDONALD, PRATT, SCALISE, THOMPSON, THORNHILL, TRICHE, WINDHORST, RIDDLE, AND WALSWORTH AND SENATORS HAINKEL AND ULLO  
AN ACT

To enact Subpart F of Part I of Chapter 16 of Subtitle III of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:1493.1 through 1493.3, relative to public contracts; to provide for creation of the Commission for the Review and Improvement of Services Procurement to review the procurement of services by the departments of the executive branch of state government; to provide for its membership and duration; to provide for review teams within each department of the executive branch of government; to provide for reporting by the commission and the review teams; and to provide for related matters.

**HOUSE BILL NO. 2037—**

BY REPRESENTATIVE DEWITT  
AN ACT

To amend and reenact R.S. 40:1846(D) and (E) and to enact R.S. 40:1842(10), (11), and (12) and 1846(G), relative to the Liquefied Petroleum Gas Commission; to provide relative to manufacturers, dealers, and resellers of liquefied petroleum gas; to provide definitions, requirements, and exclusions; to provide for the obtaining of a permit and payment of a permit fee by certain persons; and to provide for related matters.

**HOUSE BILL NO. 2141—**

BY REPRESENTATIVE WINDHORST  
AN ACT

To amend and reenact R.S. 49:968(B)(2), relative to the oversight powers of the House Committee on Administration of Criminal Justice; to provide the committee with oversight of matters concerning concealed weapons and concealed weapon permits; and to provide for related matters.

**HOUSE BILL NO. 2495—**

BY REPRESENTATIVE WALSWORTH  
AN ACT

To amend and reenact R.S. 18:55(A)(2) and (3)(a) and (C) and 59(B)(2) and (3)(a), (C)(2) and (3)(a), and (E), relative to the compensation of certain registrars of voters, chief deputy registrars, and confidential assistants; to provide for a salary increase for certain registrars of voters, chief deputy registrars, and confidential assistants; to provide for changes to the pay schedule for each; and to provide for related matters.

**HOUSE BILL NO. 1835—**

BY REPRESENTATIVE TRAVIS  
AN ACT

To amend and reenact R.S. 51:2317, relative to the Louisiana Economic Development Corporation; to provide for fees to be

charged with regard to certain programs; and to provide for related matters.

**HOUSE BILL NO. 1855—**  
BY REPRESENTATIVE KENNEY  
AN ACT

To authorize and empower the Department of Transportation and Development to transfer title to certain described property, together with all buildings and improvements thereon, located within the parish of Franklin, to the village of Baskin; and to provide for related matters.

**HOUSE BILL NO. 1918—**  
BY REPRESENTATIVE BOWLER  
AN ACT

To amend and reenact R.S. 51:212(3) and to enact Part II of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:21, relative to insignia and trademarks of public bodies; to provide that a mark by which the goods or services of any applicant for registration may be distinguished from the goods or services of others shall not be registered if it consists of or comprises the coat of arms or other insignia, symbol, seal, emblem, or logo of the United States, or of this state, or of any local governmental subdivision of this state, or of any state or governmental subdivision thereof, or educational institution, or of any foreign nation, or any simulation thereof; to authorize local governmental subdivisions to adopt an official seal, insignia, symbol, emblem, coat of arms, or logo; to provide that the use of such official seal, insignia, symbol, emblem, coat of arms, or logo is reserved to the local governmental subdivision; to prohibit its unauthorized use; to provide penalties; and to provide for related matters.

**HOUSE BILL NO. 1956 (Duplicate of Senate Bill No. 795)—**  
BY REPRESENTATIVE MARTINY AND SENATOR BAGNERIS  
AN ACT

To amend and reenact R.S. 32:863.1(C)(1)(a) and to enact R.S. 32:863.1(F), relative to motor vehicle security; to allow a law enforcement officer to issue a traffic citation to an owner of a motor vehicle registered in another state for lack of liability security; to provide for penalties; and to provide for related matters.

**HOUSE BILL NO. 1958—**  
BY REPRESENTATIVE PINAC  
AN ACT

To amend and reenact R.S. 33:381(A) and (B), 386(D), 404(A)(1), and 426 and to enact R.S. 33:406(A)(3), relative to Lawrason Act municipalities; to provide relative to the authority of the mayor and the board of aldermen on matters including revenues and debt, the adoption of resolutions, and oversight of the street commissioner; to provide relative to terms of certain municipal officials; to provide relative to other positions which mayors and aldermen may hold; to provide relative to limits on the authority of the mayor; and to provide for related matters.

**HOUSE BILL NO. 2050—**  
BY REPRESENTATIVES RIDDLE AND DEWITT  
AN ACT

To amend and reenact R.S. 40:29, relative to laboratories operated by the office of public health of the Department of Health and Hospitals; to provide for a schedule of fees to be charged by such laboratories; to provide for the collection of such fees; to provide exceptions; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 2151—**  
BY REPRESENTATIVES R. ALEXANDER, DEWITT, AND DURAND  
AN ACT

To enact R.S. 49:191(9)(b) and to repeal R.S. 49:191(8)(k), relative to the Department of Health and Hospitals, including provisions to provide for the re-creation of the Department of Health and Hospitals 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. 2185—**  
BY REPRESENTATIVE POWELL  
AN ACT

To amend and reenact R.S. 23:1200.1 and to enact R.S. 23:1196.1, relative to group self-insurance funds; to provide with respect to investments by group self-insurance funds; and to provide for related matters.

**HOUSE BILL NO. 2203—**  
BY REPRESENTATIVE FLAVIN  
AN ACT

To amend and reenact R.S. 37:1431(4), (5), (7)(introductory paragraph), and (20), 1436(A), (B) and (D), 1437(A)(introductory paragraph) and (1), (B)(1), (C)(1) and (2) and (6)(a), 1437.2(A) through (E), 1437.3(C) and (E), 1439(B) and (C), 1443(1)(a) and (b), 1449(C) and (D), 1456(A)(1), (2), and (4), 1457, 1462(A), 1463(A)(1) and (E), and 1466(H) and to enact R.S. 37:1431(7)(h) and (32), 1439(F), 1441(C), 1446(F) and (G), 1449(E), and 1456(A)(5) and (6), relative to licensure of real estate sales persons; to provide definitions; to provide relative to application for a license; to provide relative to the licensing of corporations and partnerships; to provide for fees; to provide for commissions; and to provide for related matters.

**HOUSE BILL NO. 2283—**  
BY REPRESENTATIVE STELLY AND SENATOR CRAVINS  
AN ACT

To enact R.S. 13:2080.1, relative to particular city courts; to provide for an increase in court costs in certain city courts; to provide relative to the disposition of court costs in certain city courts; to authorize the collection of a fee for appearance bonds; and to provide for related matters.

**HOUSE BILL NO. 235 (Duplicate of Senate Bill No. 617)—**  
BY REPRESENTATIVE FLAVIN AND SENATOR HAINKEL AND COAUTHORED BY REPRESENTATIVES ALARIO, A. ALEXANDER, ANSARDI, BARTON, BAUDOIN, BOWLER, CURTIS, DAMICO, DANIEL, DIEZ, DIMOS, DOERGE, DONELON, DUPRE, FONTENOT, FORSTER, FRITH, FRUGE, GAUTREAU, GLOVER, GUILLORY, HEATON, HILL, HOLDEN, HUDSON, ILES, JENKINS, JOHNS, KENNARD, KENNEY, LANCASTER, LANDRIEU, LONG, MCCAIN, MCCALLUM, McDONALD, MCMAINS, MICHOT, MORRISH, MURRAY, ODINET, PINAC, POWELL, PRATT, RIDDLE, ROMERO, ROUSSELLE, STELLY, THOMAS, THOMPSON, THORNHILL, TOOMY, TRAVIS, VITTER, WELCH, WESTON, WIGGINS, WILKERSON, AND WRIGHT AND SENATORS DARDENNE, EWING, AND LAMBERT  
AN ACT

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

**HOUSE BILL NO. 269—**  
BY REPRESENTATIVES DURAND, BRUCE, KENNEY, AND ROMERO  
AN ACT

To enact R.S. 14:42(A)(6) and (D) and 43.4(A)(6) and (D), relative to the crimes of aggravated rape and aggravated oral sexual battery; to provide when offense is committed against a physically or mentally infirm victim the offense is aggravated; to provide definitions; and to provide for related matters.

**HOUSE BILL NO. 429—**

BY REPRESENTATIVE WARNER AND SENATORS GREENE AND ULLO  
A JOINT RESOLUTION

Proposing to add Article VIII, Section 16 of the Constitution of Louisiana, to authorize the legislature to provide for the creation, governance, management, and control of a community college system and for the transfer of the supervision and control of certain educational institutions and programs; to provide certain preconditions for enacting legislation creating a community college system; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

**HOUSE BILL NO. 635 (Duplicate of Senate Bill No. 480)—**

BY REPRESENTATIVE BRUNEAU, AND SENATOR JORDAN AND  
COAUTHORED BY REPRESENTATIVES DOWNER, LANCASTER, AND  
SCHNEIDER

AN ACT

To amend and reenact R.S. 18:562 and R.S. 40:1321(C), relative to elections; to require an applicant to vote to present a picture identification card; to provide that a person not having a picture identification card may sign an affidavit; to provide for the procedure commissioners are to follow for identifying applicants to vote; to provide special identification cards free of charge to certain registered voters; and to provide for related matters.

**HOUSE BILL NO. 945—**

BY REPRESENTATIVES MCCAIN AND MURRAY AND SENATOR  
LANDRY

AN ACT

To amend and reenact Code of Criminal Procedure Art. 880, relative to credit for prior custody; to delete the requirement that the court must give a defendant credit for prior custody in imposing sentence; and to provide for related matters.

**HOUSE BILL NO. 1107 (Duplicate of Senate Bill No. 669)—**

BY REPRESENTATIVES TRAVIS AND SENATOR BAGNERIS AND  
COAUTHORED BY REPRESENTATIVE MURRAY

AN ACT

To repeal Part XVII of Chapter 2 of Code Title XII of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, comprised of R.S. 9:3575.1 through 3575.10, relative to refund anticipation loans; to repeal the Refund Anticipation Loan Act.

**HOUSE BILL NO. 1173 (Duplicate of Senate Bill No. 669)—**

BY REPRESENTATIVE FORSTER AND SENATOR BAGNERIS AND  
COAUTHORED BY REPRESENTATIVE MURRAY

AN ACT

To amend and reenact R.S. 38:336(B)(2), relative to levee districts; to provide for two exceptions to the requirement that the Board of Commissioners of the Orleans Levee District reserve and dedicate forever a continuous strip of land for public parks, parkways, boulevards, playgrounds, aviation fields, and places of amusement along the entire frontage of Lake Pontchartrain; to provide which areas will be the subject of the exceptions; and to provide for related matters.

**HOUSE BILL NO. 1187—**

BY REPRESENTATIVE PRATT

AN ACT

To enact R.S. 17:436(D), relative to performing noncomplex health procedures; to require city and parish school boards to provide safety equipment, materials, and supplies to employees performing noncomplex health procedures; to specify such safety equipment, materials, and supplies to be provided; and to provide for related matters.

**HOUSE BILL NO. 1366—**

BY REPRESENTATIVE WESTON

AN ACT

To enact R.S. 33:2218.2(G), relative to supplemental pay; to clarify that persons employed by municipalities shall include employees of consolidated governments; and to provide for related matters.

**HOUSE BILL NO. 1461—**

BY REPRESENTATIVES HEATON AND MURRAY

AN ACT

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

**HOUSE BILL NO. 1517—**

BY REPRESENTATIVE HEATON

AN ACT

To amend and reenact R.S. 15:85(11)(a) and (b)(introductory paragraph), relative to hearings to prohibit certain commercial sureties from executing criminal bail bonds; to allow non-district courts to conduct such hearings; and to provide for related matters.

**HOUSE BILL NO. 1526—**

BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact R.S. 37:2558(A), relative to certified shorthand reporters; to establish fees to be paid to the Board of Examiners of Certified Shorthand Reporters; and to provide for related matters.

**HOUSE BILL NO. 1644—**

BY REPRESENTATIVES VITTER AND SCHNEIDER AND SENATOR  
ULLO

AN ACT

To amend and reenact R.S. 15:571.4(B)(2) and 574.4(I)(2), relative to forfeiture of diminution of sentence and parole; to remove maximum amount of good time forfeited if a condition of parole is violated; to provide that good time diminution of sentence which would have been earned if parole had not been granted is also forfeited for parole violations; and to provide for related matters.

**HOUSE BILL NO. 1905—**

BY REPRESENTATIVE WESTON

AN ACT

To amend and reenact R.S. 17:202(D) and 204, relative to the In-School Intervention Pilot Program; to extend the termination date of the program; to provide for participation of additional schools; and to provide for related matters.

**HOUSE BILL NO. 1911—**

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

AN ACT

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

**HOUSE BILL NO. 1915—**

BY REPRESENTATIVES HUNTER AND MURRAY AND SENATOR JONES

AN ACT

To amend and reenact R.S. 15:571.3(A)(1), relative to the diminution of prison sentences for good behavior; to provide for the rate of good time for certain prisoners in parish prisons; and to provide for related matters.

**HOUSE BILL NO. 1948—**

BY REPRESENTATIVE WIGGINS

AN ACT

To amend and reenact R.S. 37:1106, relative to the Louisiana Licensed Professional Counselors Board of Examiners; to provide for fees and the amount of such fees to be collected by the Louisiana Licensed Professional Counselors Board of Examiners; to provide for late fees; to provide for the method of payment for such fees; to authorize the board to assess costs connected with disciplinary actions; to authorize the board to collect fines not to exceed a certain amount; and to provide for related matters.

**HOUSE BILL NO. 1951—**

BY REPRESENTATIVES DOWNER, R. ALEXANDER, BARTON, DEVILLE, DIMOS, DUPRE, FLAVIN, FORSTER, JOHNS, LEBLANC, MCDONALD, MCMAINS, MICHOT, SCALISE, JOHN SMITH, AND STELLY

AN ACT

To enact Chapter 23 of Title 36 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 36:931 through 937, to provide for the reorganization of the executive branch of state government; to provide for further reorganization and consolidation within the executive branch of state government by creating and providing for the Joint Legislative Committee on Reorganization of the Executive Branch, including its membership, powers, and duties; and to provide for related matters.

**HOUSE BILL NO. 1975—**

BY REPRESENTATIVE MONTGOMERY

AN ACT

To amend and reenact R.S. 11:2175(E)(1), relative to the Sheriffs' Pension and Relief Fund; to provide with respect to reemployment after retirement; to provide income limits during reemployment on a part-time basis; and to provide for related matters.

**HOUSE BILL NO. 1977—**

BY REPRESENTATIVES BRUN, CRANE, AND MCDONALD

AN ACT

To amend and reenact R.S. 17:3881(B), 3882(6), 3883(A)(3), (4), (6), and (7)(a) and (B)(3) and Subpart B of Part II of Chapter 39 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3891 through 3895, all relative to professional employee quality development; to rename the Teacher Assessment Program as the Teacher Assistance and Assessment Program; to provide relative to the definition of a teacher for program purposes; to provide for exemptions from the program; to provide relative to the assessment of participating teachers' qualifications for certification; to remove provisions relative to support teams and to provide instead for mentor teachers to perform certain duties and responsibilities; to remove provisions relative to support and assessment semesters, conferences, classroom observations, professional development plans, and assessment reports; to provide relative to the assessment process and assessment teams; to remove provisions relative to the selection and training of assessors; to provide relative to the issuance of teaching credentials; to provide an effective date; and to provide for related matters.

**HOUSE BILL NO. 2098—**

BY REPRESENTATIVE DEWITT

AN ACT

To amend and reenact R.S. 40:1379.3(H), relative to concealed handgun permits; to provide for the issuance of concealed handgun permits for up to four years; and to provide for related matters.

**HOUSE BILL NO. 2284—**

BY REPRESENTATIVE HEBERT

AN ACT

To enact R.S. 42:1123(24), relative to the ethics code; to provide that the ethics code shall not prohibit clients of certain charitable organizations from serving on the boards of such organizations; and to provide for related matters.

**HOUSE BILL NO. 2300—**

BY REPRESENTATIVE DOWNER

AN ACT

To amend and reenact R.S. 9:3861(A)(introductory paragraph) and (1), relative to a military power of attorney; to provide with respect to those who may execute a military power of attorney; and to provide for related matters.

**HOUSE BILL NO. 2335—**

BY REPRESENTATIVE GREEN

AN ACT

To enact R.S. 9:196, relative to the care of minor children; to authorize a natural tutor to act on behalf of a minor in matters involving less than seven thousand five hundred dollars without qualifying for the office of tutor; and to provide for related matters.

**HOUSE BILL NO. 2346—**

BY REPRESENTATIVE BRUCE

AN ACT

To amend and reenact Code of Criminal Procedure Arts. 871(B) and (C), relative to the affixing of fingerprints to the bill of indictment; to require that the fingerprints of persons convicted of certain misdemeanor crimes must be affixed to the bill of indictment; and to provide for related matters.

**HOUSE BILL NO. 2361—**

BY REPRESENTATIVES LANDRIEU AND WELCH AND SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 33:2002(A), relative to extra compensation for firefighters; to clarify the application of certain training standards for supplemental pay eligibility; and to provide for related matters.

**HOUSE BILL NO. 2386—**

BY REPRESENTATIVES LONG, ALARIO, BOWLER, BRUN, CRANE, DAMICO, DEWITT, DIEZ, DIMOS, DONELON, DUPRE, DURAND, FAUCHEUX, FONTENOT, FRITH, GAUTREAU, HEBERT, JOHNS, KENNARD, LANCASTER, LEBLANC, MARTINY, MCCALLUM, MCDONALD, MCMAINS, MORRISH, PINAC, POWELL, QUEZAIRE, SALTER, SCALISE, JOHN SMITH, STELLY, THOMAS, TRICHE, WIGGINS, AND WINSTON AND SENATORS BEAN, HINES, LANDRY, AND SIRACUSA

AN ACT

To amend and reenact R.S. 46:450.1(C), (D), and (E) and to enact R.S. 46:450.1(F) and (G), relative to the system for electronic distribution of certain public entitlement benefits; to require the contract program for such distribution system to provide merchants the option to utilize commercial automated teller machines and point of sale terminals to interface with the electronic benefits transfer provider; to require the contract program to provide for reimbursement by the electronic benefits transfer provider of certain costs incurred by merchants in the processing of benefits under the electronic issuance system; to require the contract program to provide that the cash back



provisions of the electronic issuance system allow the merchant to charge the recipient reasonable and customary charges and contain a schedule of fees and charges for the provision of cash back services; to provide that participation in the program not cause or require any merchant to incur any expense or cost; to require that the statewide expansion and implementation of the electronic issuance program shall include and incorporate the provisions hereof and contracts with merchants and providers not be required for participation in the program until certain acts occur; and to provide for related matters.

**HOUSE BILL NO. 2391—**  
BY REPRESENTATIVES WIGGINS AND CURTIS  
AN ACT

To enact R.S. 13:1000 and 1908, relative to certain district and city courts; to provide for the assessment of additional costs in criminal matters for the support of court-appointed special advocate (CASA) programs; to provide for applicability to parishes with a population within a certain range; and to provide for related matters.

**HOUSE BILL NO. 2426—**  
BY REPRESENTATIVE HOLDEN  
AN ACT

To enact R.S. 17:1855, relative to public higher education tuition and attendance fees; to authorize the Board of Supervisors of Southern University and Agricultural and Mechanical College to impose certain specified tuition and attendance fee amounts; and to provide for related matters.

**HOUSE BILL NO. 2471—**  
BY REPRESENTATIVE POWELL  
AN ACT

To amend and reenact R.S. 37:2809(A)(2) and (8), to enact R.S. 37:2809(A)(11), and to repeal Part II of Chapter 36 of Title 37 of the Louisiana Revised Statutes of 1950, comprised of R.S. 37:2830.1 through 2830.7, relative to the Louisiana Board of Chiropractic Examiners; to increase maximum fees for a certificate of internship and a certificate of chiropractic assistant to perform chiropractic X-rays; to add a fee for annual X-ray certificate registration; to repeal provisions relative to chiropractic management consultants; and to provide for related matters.

**HOUSE BILL NO. 2490—**  
BY REPRESENTATIVE WILLARD-LEWIS  
AN ACT

To enact R.S. 46:460.4, relative to Temporary Assistance for Needy Families Block Grant benefits; to require the Department of Social Services to provide for a six-month income disregard for recipients of Temporary Assistance for Needy Families Block Grant benefits; to require the department to promulgate rules and regulations relative to the earned income disregard program; to provide relative to exceptions to the state time limitations imposed upon the receipt of TANF benefits; and to provide for related matters.

**HOUSE BILL NO. 2498—**  
BY REPRESENTATIVE HUNTER  
AN ACT

To enact R.S. 46:450.1(F), relative to electronic issuance of certain public assistance program benefits; to require that the system for electronic issuance of food stamps provide for identification of nonallowable items; to require photo identification; and to provide for related matters.

**HOUSE BILL NO. 2512 (Substitute For House Bill No. 2081 by Representative Hunter)—**  
BY REPRESENTATIVE HUNTER  
AN ACT

To enact R.S. 9:4814, relative to the Private Works Act; to provide for assessment of civil penalties against contractors for failure to pay materialmen and laborers; to provide for recovery of funds owed, including costs and attorney fees; and to provide for related matters.

**HOUSE BILL NO. 2370—**  
BY REPRESENTATIVE LEBLANC  
AN ACT

To appropriate funds from certain sources to be allocated to designated agencies and designated purposes in specific amounts for the purpose of making supplemental appropriations for certain initiatives for the funding of said agencies and purposes during the 1996-1997 Fiscal Year and for retiring or defeasing debt of the state; to void a certain provision of Act 45 of the 1996 Regular Session of the Legislature; 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 19, 1997

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

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

The following House Concurrent Resolutions have been properly enrolled:

**HOUSE CONCURRENT RESOLUTION NO. 150—**  
BY REPRESENTATIVE TRAVIS  
A CONCURRENT RESOLUTION

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

**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.

**HOUSE CONCURRENT RESOLUTION NO. 248—**  
BY REPRESENTATIVE MARIONNEAUX  
A CONCURRENT RESOLUTION

To urge and request the Louisiana State University College of Agriculture and Departments of Agri-business and Agri-economics to study the impact of Louisiana's equine industry, including horses, mules, and jacks and related services, support industries, and allied fields, on the economy of the state.

**HOUSE CONCURRENT RESOLUTION NO. 249—**  
BY REPRESENTATIVE MARIONNEAUX

**A CONCURRENT RESOLUTION**

To commend the Louisiana Horse Alliance for its contributions to the Louisiana equine industry and to recognize its representation of various aspects of the industry.

**HOUSE CONCURRENT RESOLUTION NO. 250—**  
BY REPRESENTATIVE BOWLER AND SENATOR LENTINI

**A CONCURRENT RESOLUTION**

To commend the baseball and football teams of John Curtis Christian School, their coaches, and supporters for their outstanding seasons and for the exceptional accomplishment of winning the state championships in both sports.

**HOUSE CONCURRENT RESOLUTION NO. 251—**  
BY REPRESENTATIVES MARTINY AND ANSARDI AND SENATOR LENTINI

**A CONCURRENT RESOLUTION**

To commend and congratulate Chad Sommers of Kenner for his outstanding eighteenth place finish in the 1997 National Spelling Bee competition in Washington, D.C.

**HOUSE CONCURRENT RESOLUTION NO. 252—**  
BY REPRESENTATIVES BRUNEAU, FORSTER, HEATON, LANCASTER, AND MURRAY

**A CONCURRENT RESOLUTION**

To commend and express the appreciation of the Legislature of Louisiana to the Honorable Frank J. Shea for his over thirty years of distinguished service and significant contributions to the Criminal District Court for the Parish of Orleans.

**HOUSE CONCURRENT RESOLUTION NO. 253—**  
BY REPRESENTATIVE FAUCHEUX

**A CONCURRENT 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 CONCURRENT RESOLUTION NO. 256—**  
BY REPRESENTATIVE JOHN SMITH AND SENATOR CAIN

**A CONCURRENT RESOLUTION**

To urge and request the Board of Regents, in cooperation with the Board of Trustees for State Colleges and Universities, to study the need for and feasibility of designating the Leesville, Louisiana, campus of Northwestern State University of Louisiana as a public two-year community college in the University of Louisiana system and to provide for study findings to be included in recommendations made by the Board of Regents to the legislature pursuant to Senate Concurrent Resolution No. 110 of the 1997 Regular Session.

Respectfully submitted,

DONALD RAY KENNARD  
Chairman

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

**Privileged Report of the Committee on Enrollment**

June 19, 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. 75—**  
BY REPRESENTATIVES KENNARD, PERKINS, AND FONTENOT AND SENATOR BRANCH

**A RESOLUTION**

To urge and request the Department of Transportation and Development to study the feasibility of extending LA Highway 408 (Hooper Road) in an easterly direction and of constructing a bridge over the Amite River connecting with LA Highway 16 in Livingston Parish.

**HOUSE RESOLUTION NO. 83—**  
BY REPRESENTATIVE MARIONNEAUX

**A RESOLUTION**

To authorize and direct the Department of Transportation and Development to install flashing lights and "No Passing" signs on a certain section of LA Hwy. 1 over the Morganza Spillway to improve safety on the roadway.

**HOUSE RESOLUTION NO. 103—**  
BY REPRESENTATIVE PINAC

**A RESOLUTION**

To express the congratulations of the House of Representatives of the Legislature of Louisiana to the congregation of St. Joseph Church in Rayne upon the occasion of its one hundred twenty-fifth anniversary.

**HOUSE RESOLUTION NO. 104—**  
BY REPRESENTATIVE DOWNER

**A RESOLUTION**

To request the secretary of the Department of Health and Hospitals to freeze the Medicaid reimbursement rates for private ICF/MR services, to investigate the feasibility of changing the reimbursement methodology for such providers, and to convene a committee to study the issue and report its findings.

**HOUSE RESOLUTION NO. 105—**  
BY REPRESENTATIVE JACK SMITH

**A RESOLUTION**

To remember the lifetime contributions of Joseph E. "Joe" Carinhas and to express condolences upon his death.

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. Landrieu, at 7:15 P.M., the House agreed to adjourn until Friday, June 20, 1997, at 9:00 A.M.

The Speaker of the House declared the House adjourned until 9:00 A.M., Friday, June 20, 1997.

ALFRED W. SPEER  
Clerk of the House

C. Wayne Hays  
Journal Clerk, *Emeritus*