

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

ELEVENTH DAY'S PROCEEDINGS

**Twenty-sixth Extraordinary Session of the Legislature
Under the Adoption of the
Constitution of 1974**

House of Representatives
State Capitol
Baton Rouge, Louisiana

Monday, April 6, 1998

The House of Representatives was called to order at 2:00 P.M., by the Honorable H. B. "Hunt" Downer, Jr., Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

Mr. Speaker	Green	Pinac
Alario	Guillory	Powell
Alexander, A.—93rd	Hammett	Pratt
Alexander, R.—13th	Heaton	Quezairé
Ansardi	Hebert	Riddle
Barton	Hill	Romero
Baudoin	Holden	Rousselle
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Iles	Schwegmann
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	Marionneaux	Toomy
Diez	Martiny	Travis
Dimos	McCain	Triche
Doerge	McCallum	Vitter
Donelon	McDonald	Waddell
Dupre	McMains	Walsworth
Durand	Michot	Warner
Farve	Mitchell	Welch
Fauchoux	Montgomery	Weston

Flavin	Morrell	Wiggins
Fontenot	Morrish	Wilkerson
Frith	Murray	Willard
Fruge	Odinet	Windhorst
Gautreaux	Perkins	Winston
Glover	Pierre	Wright

Total—105

ABSENT

Total—0

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

Prayer

Prayer was offered by Rev. Brian Fitkin.

Pledge of Allegiance

Rep. Waddell 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. Walsworth, the reading of the Journal was dispensed with.

On motion of Rep. Walsworth, the Journal of April 3, 1998, was adopted.

Privileged Report of the Legislative Bureau

April 6, 1998

To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 8
Reported without amendments.

Senate Bill No. 55
Reported with amendments.

Senate Bill No. 81
Reported without amendments.

Senate Bill No. 84
Reported without amendments.

Senate Bill No. 103
Reported without amendments.

Senate Bill No. 105
Reported without amendments.

Senate Bill No. 138
Reported with amendments.

Respectfully submitted,

JIMMY N. DIMOS
Chairman

Privileged Report of the Committee on Enrollment

April 6, 1998

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. 4—
BY REPRESENTATIVE MURRAY
A RESOLUTION

To authorize the House Committee on Insurance to study the use of credit reports and determinations of credit worthiness to set insurance premiums for individuals or determine insurability.

HOUSE RESOLUTION NO. 11—
BY REPRESENTATIVES MURRAY, COPELIN, JETSON, AND PRATT
A RESOLUTION

To record and recognize the effective legacy of Dr. Martin Luther King, Jr. in the formation of the moral, philosophical, and political thought of the United States and in the formation of national attitudes and expectations, as we commemorate the thirtieth anniversary of the assassination of Dr. King on April 4, 1968.

HOUSE RESOLUTION NO. 12—
BY REPRESENTATIVES THOMPSON, TRAVIS, AND PINAC
A RESOLUTION

To commend Mr. Duffy Waldorf, professional golfer, for his many accomplishments in and contributions to the game of golf, to thank him for the professionalism and courtesy he extended to the House of Representatives and the state of Louisiana, and to extend to him honorary membership in the House of Representatives.

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.

House and House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 57—
BY REPRESENTATIVES DIEZ AND QUEZAIRE
A CONCURRENT RESOLUTION

To designate Ascension Parish, Louisiana, as the "Plantation Capital of the World".

Read by title.

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

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 8—
BY SENATOR THEUNISSEN
A CONCURRENT RESOLUTION

To urge and request the Board of Regents to study the feasibility of establishing a separate, associate degree granting division of McNeese State University, or any other university as may

request such study, to offer certificate and two-year programs of study, including workforce development programs and developmental education programs and parallel lower division programs for those students planning to transfer to four-year institutions.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 13—
BY SENATORS HAINKEL, BAJOEIE, BARHAM, BEAN, CAIN, CAMPBELL, CASANOVA, COX, DARDENNE, DEAN, DYESS, ELLINGTON, EWING, C. FIELDS, W. FIELDS, HEITMEIER, HINES, HOLLIS, JOHNSON, JONES, LAMBERT, MALONE, ROMERO, SCHEDLER, SIRACUSA, SMITH, TARVER, THEUNISSEN AND ULLO
A CONCURRENT RESOLUTION

To name the state law library located in the Department of Wildlife and Fisheries building, located at 400 Royal Street in New Orleans, the Judge Fred J. Cassibry State Law Library.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 35—
BY SENATOR JONES
A CONCURRENT RESOLUTION

To commemorate April 4, 1998 as the 30th anniversary of the assassination of Dr. Martin Luther King, Jr.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 36—
BY SENATOR THEUNISSEN
A CONCURRENT RESOLUTION

To recognize and commend Mayor Bennet L. Broussard for over twenty years of distinguished public service and for his dedication to serving the best interests of the citizens of Kaplan, Louisiana, and to congratulate him on the occasion of his retirement.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 37—
BY SENATORS BARHAM AND EWING
A CONCURRENT RESOLUTION

To commend and congratulate each member of the Louisiana Tech University women's basketball team on their remarkable and successful 1997-1998 basketball season that culminated in an outstanding performance in the championship game of the National Collegiate Athletic Association.

Read by title.

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

Senate Bills and Joint Resolutions on Second Reading to be Referred

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

SENATE BILL NO. 34—

BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 18:1484, relative to election campaign finance; to mandate the electronic filing of campaign finance disclosure reports for candidates for statewide elective offices; to provide for monetary limits; to provide for penalties; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on House and Governmental Affairs.

SENATE BILL NO. 41—

BY SENATORS DARDENNE, EWING, HAINKEL, BARHAM, ROMERO, CASANOVA, GREENE, SHORT, THEUNISSEN, DYESS, SCHEDLER AND SMITH AND REPRESENTATIVES LEBLANC, DOWNER AND DEWITT

AN ACT

To enact R.S. 23:2071, relative to state funds; to create the Technical and Community Colleges Investment Fund within the state treasury; to provide for deposit of monies into the fund; to provide for uses and investment of monies in the fund; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 42—

BY SENATORS DARDENNE, EWING, HAINKEL, BARHAM AND ROMERO AND REPRESENTATIVES DOWNER, DEWITT AND MCMAINS

A JOINT RESOLUTION

Proposing to amend Article VIII, Section 6(A) of the Constitution of Louisiana, relative to state college and university boards; to rename the Board of Trustees for State Colleges and Universities; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

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

SENATE BILL NO. 57—

BY SENATORS DARDENNE, EWING, HAINKEL, BARHAM AND ROMERO AND REPRESENTATIVES DOWNER, DEWITT AND MCMAINS

A JOINT RESOLUTION

Proposing to amend Article VIII, Section 5(B) of the Constitution of Louisiana, relative to the Board of Regents; to provide for the number of members on the board and the required distribution of the gubernatorial appointment of such members to the board; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

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

SENATE BILL NO. 58—

BY SENATORS DARDENNE, EWING, BARHAM AND ROMERO AND REPRESENTATIVES DOWNER, DEWITT AND MCMAINS

AN ACT

To enact R.S. 42:1123(27), relative to governmental ethics; to provide for an exception to the Code of Governmental Ethics for members of higher education boards to be an officer, director or employee of any state or national bank; and to provide for related matters.

Read by title.

Rep. McDonald moved that Senate Bill No. 58 be amended to conform with House Bill No. 143 and sent up the following floor amendments:

HOUSE FLOOR AMENDMENTS

Conforming Amendments proposed by Representative Downer to Reengrossed Senate Bill No. 58 by Senator Dardenne (Duplicate of H.B. No. 143)

AMENDMENT NO. 1

On page 1, line 3, after "for" change "members" to "any member" and after "of" and before "higher" insert "a"

AMENDMENT NO. 2

On page 1, line 4, change "boards" to "board" and insert a comma "," after "director"

AMENDMENT NO. 3

On page 1, line 14, insert a comma "," after "employee" and delete "on the board."

AMENDMENT NO. 4

On page 1, line 15, delete "owning stock in, or being employed by" and insert "of"

AMENDMENT NO. 5

On page 2, line 3, delete the comma after "interest"

AMENDMENT NO. 6

On page 2, at the end of line 5, insert the following: "The Board of Ethics shall develop, in accordance with the Administrative Procedure Act, a disclosure form to be utilized in complying with the provisions of this Paragraph."

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

Motion

Rep. McDonald moved that Senate Bill No. 58 be designated as a duplicate of House Bill No. 143.

Which motion was agreed to.

Motion

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

SENATE BILL NO. 78—

BY SENATORS HINES, EWING, DARDENNE, BARHAM, ROMERO, BAJOE, IRONS, BAGNERIS, HOLLIS AND LANDRY AND REPRESENTATIVES DOWNER, DEWITT, MCMAINS AND R. ALEXANDER

AN ACT

To amend and reenact R.S. 36:254(A)(6) and (D)(1)(a)(i) and to enact R.S. 46:976, relative to the functions, powers, and duties of the secretary of the Department of Health and Hospitals regarding child health services; to provide that the secretary, or his departmental designee, shall act as the sole agent of the state in administering federal funds granted to the state for the State Children's Health Insurance Program; to provide relative to the promulgation of rules for a private health insurance model; to

establish criteria for the program; to provide an effective date; and to provide for related matters.

Read by title.

Motion

Rep. Rodney Alexander moved that Senate Bill No. 78 be designated as a duplicate of House Bill No. 141.

Which motion was agreed to.

Motion

On motion of Rep. Rodney Alexander, the above bill was referred to the Legislative Bureau.

SENATE BILL NO. 106—
BY SENATOR DEAN

AN ACT

To amend and reenact Section 1 of Act No. 931 of the 1997 Regular Session of the Legislature of Louisiana, to declare that the public and necessary purpose which may have originally supported the expropriation of certain property in the parish of Plaquemines, known as Cheniere Ronquillo, located in Sections 9, 10, 15, and 16 of Township 21 South, Range 26 East, has ceased to exist; to authorize the heirs of Don Juan Ronquillo and Graciana Solis; to assert their rights of ownership; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 112—
BY SENATORS SCHEDLER AND SHORT
AN ACT

To amend and reenact R.S. 47:322.37(B)(1); to remove certain restrictions on use of funds available to the St. Tammany Parish Tourist Commission; to authorize the use of research money provided by the commission to event center districts within the parish to be expended for certain purposes; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 117—
BY SENATOR HAINKEL

AN ACT

To enact R.S. 33:2740.38, relative to crime prevention in the old Metairie area of 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 Old Metairie Neighborhood; to provide for the creation and governance of the district; to authorize the governing authority of the district, subject to the approval of district voters, to levy and collect an ad valorem tax within the district and to provide further relative to such tax; and to provide for related matters.

Read by title.

Rep. Scalise moved that Senate Bill No. 117 be amended to conform with House Bill No. 207 and sent up the following floor amendments:

HOUSE FLOOR AMENDMENTS

Conforming Amendments proposed by Representative Vitter to Reengrossed Senate Bill No. 117 by Senator Hainkel (Duplicate of H.B. No. 207)

AMENDMENT NO. 1

On page 1, line 2 and the beginning of line 3, delete "crime prevention in the old Metairie area of"

AMENDMENT NO. 2

On page 1, line 5, delete "Old Metairie Neighborhood;" and insert "Metairie Club Gardens Area in Old Metairie;"

AMENDMENT NO. 3

On page 1, line 5 and the beginning of line 6, delete "the creation and"

AMENDMENT NO. 4

On page 1, line 6, delete "authorize the governing authority of" and delete lines 7 and 8 in their entirety and on line 9, delete "such tax;" and insert the following: "provide for the powers and duties of the district, including the power to levy, subject to voter approval, property taxes; to provide relative to the funds and budget of the district;"

AMENDMENT NO. 5

On page 1, line 12, delete "Old Metairie Security" and insert "Metairie Club Gardens"

AMENDMENT NO. 6

On page 2, line 2, delete "for the Old Metairie Neighborhood," and insert a comma "," and "comprised of part or all of the Metairie Club Gardens neighborhood."

AMENDMENT NO. 7

On page 2, line 6, after "residents" delete "by" and insert a comma "," and "including"

AMENDMENT NO. 8

On page 2, line 8, after "B." delete "(1)" and after "of the" insert "Metairie Club Gardens"

AMENDMENT NO. 9

On page 2, delete lines 10 through 12 in their entirety

AMENDMENT NO. 10

On page 2, at the end of line 15, delete "and in" and insert a period "." and "In" and on line 16, after "order" insert "to provide"

AMENDMENT NO. 11

On page 2, line 21, change "non-profit" to "nonprofit"

AMENDMENT NO. 12

On page 2, line 22, delete "The initial agreement shall" and insert "Such agreement may" and at the end of the line, after "Gardens" insert "Association"

AMENDMENT NO. 13

On page 3, delete line 18 in its entirety and insert "(2) If the tax is levied at a flat rate, it shall not exceed seven"

AMENDMENT NO. 14

On page 3, at the end of line 19, insert the following:

"If the tax is levied as an ad valorem millage, the millage rate shall not exceed that rate at which the total amount of revenue raised in the first year is equal to the revenue which would be raised by the maximum flat rate tax."

AMENDMENT NO. 15

On page 3, delete lines 20 through 24 in their entirety

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

Motion

Rep. Scalise moved that Senate Bill No. 117 be designated as a duplicate of House Bill No. 207.

Which motion was agreed to.

Motion

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

SENATE BILL NO. 140—
BY SENATOR ROMERO

AN ACT

To enact R.S. 56:6(29) and (30), relative to powers and duties of the Wildlife and Fisheries Commission; to authorize the commission to sell certain merchandise and produced items; to authorize certain contingency fee contracts; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 154—
BY SENATOR DARDENNE

AN ACT

To amend Act No. 1489 of the 1997 Regular Session of the Legislature by amending the Title and Sections 3, 4, 5, 6, and 7 of the Act and by repealing Sections 1 and 2 of the Act, relative to the proposed constitutional amendment removing limitations on multi-year budgets; to clarify that appropriations shall be made for no longer than one year; to clarify that a biennial budget cycle will not be prohibited by the constitution; to change the date on which the proposed amendment will be submitted to the electorate; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 162—

BY SENATOR CRAVINS AND REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 27:361(B)(introductory paragraph) and (4) and to enact R.S. 27:353(13) and Part IV of Chapter 7 of Title 27 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 27:391 and 392, relative to the conduct of slot machine gaming at certain live horse race tracks as provided in Act 721 of the 1997 Regular Session of the Legislature; to provide for the definition of "taxable net slot machine proceeds"; to provide for the dedication of a fixed percentage of net slot machine proceeds to supplement purses for races run at the live meetings at an eligible facility, and to the Louisiana Thoroughbred Breeders' Association and the Louisiana Quarter Horse Breeders' Association for use as awards for breeders of accredited Louisiana-bred horses, and for promotion of the Louisiana horse breeding industry; to authorize certain local governing authorities to impose certain taxes; to provide for the collection and disposition of fees and taxes; and to provide for related matters.

Read by title.

Rep. Lancaster moved that Senate Bill No. 162 be amended to conform with House Bill No. 149 and sent up the following floor amendments:

HOUSE FLOOR AMENDMENTS

Conforming Amendments proposed by Representative Montgomery to Reengrossed Senate Bill No. 162 by Senator Cravins (Duplicate of H.B. No. 149)

AMENDMENT NO. 1

On page 3, line 6, delete "seventy" and insert "thirty"

AMENDMENT NO. 2

On page 4, at the end of line 26 and the beginning of line 27, delete "state taxes as provided by law" and insert "taxes generated pursuant to R.S. 27:393(A)"

AMENDMENT NO. 3

On page 5, line 17, after "(3)" insert "(a)"

AMENDMENT NO. 4

On page 5, line 20, delete "the following special funds:" and delete lines 21 through 23 in their entirety and insert the following:

"a special fund, which is hereby created in the state treasury and entitled the "School Board Enhancement Fund", hereinafter referred to as the "Enhancement Fund". An account within such fund shall be maintained to account for that proportion of the Enhancement Fund attributed to each parish in which a licensed eligible facility is located.

(b) Monies in the Enhancement Fund shall be withdrawn only pursuant to appropriation by the legislature and shall be used solely for the following:

(i) Except in Bossier Parish, monies so appropriated shall be used for capital construction and repairs.

(ii) In Bossier Parish, monies so appropriated shall be deposited in the Bossier Educational Excellence Fund.

(c) Monies in the Enhancement Fund shall be invested by the state treasurer in the same manner as monies in the state general fund. Interest earned on investment of monies in the Enhancement Fund shall be credited to the state general fund. Unexpended and unencumbered monies in the Enhancement Fund at the end of each fiscal year shall be deposited in the state general fund."

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

Motion

Rep. Lancaster moved that Senate Bill No. 162 be designated as a duplicate of House Bill No. 149.

Which motion was agreed to.

Motion

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

SENATE BILL NO. 163—
BY SENATOR JOHNSON

AN ACT

To enact R.S. 33:2740.38 and 2740.39, relative to the creation of special taxing districts in the parish of Orleans to promote and encourage the beautification, security, and overall betterment of the parish; to create such special taxing districts in the subdivisions of Lake Willow and Spring Lake; to provide for a board of directors of each special taxing district; to provide for the jurisdiction, powers, duties, functions, and responsibilities of each district; to provide for the levy of an ad valorem tax and fees in each district; and to provide for related matters.

Read by title.

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

**Senate Concurrent Resolutions
Reported by Committees**

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

SENATE CONCURRENT RESOLUTION NO. 25—
BY SENATOR JONES

A CONCURRENT RESOLUTION

To urge and request the Louisiana Housing Finance Authority and other housing agencies or authorities to target the economically depressed area of Northeast Louisiana for assistance.

Read by title.

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

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

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

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

HOUSE BILL NO. 185—

BY REPRESENTATIVE SCALISE

AN ACT

To enact R.S. 16:546, relative to the district attorney of the Twenty-fourth Judicial District; to provide for additional powers and duties; to authorize the district attorney to enter into certain cooperative endeavors; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 188—

BY REPRESENTATIVE FONTENOT

AN ACT

To enact R.S. 13:961(F)(1)(i), relative to court reporters for the Twenty-first Judicial District Court; to authorize a majority of the judges of the judicial district to determine certain fees to be paid to court reporters; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

Under the rules, placed on the consent calendar.

HOUSE BILL NO. 191—

BY REPRESENTATIVE TOOMY AND SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 26:326 and 359 and to repeal R.S. 14:93.20, relative to the sale and shipment of beverage alcohol in Louisiana; to provide for the lawful sale and shipment of certain wines to Louisiana consumers; to provide for registration and payment of fees and taxes on authorized shipments; to provide for certain penalties and exceptions; to allow for the sale of wine by native wineries; to repeal certain provisions of law relating to the unlawful sale and shipment of beverage alcohol in Louisiana; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Original House Bill No. 191 by Representative Toomy

AMENDMENT NO. 1

On page 2, line 7, after "beverages" and before "produced" insert "as defined in R.S. 26:241(1)"

AMENDMENT NO. 2

On page 3, at the end of line 21, after "with the" delete "Excise"

AMENDMENT NO. 3

On page 3, at the beginning of line 22, before "of the" delete "Tax Division" and insert in lieu thereof "secretary"

AMENDMENT NO. 4

On page 4, at the end of line 1, after "with the" delete "Excise Tax Division" and insert in lieu thereof "secretary"

AMENDMENT NO. 5

On page 4, line 6, after "by the" and before "of the" delete "Excise Tax Division" and insert in lieu thereof "secretary"

AMENDMENT NO. 6

On page 4, line 12, after "to the" and before "of the" delete "Excise Tax Division" and insert in lieu thereof "secretary"

AMENDMENT NO. 7

On page 4, line 20, after "with the" and before "of the" delete "Excise Tax Division" and insert in lieu thereof "secretary"

AMENDMENT NO. 8

On page 5, at the end of line 4, after "by the" delete "Excise Tax Division" and insert in lieu thereof "secretary"

AMENDMENT NO. 9

On page 5, line 6, after "as the" and before "of the" delete "Excise Tax Division" and insert in lieu thereof "secretary"

AMENDMENT NO. 10

On page 5, at the end of line 17, after "with the" delete "Excise Tax"

AMENDMENT NO. 11

On page 5, at the beginning of line 18, before "of the" delete "Division" and insert in lieu thereof "secretary"

AMENDMENT NO. 12

On page 5, line 26, after "by the" and before "of the" delete "Excise Tax Division" and insert in lieu thereof "secretary"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 202—
BY REPRESENTATIVE FRITH

AN ACT

To amend and reenact R.S. 47:302.23(B), relative to the proceeds of the state sales tax on hotel occupancy in Vermilion Parish; to provide for the dedication and allocation of certain monies in the Vermilion Parish Visitor Enterprise Fund; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 202 by Representative Frith

AMENDMENT NO. 1

On page 1, line 17, between "Center." and "and" insert "Les Chretiens, Inc.."

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

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

Under the rules, placed on the consent calendar.

HOUSE BILL NO. 207 (Substitute for House Bill No. 195 by Representative Vitter) (Duplicate of Senate Bill No. 117)—
BY REPRESENTATIVE VITTER AND SENATOR HAINKEL

AN ACT

To enact R.S. 33:2740.38, 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 Metairie Club Gardens area in Old Metairie; to provide for governance of the district; to provide for the powers and duties of the district, including the power to levy, subject to voter approval, property taxes; to provide relative to the funds and budget of the district; and to provide for related matters.

Read by title.

Motion

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

Senate Instruments on Second Reading Returned from the Legislative Bureau

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

SENATE BILL NO. 116—

BY SENATOR HAINKEL AND REPRESENTATIVES SCALISE AND DEWITT

AN ACT

To amend and reenact R.S. 39:1536 and to enact R.S. 39:1543(C), relative to the office of risk management; to authorize the office of risk management to perform loss prevention audits of its insured agencies of state government; to provide for credits to premiums; to provide for penalties; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

House Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

HOUSE BILL NO. 63—

BY REPRESENTATIVE DOERGE
AN ACT

To amend and reenact R.S. 17:1994, 1994.1, and 1994.2, relative to postsecondary vocational-technical education; to name and designate the vocational-technical schools under the jurisdiction of the State Board of Elementary and Secondary Education, or its successor; to provide for certain prison vocational programs; and to provide for related matters.

Read by title.

Rep. Doerge moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Powell
Alario	Guillory	Pratt
Alexander, A.—93rd	Hammett	Quezairé
Alexander, R.—13th	Heaton	Riddle
Ansardi	Hebert	Romero
Barton	Hill	Rousselle
Baudoin	Holden	Salter
Baylor	Hopkins	Scalise
Bowler	Hudson	Schneider
Bruce	Hunter	Schwegmann
Bruneau	Iles	Shaw
Carter	Jenkins	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	Waddell
Donelon	McMains	Walsworth
Dupre	Michot	Warner
Durand	Mitchell	Welch
Farve	Montgomery	Weston
Faucheux	Morrell	Wiggins
Flavin	Morrish	Wilkerson
Fontenot	Murray	Willard
Frith	Odinet	Windhorst
Früge	Perkins	Winston
Gautreaux	Pierre	Wright
Glover	Pinac	
Total—104		

NAYS

Total—0

ABSENT

Jetson
Total—1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 112—

BY REPRESENTATIVE WIGGINS
AN ACT

To amend and reenact R.S. 27:319, relative to gaming; to provide that twenty-one years shall be the minimum age for playing video poker; to provide for definitions; to provide penalties; to provide exceptions; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Windhorst to Engrossed House Bill No. 112 by Representative Wiggins

AMENDMENT NO. 1

On page 2, line 23, change the colon ":" to a comma "," and insert "or for allowing a person under the age of fifteen years old to play or operate a video draw poker device at a licensed establishment regardless of what the licensee, his employee, or agent knew or reasonably believed about the age of that person:"

Rep. Windhorst moved the adoption of the amendments.

Rep. Murray objected.

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hebert to Engrossed House Bill No. 112 by Representative Wiggins

AMENDMENT NO. 1

On page 1, line 2, after "that" delete "twenty-"

AMENDMENT NO. 2

On page 1, at the beginning of line 3, delete "one years" and insert "the legal age required to vote"

AMENDMENT NO. 3

On page 1, line 13, after "the age" delete "of twenty-one" and insert "the legal age required to vote in accordance with Article I, Section 10 of the Louisiana Constitution"

AMENDMENT NO. 4

On page 1, line 17, after "under" delete the remainder of the line and insert "the legal age required to vote in accordance with Article I, Section 10 of the Louisiana Constitution."

AMENDMENT NO. 5

On page 2, line 4, delete "twenty-one" and insert "the legal right to vote in accordance with Article I, Section 10 of the Louisiana Constitution"

AMENDMENT NO. 6

On page 2, line 11, after "under" delete the remainder of the line and insert "the legal age required to vote in accordance with Article I, Section 10 of the Louisiana Constitution to play"

AMENDMENT NO. 7

On page 2, line 14, after "person was" delete the remainder of the line and insert "of the legal age required to vote in accordance with Article I, Section 10 of the Louisiana Constitution."

AMENDMENT NO. 8

On page 2, line 19, after "under" delete the remainder of the line and insert "the legal age required to vote in accordance with Article I, Section 10 of the Louisiana Constitution to play"

AMENDMENT NO. 9

On page 2, line 22, after "the age" delete the remainder of the line and insert "required to vote in accordance with Article I, Section 10 of the Louisiana Constitution to play or"

AMENDMENT NO. 10

On page 3, line 17 after "under" delete the remainder of the line and insert "the legal age required to vote in accordance with Article I, Section 10 of the Louisiana Constitution"

AMENDMENT NO. 11

On page 3, at the beginning of line 18 delete "age"

Rep. Hebert moved the adoption of the amendments.

Rep. Wiggins objected.

By a vote of 36 yeas and 67 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Romero to Engrossed House Bill No. 112 by Representative Wiggins

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 27:319" delete the remainder of the line and insert "and to enact Article I, Section 10.1 of the Louisiana Constitution, relative to the minimum age to participate in certain activities; to provide that twenty-"

AMENDMENT NO. 2

On page 1, line 4, after "exceptions;" insert "to provide that twenty-one is the minimum age of majority;"

AMENDMENT NO. 3

On page 3, after line 25, insert:

"§10.1. Age of majority

Section 10.1. Every citizen of the state, upon reaching twenty-one years of age shall have reached the age of majority and be considered as a major for all purposes under Louisiana law"

Point of Order

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

Ruling of the Chair

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

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Green to Engrossed House Bill No. 112 by Representative Wiggins

AMENDMENT NO. 1

On page 3, at the beginning of line 15, change "a five-year" to "a one-year"

Rep. Green moved the adoption of the amendments.

Rep. Wiggins objected.

By a vote of 60 yeas and 41 nays, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Engrossed House Bill No. 112 by Representative Wiggins

AMENDMENT NO. 1

On page 2, line 15, after "of one" and before "dollars" change "thousand" to "hundred"

AMENDMENT NO. 2

On page 2, line 17, after "violation" delete the remainder of the line and insert "a fine of \$500"

AMENDMENT NO. 3

On page 2, line 24, after "violation" delete the remainder of the line and insert "a fine of one thousand dollars shall be"

AMENDMENT NO. 4

On page 3, delete lines 1 and 2

AMENDMENT NO. 5

On page 3, at the end of line 3, change "shall" to "may"

AMENDMENT NO. 6

On page 3, between lines 4 and 5, insert the following:

"(c) For allowing a person under the age of fifteen years old to play or operate a video draw poker device at a licensed establishment regardless of what the licensee, his employee, or agent knew or reasonably believed about the age of that person, license revocation shall be imposed."

AMENDMENT NO. 7

Delete Amendment No. 1 proposed by Representative Windhorst and adopted by the House of Representatives April 6, 1998.

Rep. Daniel moved the adoption of the amendments.

Rep. Wiggins objected.

By a vote of 46 yeas and 53 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Daniel, Bowler, and Perkins to Engrossed House Bill No. 112 by Representative Wiggins

AMENDMENT NO. 1

On page 3, line 20, after "dollars" delete the remainder of the line and insert a period "."

AMENDMENT NO. 2

On page 3, delete line 21

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Morrell to Engrossed House Bill No. 112 by Representative Wiggins

AMENDMENT NO. 1

On page 3, after line 25, insert the following:

"Section 2.(A) The provisions of this Act shall become effective in any parish only if and when its provisions have been approved by a majority of the voters of the parish voting at an election held for such purpose in accordance with the election laws of the state. Any parish governing authority place such a proposition on the ballot.

(B) In any parish where such a proposition has not been approved by the voters, no person licensed pursuant to the provisions of Chapter 6 of Title 27 of the Louisiana Revised Statutes of 1950, or any agent or employee thereof, shall allow a person under the age of eighteen to play or operate a video draw poker device at a licensed establishment. Each such licensee shall each quarter report and remit to the division all winnings withheld from patrons who are determined to be under the age of eighteen."

Rep. Morrell moved the adoption of the amendments.

Rep. Wiggins objected.

By a vote of 40 yeas and 61 nays, the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hopkins	Schneider
Alario	Iles	Shaw
Alexander, R.—13th	Jenkins	Smith, J.D.—50th
Ansardi	Jetson	Smith, J.R.—30th
Barton	Johns	Stelly
Baudoin	Kennard	Strain
Bruce	Kenney	Theriot
Carter	Lancaster	Thomas
Chaisson	Landrieu	Thompson
Clarkson	LeBlanc	Thornhill
Crane	Long	Travis
Damico	McCain	Triche
Daniel	McCallum	Vitter
DeWitt	McMains	Waddell
Diez	Michot	Walsworth
Dimos	Montgomery	Weston
Donelon	Morrish	Wiggins
Dupre	Perkins	Wilkerson
Flavin	Powell	Willard
Fontenot	Riddle	Windhorst
Frith	Salter	Winston
Hill	Scalise	Wright
Total—65		

NAYS

Alexander, A.—93rd	Guillory	Pierre
Bowler	Hammett	Pratt
Bruneau	Heaton	Quezaire
Copelin	Hebert	Romero
Curtis	Holden	Rousselle
Deville	Hudson	Schwegmann
Doerge	Hunter	Toomy
Durand	Marionneaux	Warner
Faucheux	Morrell	Welch
Fruge	Murray	
Green	Odinot	
Total—31		

ABSENT

Baylor	Glover	Mitchell
Farve	Martiny	Pinac
Gautreaux	McDonald	
Total—9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Suspension of the Rules

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

HOUSE BILL NO. 117—

BY REPRESENTATIVES MCDONALD, DOWNER, DEWITT, MCMAINS, CRANE, KENNEY, AND WALSWORTH AND SENATORS EWING, DARDENNE, HAINKEL, AND BARHAM

AN ACT

To enact R.S. 17:24.10 and to repeal R.S. 17:24.7, relative to prekindergarten programs and early childhood development projects; to provide for the development of prekindergarten programs for at-risk children; to provide for program procedures, guidelines, and participation; to provide relative to funding for the program and review and evaluation; to provide for rules and regulations; to remove provisions relative to early childhood development projects; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bruneau to Engrossed House Bill No. 117 by Representatives McDonald, et al.

AMENDMENT NO. 1

On page 2, line 13, after "school system" and before "and" insert "or by any nonpublic school approved by the State Board of Elementary and Secondary Education"

AMENDMENT NO. 2

On page 2, at the beginning of line 19, after "B." and before "Any" insert "(1)"

AMENDMENT NO. 3

On page 2, line 19, after "school" and before "may" insert "or of a nonpublic school approved by the State Board of Elementary and Secondary Education"

AMENDMENT NO. 4

On page 2, line 23, after "school" and before "may" insert "or of a nonpublic school approved by the State Board of Elementary and Secondary Education"

AMENDMENT NO. 5

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

"(2)(a) The state Department of Education shall develop, with the approval of the State Board of Elementary and Secondary Education, procedures and guidelines permitting parents of eligible at-risk children who choose to enroll them in an approved prekindergarten program as provided in this Section which is operated by a nonpublic school approved by the State Board of Elementary and Secondary Education to apply for and receive an educational cost redemption certificate for the cost of such program redeemable by the nonpublic school from the state Department of Education.

(b) The value of each educational cost redemption certificate shall be determined by the State Board of Elementary and Secondary Education which value shall be equal to the per pupil allocation of state funds to public school systems for children enrolled in prekindergarten programs operated by such systems."

AMENDMENT NO. 6

On page 3, at the end of line 15, delete the period "." and insert "which shall include eligibility requirements for receiving educational cost redemption certificates as provided in this Section and for issuance and redemption of such certificates."

Rep. Bruneau moved the adoption of the amendments.

Rep. McDonald objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gautreaux	Pierre
Alario	Glover	Powell
Ansardi	Hammett	Riddle
Barton	Hebert	Romero
Baudoin	Hopkins	Rousselle
Bowler	Hunter	Scalise
Bruce	Jenkins	Schneider
Bruneau	Jetson	Shaw
Clarkson	Johns	Smith, J.D.—50th
Crane	Kennard	Smith, J.R.—30th
Damico	Kenney	Stelly
Daniel	Lancaster	Strain
Deville	Landrieu	Theriot
DeWitt	LeBlanc	Thomas
Dimos	Marionneaux	Thornhill
Donelon	Martiny	Toomy
Dupre	McCain	Triche
Durand	McCallum	Vitter
Faucheux	McMains	Waddell
Flavin	Michot	Walsworth
Fontenot	Morrish	Wiggins
Frith	Odinot	Windhorst
Fruge	Perkins	Winston
Total—69		

NAYS

Alexander, A.—93rd	Heaton	Quezaire
Alexander, R.—13th	Hill	Salter
Baylor	Holden	Schwegmann
Carter	Hudson	Thompson
Chaisson	Iles	Travis
Copelin	Long	Warner
Curtis	McDonald	Welch
Diez	Montgomery	Weston
Doerge	Morrell	Wilkerson
Green	Murray	Willard
Guillory	Pratt	Wright
Total—33		

ABSENT

Farve	Mitchell	Pinac
Total—3		

The amendments were adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Perkins to Engrossed House Bill No. 117 by Representative McDonald, et al.

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AMENDMENT NO. 1

In Amendment No. 1 of the set of amendments proposed by Representative Bruneau and adopted by the House on April 6, 1998, on page 1, at the end of line 4, after "Education" insert "or licensed day care facility that has a prekindergarten program approved by the State Board of Elementary and Secondary Education"

AMENDMENT NO. 2

In Amendment No. 3 of the set of amendments proposed by Representative Bruneau and adopted by the House on April 6, 1998, on page 1, at the end of line 9, after "Education" insert "or licensed day care facility that has a prekindergarten program approved by the State Board of Elementary and Secondary Education"

AMENDMENT NO. 3

In Amendment No. 4 of the set of amendments proposed by Representative Bruneau and adopted by the House on April 6, 1998, on page 1, at the end of line 12, after "Education" insert "or licensed day care facility that has a prekindergarten program approved by the State Board of Elementary and Secondary Education"

AMENDMENT NO. 4

In Amendment No. 5 of the set of amendments proposed by Representative Bruneau and adopted by the House on April 6, 1998, on page 1, line 21, after "Education" and before "to apply" insert "or licensed day care facility that has a prekindergarten program approved by the State Board of Elementary and Secondary Education"

AMENDMENT NO. 5

In Amendment No. 5 of the set of amendments proposed by Representative Bruneau and adopted by the House on April 6, 1998, on page 1, line 23, after "school" and before "from" insert "or day care facility"

Motion

Rep. Crane moved the previous question be ordered on the entire subject matter.

Rep. Thompson objected.

By a vote of 74 yeas and 20 nays, the House agreed to order the previous question on the entire subject matter.

Rep. Perkins moved the adoption of the amendments.

Rep. Thompson objected.

By a vote of 59 yeas and 43 nays, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Pratt
Alario	Heaton	Quezairé
Alexander, R.—13th	Riddle	Romero
Ansardi	Hebert	Hill

Barton	Holden	Rousselle
Baudoin	Hopkins	Salter
Baylor	Hudson	Scalise
Bowler	Hunter	Schneider
Bruce	Jenkins	Schwegmann
Bruneau	Jetson	Shaw
Carter	Johns	Smith, J.D.—50th
Chaisson	Kennard	Smith, J.R.—30th
Clarkson	Kenney	Stelly
Copelin	Lancaster	Strain
Crane	Landrieu	Theriot
Curtis	LeBlanc	Thomas
Damico	Long	Thompson
Daniel	Marionneau	Thornhill
Déville	Martiny	Toomy
Diez	McCain	Travis
Dimos	McCallum	Triche
Doerge	McDonald	Vitter
Donelon	McMains	Waddell
Dupre	Michot	Walsworth
Durand	Mitchell	Warner
Faucheux	Montgomery	Welch
Flavin	Morrell	Weston
Fontenot	Morrish	Wiggins
Frith	Murray	Wilkerson
Frugé	Odinot	Willard
Gautreaux	Perkins	Windhorst
Glover	Pierre	Winston
Green	Pinac	Wright
Guillory	Powell	
Total—101		

NAYS

Alexander, A.—93rd Iles
Total—2

ABSENT

DeWitt Farve
Total—2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Suspension of the Rules

On motion of Rep. Thornhill, 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. 134—

BY REPRESENTATIVES DEWITT, DOWNER, MCMAINS, DUPRE, AND JENKINS AND SENATORS BARHAM, EWING, DARDENNE, HAINKEL, AND ROMERO

AN ACT

To amend and reenact R.S. 14:32.8(A)(2)(b), 39.1(A)(2), and 98(A)(1)(b), R.S. 23:1081(3)(b) and (c), R.S. 29:211(2), and R.S. 32:378.2 (A)(2)(a)(iv), 661(C)(1)(c), 661.1(C)(1)(c), 662(A)(1)(b) and (c), 667(A)(introductory paragraph) and (3) and (B)(1), 668(A)(4) and (B)(1)(b), and 853(A)(1)(c)(i), all relative to levels of blood alcohol for purposes of certain driving offenses, driver's license sanctions, implied consent law provisions, and certain driving records; to provide that a blood alcohol concentration of 0.08 or more is the applicable measure

for purposes of the offenses of DWI, third degree feticide, and vehicular negligent injuring and for purposes of related driver's license sanctions, implied consent law provisions, ignition interlock device provisions, and certain driving records; to make corresponding changes to the blood alcohol level used to determine intoxication as a defense in workers' compensation cases; to make corresponding changes to the blood alcohol level used to determine intoxication with regard to military court marital; to condition the effective date upon congressional action; and to provide for related matters.

Read by title.

Point of Order

Rep. Marionneaux asked for a ruling from the Chair as to whether the object of the above bill is within the listing of objects contained in the governor's proclamation for this extraordinary session.

Ruling of the Chair

The Chair ruled that the object of the above bill was within the listing of objects contained in the governor's proclamation for this extraordinary session.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative DeWitt to Engrossed House Bill No. 134 by Representative DeWitt

AMENDMENT NO. 1

On page 11, line 1, change "and" to "or"

Motion

Rep. Travis moved the previous question be ordered on the entire subject matter.

As a substitute motion, Rep. Hebert moved that the previous question be ordered on the amendments.

Rep. Durand objected.

By a vote of 59 yeas and 39 nays, the House agreed to order the previous question on the amendments.

Rep. DeWitt moved the adoption of the amendments.

Rep. Carter objected.

By a vote of 83 yeas and 20 nays, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Dupre to Engrossed House Bill No. 134 by Representative DeWitt

AMENDMENT NO. 1

On page 1, at the beginning of line 3, delete "R.S. 23:1081(3)(b) and (c),"

AMENDMENT NO. 2

On page 1, line 13, after "records;" delete the remainder of the line and delete line 14

AMENDMENT NO. 3

On page 1, at the beginning of line 15, delete "in workers' compensation cases;"

AMENDMENT NO. 4

On page 3, delete lines 10 through 23 in their entirety

AMENDMENT NO. 5

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

AMENDMENT NO. 6

On page 4, at the beginning of line 5, change "Section 3" to "Section 2"

AMENDMENT NO. 7

On page 4, at the beginning of line 15, change "Section 4" to "Section 3"

AMENDMENT NO. 8

On page 10, at the beginning of line 25, change "Section 5" to "Section 4"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hebert to Engrossed House Bill No. 134 by Representative DeWitt

AMENDMENT NO. 1

On page 10, line 26, after "legislation" delete the remainder of the line and on page 11, delete line 1 and insert the following: "pursuant to which states must adopt a blood alcohol concentration of 0.08% for the presumption of intoxication or suffer the loss or withholding of federal funds for highway or other purposes. If the"

AMENDMENT NO. 2

On page 11, at the end of line 6, insert the following: "If the congress enacts such a law requiring the loss or withholding of federal funds highway or other purposes for states not in compliance, five percent of the monies which would have been withheld in Louisiana shall go to the enforcement of DWI laws."

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

On motion of Rep. Hebert, Amendment No. 1 was adopted.

Rep. Hebert moved adoption of Amendment No. 2.

Rep. DeWitt objected.

By a vote of 40 yeas and 63 nays, Amendment No. 2 was rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hebert	Powell
Alario	Hill	Riddle
Alexander, R.—13th	Hopkins	Salter
Baudoin	Hunter	Schneider
Bruce	Iles	Shaw
Carter	Jenkins	Smith, J.D.—50th
Chaisson	Jetson	Smith, J.R.—30th
Clarkson	Johns	Stelly
Crane	Kennard	Theriot
Curtis	Kenney	Thomas
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
DeWitt	Long	Travis
Diez	Marionneaux	Vitter
Dimos	McCallum	Waddell
Doerge	McDonald	Walsworth
Donelon	McMains	Weston
Dupre	Michot	Wiggins
Faucheux	Mitchell	Wilkerson
Flavin	Montgomery	Willard
Fontenot	Morrish	Windhorst
Frith	Perkins	Winston
Guillory	Pinac	
Total—69		

NAYS

Alexander, A —93rd	Green	Pratt
Ansardi	Hammett	Quezaire
Barton	Heaton	Romero
Bowler	Holden	Rousselle
Bruneau	Hudson	Scalise
Copelin	Lancaster	Schwegmann
Deville	Martiny	Strain
Durand	McCain	Toomy
Farve	Morrell	Triche
Fruge	Murray	Warner
Gautreaux	Odinot	Welch
Glover	Pierre	
Total—35		

ABSENT

Baylor
Total—1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 164—
BY REPRESENTATIVES WINDHORST AND HEATON
AN ACT

To enact R.S. 14:90.4, relative to offenses affecting general morality; to create the crimes of unlawful play of certain gaming devices and unlawful entry into a gaming establishment by persons under the age of twenty-one; to provide definitions; to provide penalties; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Windhorst to Engrossed House Bill No. 164 by Representatives Windhorst and Heaton

AMENDMENT NO. 1

On page 2, line 8, between "than" and "hundred" change "five" to "one"

AMENDMENT NO. 2

On page 2, at the end of line 8, delete "six" and at the beginning of line 9 delete "months," and insert "ten days,"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Windhorst to Engrossed House Bill No. 164 by Representative Windhorst

AMENDMENT NO. 1

On page 1, line 3, after "the" change "crimes" to "crime" and after "devices" delete "and unlawful"

AMENDMENT NO. 2

On page 1, line 4, delete "entry into a gaming establishment"

AMENDMENT NO. 3

On page 1, line 9, after "devices" delete "and entry of gaming" and at the beginning of line 10, delete "establishment"

AMENDMENT NO. 4

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

AMENDMENT NO. 5

On page 1, line 13 after "Section," delete the remainder of the line and delete lines 15 and 16 in their entirety and on page 2, delete lines 1 and 2 in their entirety and at the beginning of line 3, delete "(2)" and change "Video" to "video"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McCain to Engrossed House Bill No. 164 by Representatives Windhorst and Heaton

AMENDMENT NO. 1

On page 2, after line 9, insert the following:

"D. A gaming licensee, or a specifically authorized employee or agent of a gaming licensee, may use reasonable force to detain a person for questioning on the premises of the gaming establishment, for a length of time, not to exceed sixty minutes, unless it is reasonable under the circumstances that the person be detained longer, when he has reasonable cause to believe that the person has violated the provisions of this Section. The licensee or his employee or agent may also detain such a person for arrest by a peace officer. The detention shall not constitute an arrest."

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

Motion

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

Rep. Windhorst objected.

By a vote of 49 yeas and 54 nays, the House refused to return the bill, as amended, to the calendar.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Engrossed House Bill No. 164 by Representatives Windhorst and Heaton

AMENDMENT NO. 1

In the first set of amendments proposed by Representative Windhorst and adopted by the House on April 6, 1998, delete Amendment No. 2.

AMENDMENT NO. 2

On page 2, line 8, after "dollars" insert a period "." and delete the remainder of the line and delete line 9

Rep. Daniel moved the adoption of the amendments.

Rep. Windhorst objected.

By a vote of 79 yeas and 24 nays, the amendments were adopted.

Motion

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

Rep. Jenkins objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Glover	Murray
Alexander, A.—93rd	Green	Pierre
Bowler	Guillory	Quezaire
Bruneau	Hammett	Romero
Chaisson	Hebert	Rousselle

Curtis	Holden	Scalise
Damico	Hunter	Schwegmann
Deville	Iles	Strain
DeWitt	Kenney	Theriot
Doerge	Lancaster	Thomas
Dupre	Marionneaux	Toomy
Faucheux	Montgomery	Warner
Gautreaux	Morrell	Winston
Total—39		

NAYS

Mr. Speaker	Hill	Schneider
Alexander, R.—13th	Hopkins	Shaw
Ansardi	Jenkins	Smith, J.D.—50th
Barton	Jetson	Smith, J.R.—30th
Baudoin	Johns	Stelly
Baylor	Kennard	Thompson
Bruce	Landrieu	Thornhill
Carter	LeBlanc	Travis
Clarkson	Long	Triche
Copelin	Martiny	Vitter
Crane	McCain	Waddell
Daniel	McCallum	Walsworth
Diez	McDonald	Welch
Dimos	McMains	Weston
Donelon	Michot	Wiggins
Durand	Morrish	Wilkerson
Flavin	Perkins	Willard
Fontenot	Powell	Windhorst
Frith	Pratt	Wright
Fruge	Riddle	
Heaton	Salter	
Total—61		

ABSENT

Farve	Mitchell	Pinac
Hudson	Odinot	
Total—5		

The House refused to return the bill, as amended, to the calendar.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

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Diez	McCain	Waddell
Dimos	McCallum	Walsworth
Doerge	McDonald	Warner
Donelon	McMains	Welch
Dupre	Michot	Weston
Durand	Mitchell	Wiggins
Faucheux	Montgomery	Willard
Flavin	Morrish	Windhorst
Fontenet	Odinot	Winston
Frith	Perkins	Wright
Fruge	Pierre	
Gautreaux	Pinac	
Total—91		

NAYS

Bowler	Hudson	Romero
Deville	Morrell	Rousselle
Green	Murray	Toomy
Hebert	Quezaire	
Total—11		

ABSENT

Farve	Marionneau	Wilkerson
Total—3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 169—

BY REPRESENTATIVE DOWNER

AN ACT

To amend and reenact R.S. 42:1102(22)(a)(introductory paragraph) and (d), relative to the ethics code; to change the definition of thing of economic value; to define "reasonable transportation" for legislative employees; and to provide for related matters.

Read by title.

Rep. Bruneau moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pratt
Alario	Hammett	Quezaire
Alexander, A.—93rd	Heaton	Riddle
Alexander, R.—13th	Hebert	Romero
Ansardi	Hill	Rousselle
Barton	Holden	Salter
Baudoin	Hopkins	Scalise
Baylor	Hudson	Schneider
Bowler	Hunter	Schwegmann
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	Marionneau	Travis
DeWitt	Martiny	Triche
Diez	McCain	Vitter
Dimos	McCallum	Waddell
Doerge	McDonald	Walsworth
Donelon	McMains	Warner
Dupre	Michot	Welch
Durand	Mitchell	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenet	Morrish	Willard
Frith	Murray	Windhorst
Fruge	Odinot	Winston
Gautreaux	Perkins	Wright
Glover	Pierre	
Green	Powell	
Total—103		

NAYS

Total—0

ABSENT

Farve	Pinac
Total—2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 201—

BY REPRESENTATIVES MCDONALD, DOWNER, DEWITT, MCMAINS, CRANE, KENNEY, AND WALSWORTH AND SENATORS EWING, DARDENNE, HAINKEL, BARHAM, AND SHORT

AN ACT

To amend and reenact R.S. 17:3042.1(A), 3048.1, and 3048.2 and R.S. 47:1508(B)(17), relative to the Tuition Opportunity Program for Students; to provide for program awards and payments; to provide for student eligibility; to provide conditions and limitations; to provide for program administration; to provide for certain rules; to provide for implementation; to provide for confidentiality and release of certain tax records; to provide for effectiveness; and to provide for related matters.

Read by title.

Rep. Dimos, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Dimos on behalf of the Legislative Bureau to Engrossed House Bill No. 201 by Representative McDonald

AMENDMENT NO. 1

On page 6, line 10 and page 7, line 6, following "this" and before "shall" change "Subsection" to "Subparagraph"

AMENDMENT NO. 2

On page 24, line 16, change "become" to "becomes"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McDonald to Engrossed House Bill No. 201 by Representative McDonald, et al.

AMENDMENT NO. 1

On page 21, at the end of line 23, add:

"Any remaining balance of the grant award may then be expended by the student in payment of room and board."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McDonald to Engrossed House Bill No. 201 by Representative McDonald, et al.

AMENDMENT NO. 1

On page 7, line 9, after "(e)" and before "successfully" change "Has" to "Except as otherwise provided by this Section, has"

AMENDMENT NO. 2

On page 13, line 8, after "(b)" and before "successfully" change "Has" to "Except as otherwise provided by this Section, has"

AMENDMENT NO. 3

On page 13 delete lines 15 and 16 and insert in lieu thereof the following:

"(ii) Algebra I (one unit) or Applied Algebra 1A and 1B (two units) and Algebra II (one unit)."

AMENDMENT NO. 4

On page 14, line 5, after "Education," and before "or" insert "Technology Education,"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jenkins to Engrossed House Bill No. 201 by Representative McDonald, et al.

AMENDMENT NO. 1

On page 1, line 3, after "47:1508(B)(17)," add the following: "and to enact R.S. 47:3048.3"

AMENDMENT NO. 2

On page 1, line 11, after "reenacted" add the following: "and R.S. 47:3048.3 is hereby enacted"

AMENDMENT NO. 3

On page 28, between lines 24 and 25 add the following:

"§3048.3 Elementary and Secondary students

A. As part of the Louisiana Tuition Opportunity Program for Students, beginning with the 1998-1999 school year, the governor shall, with the approval of the local school board, designate at least three but not more than ten school attendance areas in the state for participation in the School Choice Awards Program. These school attendance areas shall correspond to schools identified by the local school board as being among the lowest performing twenty percent of schools under the jurisdiction of the board.

B. Upon determination by the governor that the operation of the School Choice Awards Program will result in actual net savings to the state, the governor shall announce the beginning of the program and deadlines for parents to apply for participation in the program.

C. To qualify for a School Choice Award, the parent or legal guardian shall actually reside within a designated school attendance area designated by the local school board, the student shall have attended a Louisiana public kindergarten, elementary, or secondary school during the spring semester of the 1997-1998 school year, the student would otherwise be attending a public elementary or secondary school which has been designated as among the lowest performing twenty percent of schools under the jurisdiction of the local school board, and the student has enrolled beginning with 1998-1999 school year in a nonpublic school that is approved by the state Board of Elementary and Secondary Education.

D. Each School Choice Award shall be in the amount of one thousand dollars per child per year or fifty percent of the actual nonpublic school tuition paid by the parent or legal guardian, whichever is less.

E. The legislature shall appropriate annually to each participating local school board a sum equal to one-half of the estimated net savings to the state resulting from the School Choice Awards Program. These funds shall be in addition to any funds provided under the minimum foundation program.

F. After the 1998-1999 school year, the governor may, with the approval of the participating school boards, expand the School Choice Awards Program to additional school attendance areas corresponding to the lowest performing twenty percent of schools under the jurisdiction of the board, provided such expansion results in actual net savings to the state.

G. The governor shall adopt rules pursuant to the Administrative Procedures Act necessary to implement this section. Such rules shall include but not be limited to approving applications for participation in the program and appropriate norm-reference testing of each child before entering the School Choice Awards Program and at the end of each school year.

H. The governor shall report annually to the legislature on the results of this program and the performance of students receiving tuition assistance pursuant to the School Choice Awards Program."

Point of Order

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

Ruling of the Chair

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

Appeal of the Ruling of the Chair

Rep. Jenkins appealed the ruling of the Chair.

The vote recurred on sustaining the ruling of the Chair.

By a vote of 100 yeas and 4 nays, the Chair was sustained.

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Wright to Engrossed House Bill No. 201 by Representatives McDonald, et al.

AMENDMENT NO. 1

On page 22, line 8, after "K." insert the following:

"(1) Notwithstanding any provision of this Section to the contrary, any student who qualifies for an award as provided in this Section and who also qualifies for any other financial assistance offered by the state public college or university which the student attends shall be allowed to combine such award and financial assistance in any manner to cover other costs of attendance 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, including room and board, books, and other instructional materials."

AMENDMENT NO. 2

On page 22, at the beginning of line 14, insert "(2)"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Perkins, Triche, and Winston to Engrossed House Bill No. 201 by Representative McDonald, et al.

AMENDMENT NO. 1

On page 25 delete lines 24 through 26 and on page 26 delete lines 1 and 2 and at the beginning of line 3 change "Q.(1)" to "Q."

AMENDMENT NO. 2

On page 26 delete lines 15 through 19 and at the beginning of line 20 change "R.(1)" to "R."

AMENDMENT NO. 3

On page 27 delete lines 7 through 10

AMENDMENT NO. 4

On page 28 delete lines 19 through 24

Motion

Rep. Copelin moved the previous question be ordered on the entire subject matter.

As a substitute motion, Rep. DeWitt moved to end consideration of amendments.

Rep. Holden objected.

The vote recurred on the substitute motion.

By a vote of 66 yeas and 33 nays, the House agreed to end consideration of amendments.

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

Rep. Perkins moved adoption of Amendment Nos. 1, 2, and 3.

Rep. McDonald objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Hopkins	Scalise
Ansardi	Hunter	Schneider
Baudoin	Jenkins	Shaw
Bowler	Johns	Smith, J.D.—50th
Bruce	Kennard	Stelly
Bruneau	Kenney	Strain
Carter	Lancaster	Theriot
Chaisson	Landrieu	Thomas
Crane	Marionneaux	Thompson
Damico	Martiny	Thornhill
Daniel	McCain	Travis
Diez	McCallum	Triche
Dimos	McMains	Vitter
Donelon	Michot	Walsworth
Dupre	Montgomery	Warner
Durand	Morrish	Weston
Fauchoux	Odinet	Wiggins
Flavin	Perkins	Wilkerson
Fontenot	Pierre	Windhorst
Frith	Pinac	Winston
Hammett	Powell	
Hill	Riddle	
Total—64		

NAYS

Mr. Speaker	Glover	Quezaire
Alexander, A.—93rd	Green	Romero
Alexander, R.—13th	Guillory	Rousselle
Barton	Heaton	Salter
Baylor	Holden	Schwegmann
Clarkson	Hudson	Smith, J.R.—30th
Copelin	Iles	Toomy
Curtis	LeBlanc	Waddell
Deville	Long	Welch
Doerge	McDonald	Willard
Farve	Morrell	Wright
Fruge	Murray	
Gautreaux	Pratt	
Total—37		

ABSENT

DeWitt	Jetson
Hebert	Mitchell
Total—4	

Amendments Nos. 1, 2, and 3 were adopted.

Rep. Perkins moved the adoption of Amendment No. 4.

Rep. McDonald objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Hammett	Theriot
Bowler	Lancaster	Thomas
Bruneau	Landrieu	Thornhill
Carter	Michot	Travis
Chaisson	Montgomery	Triche
Crane	Perkins	Vitter
Diez	Pierre	Walsworth
Dimos	Pinac	Weston
Donelon	Powell	Wilkerson
Durand	Scalise	Windhorst
Flavin	Schneider	Winston
Fontenot	Shaw	
Frith	Stelly	
Total—37		

NAYS

Mr. Speaker	Green	Pratt
Alexander, A.—93rd	Guillory	Quezaire
Alexander, R.—13th	Heaton	Riddle
Ansardi	Hill	Romero
Barton	Hopkins	Rousselle
Baudoin	Hudson	Salter
Baylor	Iles	Schwegmann
Bruce	Johns	Smith, J.D.—50th
Clarkson	Kennard	Smith, J.R.—30th
Copelin	Kenney	Strain
Curtis	LeBlanc	Thompson
Damico	Long	Toomy
Deville	Marionneaux	Waddell
Doerge	Martiny	Warner
Dupre	McCain	Welch
Farve	McDonald	Wiggins
Faucheux	McMains	Willard
Fruge	Morrill	Wright
Gautreaux	Morrish	
Glover	Odinet	
Total—58		

ABSENT

Daniel	Hunter	Mitchell
DeWitt	Jenkins	Murray
Hebert	Jetson	
Holden	McCallum	
Total—10		

Amendment No. 4 was rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinet
Alario	Gautreaux	Perkins
Alexander, A.—93rd	Glover	Pierre
Alexander, R.—13th	Green	Pinac
Ansardi	Guillory	Powell
Barton	Hammett	Quezaire
Baudoin	Heaton	Riddle
Baylor	Hebert	Romero
Bowler	Hill	Rousselle
Bruce	Hopkins	Salter
Bruneau	Hudson	Scalise
Carter	Iles	Schneider
Chaisson	Jenkins	Schwegmann
Clarkson	Johns	Shaw
Copelin	Kennard	Smith, J.D.—50th
Crane	Kenney	Smith, J.R.—30th
Curtis	Lancaster	Stelly
Damico	Landrieu	Strain
Daniel	LeBlanc	Theriot
Deville	Long	Thomas
DeWitt	Marionneaux	Thornhill
Diez	Martiny	Toomy
Dimos	McCain	Triche
Doerge	McCallum	Vitter
Donelon	McDonald	Waddell
Dupre	McMains	Walsworth
Durand	Michot	Wiggins
Faucheux	Mitchell	Windhorst
Flavin	Montgomery	Winston
Fontenot	Morrish	
Frith	Murray	
Total—99		

NAYS

Holden	Pratt
Morrell	Welch
Total—4	

ABSENT

Farve	Jetson
Total—2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Speaker Pro Tempore Bruneau in the Chair

HOUSE BILL NO. 204—
BY REPRESENTATIVES WIGGINS AND WRIGHT
AN ACT

To amend and reenact R.S. 17:62 and 73 and to enact R.S. 17:62.1, relative to the school system for Wards 9, 10, and 11 in Rapides Parish; to provide for the school board and an interim board of control; to provide for board membership, qualifications, method of selection, terms of office, filling of vacancies, powers, duties, and responsibilities; to provide for the apportionment of the school board and for reapportionment of the Rapides Parish School Board; to provide for effectiveness and for implementation; and to provide for related matters.

Read by title.

Rep. Dimos, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Dimos on behalf of the Legislative Bureau to Engrossed House Bill No. 204 by Representative Wiggins

AMENDMENT NO. 1

On page 5, line 16, following "17:" and before "as" change "73" to "62"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Wiggins to Engrossed House Bill No. 204 by Representative Wiggins

AMENDMENT NO. 1

On page 2, at the end of line 3, change the period "." to a comma "," and insert "which shall be designated the North Rapides Parish School Board."

AMENDMENT NO. 2

On page 2, line 12, after "of the" delete the remainder of the line and at the beginning of line 13, delete "school board" and insert "North Rapides Parish School Board"

AMENDMENT NO. 3

On page 2, line 14, after "member of the" delete the remainder of the line and insert "North Rapides Parish School Board"

AMENDMENT NO. 4

On page 3, line 1, after "member of" delete the remainder of the line and at the beginning of line 2, delete "this Section" and insert "the North Rapides Parish School Board"

AMENDMENT NO. 5

On page 3, line delete line 17 and insert the following:

"§62.1. North Rapides Parish School Board; interim"

AMENDMENT NO. 6

On page 3, line 20, after "for the" and before "in Rapides" delete "Wards 9, 10, and 11 school system" and insert "North Rapides Parish School Board"

AMENDMENT NO. 7

On page 3, line 22, after "of the" and before "School Board" delete "Wards 9, 10, and 11" and insert "North Rapides Parish"

AMENDMENT NO. 8

On page 4, line 6, after "of the" and before "School Board" delete "Wards 9, 10, and 11" and insert "North Rapides Parish"

AMENDMENT NO. 9

On page 4, line 9 after "for the" and before "School Board" delete "Wards 9, 10, and 11" and insert "North Rapides Parish"

AMENDMENT NO. 10

On page 4, line 14, after "of the" and before "School Board" delete "Wards 9, 10, and 11" and insert "North Rapides Parish"

AMENDMENT NO. 11

On page 5, between lines 2 and 3, insert:

"G. The interim school board shall prepare a plan for funding the district and for organization and implementation of the new school system. The board shall submit such plan to the voters of the district for their approval or rejection. The board may place a proposition on the ballot for such purpose, and such plan shall be approved if such proposition is approved by a majority of the qualified voters of the district voting in an election held for the purpose. If such plan is disapproved by the voters at such an election or by the United States Department of Justice, the interim school board may submit another plan or plans to the voters of the district as provided in this Section. The plan for funding the district and for organization and implementation of the new school system shall be implemented only if it is not disapproved by the United States Department of Justice and if it is approved by the voters as provided in this Subsection."

AMENDMENT NO. 12

On page 5, at the beginning of line 3, delete "G." and insert "H."

AMENDMENT NO. 13

On page 5, at the beginning of line 5, before "School Board" delete "Wards 9, 10, and 11" and insert "North Rapides Parish"

Motion

Rep. Travis moved the previous question be ordered on the entire subject matter.

As a substitute motion, Rep. Murray moved that the previous question be ordered on the amendments.

Rep. Travis objected.

The vote recurred on the substitute motion.

By a vote of 44 yeas and 53 nays, the House refused to order the previous question on the amendments.

Rep. Travis insisted on his motion that the previous question be ordered on the entire subject matter.

By a vote of 69 yeas and 30 nays, the motion was agreed to.

Rep. Wiggins moved the adoption of the amendments.

Rep. Curtis objected.

By a vote of 62 yeas and 36 nays, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Powell
Alexander, R.—13th	Hill	Riddle
Ansardi	Hopkins	Scalise
Barton	Iles	Schneider
Bowler	Jenkins	Shaw
Bruneau	Johns	Smith, J.D.—50th
Clarkson	Kennard	Stelly
Crane	Kenney	Theriot
Damico	Lancaster	Thompson
Daniel	LeBlanc	Thornhill
Deville	Martiny	Travis
DeWitt	McCain	Triche
Diez	McCallum	Vitter
Dimos	McDonald	Waddell
Donelon	McMains	Walsworth
Durand	Michot	Wiggins
Flavin	Morrish	Windhorst
Fontenot	Odinet	Winston
Frith	Perkins	Wright
Fruge	Pinac	
Total—59		

NAYS

Alario		
Alexander, A.—93rd	Green	Pierre
Baudoin	Guillory	Pratt
Baylor	Heaton	Quezairé
Bruce	Hebert	Romero
Carter	Holden	Salter
Chaisson	Hunter	Schwegmann
Copelin	Jetson	Smith, J.R.—30th
Curtis	Landrieu	Strain
Doerge	Long	Thomas
Dupre	Marionneaux	Toomy
Farve	Mitchell	Warner
Faucheux	Montgomery	Welch
Gautreaux	Morrell	Weston
Glover	Murray	Wilkerson
		Willard
Total—42		

ABSENT

Hudson	Rousselle
Total—2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Wiggins moved to reconsider the vote by which the above bill was finally passed, and to lay the motion to reconsider on the table.

Rep. Hunter objected to laying the motion to reconsider on the table.

By a vote of 59 yeas and 41 nays, the House agreed to lay the motion to reconsider on the table.

Suspension of the Rules

On motion of Rep. Curtis, and under a suspension of the rules, the above roll call was corrected to reflect him as voting nay.

HOUSE BILL NO. 174—

BY REPRESENTATIVES DEWITT, DOWNER, AND MCMAINS AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND ROMERO
AN ACT

To amend and reenact R.S. 27:25(D) and (E) and 26 and to enact R.S. 27:15(D) and (E), relative to the Louisiana Gaming Control Board; to provide for assessment of fines for riverboat gaming violations; to provide that the board may adopt a schedule of fines by rule; to provide for board hearings and appeals from the board; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative DeWitt to Engrossed House Bill No. 174 by Representative DeWitt

AMENDMENT NO. 1

On page 1, line 2, after "To" delete "amend and reenact R.S. 27:25 (D) and (E) and 26 and to"

AMENDMENT NO. 2

On page 1, line 5, after "rule;" delete the remainder of the line and delete lines 6 and 7 in their entirety and insert in lieu thereof the following:

"and to provide for related matters."

AMENDMENT NO. 3

On page 1, line 9, after "Section 1." delete the remainder of the line and delete line 10 in its entirety and insert in lieu thereof the following:

"R.S. 27:15(D) and (E) are hereby enacted to read as follows:"

AMENDMENT NO. 4

On page 1, line 13, after "D." delete "The" and insert the following:

"In addition to or in lieu of the revocation or suspension of a license issued pursuant to the provisions of the Louisiana Riverboat Economic Development and Gaming Control Act, the"

AMENDMENT NO. 5

On page 2, line 3, after "shall be" delete the remainder of the line and delete lines 4 and 5 in their entirety and insert in lieu thereof the following:

"imposed only after an adjudicatory hearing is conducted pursuant to R.S. 27:25 and a basis for imposition of the penalty is determined to exist."

AMENDMENT NO. 6

On page 2, delete lines 11 through 26 in their entirety, and delete page 3 in its entirety.

AMENDMENT NO. 7

On page 4, delete lines 1 through 3 in their entirety.

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McCain to Engrossed House Bill No. 174 by Representative DeWitt

AMENDMENT NO. 1

On page 1, at the beginning of line 2, after "To" insert "amend and reenact R.S. 27:25(E) and to"

AMENDMENT NO. 2

On page 1, line 9, after "Section 1." insert "R.S. 27:25(E) is hereby amended and reenacted and"

AMENDMENT NO. 3

On page 2, after line 10, add the following:

"* * *

§25. Hearing officer; duties

* * *

E. The hearing officer shall render his decision within thirty days after the hearing is conducted. Either party to such hearing may appeal the decision of the hearing officer to the board. Such appeal shall be lodged with the board within thirty days of the rendering of the decision and, if lodged, shall be heard and decided by the board within sixty days of such notice. Except in the case of an emergency suspension under the provisions of the Administrative Procedure Act, the effect of the hearing officer's decision, including a decision to uphold imposition of a penalty assessed under the provisions of R.S. 27:15, shall be suspended pending a final decision of the Louisiana Gaming Control Board.

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pratt
Alario	Guillory	Quezairé
Alexander, A.—93rd	Hammett	Riddle
Alexander, R.—13th	Hebert	Rousselle
Ansardi	Hill	Salter
Baudoin	Holden	Scalise
Baylor	Hopkins	Schneider
Bowler	Hunter	Schwegmann
Bruce	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	Martiny	Toomy
Deville	McCain	Travis
DeWitt	McCallum	Triche
Diez	McDonald	Vitter
Dimos	McMains	Waddell
Doerge	Michot	Walsworth
Donelon	Mitchell	Warner
Dupre	Montgomery	Welch
Durand	Morrell	Weston
Faucheux	Morrish	Wiggins
Flavin	Murray	Wilkerson
Fontenot	Odinet	Willard
Frith	Perkins	Windhorst
Fruge	Pierre	Winston
Gautreaux	Pinac	Wright
Glover	Powell	

Total—98

NAYS

Barton
Total—1

ABSENT

Farve	Hudson	Marionneau
Heaton	Jetson	Romero

Total—6

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 183 (Duplicate of Senate Bill No. 148)—
BY REPRESENTATIVE DONELON AND SENATOR HOLLIS AND
COAUTHORED BY SENATOR CRAVINS
AN ACT

To amend and reenact the heading of Part VI-B of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950 and R.S. 22:244, 245(A), (B), and (C)(introductory paragraph) and (10)(introductory paragraph), and 246, and to repeal R.S. 22:247, relative to health insurance; to enact the Louisiana Children's Health Insurance Program; to delete certain references to the Louisiana Basic Health Insurance Plan Pilot Program; to provide for definitions; to provide for the LA CHIP Advisory Committee; to provide for an advisory task force; to create the LA CHIP Fund within the state treasury; to provide for program administration, funding, and eligibility; to provide for the adoption of rules; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

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

Speaker Downer in the Chair

HOUSE BILL NO. 192—
BY REPRESENTATIVES BRUNEAU, COPELIN, AND RIDDLE
AN ACT

To amend and reenact R.S. 18:465(A), 481, 511(A) and (B), 512(B), and 551(C)(1) and to enact R.S. 18:1275.1, relative to elections; to provide the manner in which candidates for congress qualify

for the general election; to allow a candidate to qualify for the general election by nominating petition under certain circumstances; to provide for the form, time, and manner of filing and certifying such petitions; to provide with respect to challenging such candidates nominated by petition; to provide for the printing of a candidate's name on the ballot; to provide for the election of candidates to office; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Dimos, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Dimos on behalf of the Legislative Bureau to Engrossed House Bill No. 192 by Representative Bruneau

AMENDMENT NO. 1

On page 3, line 6, following "state" and before the period "." insert "shall qualify for the general election"

AMENDMENT NO. 2

On page 6, line 9, following "A." insert "Time and place of filing."

AMENDMENT NO. 3

On page 8, line 20, following "F." insert "Applicable provisions."

AMENDMENT NO. 4

On page 8, line 25, following "overrule" insert ", in effect,"

AMENDMENT NO. 5

On page 8, line 26, following "Love," delete "____U.S.____" and insert "118 S.Ct. 464"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lancaster to Engrossed House Bill No. 192 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 18:" delete the remainder of the line and delete lines 3 through 11 in their entirety and insert the following:

"401(A), 402(B) and (C), 425(A)(1)(a), 467(3), 469(D)(2), 1251(A), 1272(A), 1273, 1274, 1278(B), 1279, 1400.1(A), 1400.2(A), 1400.3(A), and 1400.4(A) and to enact R.S. 18:402(H), 467(7), 1275.1, 1275.2, 1275.3, and 1276, relative to elections; to provide for elections for federal office; to provide for dates of federal and federal runoff elections; to define terms; to provide for open primary party nomination elections; to provide for nomination to federal office by petition; to provide for the form, time, and manner of filing and certifying such petitions; to provide with respect to challenging such candidates nominated by petition; to provide for the number of

commissioners at each precinct; to provide for qualifying as a candidate in a federal election; to provide for elections to fill vacancies in certain federal offices; to provide for expenses of elections; and to provide for related matters."

AMENDMENT NO. 2

On page 1, delete lines 13 through 15 in their entirety, delete pages 2 through 7 in their entirety, and on page 8, delete lines 1 through 22 in their entirety and insert the following:

"Section 1. R.S. 18:401(A), 402(B) and (C), 425(A)(1)(a), 467(3), 469(D)(2), 1251(A), 1272(A), 1273, 1274, 1278(B), 1279, 1400.1(A), 1400.2(A), 1400.3(A), and 1400.4(A) are hereby amended and reenacted and R.S. 18:402(H), 467(7), 1275.1, 1275.2, 1275.3, and 1276 are hereby enacted to read as follows:

§401. Purpose and nature of primary and general elections

A. Purpose. Primary and general elections are held to elect persons to ~~Congress and to~~ all the elective offices in this state, except the ~~office of offices of United States senator, representative in congress, and presidential elector.~~ Federal elections are held to elect persons to congress and presidential electors.

* * *

§402. Dates of primary and general elections

* * *

B. Congressional elections. Elections for members of ~~Congress the Public Service Commission, judges, and other~~ officers elected at the same time as ~~members of Congress~~ shall be held every two years, beginning in ~~1982~~ 1998 during the same year that members of the United States Congress are elected. Such elections shall be called congressional elections for the purpose of administering the provisions of this Title.

(1) Congressional primary elections shall be held on the first Saturday in October of an election year.

(2) Congressional general elections shall be held on the first Tuesday after the first Monday in November of an election year.

C. Municipal and ward elections. In all municipalities with a population of less than four hundred seventy-five thousand, elections for municipal and ward officers who are not elected at the same time as the governor, ~~or members of congress, or members of the Public Service Commission~~ shall be held every four years.

(1) Primary elections for municipal and ward officers who are not elected at the same time as the governor, ~~or members of congress, or members of the Public Service Commission~~ shall be held on the first Saturday in April of an election year, or on the second Tuesday in March of an election year, if the statewide presidential preference primary election is scheduled on the second Tuesday in March of the presidential election year.

(2) General elections for municipal and ward officers who are not elected at the same time as the governor, ~~or members of congress, or members of the Public Service Commission~~ shall be held on the fourth Saturday after the first Saturday in April of an election year unless the primary election for such officers is held on the second Tuesday in March; in such case the general election shall be held on the third Saturday in April of an election year.

* * *

H. Federal elections. Elections for members of the United States Congress shall be held every two years, beginning in 1998. Elections for presidential electors shall be held every four years beginning in 2000.

(1) Party nomination elections for federal elections as provided in Part II of Chapter 6 of this Title shall be held on the first Saturday in October of an election year.

(2) Federal elections shall be held on the first Tuesday after the first Monday in November in every even-numbered year.

(3) A federal runoff election shall be held on the first Saturday after the first Monday in December in every even-numbered year for the office of United States senator or for the office of United States representative when a candidate for such office was not elected at the federal election.

(4) The party nomination election and federal election shall be treated as primary elections and the runoff election shall be treated as a general election for the purpose of administering the provisions of this Title.

* * *

§425. Commissioners

A. Number. (1) In addition to the commissioner-in-charge, at the following elections there shall be the following number of additional commissioners at each precinct:

(a) For the gubernatorial primary and general elections, the congressional primary and general elections, the party nomination election as provided in Part II of Chapter 6 of this Title, the federal and federal runoff elections, and the primary and general elections for municipal officers in a parish containing a municipality with a population of four hundred seventy-five thousand or more held every four years beginning in 1994:

(i) Four commissioners for precincts with more than three hundred registered voters.

(ii) Three commissioners for precincts with three hundred registered voters or less.

* * *

§467. Opening of qualifying period

The qualifying period for candidates in a primary election shall open:

* * *

(3) For candidates in a primary election for municipal and ward officers who are not elected at the same time as the governor, or members of congress, or members of the Public Service Commission in municipalities with a population of less than four hundred seventy-five thousand and those in any special primary election to be held at the same time, on the second Wednesday in February of the year of the election, unless the primary election is held on the second Tuesday in March, in such case the qualifying period for candidates in such primary election shall open on the last Wednesday in January of the year of the election.

* * *

(7)(a) For candidates in a party nomination election as provided in Part II of Chapter 6 of this Title, on the third Wednesday in August of the year of the election.

(b) Candidates shall qualify for a federal election as provided in Part II of Chapter 6 of this Title.

* * *

§469. Reopening of qualifying period; effect

* * *

D. Effect on primary election.

* * *

(2) If all the votes cast in a primary election for a public office are void because of the death of a candidate, the primary election for the office shall be held on the date of the general election, and the general election for the office shall be held on the fourth Saturday after the primary election. However, if the primary election is held on the date scheduled for a congressional general election, the general election for the office shall be held on the fifth Saturday after the primary election; or federal election, the general election for the office shall be held on the first Saturday after the first Monday in December after the federal election.

* * *

§1251. Election; time of electing

A. In the federal election held every fourth year after an election of a president and vice president of the United States, the electors of president and vice president of the United States, hereinafter referred to as "presidential electors", shall be chosen by election by the qualified electors of the state. The election shall be held on the Tuesday following the first Monday in November and shall be conducted and the returns made in accordance with the provisions of this Title, except insofar as such provisions may conflict with the provisions of this Part.

* * *

§1272. United States senators, representatives in congress; time of electing

A. All general elections for representatives in congress, sometimes referred to in this Title as congressional federal elections, shall be held on the first Tuesday next following the first Monday in November, 1982, 1998, and every two years thereafter. The primary election federal runoff election, when necessary, shall be held on the first Saturday in October Tuesday after the first Monday in December next preceding following the date of the general federal election.

* * *

§1273. Opening and closing of qualifications for candidates for United States senators and representatives in congress

When a member of the United States Senate or members of the United States House of Representatives are to be elected at the congressional federal election or at a special election, qualifications for candidates for the party nomination election as provided for in this Part shall open and close as provided in Chapter 5 of this Title.

§1274. Declaration of candidacy by congressional candidates

Any person desiring to become a candidate in a primary party nomination election for the federal election for United States senator or representative in congress shall file notification of his candidacy and declaration of his qualifications as provided for state candidates in Chapter 5 of this Title.

* * *

§1275.1. Open primary party nomination election

A. Each recognized political party shall hold an open primary nomination election to select the party's candidate for the federal election for the office of United States senator and for the office of representative in congress.

B. Party open primary nomination elections shall be held on the first Saturday in October in even-numbered years.

§1275.2. Candidates who qualify for federal election

A. The candidate for each office from each recognized political party who received the highest number of votes in the nomination election shall qualify for the federal election. If, as a result of a tie vote in the party nomination election, the number of candidates who would qualify for the federal election is more than two, all of the candidates who received the same number of votes in the party nomination election qualify for the federal election.

B.(1) A candidate for United States senator or representative in congress shall qualify for the federal election by submitting a nominating petition which has been submitted in accordance with and has been certified as containing the required number of signatures as required by this Part.

(2)(a) However, any candidate who has submitted such nominating petition for candidacy in the federal election and subsequently qualifies as a candidate for any office in a party nomination election for the same federal election shall not qualify as a candidate for the federal election under this Subsection.

(b) No candidate who was affiliated with a recognized political party at anytime between sixty days prior to the opening of qualifying for the party nomination election through the close of qualifying for such election shall qualify as a candidate for the federal election under this Subsection.

§1275.3. Nominating petitions for candidates for federal election

A. Any person desiring to become a candidate in a federal election who was not affiliated with a recognized political party sixty days prior to the opening of qualifying for the party nomination election for the federal election for United States senator or representative in congress shall file a nominating petition with the secretary of state.

B. Method of nominating candidates. A person may only be nominated as a candidate in a federal election by persons who are registered to vote on the office he seeks who sign a nominating petition for him. In addition to his signature, each voter who signs a nominating petition shall date his signature and shall provide the ward and precinct in which he is registered to vote, his residence address, including the municipal number, the apartment number, if any, the rural route and box number, or any other physical description that will identify his actual place of residence. Once a voter has signed a nominating petition, he may not withdraw the nomination. The secretary of state shall prepare forms which may be used by any person who seeks nomination as a candidate by nominating petition.

The forms shall be available, upon request, at the office of the secretary of state. Nothing in this Subsection shall be construed to require nominating petitions to be filed only on forms prepared by the secretary of state.

C. Number of signatures required. The number of qualified voters who must timely sign a nominating petition is:

(1) For a candidate for the office of United States senator - three percent of the registered voters of the state as of the last presidential election.

(2) For a candidate for the office of representative in congress - three percent of the registered voters of that congressional district as of the last presidential election.

D. Form. Each sheet of the nominating petition shall set forth the candidate's name, the address of his domicile, the office for which the signers nominate him, the political party with which he is affiliated, if any, and the date of the general election for which he seeks to qualify. The name of each voter who signed the nominating petition shall be typed or legibly written on the petition, and each signature on the nominating petition shall be dated and witnessed by the candidate or the person who obtained the signature on his behalf. The candidate and all persons who obtained signatures on his behalf shall certify on the nominating petition that to the best of their knowledge, information, and belief all of the signatures on the nominating petition are genuine and all of the statements contained in the nominating petition are true and correct.

E. Certification.

(1) A nominating petition shall be submitted to the registrars of voters in the parishes where the signers reside not less than thirty days before the opening of qualifying for candidates for the party nomination election for the federal election. In the case of a special election to fill a vacancy, a nominating petition shall be submitted to the registrar no later than the opening of qualifying for candidates for the party nomination election for the special election.

(2) The registrar for each parish shall endorse upon the nominating petitions the date and time of submission and shall promptly certify the nominating petitions, in the order received, by determining and certifying on each nominating petition which of the signers who provided a residence address in the parish signed the nominating petition timely and are registered to vote on the office the candidate seeks. A registrar may stop certifying the signatures on a nominating petition when the total number of the signers he has certified as having signed the petition timely and as being registered to vote on the office the candidate seeks equals one hundred fifteen percent of the number of qualified voters required to nominate the candidate for the office he seeks. A registrar's certification shall be conclusive as to the number of qualified voters who timely signed a nominating petition, and evidence to the contrary shall not be admitted in an action objecting to the candidacy of the candidate who filed the nominating petition.

F. Objections to candidacy.

(1) Standing to object to candidacy. A registered voter may bring an action objecting to the candidacy of a person who qualified as a candidate in a federal election by filing a nominating petition as provided in this Section for an office for which the plaintiff is qualified to vote.

(2) Grounds for an objection to candidacy. An action objecting to the candidacy of a person who qualified as a candidate in a federal election by nominating petition as provided in this Section shall be based on one or more of the following grounds:

(a) The defendant failed to qualify for the federal election in the manner prescribed by law;

(b) The defendant failed to qualify for the federal election within the time prescribed by law;

(c) The defendant does not meet the qualifications for the office he seeks in the federal election; or

(d) The defendant is prohibited by law from becoming a candidate for one or more of the offices for which he qualified in the federal election.

(3) Time for objecting to candidacy. An action objecting to candidacy shall be commenced in a court of competent jurisdiction not later than seven days after the close of qualifying for candidates for the party nomination election for the federal election. After the expiration of the time period set forth in this Section, no action shall be commenced objecting to candidacy based on the grounds for objections to candidacy contained herein.

(4) Effect of sustaining an objection to candidacy.

(a) Disqualification. When an objection to candidacy is sustained on the ground that the defendant failed to qualify for the federal election in the manner prescribed by law, that the defendant failed to qualify for the federal election within the time prescribed by law, or that the defendant does not meet the qualifications for the office he seeks, the final judgment shall disqualify the defendant as a candidate in the federal election for the office for which he failed to qualify properly.

(b) Withdrawal. When an objection to candidacy is sustained on the ground that the defendant is prohibited by law from becoming a candidate for one or more of the offices for which he qualified in the federal election, the final judgment shall order the defendant to remove the grounds for the objection by withdrawing from the federal election for one or more of the offices. If the defendant fails to comply with this judgment within twenty-four hours after it becomes definitive, the court shall render judgment disqualifying the defendant as a candidate for all of the offices for which he qualified in the federal election.

§1276. Election of candidates in a federal election; candidates who qualify for federal runoff election

A. A candidate for United States senator or representative in congress who receives a majority of the votes cast for such office in a federal election is elected.

B.(1) A federal runoff election shall be held for each office to which a candidate was not elected at the federal election.

(2)(a) The candidates who qualify for each office remaining to be filled at the federal runoff election are those who received the two highest numbers of votes for that office in the federal election.

(b) If, as a result of a tie vote in a federal election, the number of candidates who would qualify for the federal runoff election is more than two, all of the candidates who received the same number of votes in the federal election qualify for the federal runoff election.

* * *

§1278. Vacancies; United States senator

* * *

B. If a vacancy occurs in the office of United States senator and the unexpired term is more than one year, an appointment to fill the vacancy shall be temporary. Any senator so appointed shall serve until his successor is elected at a special election and takes office. Within ten days after receiving official notice of the vacancy, the governor shall issue his proclamation for special election to fill the vacancy for the unexpired term. The date of the special election shall be established by the governor in accordance with the provisions of R.S. 18:402(E). The date for the special party nomination election shall be the fourth Saturday prior to the date of the primary for the special federal election. The dates of the qualifying period shall be established by the governor in accordance with R.S. 18:467, 467.1, and 468. Immediately after issuance of the proclamation, which shall include the dates of the primary and general party nomination election and the special elections and the dates of the qualifying period, the governor shall publish the proclamation in the official journal of each parish in which the election is to be held. Within twenty-four hours after its issuance, the governor shall send a copy of the proclamation to the secretary of state. Within twenty-four hours after he receives the copy, the secretary of state shall notify all election officials having any duty to perform in connection with a special election to fill such vacancy, including the parish boards of election supervisors for the parish or parishes in which the vacancy occurred. The election shall be conducted and the returns shall be certified as in regular elections for United States senator.

* * *

§1279. Vacancies; representatives in congress

When a vacancy occurs in the office of representative in congress, the governor shall determine the dates on which the special elections shall be held and the dates of the qualifying period and shall issue his proclamation ordering a special election and specifying the dates on which the primary and general special elections will be held and the dates of the qualifying period for the election. Immediately thereafter he shall publish the proclamation in the official journal of each parish in which the election is to be held. Within twenty-four hours after issuing the proclamation, the governor shall send a copy of the proclamation to the secretary of state who shall within twenty-four hours of receipt of the information notify all election officials having any duty to perform in connection with a special election to fill such vacancy, including the parish boards of election supervisors for the parish or parishes in which the vacancy occurred. The election shall be conducted in the same manner and at the same places and the returns shall be certified as in regular congressional federal elections. If at a primary or general election federal election or federal runoff election in a congressional district one representative in congress is to be elected for a full term and another to fill a vacancy, the ballots containing the names of the candidates shall, as a part of the title of the office, designate the term for which the candidates are respectively nominated.

* * *

§1400.1. Election costs paid by secretary of state; governing authorities; reimbursement

A. The cost of ballots and election materials used in gubernatorial, ~~and~~ congressional, and federal elections, whether or not a gubernatorial or congressional candidate appears on the ballot, shall be paid by the state from funds appropriated to the secretary of state for that purpose, except that when a local or municipal candidate or a local bond, debt, tax, proposition, or question also appears on the ballot, the state shall be required to pay one-half of the cost of ballots and election materials. The remaining one-half shall be prorated between the state and all local or municipal entities participating in such election. The pro rata share of a local or municipal entity shall be determined by dividing the number of that entity's offices,

propositions, or questions on the ballot by the total number of all offices, propositions, or questions on the ballot within that local jurisdiction.

* * *

§1400.2. Election costs paid by commissioner of elections; governing authorities; reimbursement

A. The costs of publication of the location of polling places; of renting polling places; of drayage; of setting up voting machines; of compensating commissioners and deputy parish custodians; and of transmitting election returns for gubernatorial, ~~and~~ congressional, and federal elections, whether or not a gubernatorial or congressional candidate appears on the ballot, shall be paid by the state from funds appropriated to the commissioner of elections for that purpose, except that when a local or municipal candidate or a local bond, debt, tax, proposition, or question also appears on the ballot, the state shall be required to pay one-half of such costs. The remaining one-half shall be prorated between the state and all local or municipal entities participating in such election. The pro rata share of a local or municipal entity shall be determined by dividing the number of that entity's offices, propositions, or questions on the ballot by the total number of all offices, propositions, or questions on the ballot within that local jurisdiction.

* * *

§1400.3. Election expenses incurred by clerks of court and registrars of voters; payment by commissioner of elections; payment by governing authorities

A. Election expenses incurred by clerks of court and registrars of voters for gubernatorial, ~~and~~ congressional, and federal elections, whether or not a gubernatorial or congressional candidate appears on the ballot, shall be paid by the state from funds appropriated to the commissioner of elections for that purpose, except that when a local or municipal candidate or a local bond, debt, tax, proposition, or question also appears on the ballot, the state shall be required to pay one-half of such costs. The remaining one-half shall be prorated between the state and all local or municipal entities participating in such election. The pro rata share of a local or municipal entity shall be determined by dividing the number of that entity's offices, propositions, or questions on the ballot by the total number of all offices, propositions, or questions on the ballot within that local jurisdiction.

* * *

§1400.4. Elections costs for parish boards of election supervisors; payment of compensation; reimbursement; expenses

A. Election expenses incurred by parish boards of election supervisors for gubernatorial, ~~and~~ congressional, and federal elections, whether or not a gubernatorial or congressional candidate appears on the ballot, shall be paid by the state from funds appropriated to the commissioner of elections for that purpose, except that when a local or municipal candidate or a local bond, debt, tax, proposition, or question also appears on the ballot, the state shall be required to pay one-half of such costs. The remaining one-half shall be prorated between the state and all local or municipal entities participating in such election. The pro rata share of a local or municipal entity shall be determined by dividing the number of that entity's offices, propositions, or questions on the ballot by the total number of all offices, propositions, or questions on the ballot within that local jurisdiction.

* * *"

Rep. Lancaster moved the adoption of the amendments.

Rep. Copelin objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alexander, A.—93rd	Glover	Scalise
Ansardi	Hammett	Schneider
Barton	Lancaster	Shaw
Bowler	Martiny	Thornhill
Damico	McMains	Vitter
Daniel	Michot	Walsworth
Dimos	Montgomery	Wiggins
Donelon	Murray	Windhorst
Faucheux	Odinet	Winston
Fruge	Powell	Wright
Total—30		

NAYS

Mr. Speaker	Guillory	Pinac
Alexander, R.—13th	Hebert	Pratt
Baudoin	Hill	Quezaire
Baylor	Holden	Riddle
Bruce	Hopkins	Rousselle
Bruneau	Hunter	Salter
Carter	Iles	Schwegmann
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Stelly
Crane	Kenney	Strain
Curtis	Landrieu	Theriot
Deville	LeBlanc	Thomas
Diez	Long	Thompson
Doerge	Marionneaux	Toomy
Dupre	McCain	Travis
Durand	McDonald	Triche
Farve	Mitchell	Waddell
Flavin	Morrell	Warner
Frith	Morrish	Welch
Gautreaux	Perkins	Willard
Green	Pierre	
Total—65		

ABSENT

Alario	Hudson	Weston
DeWitt	Jetson	Wilkerson
Fontenot	McCallum	
Heaton	Romero	
Total—10		

The amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Alexander, R.—13th	Hammett	Riddle
Ansardi	Hebert	Rousselle
Barton	Hill	Salter
Baudoin	Holden	Scalise
Baylor	Hopkins	Schneider
Bowler	Hunter	Schwegmann
Bruce	Iles	Shaw
Bruneau	Johns	Smith, J.D.—50th
Carter	Kennard	Stelly
Chaisson	Kenney	Strain
Clarkson	Landrieu	Theriot
Copelin	LeBlanc	Thomas
Curtis	Long	Thompson
Damico	Marionneaux	Thornhill
Daniel	Martiny	Toomy
Deville	McCain	Travis
DeWitt	McCallum	Triche
Diez	McDonald	Waddell
Dimos	Michot	Walsworth
Doerge	Mitchell	Warner
Dupre	Montgomery	Welch
Durand	Morrell	Wiggins
Farve	Morrish	Willard
Faucheux	Murray	Windhorst
Flavin	Odinet	Winston
Frith	Perkins	Wright
Fruge	Pierre	
Gautreaux	Pinac	
Total—91		

NAYS

Crane	Lancaster	Vitter
Donelon	McMains	
Jenkins	Smith, J.R.—30th	
Total—7		

ABSENT

Fontenot	Jetson	Wilkerson
Heaton	Romero	
Hudson	Weston	
Total—7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Suspension of the Rules

On motion of Rep. Hill, 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

April 6, 1998

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. 58
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

April 6, 1998

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 No. 38

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. McMains, the rules were suspended in order to take up Senate Concurrent Resolutions at this time.

Senate Concurrent Resolutions

The following Senate Concurrent Resolutions contained in the message were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 38—

BY SENATOR DARDENNE

A CONCURRENT RESOLUTION

To express the condolences of the Louisiana Legislature to the family of Hugh H. Hyman, Jr.

Read by title.

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

Message from the Senate

SENATE BILLS

April 6, 1998

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

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

Senate Bill Nos. 20, 39, 165, and 168

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

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

Senate Bills and Joint Resolutions on First Reading

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

SENATE BILL NO. 20—
BY SENATOR LENTINI

AN ACT

To enact R.S. 48:390, relative to trains; to prohibit the obstruction of a roadway at certain railroad grade crossings for more than twenty minutes; to provide for exceptions; to authorize application for variance to such time limitations; to require promulgation of rules and regulations by Department of Transportation and Development; to provide for penalties; to require trains to clear public crossings under certain emergency circumstances; and to provide for related matters.

Read by title.

SENATE BILL NO. 39—

BY SENATORS DARDENNE, EWING, HAINKEL, BARHAM AND ROMERO AND REPRESENTATIVES DOWNER, DEWITT AND MCMAINS
AN ACT

To amend and reenact R.S. 17:3390(E), relative to higher education; to authorize certain institutions of higher education to permit certain private, nonprofit corporations to purchase tickets for events; and to provide for related matters.

Read by title.

SENATE BILL NO. 165—

BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 36:801.1(D) and to enact R.S. 36:511, relative to the Department of Transportation and Development; to require that contract and procurement laws applicable to the department shall apply to agencies within the department; and to provide for related matters.

Read by title.

SENATE BILL NO. 168—

BY SENATOR THEUNISSEN

AN ACT

To enact Chapter 8 of Title 2 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 2:901 through 904, relative to the reorganization and recreation of the Department of Transportation and Development; to provide for the creation of the General Aviation and Reliever Airport Maintenance Grant Program within the department; to provide for grant eligibility; to provide relative to grant authority of the program; to require the promulgation of rules and regulations; to provide for the creation of the General Aviation and Reliever Airport Maintenance Grant Program Fund within the treasury; to provide for deposit of monies into the fund; to provide for use and distribution of monies in the fund; and to provide for related matters.

Read by title.

Introduction of Resolutions, House and House Concurrent

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

HOUSE RESOLUTION NO. 13—

BY REPRESENTATIVE MURRAY
A RESOLUTION

To request the House Committee on Commerce to study all aspects and operations of the Louisiana State Board of Cosmetology and to report its findings to the House of Representatives prior to the convening of the 1999 Regular Session.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 59—

BY REPRESENTATIVE HOLDEN
A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Mrs. Geneva Dunn Douglas of Baton Rouge.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 60—

BY REPRESENTATIVE MCCALLUM
A CONCURRENT RESOLUTION

To commend and to congratulate the Marion High School Lady Panthers basketball team for reaching the Sweet 16 semifinals.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 61—

BY REPRESENTATIVES FLAVIN, JOHNS, STELLY, GUILLORY, HILL, ILES, AND MORRISH AND SENATORS HINES, COX, CASANOVA, CAIN, AND THEUNISSEN
A CONCURRENT RESOLUTION

To commend and honor Monsignor Irving A. DeBlanc for his commitment to his faith and community which is so clearly evident in his sixty-year career as a priest.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 62—

BY REPRESENTATIVES MCDONALD AND DOWNER
A CONCURRENT RESOLUTION

To urge and request each governing authority of a public elementary or secondary school to provide time-out rooms in the schools under its jurisdiction.

Read by title.

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

Introduction of House Bills and Joint Resolutions

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

HOUSE BILL NO. 208—

BY REPRESENTATIVE DEWITT
AN ACT

To amend and reenact R.S. 33:4702, 4703(C)(7), 4704, 4705, 4707(H), and 4708(C)(2), (3), and (5) and (D)(introductory paragraph) and (3) and to repeal R.S. 33:4703(C)(13) and (14) and 4708(B)(5), relative to the New Orleans Business and Industrial District; to provide relative to nominations for and appointments to membership on the board of commissioners of the district; to provide relative to terms of members and to officers of the commission; to provide relative to the powers and duties of the board; to provide relative to plans for and execution of activities of the district; to provide relative to bonds issued for district purposes; to provide relative to a tax exemption program within the district; and to provide for related matters.

Read by title.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Commerce

April 6, 1998

To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 101, by Lentini
Reported with amendment. (9-0) (Regular)

JOHN D. TRAVIS
Chairman

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

Report of the Committee on Environment

April 6, 1998

To the Speaker and Members of the House of Representatives:

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

House Bill No. 205, by Ansardi (Duplicate of SB156)
Reported with amendments. (9-0) (Regular)

N. J. DAMICO
Chairman

Report of the Committee on Transportation, Highways and Public Works

April 6, 1998

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 43, by Thompson
Reported favorably. (13-0)

House Bill No. 199, by Marionneaux
Reported with amendments. (13-0) (Regular)

Senate Bill No. 9, by Bean
Reported favorably. (12-0) (Regular)

Senate Bill No. 10, by M. Smith
Reported favorably. (12-0) (Regular)

Senate Bill No. 16, by Landry
Reported favorably. (12-0) (Regular)

Senate Bill No. 19, by Lentini
Reported with amendments. (12-0) (Regular)

Senate Bill No. 24, by Lentini
Reported with amendments. (12-0) (Regular)

Senate Bill No. 25, by Lentini
Reported with amendments. (11-0) (Regular)

Senate Bill No. 29, by Lentini
Reported with amendments. (11-0) (Regular)

Senate Bill No. 30, by Lentini
Reported favorably. (12-0) (Regular)

Senate Bill No. 70, by Ewing
Reported favorably. (9-0) (Regular)

Senate Bill No. 100, by Lentini
Reported favorably. (13-0) (Regular)

Senate Bill No. 104, by Irons
Reported favorably. (9-0) (Regular)

JOHN C. DIEZ
Chairman

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

Report of the Committee on Ways and Means

April 6, 1998

To the Speaker and Members of the House of Representatives:

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

House Bill No. 206, by DeWitt
Reported favorably. (9-0-1) (Regular)

Senate Bill No. 121, by Barham
Reported with amendments. (12-0) (Regular)

Senate Bill No. 122, by Barham
Reported favorably. (12-0) (Regular)

Senate Bill No. 123, by Barham
Reported favorably. (10-0) (Regular)

Senate Bill No. 137, by Barham
Reported favorably. (9-0-1) (Regular)

JOHN A. ALARIO, JR.
Chairman

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

Report of the Committee on Appropriations

April 6, 1998

To the Speaker and Members of the House of Representatives:

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

House Bill No. 156, by DeWitt
Reported with amendments. (10-0) (Regular)

House Bill No. 200, by Hopkins
Reported by substitute. (10-0)

JERRY LUKE LEBLANC
Chairman

Suspension of the Rules

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

House Bills and Joint Resolutions on Second Reading Reported by Committees

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

HOUSE BILL NO. 156—
BY REPRESENTATIVES DEWITT, DOWNER, MCMAINS, AND WESTON AND SENATORS EWING, DARDENNE, HAINKEL, BARHAM, AND ROMERO

AN ACT

To amend Act No. 28 of the 1997 Regular Session of the Legislature, relative to the comprehensive capital construction budget, by adding thereto a new Section, to add a project for the Earl K. Long Medical Center; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 156 by Representatives DeWitt, et al.

AMENDMENT NO. 1

Change lead author from "DeWitt" to "Weston"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 200—
BY REPRESENTATIVE HOPKINS
AN ACT

To enact R.S. 42:874(A)(10)(d), relative to the powers and duties of the Board of Trustees of the State Employees Group Benefits Program; to specify contract requirements for certain medical services; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Appropriations.

The substitute was read by title as follows:

HOUSE BILL NO. 209 (Substitute for House Bill No. 200 by Representative Hopkins)—
BY REPRESENTATIVES HOPKINS AND THOMPSON
AN ACT

To amend and reenact R.S. 42:851.5(A)(2), relative to the State Employees Group Benefits Program fee schedules; to require informing program participants regarding the cost of certain laboratory, radiology, diagnostic, and therapeutic services provided by certain providers; and to provide for related matters.

Read by title.

On motion of Rep. LeBlanc, the substitute was adopted and became House Bill No. 209 by Rep. Hopkins, on behalf of the Committee on Appropriations, as a substitute for House Bill No. 200 by Rep. Hopkins.

Under the rules, lies over in the same order of business.

Suspension of the Rules

On motion of Rep. Windhorst, the rules were suspended to permit the Committee on Administration of Criminal Justice to meet on Tuesday, April 7, 1998.

Suspension of the Rules

On motion of Rep. McDonald, the rules were suspended to permit the Committee on Education to meet on Tuesday, April 7, 1998, and consider the following legislative instruments without giving the notice required by House Rule 14.21(A):

House Concurrent Resolution No. 62

Suspension of the Rules

On motion of Rep. Lancaster, the rules were suspended to permit the Committee on House and Governmental Affairs to meet on Tuesday, April 7, 1998.

Suspension of the Rules

On motion of Rep. Donelon, the rules were suspended to permit the Committee on Insurance to meet on Tuesday, April 7, 1998.

Suspension of the Rules

On motion of Rep. John Smith, the rules were suspended to permit the Committee on Natural Resources to meet on Tuesday, April 7, 1998.

Adjournment

On motion of Rep. Kenney, at 9:00 P.M., the House agreed to adjourn until Tuesday, April 7, 1998, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Tuesday, April 7, 1998.

ALFRED W. SPEER
Clerk of the House

C. Wayne Hays
Journal Clerk, *Emeritus*