

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

FOURTEENTH 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 13, 1998

The House of Representatives was called to order at 4:00 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	Guillory	Powell
Alario	Hammitt	Pratt
Alexander, A.—93rd	Heaton	Quezaire
Alexander, R.—13th	Hebert	Riddle
Ansardi	Hill	Romero
Barton	Holden	Rousselle
Baudoin	Hopkins	Salter
Baylor	Hudson	Scalise
Bowler	Hunter	Schneider
Bruce	Iles	Schwegmann
Bruneau	Jenkins	Shaw
Carter	Jetson	Smith, J.D.—50th
Chaisson	Johns	Smith, J.R.—30th
Clarkson	Kennard	Stelly
Copelin	Kenney	Strain
Crane	Lancaster	Theriot
Curtis	Landrieu	Thomas
Damico	LeBlanc	Thompson
Daniel	Long	Thornhill
Deville	Marionneaux	Toomy
DeWitt	Martiny	Travis
Diez	McCain	Triche
Dimos	McCallum	Vitter
Donelon	McDonald	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
Green	Pinac	
Total—104		

ABSENT

Doerge
Total—1

The Speaker announced that there were 104 members present and a quorum.

Prayer

Prayer was offered by Rep. Long.

Pledge of Allegiance

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

Reading of the Journal

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

On motion of Reps. Holden and Kennard, the Journal of April 8, 1998, was corrected to reflect them as voting yea on the final passage of Senate Bill No. 162.

On motion of Rep. Quezaire, the Journal of April 8, 1998, was adopted.

Petitions, Memorials and Communications

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

Privileged Report of the Legislative Bureau

April 13, 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. 1
Reported without amendments.

Senate Bill No. 2
Reported with amendments.

Senate Bill No. 3
Reported with amendments.

Senate Bill No. 20
Reported without amendments.

Senate Bill No. 108
Reported with amendments.

Senate Bill No. 112
Reported without amendments.

Senate Bill No. 136
Reported without amendments.

Senate Bill No. 157
Reported without amendments.

Senate Bill No. 163
Reported without amendments.

Respectfully submitted,
JIMMY N. DIMOS
Chairman

Suspension of the Rules

On motion of Rep. McDonald, the rules were suspended in order to take up Senate Instruments on Second Reading Returned from the Legislative Bureau at this time.

Senate Instruments on Second Reading Returned from the Legislative Bureau

Rep. McDonald asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions on second reading just returned from the Legislative Bureau, with a view of acting on the same:

SENATE BILL NO. 1—

BY SENATORS DARDENNE, EWING, HAINKEL, BARHAM, ROMERO, BRANCH, CASANOVA, GREENE, SHORT, THEUNISSEN, BAGNERIS, BEAN, DEAN, DYESS, ELLINGTON, HINES, JORDAN, LAMBERT, SCHEDLER, SMITH AND ULLO AND REPRESENTATIVES DOWNER, DEWITT, LEBLANC, MCMAINS, AND MACDONALD

A JOINT RESOLUTION

Proposing to amend Article VII, Section 10.1(C)(2) and (3), the introductory paragraph of (D)(1), (D)(1)(c), the introductory paragraph of (D)(2), and (D)(2)(a) and (c), and Article VIII, Section 3(A), and 5(A), the introductory paragraph of (D), (D)(3), (4), and (5), and (E) and to add Article VIII, Section 7.1, all of the Constitution of Louisiana, relative to providing for the governance and management of education; to create and provide for the Louisiana Technical and Community College System; to create and provide for the Board of Supervisors of Technical and Community Colleges as a fifteen member management board for the system subject to the planning, coordinating, and budgeting responsibility of the Board of Regents; to provide for fifteen members to be appointed by the governor; to provide relative to the consent of the Senate and the terms of members; to provide for student membership on the board; to empower the board with supervision and management of all public postsecondary vocational-technical education programs and institutions of higher education awarding certain types of degrees as assigned by law; to require divisions within the Louisiana Technical and Community College System; to revise the powers and duties of the Board of Regents to extend its authority over postsecondary education; to revise certain references; to provide with regard to the requirements to create a new institution of postsecondary education, transfer an institution of higher education from one management board to another, merge any postsecondary institution into any other postsecondary institution, or establish a new management board; to temporarily require certain minimum funding for postsecondary institutions; to provide relative to the authorization to allocate money appropriated out of the Louisiana Quality Education Support Fund for postsecondary educational purposes; to provide for the effectiveness of the proposal if approved by the electorate; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 1 by Senator Dardenne

AMENDMENT NO. 1

On page 8, line 3, after "Board" and before "of" insert "of Supervisors"

AMENDMENT NO. 2

On page 10, line 14, after "or" and before "provide" delete "predominately" and insert in lieu thereof "predominantly"

AMENDMENT NO. 3

On page 10, line 20, after "Regents;" delete the remainder of the line and delete lines 21 through 23 and insert in lieu thereof "and to"

AMENDMENT NO. 4

On page 10, line 26, after "but" and before "the authority" delete "transfer" and insert in lieu thereof "to provide for the transfer of the"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 2—

BY SENATORS DARDENNE, EWING, HAINKEL, BARHAM, ROMERO, SHORT, GREENE, BRANCH, CASANOVA, THEUNISSEN, BAGNERIS, BEAN, DEAN, DYESS, ELLINGTON, HEITMEIER, HINES, HOLLIS, JONES, JORDAN, LAMBERT, SCHEDLER, SIRACUSA, SMITH, TARVER, AND ULLO AND REPRESENTATIVES DOWNER, DEWITT, LEBLANC, MCMAINS, AND MACDONALD

AN ACT

To amend and reenact R.S. 17:4, 6(A)(4), (5), (6) and (7), 7(7) and (9), 540(1) and (3), 541(B)(2), 1806(A), 1808(B)(1), 1821(B), 1822(B), 1825(A) and (B)(1), 1835, 1991, 1994, 1994.1, 1996(A) and (B), 2004(A) and (B)(2), the introductory paragraph of 2005(A), 2009(B) and (D)(2), 2033, 2034, 2035, 2036, 2046(A) and (B), 2048(A), 2049.1, the introductory paragraph of 2049.2, 2049.4, 2050(C) and (D), 2054(A), 3022(A)(1), 3129.2(A)(1)(e) and (i) and (B), 3130, 3141.2(8), (9) and (11), 3141.3(A), (B), the introductory paragraph of (D)(2), (D)(2)(b), and (F), 3141.4(A) and (D)(2)(a), the introductory paragraph of 3141.5(A), (C), (D), (F)(1) and (2), and (G), 3141.6(A) and (B), 3141.7, the introductory paragraph of 3141.8(A), (A)(11), (B), and (C), 3141.9(A) and (B), 3141.11, 3141.14(D), 3141.15(A)(1), (B)(1)(a), and (C)(1), 3141.16(A), (B)(7) and (8), (C)(1), (D)(3)(e), (4), (5), (6), and (10), (E), and (F), 3141.17, 3141.18(A), (B), (C), (D), and (E), 3201, 3202, 3217, 3217.1, 3218, 3219, 3220, 3222(B), 3223(A), the introductory paragraph of (B), (B)(2), (C), and (D), 3224(C), 3225, 3226, 3301(A), 3302(A)(1) and (B), the introductory paragraph of 3351(A), 3351.1(A)(1), 3381(A), 3387(A) and (C), and R.S. 49:1101(B)(2)(a), and to enact R.S. 17:1806(E), Chapter 5-B of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:1871 through 1873, R.S. 17:2049.3(C), 3126(C), 3129.1, 3141.19, and 3217.2, and to repeal R.S. 17:7(10), (13), and (17), 1992, 2005.2, 2006, 2007, 2010, 2011, 2012, 2013, 3141.2(7), and 3301(D), to establish

the Louisiana Technical and Community College System; to create and provide for the Board of Supervisors of Technical and Community Colleges to manage the system subject to the powers of the Board of Regents; to provide terms for the initial members of the board; to provide for the selection of a student member to serve on the board; to transfer all powers, duties, and responsibilities regarding postsecondary vocational-technical schools from the State Board of Elementary and Secondary Education to the Board of Supervisors of Technical and Community Colleges; to provide for the transfer of the obligations, records, property, liabilities, and employees of postsecondary vocational-technical schools to the Board of Supervisors of Technical and Community Colleges; to reorganize the assignment of certain institutions of higher education among the higher education management boards, including the Board of Supervisors of Technical and Community Colleges; to provide relative to the exercise of the power of program approval by the Board of Regents; to require the Board of Regents to adopt and implement a system of articulation; to transfer all powers, duties, and responsibilities of the state Department of Education, the State Board of Elementary and Secondary Education, and the state superintendent of education for the licensing of proprietary schools to the Board of Regents and the commissioner of higher education; to provide the same powers, duties, and responsibilities for the Board of Supervisors of Technical and Community Colleges as is provided for the other higher education management boards; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Reengrossed Senate Bill No. 2 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 4, after "1996(A) and (B)," and before "2004(A)" insert "1998,"

AMENDMENT NO. 2

On page 2, line 3, after "(C)," insert "3801(C)(3)(c) and (4), and (D), and 3802(A)(1),"

AMENDMENT NO. 3

On page 2, at the beginning of line 7, change "and 3217.2," to "3217.2, and 3801(F),"

AMENDMENT NO. 4

On page 2, line 8, change "and 3301(D)," to "3301(D), and 3801(E)(3),"

AMENDMENT NO. 5

On page 2, line 23, after "Colleges;" and before "to provide" insert the following:

"to remove provisions for the appropriation and allocation of funds from the Louisiana Quality Education Support Fund for vocational-technical education purposes and to provide relative to the allocation

of monies in the fund for postsecondary education; to require the appropriation of certain funds for vocational-technical education purposes;"

AMENDMENT NO. 6

On page 3, line 10, after "1996(A) and (B)," and before "2004(A) and (B)(2)," insert "1998,"

AMENDMENT NO. 7

On page 3, line 24, after "(C)," insert "3801(C)(3)(c) and (4), and (D), and 3802(A)(1),"

AMENDMENT NO. 8

On page 3, line 27, change "and 3217.2" to "3217.2, and 3801(F)"

AMENDMENT NO. 9

On page 5, line 22, after "as" and before "the" insert "such reference is related to"

AMENDMENT NO. 10

On page 9, line 5, after "as" and before "the" insert "such reference is related to"

AMENDMENT NO. 11

On page 9, line 27, after "A." insert "(1)"

AMENDMENT NO. 12

On page 10, at the beginning of line 3, insert "and"

AMENDMENT NO. 13

On page 10, line 4, after "College" delete the comma and the remainder of the line and delete line 5, and insert in lieu thereof a period "." and "Each such student"

AMENDMENT NO. 14

On page 10, line 7, after "of the" delete "vocational-technical" and on line 8, delete "schools, colleges," and insert "colleges"

AMENDMENT NO. 15

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

"(2) There shall be two student members on the Board of Supervisors of Technical and Community Colleges. One student member shall be selected by and from the membership of a council composed of the student body presidents of the community colleges under the management and supervision of the board and one student member shall be selected by and from the membership of a council composed of the student body presidents of the vocational-technical schools under the management and supervision of the board.

(3) At the time of the appointment"

AMENDMENT NO. 16

On page 10, line 11, after "school," and before "college," insert "community college."

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AMENDMENT NO. 17

On page 10, line 17, after "student" change "member to "members"

AMENDMENT NO. 18

On page 10, line 18, after "Colleges" insert "each"

AMENDMENT NO. 19

On page 12, line 17, after "Colleges" and before "as" insert "and Universities"

AMENDMENT NO. 20

On page 13, at the beginning of line 1, insert "in the state"

AMENDMENT NO. 21

On page 13, delete lines 11 through 21 and insert the following:

"A.(1)(a) The Board of Supervisors of Technical and Community Colleges is created as a body corporate. The board shall be composed of fifteen members.

(b) The initial board shall have nine members selected and appointed by the governor with the consent of the Senate, three members of the State Board of Elementary and Secondary Education selected by the State Board of Elementary and Secondary Education and appointed by the governor who shall serve at the pleasure of the State Board of Elementary and Secondary Education, and three members of the Board of Trustees for State Colleges and Universities selected by the Board of Trustees for State Colleges and Universities and appointed by the governor who shall serve at the pleasure of the board during the term provided in Subparagraph (2)(c) of this Subsection. After the expiration of the terms of service of the members of the Board of Trustees for State Colleges and Universities as provided in Subparagraph 2(c) of this Subsection, the governor shall select and appoint their successors with the consent of the Senate. Thereafter, three members of the State Board of Elementary and Secondary Education shall be selected by the State Board of Elementary and Secondary Education and appointed by the governor to serve at the pleasure of the selecting board and all remaining members shall be selected and appointed by the governor to six-year overlapping terms. In addition the board shall have two student members who shall serve one-year terms and shall be selected as provided in R.S. 17:1806.

(2)(a) Of the members selected and appointed by the governor, there shall be not less than one, nor more than two members, from each congressional district.

(b) The term of each gubernatorial appointee to the Board of Supervisors of Technical and Community Colleges shall be assigned by the appointing governor so that three of the initial appointments expire on July 1, 2001, three of the initial appointments expire on July 1, 2003, and three of the initial appointments expire on July 1, 2005. Thereafter, all gubernatorial appointees shall serve terms of six years.

(c) The members of the Board of Trustees for State Colleges and Universities selected to the initial board by the Board of Trustees for State Colleges and Universities and appointed by the governor shall serve at the pleasure of the Board of Trustees for State Colleges and Universities during their terms as provided in this Subparagraph. The terms of the members selected by the Board of Trustees for State Colleges and Universities shall expire on July 1, 2001, July 1, 2003, and July 1, 2005, respectively, as determined by the board."

AMENDMENT NO. 22

On page 13, at the beginning of line 22, change "(c)" to "(d)"

AMENDMENT NO. 23

On page 14, line 16, after "education" and before "and" insert a comma ',' and "remediation."

AMENDMENT NO. 24

On page 14, line 17, after "education" and before "and" insert a comma ',' and "remediation."

AMENDMENT NO. 25

On page 14, between lines 17 and 18, insert the following:

"(5) Adopt practices and guidelines to provide for minimizing the number of administrators employed in the Louisiana Technical and Community College System and the proportion of the system budget allocated for costs associated with administration, consistent with principles contained in the Board of Regents' funding formula for higher education."

AMENDMENT NO. 26

On page 14, line 18, change "(5)" to "(6)"

AMENDMENT NO. 27

On page 14, line 20, after "other" and before "management" change "post-secondary" to "postsecondary"

AMENDMENT NO. 28

On page 14, at the end of line 20, delete the period "." and insert in lieu thereof a comma "," and "both public and private."

AMENDMENT NO. 29

On page 15, line 26, after "indexed" and before "and" insert a comma ","

AMENDMENT NO. 30

On page 15, line 26, after "papers" and before "and" insert a comma ","

AMENDMENT NO. 31

On page 15, line 27, after "affairs" and before "and" insert a comma ","

AMENDMENT NO. 32

On page 16, line 19, after "as" and before "the" insert "such reference is related to"

AMENDMENT NO. 33

On page 17, at the beginning of line 5, change "Supervisors of Technical and Community Colleges" to "Regents"

AMENDMENT NO. 34

On page 17, line 6, after "state" and before "in" insert a comma "," and "in accordance with R.S. 17:3126(D)."

AMENDMENT NO. 35

On page 18, between lines 9 and 10, insert the following:

"§1998. Advisory councils

The board, upon the recommendation of the ~~regional directors,~~ and directors of postsecondary vocational-technical schools, ~~may~~ shall appoint an advisory council on career education for each school. ~~Notwithstanding any other provision of law, the board, upon the recommendation of the regional director and the directors of the postsecondary vocational-technical schools of that region, shall appoint the advisory councils for the schools in Region I. The members of all such advisory councils in this state shall serve without pay. Each such council shall be limited to fifteen members and be representative equally of employee, employer, educational and public interests, and ethnic minorities: race, and gender to assure diversity.~~

* * *

AMENDMENT NO. 36

On page 21, line 19, after "schools" add "and community colleges"

AMENDMENT NO. 37

On page 21, line 22, after "schools" and before "where" insert "and community colleges"

AMENDMENT NO. 38

On page 21, line 25, delete "said schools" and insert "state's vocational-technical schools and community colleges"

AMENDMENT NO. 39

On page 26, line 5, after "of" and before "higher" insert "postsecondary and"

AMENDMENT NO. 40

On page 26, line 16, after "of" and before "higher" insert "postsecondary and"

AMENDMENT NO. 41

On page 26, line 20, after "of" and before "higher" insert "postsecondary and"

AMENDMENT NO. 42

On page 26, line 20, after "with" delete "the" and on line 21, delete "student member of each board" and insert in lieu thereof "each of the student members of the boards"

AMENDMENT NO. 43

On page 26, at the end of line 22, insert "The order of the rotation ~~beginning in 1981~~ shall be as" and delete line 23

AMENDMENT NO. 44

On page 27, at the end of line 1, delete the period "." and insert in lieu thereof "who represents the community college division of the system."

AMENDMENT NO. 45

On page 27, between lines 5 and 6, insert:

"(y) The student member of the Board of Supervisors of Technical and Community Colleges who represents the vocational-technical division of the system."

AMENDMENT NO. 46

On page 27, at the beginning of line 6, change "(y)" to "(b)"

AMENDMENT NO. 47

On page 27, at the end of line 10, add a semi-colon ";" and:

"service regions, establishment"

AMENDMENT NO. 48

On page 27, line 13, after "to" and before "Section" change "the" to "this"

AMENDMENT NO. 49

On page 27, line 23, after "degrees" and before "below" insert "and certificates"

AMENDMENT NO. 50

On page 27, at the end of line 23, delete "and" and on line 24, delete "certificates"

AMENDMENT NO. 51

On page 27, line 26, after "degrees" and before "provided" delete "and certificates," and insert in lieu thereof a comma ","

AMENDMENT NO. 52

On page 28, between lines 2 and 3, insert:

"(3) The provision of any program subject to the supervision and management of and offered at any institution under the jurisdiction of the Board of Supervisors of Technical and Community Colleges which is not a degree program shall require no approval beyond that of the Board of Technical and Community Colleges.

(4) The Board of Supervisors of Technical and Community Colleges, with the approval of the Board of Regents, may enter into agreements or contract with the board having supervision and management of any public institution of higher education for the provision by any such institution of courses and services leading to an associate degree.

D.(1) The Board of Regents shall formulate and establish geographic regions of the state in order to maximize the use of the instructional and physical resources of existing state postsecondary educational institutions and regionally accredited independent postsecondary educational institutions and to provide broad citizen access to the education and training services provided by such institutions. The board shall establish the regions such that at least one public institution of higher education which awards baccalaureate degrees shall be within the geographic boundaries of or shall be assigned by the Board of Regents to each region.

(2) The Board of Regents shall evaluate the instructional and physical resources of such existing institutions within each region, including the resources of existing higher education institutions, and shall assure maximum use thereof before recommending the creation of any new postsecondary institution within the region. The Board of Regents may provide for the use within a region of existing resources from outside the region before recommending the creation of any new postsecondary institution within the region."

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AMENDMENT NO. 53

On page 30, line 14, after "B.(1)" and before "All" insert "(a)"

AMENDMENT NO. 54

On page 30, after line 17, add:

"(b) Not later than the convening of the 1999 Regular Session, the Board of Regents shall submit to the legislature a proposal for full funding of the funding formula for higher and postsecondary education to be completed over a five-year period beginning not later than the fall of 1999, including provisions for equitable distribution of funds included in the formula."

AMENDMENT NO. 55

On page 30, line 19, after "education" delete the comma "," and insert in lieu thereof "and higher education."

AMENDMENT NO. 56

On page 38, at the beginning of line 5, change "president" to "presiding officer"

AMENDMENT NO. 57

On page 53, line 5, after "institutions" delete the semi-colon ";" and delete the remainder of the line and delete line 6

AMENDMENT NO. 58

On page 53, delete line 27, and insert in lieu thereof:

"shall not be changed as a result of such transfer and no action shall be taken as a result of such transfer that adversely affects the accreditation of any such institution."

AMENDMENT NO. 59

On page 55, line 9, after "shall" and before "continue" delete "endeavor to"

AMENDMENT NO. 60

On page 58, line 5 after "technical." and before "and" insert "community college."

AMENDMENT NO. 61

On page 60, at the end of line 23, add the following:

"South Louisiana Community College includes the former Louisiana Technical College -- Teche Area Campus which was transferred to the University of Louisiana System by action of the State Board of Elementary and Secondary Education at its meeting on January 22, 1998."

AMENDMENT NO. 62

On page 62, line 5, after "shall" delete the remainder of the line and delete line 6 and insert "offer classes at appropriate satellite locations, including in East Carroll Parish."

AMENDMENT NO. 63

On page 62, at the end of line 17, add:

"Neither location shall be within a ten-mile radius of any campus of a community college or technical college if such campus is in existence on July 1, 1998."

AMENDMENT NO. 64

On page 63, line 2, after "A." and before "The" insert "(1)"

AMENDMENT NO. 65

On page 63, between lines 4 and 5, insert:

"(2) Notwithstanding the provisions of Paragraph (1) of this Subsection, the Louisiana Technical and Community College System shall be comprised of two divisions, the vocational-technical division which shall include all public institutions which exclusively or predominantly provide programs of postsecondary vocational-technical education and/or which offer applied associate degrees and the community college division which shall include those institutions of higher education in the system which offer associate degrees but not baccalaureate degrees."

AMENDMENT NO. 66

On page 66, between lines 5 and 6, insert:

"§3801. Louisiana Education Quality Trust Fund

* * *

C.

* * *

(3) The treasurer shall disburse not more than fifty percent of the monies in the Support Fund as that money is appropriated by the legislature and allocated by the Board of Regents for any or all of the following higher educational purposes to enhance economic development:

* * *

(c) The enhancement of the quality of academic, research or agricultural departments or units within a community college, college, or university. These funds shall not be used for athletic purposes or programs.

* * *

(4) The treasurer shall disburse not more than fifty percent of the monies in the Support Fund as that money is appropriated by the legislature and allocated by the State Board of Elementary and Secondary Education for any or all of the following elementary and secondary educational ~~and vocational-technical educational~~ purposes:

(a) To provide compensation to city or parish school board ~~or postsecondary vocational-technical~~ professional instructional employees.

(b) To insure an adequate supply of superior textbooks, library books, equipment, and other instructional materials.

(c) To fund exemplary programs in elementary, secondary, or vocational-technical schools designed to improve elementary and secondary, or vocational-technical student academic achievement. ~~or vocational-technical skill.~~

(d) To fund carefully defined research efforts, including pilot programs, designed to improve elementary and secondary, and vocational-technical student academic achievement. ~~or vocational-technical skill.~~

(e) To fund summer school remediation programs and preschool programs.

(f) To fund the teaching of foreign languages in elementary and secondary schools.

(g) To fund an adequate supply of teachers by providing scholarships or stipends to prospective teachers in academic or vocational-technical areas where there is a critical teacher shortage.

D. The monies appropriated by the legislature and disbursed from the Support Fund shall not displace, replace, or supplant appropriations from the general fund for the purposes of implementing the Minimum Foundation Program or displace, replace, or supplant funding of vocational-technical education or funding for higher education. For higher education, this Subsection shall mean that no appropriation for any fiscal year from the Support Fund shall be made for any higher education purpose for which a general fund appropriation was made the previous year unless the total appropriations for that fiscal year from the state general fund for higher education exceed general fund appropriations for higher education for the previous year. This Subsection shall in no way limit general fund appropriations in excess of the minimum amounts herein established.

* * *

F. In lieu of the appropriation or allocation of funds from the Louisiana Quality Education Support Fund, the legislature shall appropriate annually for vocational-technical education purposes the amount of three million four hundred thousand dollars.

§3802. Appropriations; procedure; limitation; administration

A.(1) Consistent with the provisions of the constitution, the legislature shall appropriate the total amount of the funds in the Louisiana Quality Education Support Fund, hereinafter referred to as the "support fund", intended for higher educational purposes to the Board of Regents and the total amount intended for elementary and secondary, and vocational-technical educational purposes to the State Board of Elementary and Secondary Education itemized by program or other recipient purpose. Such itemization shall occur in both the executive budget and in the general appropriation bill and, except as otherwise provided by the constitution, budget and appropriation functions shall be conducted as provided by law. Passage of the general appropriation bill shall constitute legislative approval of the programs or purposes to which money is appropriated.

* * *

AMENDMENT NO. 67

On page 66, line 25, after "3301(D)" insert a comma "," and "and 3801(E)(3)"

AMENDMENT NO. 68

On page 67, line 1, after "No." and before "by" insert "1"

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 2 by Senator Dardenne

AMENDMENT NO. 1

In House Committee Amendment No. 4, proposed by the House Committee on Education to Reengrossed Senate Bill No. 2, on line 11, following "line," change "7" to "8"

AMENDMENT NO. 2

On page 1, line 2, and page 3, line 8, following "17:4," and before "6(A)(4)" insert "the introductory paragraph of 6(A),"

AMENDMENT NO. 3

On page 1, line 8 and 9, and page 3, line 14, following "3141.2" and before ", 3141.3" change "(8), (9) and (11)" to "(7), (8) and (9)"

AMENDMENT NO. 4

On page 1, line 11, and page 3, line 16, following "(C)," and before "(D)" insert "the introductory paragraph of"

AMENDMENT NO. 5

On page 2, line 6, and page 3, line 26, following "3126(C)" and before the comma "," insert "and (D)"

AMENDMENT NO. 6

On page 2, line 8, and page 66, line 25, following "3141.2" and before the comma "," change "(7)" to "(11)"

AMENDMENT NO. 7

On page 2, line 13, following "of" and before "to" change "a student member" to "student members"

AMENDMENT NO. 8

On page 3, line 21, following "3217," and before "3218" insert "3217.1"

AMENDMENT NO. 9

On page 3, line 24, following "49:1101(B)(2)" and before "are" insert "(a)"

AMENDMENT NO. 10

On page 12, line 6, following "July 1" and before "to" change "1997, from the Bossier Parish School Board" to "1999,"

AMENDMENT NO. 11

On page 14, line 1, before "A" change "(2)" to "(3)"

AMENDMENT NO. 12

On page 63, line 9, before "system" delete the comma ","

AMENDMENT NO. 13

On page 65, line 15, following "school" insert a comma ","

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

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

Under the rules, placed on the regular calendar.

Suspension of the Rules

On motion of Rep. Martiny, 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

SENATE BILLS

April 9, 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. 21, 92, 155, and 166

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Martiny, 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. 21—
BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 32:172, relative to railroad crossings; to require the determination of dangerous railroad crossings; to require the erection of stop signs at such crossings; to require promulgation of rules and regulations; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Martiny, the rules were suspended in order to refer the bill to committee at this time.

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

SENATE BILL NO. 92—
BY SENATORS JONES AND DARDENNE
AN ACT

To enact Part V of Chapter 8 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:1987, relative to the education of children confined to certain correctional centers

for youth; to establish and provide for a school district for such correctional centers; to provide for the state funding of the district and the uses to which state funds for the district may be put; to provide for the administration of the district; to provide for the provision of educational services; and to provide for related matters.

Read by title.

SENATE BILL NO. 155—
BY SENATOR DARDENNE

AN ACT

To enact Subpart D of Part II-A of Chapter 1 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:97.1 through 97.5, relative to the Louisiana Asbestos Detection and Abatement Fund; to provide for the creation, use, and administration of the fund; to provide for sources of monies for the fund; to provide for legal representation; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. McMains, the rules were suspended in order to refer the bill to committee at this time.

Under the rules, the bill was referred to the Committee on Civil Law and Procedure.

SENATE BILL NO. 166—
BY SENATOR SIRACUSA

AN ACT

To amend and reenact R.S. 13:477(15), 621.15 and 621.32, relative to judgeships; to add two additional judgeships to the Fifteenth Judicial District Court; to add one additional judgeship to the Thirty-Second Judicial District Court; to provide for election sections for the Fifteenth Judicial District; to provide relative to the terms of office of the judges; to provide for the effectiveness of such provisions; and to provide for related matters.

Read by title.

Message from the Senate

HOUSE BILLS

April 8, 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 House Bills:

House Bill No. 4
Returned without amendments.

House Bill No. 5
Returned without amendments.

House Bill No. 6
Returned without amendments.

House Bill No. 17
Returned without amendments.

House Bill No. 19
Returned without amendments.

House Bill No. 24
Returned with amendments.

House Bill No. 25
Returned with amendments.

House Bill No. 26
Returned without amendments.

House Bill No. 36
Returned with amendments.

House Bill No. 37
Returned with amendments.

House Bill No. 41
Returned without amendments.

House Bill No. 44
Returned without amendments.

House Bill No. 54
Returned with amendments.

House Bill No. 55
Returned without amendments.

House Bill No. 56
Returned without amendments.

House Bill No. 61
Returned with amendments.

House Bill No. 66
Returned without amendments.

House Bill No. 67
Returned without amendments.

House Bill No. 79
Returned with amendments.

House Bill No. 81
Returned with amendments.

House Bill No. 102
Returned with amendments.

House Bill No. 109
Returned without amendments.

House Bill No. 116
Returned without amendments.

House Bill No. 118
Returned without amendments.

House Bill No. 125
Returned with amendments.

House Bill No. 127
Returned with amendments.

House Bill No. 128
Returned without amendments.

House Bill No. 152
Returned without amendments.

House Bill No. 160
Returned without amendments.

House Bill No. 168
Returned with amendments.

House Bill No. 190
Returned without amendments.

House Bill No. 193
Returned without amendments.

House Bill No. 197
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

April 8, 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. 1
Returned without amendments.

House Concurrent Resolution No. 16
Returned without amendments.

House Concurrent Resolution No. 17
Returned without amendments.

House Concurrent Resolution No. 29
Returned without amendments.

House Concurrent Resolution No. 31
Returned with amendments.

House Concurrent Resolution No. 53
Returned without amendments.

House Concurrent Resolution No. 56
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Introduction of Resolutions, House and House Concurrent

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

HOUSE CONCURRENT RESOLUTION NO. 64— BY REPRESENTATIVE DIMOS

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Hugh H. Hyman, Jr.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 65—

BY REPRESENTATIVE HOLDEN
A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana upon the death of Mr. Phillip Shields, Sr.

Read by title.

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

Ordered to the Senate.

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 17—

BY SENATOR SHORT
A CONCURRENT RESOLUTION

To direct the Department of Transportation and Development to redesignate the new Louisiana Highway 25 bridge in Franklinton, Louisiana as the Chess Richardson Bridge and to urge and request the inclusion of a pedestrian path within the construction of the future twin span of such bridge.

Read by title.

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

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. 44—

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

AN ACT

To amend and reenact R.S. 48:252(D) and (E), 252.1, and 256.5(C)(1), relative to public contracts within the Department of Transportation and Development; to remove the requirement of providing a bidder with a receipt of bid delivery; to increase the fee for each set of bid proposal documents and exceptions thereto; to provide relative to authority of the secretary of the Department of Transportation and Development; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 156—

BY SENATORS EWING, DARDENNE, HAINKEL, BARHAM, ROMERO, JONES, LANDRY, LENTINI, SMITH, BAGNERIS, CAIN, CAMPBELL, CASANOVA, COX, CRAVINS, DEAN, DYESS, ELLINGTON, C. FIELDS, W. FIELDS, GREENE, HEITMEIER, HINES, HOLLIS, IRONS, JOHNSON, LAMBERT, MALONE, ROBICHAUX, SCHEDLER, SHORT, SIRACUSA, TARVER, THEUNISSEN AND ULLO AND REPRESENTATIVES DOWNER, DEWITT, MCMAINS AND MICHOT

AN ACT

To amend and reenact R.S. 3:4274.1, R.S. 13:2586(C)(2) and (D) and 2587.1, R.S. 30:2522(3), 2531, 2532(A), 2544(A) and (D), R.S. 32:414(A)(3)(a) and (b), R.S. 33:1236(54), R.S.

48:347(D), R.S. 49:121(A)(2), and R.S. 56:55.2(B) and 70.3(C)(2), and Code of Criminal Procedure Art. 211.3(A), to enact R.S. 30:2531.1 through 2531.6, and to repeal R.S. 13:2589(B), R.S. 32:289, and R.S. 36:208(H) relative to litter; to define terms; to provide for certain violations; to provide civil fines; to provide criminal penalties; to provide for enforcement; and to provide for related matters.

Read by title.

Rep. Ansardi moved that Senate Bill No. 156 be amended to conform with House Bill No. 205 and sent up the following floor amendments:

HOUSE FLOOR AMENDMENTS

Conforming Amendments proposed by Representative Ansardi to Reengrossed Senate Bill No. 156 by Senator Ewing (Duplicate of H.B. No. 205)

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 3:4274.1," delete the remainder of the line and delete lines 3 through 9 and insert the following:

"R.S. 13:2587.1, R.S. 30:2522(3), 2531(A), (E)(1), and (F), 2532(A), 2544(A) and (D), R.S. 32:414(A)(3)(a) and (b), R.S. 33:1236(54), R.S. 48:347(D), R.S. 49:121(A)(2), and R.S. 56:55.2(B) and 70.3(C)(2), and Code of Criminal Procedure Art. 211.3(A), to enact R.S. 30:2531.1 through 2531.6, and to repeal R.S. 13:2586(C)(2) and 2589(B), R.S. 30:2531(D)(4), R.S. 32:289, and R.S. 36:208(H), all relative to litter; to define terms; to provide for certain littering violations; to provide civil and criminal penalties; to"

AMENDMENT NO. 2

On page 2, delete lines 14 through 27 in their entirety and on page 3 delete lines 1 through 23 in their entirety and insert the following:

"Section 2. R.S. 13:2587.1 is hereby amended and reenacted to read as follows:"

AMENDMENT NO. 3

On page 4, line 1, delete "R.S. 30:2531.1" and on line 2, delete "and 2531.3" and insert "local ordinance"

AMENDMENT NO. 4

On page 5, delete lines 16 through 27 in their entirety and on page 6, delete lines 1 through 27 in their entirety and on page 7, delete lines 1 through 12 in their entirety and insert in lieu thereof the following:

"* * *

AMENDMENT NO. 5

On page 7 line 16, change "establishes" to "indicates"

AMENDMENT NO. 6

On page 7, delete lines 18 through 23 in their entirety and insert in lieu thereof the following:

"* * *

AMENDMENT NO. 7

On page 8 delete lines 9 through 21 in their entirety and insert the following:

"* * *

AMENDMENT NO. 8

On page 12, line 10, after "person" delete the remainder of the line and delete line 11 in its entirety and on line 12 delete "perform" and insert in lieu thereof the following "shall be fined fifty dollars and shall be given the option of performing"

AMENDMENT NO. 9

On page 12, delete lines 14 through 18, and insert the following:

"(2) Upon second conviction, an offender shall be fined not less than one thousand dollars nor more than two thousand five hundred dollars and sentenced to serve twenty-four hours of community service in a litter abatement work detail as approved by the court."

AMENDMENT NO. 10

On page 12, line 23, after "district," change the comma "," to a period "." and delete the remainder of the line and line 24 in its entirety

AMENDMENT NO. 11

On page 12, line 26, after "attorney," change the comma "," to a period "." and delete the remainder of the line and delete line 27 in its entirety

AMENDMENT NO. 12

On page 13, line 1, after "of" delete the remainder of the line insert in lieu thereof "court."

AMENDMENT NO. 13

On page 13, delete line 2 in its entirety

AMENDMENT NO. 14

On page 15, line 3, after "director" and before the period "." insert "in the course and scope of his employment"

AMENDMENT NO. 15

On page 15, line 18, after "district" change the comma "," to a period "." and delete the remainder of the line and delete line 19 in its entirety

AMENDMENT NO. 16

On page 15, line 21, after "attorney" change the comma "," to a period "." and delete the remainder of the line and delete line 22 in its entirety

AMENDMENT NO. 17

On page 15, line 23, after "of" and before "court" delete "of the district" and delete line 24 in its entirety

AMENDMENT NO. 18

On page 16, line 8, after "A." delete the remainder of the line and delete lines 9 through 12 in their entirety and insert the following:

"A community service litter abatement program approved by the court having jurisdiction over the violation being prosecuted may be established in each parish under the administration of the sheriff or parish governing authorities. Such program shall supervise persons ordered to perform community service work collecting or removing litter. Each sheriff shall"

AMENDMENT NO. 19

On page 16, line 17, after "sheriff's" delete the remainder of the line

AMENDMENT NO. 20

On page 16, delete lines 19 through 23 in their entirety and insert the following:

"A community service litter abatement program approved by the court having jurisdiction over the violation being prosecuted may be established by each municipality. Such program shall supervise"

AMENDMENT NO. 21

On page 17, line 2, change "the" to "its"

AMENDMENT NO. 22

On page 17, line 4, after "sheriff" and before "for" delete "or the parish governing authority"

AMENDMENT NO. 23

On page 17, line 24, change "prosecuted" to "legally enforced"

AMENDMENT NO. 24

On page 18, line 3, change "filed in" to "brought through a"

AMENDMENT NO. 25

On page 18, line 6, delete "law"

AMENDMENT NO. 26

On page 18, line 8, change "violation ticket" to "citation"

AMENDMENT NO. 27

On page 18, delete lines 10 through 16 in their entirety and insert the following:

"(2) The citation shall be in writing and shall notify the person of the violation and amount of the penalty and direct him to transmit or mail the assessed fine to the office of the district attorney of the judicial district in which the violation occurred or, if the violation occurs within a municipality having a city court with civil jurisdiction to such municipality, or, if issued by a constable, to the justice of the peace having jurisdiction over the constable. In addition, the citation shall also state the date by which the fine shall be paid."

AMENDMENT NO. 28

On page 18, line 19, change "doubled" to "assessed"

AMENDMENT NO. 29

On page 18, line 21, after "dollars" change the comma "," to a period "." and delete the remainder of the line

AMENDMENT NO. 30

On page 18, line 23 delete "in addition to the special court costs"

AMENDMENT NO. 31

On page 18, line 24, after "person" delete the remainder of the line and delete lines 25 and 26 and insert "charged does not possess a valid driver's license, the penalty shall be one thousand dollars."

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AMENDMENT NO. 32

On page 19, line 1, after "dollars" delete the remainder of the line and insert in lieu thereof "and"

AMENDMENT NO. 33

On page 19, line 2, after the period "." delete the remainder of the line and delete lines 3 and 4 in their entirety and insert "If the person charged does not possess a valid driver's license, the penalty shall be two thousand dollars."

AMENDMENT NO. 34

On page 19, line 7, change "doubled" to "assessed"

AMENDMENT NO. 35

On page 19, line 9, after "dollars" insert a period "." and delete the remainder of the line

AMENDMENT NO. 36

On page 19, line 11, after "dollars" insert a period "." and delete the remainder of the line

AMENDMENT NO. 37

On page 19, line 13, after "dollars" insert a period "." and delete the remainder of the line

AMENDMENT NO. 38

On page 19, line 14, after "person" delete the remainder of the line and delete line 15, and on line 16, delete "thereto" and insert "who protests a penalty assessed under R.S. 30:2531.2 or 2531.3 or the enforcement of any provision thereof."

AMENDMENT NO. 39

On page 19, line 18, change "violation ticket" to "citation" and change "or entity" to "in writing"

AMENDMENT NO. 40

On page 19, line 19, after "payment" delete the remainder of the line and insert "of his"

AMENDMENT NO. 41

On page 19, delete lines 24 and 25, and insert "district attorney of the judicial district in which the violation occurred or, if applicable, the municipality in which the violation occurred, or the justice of the peace issuing the citation to recover the penalty so paid."

AMENDMENT NO. 42

On page 20, line 24, change "prosecuting attorney for the municipality" to "the officer of the city court"

AMENDMENT NO. 43

On page 20, line 25, change "ninety day" to "ninety-day"

AMENDMENT NO. 44

On page 21, line 24, delete "(b)"

AMENDMENT NO. 45

On page 22, line 1, change the comma "," to a period "." and delete the remainder of the line and delete lines 2 through 4 in their entirety

AMENDMENT NO. 46

On page 22, line 5, after "(4)" delete the remainder of the line and add:

"Ten percent shall be paid to the state treasury to be credited to"

AMENDMENT NO. 47

On page 23, line 2, delete "or 2531.1"

AMENDMENT NO. 48

On page 23, line 5, delete "or 2531.1"

AMENDMENT NO. 49

On page 23, line 15, after "Section 10." delete the remainder of the line and insert "R.S. 13:2586(C)(2) and 2589(B) are hereby repealed in their entirety

AMENDMENT NO. 50

On page 23, delete line 16 in its entirety

AMENDMENT NO. 51

On page 26, after line 16, add the following:

"Section 11. R.S. 30:2531(D)(4) is hereby repealed in its entirety.

Section 12. R.S. 32:289 is hereby repealed in its entirety.

Section 13. R.S. 36:208(H) is hereby repealed in its entirety."

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

Motion

Rep. Ansardi moved that Senate Bill No. 156 be designated as a duplicate of House Bill No. 205.

Which motion was agreed to.

Motion

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

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. 13—

BY SENATORS HAINKEL, BAJOEI, 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.

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 Engrossed Senate Concurrent Resolution No. 13 by Senator Hainkel

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "name" insert "urge and request the Supreme Court of Louisiana to"

AMENDMENT NO. 2

On page 1, line 2, after "name the" and before "Department" delete "state law library located in the"

AMENDMENT NO. 3

On page 1, line 4, after "Cassibry" and before the period "." delete "State Law Library" and insert in lieu thereof "Building"

AMENDMENT NO. 4

On page 3, line 6, after "hereby" and before "name" insert "urge and request the Supreme Court of Louisiana to"

AMENDMENT NO. 5

On page 3, line 6, after "name the" and before "Department" delete "state law library located in the"

AMENDMENT NO. 6

On page 3, at the end of line 8, after "Cassibry" and before the period "." delete "State Law Library" and insert in lieu thereof "Building"

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

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

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. 5— BY SENATORS HINES AND THEUNISSEN AN ACT

To amend Section 3 of Act No. 29 of the 1955 Regular Session of the Legislature, relative to the establishment and use of an Educational and Recreational Center for students; to expand the authority for the use of such center; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Engrossed Senate Bill No. 5 by Senators Hines and Theunissen

AMENDMENT NO. 1

On page 1, at the end of line 11, change "State" to "state"

AMENDMENT NO. 2

On page 2, line 9, after "the" and before "Department" change "State" to "state"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 18— BY SENATOR BAGNERIS

AN ACT

To amend and reenact R.S. 42:1113(D)(1), relative to the code of governmental ethics; to require that legislators or their spouses comply with the provisions of the Louisiana Procurement Code when contracting with certain governmental entities; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 26— BY SENATOR LENTINI

AN ACT

To enact R.S. 32:661.2, relative to railroads; to provide relative to operating a locomotive engine while intoxicated; to establish implied consent provisions for such operation; to provide for administration of testing; to require that suspect be informed of rights and certain other information prior to such testing; to require reporting to the United States Department of Transportation upon refusal of compliance; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 33—

BY SENATORS DARDENNE, BARHAM, BRANCH, CAIN, CASANOVA, DEAN, DYESS, ELLINGTON, EWING, GREENE, HAINKEL, HOLLIS, JOHNSON, JORDAN, LAMBERT, LENTINI, MALONE, ROMERO, SCHEDLER, SHORT, SMITH, THEUNISSEN AND ULLO

AN ACT

To amend and reenact R.S. 27:319, and R.S. 47:9025(B)(2) and 9070, relative to video poker and lottery; to provide that twenty-one shall be the minimum age to play video poker or lottery; to provide relative to penalties; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Re-reengrossed Senate Bill No. 33 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 9, delete "minors" and insert in lieu thereof "underage persons"

AMENDMENT NO. 2

On page 2, at the end of line 14, insert a comma "," and on line 15, after "employee" and before "or agent" insert a comma ","

AMENDMENT NO. 3

On page 2, line 23, after "employee" and before "or agent" insert a comma "," and on line 25, after "device" and before "or for" insert a comma ","

AMENDMENT NO. 4

On page 2, line 26, delete "age fifteen" and insert in lieu thereof "under the age of fifteen" and delete "or under"

AMENDMENT NO. 5

On page 3, at the end of line 1, delete the colon ":" and insert in lieu thereof "about the age of that person:"

AMENDMENT NO. 6

On page 3, line 18, change "five" to "one"

AMENDMENT NO. 7

On page 3, line 19, after "occurred" and before "shall" insert a comma ","

AMENDMENT NO. 8

On page 3, line 22, change "Section" to "Subsection"

AMENDMENT NO. 9

On page 3, line 23, after "dollars" insert a period "." and delete the remainder of the line and delete line 24 in its entirety

AMENDMENT NO. 10

On page 3, line 26, change "Section" to "Subsection" and change "shall" to "may"

AMENDMENT NO. 11

On page 5, line 7, after "dollars" insert a period "." and delete the remainder of the line and delete line 8 in its entirety

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Re-reengrossed Senate Bill No. 33 by Senator Dardenne

AMENDMENT NO. 1

On page 2, line 16, following "old" insert "or older"

AMENDMENT NO. 2

On page 5, line 2, following "and" insert ", for" and following "offense" insert a comma ","

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

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

Under the rules, placed on the regular calendar.

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.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 34 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 18:1484," and insert "R.S. 18:1485(A), and to enact R.S. 18:1485(C),"

AMENDMENT NO. 2

On page 1, line 4, after "to provide for" delete "monetary"

AMENDMENT NO. 3

On page 1, line 5, delete "limits;" and insert "a threshold above which such electronic filing shall be required;"

AMENDMENT NO. 4

On page 1, line 7, delete "R.S. 18:1484" and insert "R.S. 18:1485(A)"

AMENDMENT NO. 5

On page 1, line 7, after "reenacted" and before "to" insert "and R.S. 18:1485(C) is hereby enacted"

AMENDMENT NO. 6

On page 1, delete lines 9 through 16 and on page 2, delete lines 1 through 22 and insert the following:

"§1485. Filing; receipt by supervisory committee

A. For purposes of this Chapter, a report, statement, or any other paper or document required to be filed with the supervisory committee shall be deemed to be filed when it is received either physically or electronically in the office of the supervisory committee in Baton Rouge, or at the time it is postmarked by the United States Postal Service or is receipted on a return receipt requested form, if it is subsequently received in the office of the supervisory committee in Baton Rouge.

* * *

C. Each candidate for statewide office and each principal campaign committee of a candidate for statewide office that receives contributions or loans in excess of fifty thousand dollars in the aggregate during the aggregating period shall electronically file such reports of contributions and expenditures with the supervisory committee through the Board of Ethics Computerized Data Management System as provided in R.S. 42:1158.

Section 2. The supervisory committee shall adopt such rules and regulations as are necessary for the implementation of the electronic filing of reports as required by this Act and shall promulgate such rules and regulations prior to the effectiveness of the provisions contained in Section 1 of this Act.

Section 3. The provisions of Sections 2 and 3 of this Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, the provisions of Section 2 of this Act shall become effective on the day following such approval. The provisions of Section 1 of this Act shall become effective on January 1, 1999."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 38—

BY SENATOR DARDENNE

AN ACT

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

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Engrossed Senate Bill No. 38 by Senator Dardenne

AMENDMENT NO. 1

On page 2, line 14, after "provided" and before "at no cost" insert "annually"

AMENDMENT NO. 2

On page 2, at the end of line 17, insert "However, such a list shall only be provided to parishes that make written request through the parish clerk of court or jury commission."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 93—

BY SENATORS COX, CASANOVA, HINES AND SCHEDLER

AN ACT

To enact R. S. 40:964 (Schedule III)(B)(9), relative to depressants; to include ketamine hydrochloride as a depressant in Schedule III of the Uniform Controlled Dangerous Substances Law; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 93 by Senator Cox

AMENDMENT NO. 1

On page 1, line 11, following "R.S.40:" and before "consist" change "964," to "962,"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 102—

BY SENATOR DARDENNE

AN ACT

To amend Section 2 of Act No. 1501 of the 1997 Regular Session of the Legislature, relative to the proposed constitutional amendment involving the expenditure of state funds; to change the date on which the proposed amendment involving Article

VII, Sections 10(B), (D)(2), and 10.3 of the Constitution of Louisiana will be submitted to the electorate; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 102 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 9, after "Session" and before "is" insert "of the Legislature"

AMENDMENT NO. 2

On page 1, line 14, after "on" delete the remainder of the line and insert "November 3."

AMENDMENT NO. 3

On page 2, delete lines 1 and 2 in their entirety

AMENDMENT NO. 4

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

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

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.

Reported favorably by the Committee on Natural Resources.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 129—
BY SENATOR DARDENNE

AN ACT

To amend Section 2 of Act No. 1491 of the 1997 Regular Session of the Legislature, relative to creating special assessment levels for homestead exempt property of persons sixty-five years or older; to change the date on which the proposed amendment involving Article VII, Section 18 of the Constitution of Louisiana will be submitted to the electorate; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 129 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 9, after "Session" and before "is" insert "of the Legislature"

AMENDMENT NO. 2

On page 1, line 14, after "on" delete the remainder of the line and insert "November 3."

AMENDMENT NO. 3

On page 1, line 15, after "1998" and before "effective" insert a comma ",".

AMENDMENT NO. 4

On page 2, delete lines 1 and 2 in their entirety

AMENDMENT NO. 5

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

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 130—
BY SENATOR DARDENNE

AN ACT

To amend Section 2 of Act No. 1493 of the 1997 Regular Session of the Legislature, relative to the proposed constitutional amendment prohibiting a state court from exercising the power to tax; to change the date on which the proposed amendment involving Article VII, Section 1 of the Constitution of Louisiana will be submitted to the electorate; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 130 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 9, after "Session" and before "is" insert "of the Legislature"

AMENDMENT NO. 2

On page 1, line 14, after "on" delete the remainder of the line and insert "November 3,"

AMENDMENT NO. 3

On page 2, delete lines 1 and 2 in their entirety

AMENDMENT NO. 4

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

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 131—

BY SENATOR DARDENNE

AN ACT

To amend Section 2 of Act No. 1490 of the 1997 Regular Session of the Legislature, relative to the proposed constitutional amendment authorizing the use of public funds through state infrastructure banks; to change the date on which the proposed amendment involving Article VII, Section 14(B) of the Constitution of Louisiana will be submitted to the electorate; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 131 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 9, after "Session" and before "is" insert "of the Legislature"

AMENDMENT NO. 2

On page 1, line 14, after "on" delete the remainder of the line and insert "November 3,"

AMENDMENT NO. 3

On page 2, delete lines 1 and 2 in their entirety

AMENDMENT NO. 4

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

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 132—

BY SENATOR DARDENNE

AN ACT

To amend Section 2 of Act No. 1487 of the 1997 Regular Session of the Legislature, relative to the proposed constitutional amendment involving the rights of victims of crime; to change the date on which the proposed amendment involving Article I, Section 25 of the Constitution of Louisiana will be submitted to the electorate; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 132 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 9, after "Session" and before "is" insert "of the Legislature"

AMENDMENT NO. 2

On page 1, line 14, after "on" delete the remainder of the line and insert "November 3,"

AMENDMENT NO. 3

On page 2, delete lines 1 and 2 in their entirety

AMENDMENT NO. 4

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

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 133—

BY SENATOR DARDENNE

AN ACT

To amend Section 2 of Act No. 1488 of the 1997 Regular Session of the Legislature, relative to the proposed constitutional amendment involving the operation and management of public hospitals and their programs by the Board of Regents or other

higher education management board; to change the date on which the proposed amendment involving Article VIII, Section 16 of the Constitution of Louisiana will be submitted to the electorate; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 133 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 11, after "Session" and before "is" insert "of the Legislature"

AMENDMENT NO. 2

On page 1, line 16, after "on" delete the remainder of the line and insert "November 3."

AMENDMENT NO. 3

On page 2, delete lines 2 and 3 in their entirety

AMENDMENT NO. 4

On page 2, line 4, change "Section 3." to "Section 2."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 134—
BY SENATOR DARDENNE

AN ACT

To amend Section 2 of Act No. 1498 of the 1997 Regular Session of the Legislature, relative to the proposed constitutional amendment involving a defendant's right to bail; to change the date on which the proposed amendment involving Article I, Section 18 of the Constitution of Louisiana will be submitted to the electorate; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 134 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 9, after "Session" and before "is" insert "of the Legislature"

AMENDMENT NO. 2

On page 1, line 14, after "on" delete the remainder of the line and insert "November 3."

AMENDMENT NO. 3

On page 2, delete lines 1 and 2 in their entirety

AMENDMENT NO. 4

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

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 152—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact Code of Criminal Procedure Article 895.1(B), relative to suspended sentence and probation; to provide with respect to condition of probation; to provide for special costs; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Engrossed Senate Bill No. 152 by Senator Ellington

AMENDMENT NO. 1

On page 1, line 2, change "amend and reenact" to "enact" and change "Article 895.1(B)" to "Article 895.1(B)(7)"

AMENDMENT NO. 2

On page 1, line 7, change "Article 895.1(B)" to "Article 895.1(B)(7)"

AMENDMENT NO. 3

On page 1, line 8, change "amended and reenacted" to "enacted"

AMENDMENT NO. 4

On page 2, line 2, change "in" to "for"

AMENDMENT NO. 5

On page 2, line 3, after "defendant" and before "provided" insert a comma ","

AMENDMENT NO. 6

On page 2, at the end of line 5, insert "Any nonprofit agency receiving money under the provisions of this Paragraph, must be

licensed by the Department of Health and Hospitals in the supervision of drug abuse prevention and treatment."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

House and House Concurrent Resolutions on Third Reading for Final Consideration

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

HOUSE CONCURRENT RESOLUTION NO. 44— BY REPRESENTATIVE SALTER

A CONCURRENT RESOLUTION

To authorize and encourage the Louisiana State Law Institute to make appropriate statutory name changes solely to reflect the renaming of the Northwest Louisiana Juvenile Detention Center Authority to the Ware Youth Center Authority.

Read by title.

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

Ordered to the Senate.

Senate Concurrent Resolutions on Third Reading for Final Consideration

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

SENATE CONCURRENT RESOLUTION NO. 4— BY SENATOR EWING

A CONCURRENT RESOLUTION

To amend and readopt Joint Rule No. 8 of the Joint Rules of the Senate and House of Representatives to provide for the selection of officers of certain joint legislative bodies; to provide that the positions of the officers of certain joint legislative bodies rotate between the Senate and the House of Representatives; to provide relative to joint committees; and to provide for related matters.

Read by title.

On motion of Rep. Bruneau, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 18—

BY SENATOR HAINKEL

A CONCURRENT RESOLUTION

To create a task force to study and make recommendations to the legislature on the current and future availability and affordability of homeowners' insurance and property insurance in Louisiana.

Read by title.

On motion of Rep. Clarkson, the resolution was concurred in.

House Concurrent Resolutions Returned from the Senate with Amendments

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

HOUSE CONCURRENT RESOLUTION NO. 24—

BY REPRESENTATIVES ANSARDI AND MARTINY

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to reduce the speed limit from seventy miles per hour to sixty miles per hour on Interstate Highway 10 through the city of Kenner, Louisiana, and to post appropriate signs indicating the lower speed limit.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Original House Concurrent Resolution No. 24 by Representative Ansardi

AMENDMENT NO. 1

On page 1, at the beginning of line 3, change "reduce" to "conduct a study to consider the reduction of"

AMENDMENT NO. 2

On page 2, line 3, after "Development" change "to lower" to "to conduct a study to consider the lowering of"

AMENDMENT NO. 3

On page 1, between lines 5 and 6, add the following:

"BE IT FURTHER RESOLVED that the requested study shall be completed not later than September 15, 1998."

On motion of Rep. Ansardi, the amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE CONCURRENT RESOLUTION NO. 35—

BY REPRESENTATIVES DUPRE, GAUTREAU, ROUSSELLE, FLAVIN, FRITH, HAMMETT, ODINET, PIERRE, JACK SMITH, JOHN SMITH, AND TRICHE AND SENATOR ROBICHAUX

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to support and adopt legislation designed to provide for the sharing with coastal states of revenues generated from mineral exploration on the Outer Continental Shelf.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Concurrent Resolution No. 35 by Representative Dupre

AMENDMENT NO. 1

On page 2, line 25, after "Representatives," delete "and"

AMENDMENT NO. 2

On page 2, line 26, between "delegation" and the period "." insert ", and to the Energy Council located in Dallas, Texas"

On motion of Rep. Theriot, the amendments proposed by the Senate were concurred in.

**HOUSE CONCURRENT RESOLUTION NO. 42—
BY REPRESENTATIVE DIEZ**

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to help fund improvements to Highway 1 in Louisiana.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Original House Concurrent Resolution No. 42 by Representative Diez

AMENDMENT NO. 1

On page 2, between lines 14 and 15 add the following:

"BE IT FURTHER RESOLVED that a duly attested copy of this Resolution be immediately transmitted to the president of the United States, to the secretary of the United States Senate, to the clerk of the United States House of Representatives, and to each member of the Louisiana delegation to the United States Congress."

On motion of Rep. Theriot, the amendments proposed by the Senate were concurred in.

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

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

**HOUSE BILL NO. 53 (Duplicate of Senate Bill No. 50)—
BY REPRESENTATIVE DIEZ AND SENATOR LANDRY AND
COAUTHORED BY REPRESENTATIVES DOWNER, DEWITT, MCMAINS,
BRUCE, AND QUEZAIRE AND SENATORS EWING, DARLENNE,
HANKEL, BAGNERIS, BARHAM, AND ROMERO**

AN ACT

To amend and reenact R.S. 2:805, R.S. 34:3455, and R.S. 38:90.7, relative to the Department of Transportation and Development; to provide for the authorization of and use by the secretary of projects of the Airport Construction and Development Priority

Program, Statewide Flood Control Program, and Port Commission and Development Priority Program when such projects are undertaken due to emergencies; to provide for criteria; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Reengrossed House Bill No. 53 by Representative Diez, et al.

AMENDMENT NO. 1

On page 1, line 4, after "secretary of" insert "certain funds for"

AMENDMENT NO. 2

On page 2, line 10, after "project." delete the remainder of the line and delete lines 11 through 18

AMENDMENT NO. 3

On page 3, line 9, after "fund." delete the remainder of the line and delete lines 10 through 12

AMENDMENT NO. 4

On page 3, line 13, delete "Legislative Committee on the Budget."

AMENDMENT NO. 5

On page 3, line 18, after "project." delete the remainder of the line and delete lines 19 through 23

AMENDMENT NO. 6

On page 4, line 18, after "project." delete the remainder of the line and delete lines 19 through 23

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hebert	Quezaire
Alario	Hill	Riddle
Alexander, R.—13th	Holden	Rousselle
Ansardi	Hopkins	Salter
Barton	Hudson	Scalise
Baudoin	Hunter	Schneider
Baylor	Iles	Schwegmann
Bowler	Jenkins	Shaw
Bruce	Jetson	Smith, J.D.—50th
Bruneau	Johns	Smith, J.R.—30th
Carter	Kennard	Stelly
Chaisson	Kenney	Strain
Clarkson	Lancaster	Theriot
Copelin	Landrieu	Thomas
Crane	LeBlanc	Thompson
Curtis	Long	Thornhill

Damico	Marionneaux	Toomy
Daniel	Martiny	Travis
Deville	McCain	Triche
DeWitt	McCallum	Vitter
Diez	McDonald	Waddell
Dimos	McMains	Walsworth
Donelon	Michot	Warner
Durand	Mitchell	Welch
Farve	Montgomery	Weston
Faucheux	Morrish	Wiggins
Flavin	Murray	Wilkerson
Fontenot	Odinet	Willard
Frith	Perkins	Windhorst
Fruge	Pierre	Winston
Green	Pinac	Wright
Guillory	Powell	
Hammett	Pratt	

Total—97

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Gautreaux	Morrell
Doerge	Glover	Romero
Dupre	Heaton	

Total—8

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

HOUSE BILL NO. 74—
BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 34:1863(A), to enact R.S. 34:1865, 1866, and 1867, and to repeal R.S. 34:3141, 3142, 3143, 3144, and 3145, relative to the Vidalia Port Commission; to provide for the limits of the district; to provide for the board of commissioners; to provide for the rights and powers of the board; to provide for the sale of bonds; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 74 by Representative Hammett

AMENDMENT NO. 1

On page 5, delete lines 13 and 14, in their entirety

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hill	Pratt
Alexander, R.—13th	Holden	Quezairi
Ansardi	Hopkins	Riddle

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

Total—95

NAYS

Total—0

ABSENT

Alario	Donelon	Romero
Alexander, A.—93rd	Dupre	Strain
DeWitt	Gautreaux	
Doerge	Heaton	

Total—10

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

HOUSE BILL NO. 76—
BY REPRESENTATIVES MCDONALD AND DIMOS AND SENATOR BARHAM
AN ACT

To authorize and provide for the transfer, sale, lease, or other cooperative endeavor involving certain state property in Ouachita Parish by and on behalf of the state through the Department of Wildlife and Fisheries and the United States Fish and Wildlife Service or other appropriate public entity; to provide relative to the Black Bayou Lake National Wildlife Refuge; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 76 by Representative McDonald

AMENDMENT NO. 1

On page 1, line 9, change "The" to "For the purposes set forth herein, the"

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AMENDMENT NO. 2

On page 1, line 14, change "or other appropriate public entity," to ", the city of Monroe, Louisiana, or both,"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Alexander, R.—13th	Hebert	Quezaire
Ansardi	Hill	Riddle
Barton	Holden	Rousselle
Baudoin	Hopkins	Salter
Baylor	Hudson	Scalise
Bowler	Hunter	Schneider
Bruce	Iles	Schwegmann
Bruneau	Jenkins	Shaw
Carter	Johns	Smith, J.D.—50th
Chaisson	Kennard	Smith, J.R.—30th
Clarkson	Kenney	Stelly
Copelin	Lancaster	Theriot
Crane	Landrieu	Thomas
Curtis	LeBlanc	Thompson
Damico	Long	Thornhill
Daniel	Marionneaux	Toomy
Deville	Martiny	Travis
DeWitt	McCain	Triche
Diez	McCallum	Vitter
Dimos	McDonald	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
Fruge	Perkins	Winston
Glover	Pierre	Wright
Green	Pinac	
Total—98		

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Heaton	Strain
Doerge	Jetson	
Gautreaux	Romero	
Total—7		

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

HOUSE BILL NO. 104 (Duplicate of Senate Bill No. 77)—
BY REPRESENTATIVE DEWITT AND SENATOR ELLINGTON AND
COAUTHORED BY REPRESENTATIVES DOWNER AND MCMAINS AND
SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND ROMERO
AN ACT

To amend and reenact R.S. 23:76(C)(9), relative to the Occupational Forecasting Conference; to provide with respect to comprehensive labor market information system; to change the

projection date for occupational forecasting; and to provide for related matters.

Read by title.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 104 by Representative DeWitt

AMENDMENT NO. 1

On page 1, line 2, following "(C)" change "(9)" to "(10)"

AMENDMENT NO. 2

On page 1, line 7, following "(C)" change "(9)" to "(10)"

AMENDMENT NO. 3

On page 1, line 13, at the beginning of the line change "(9)" to "(10)"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Alexander, R.—13th	Hebert	Quezaire
Ansardi	Hill	Riddle
Barton	Holden	Rousselle
Baudoin	Hopkins	Salter
Baylor	Hudson	Scalise
Bowler	Hunter	Schneider
Bruce	Iles	Schwegmann
Bruneau	Jenkins	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	Marionneaux	Thornhill
Deville	Martiny	Toomy
DeWitt	McCain	Travis
Diez	McCallum	Triche
Dimos	McDonald	Vitter
Donelon	McMains	Waddell
Dupre	Michot	Walsworth
Durand	Mitchell	Warner
Farve	Montgomery	Welch
Faucheux	Morrell	Weston
Flavin	Morrish	Wiggins
Fontenot	Murray	Wilkerson
Frith	Odinet	Willard
Fruge	Perkins	Windhorst
Glover	Pierre	Winston
Green	Pinac	Wright
Total—99		

NAYS

Total—0

ABSENT

Alexander, A.—93rd Gautreaux Jetson
Doerge Heaton Romero
Total—6

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

HOUSE BILL NO. 145 (Duplicate of Senate Bill No. 82)—
BY REPRESENTATIVE MCDONALD AND SENATOR BARHAM AND
COAUTHORED BY REPRESENTATIVES DOWNER, DEWITT, AND
MCMAINS AND SENATORS EWING, DARDENNE, HAINKEL, AND
ROMERO

AN ACT

To authorize and provide for the transfer, lease, or exchange of certain state property in Ouachita Parish by and on behalf of the state through the Department of Wildlife and Fisheries; to provide certain terms and conditions; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 145 by Representative McDonald

AMENDMENT NO. 1

On page 1, line 2, after "transfer" change ", lease, or exchange" to "or lease"

AMENDMENT NO. 2

On page 1, line 10, delete "exchange,"

AMENDMENT NO. 3

On page 3, line 1, delete "trade for other property,"

AMENDMENT NO. 4

On page 3, line 3, after "described herein" delete the remainder of the line, delete line 4 in its entirety, and insert in lieu thereof "shall be by public bid and shall be sold for an amount equal to or greater than its"

AMENDMENT NO. 5

On page 3, line 5, after "value" delete "or greater"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

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

NAYS

Total—0

ABSENT

Alexander, A.—93rd Doerge Strain
Curtis Gautreaux
Total—5

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

SENATE BILL NO. 9—
BY SENATOR BEAN

AN ACT

To amend and reenact R.S. 32:301(3), relative to traffic; to provide relative to the penalty for not using lighted headlamps when wipers are in use; to set such penalty to twenty-five dollars; and to provide for related matters.

Read by title.

Motion

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

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SENATE BILL NO. 10—
BY SENATORS SMITH AND EWING
AN ACT

To designate U.S. Highway 167 from its intersection with Interstate Highway 49 at the Alexandria, Louisiana, corporate limits to the Arkansas state line at Junction City, Arkansas, as the "Piney Hills Throughway."

Read by title.

Rep. Diez moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Doerge	Strain
Curtis	Jetson	Thomas
Total—6		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 16—
BY SENATORS LANDRY, DARDENNE, EWING, HAINKEL, AND
BARHAM

AN ACT

To amend and reenact R.S. 48:250.1, relative to the Department of Transportation and Development; to provide that the Department of Transportation and Development may not be prohibited from withholding merit increases in connection with the participation in certain training programs; and to provide for related matters.

Read by title.

Rep. Faucheux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hebert	Quezaire
Alario	Hill	Riddle
Ansardi	Holden	Romero
Barton	Hopkins	Rousselle
Baudoin	Hudson	Salter
Baylor	Hunter	Scalise
Bowler	Iles	Schneider
Carter	Jenkins	Schwegmann
Bruneau	Johns	Shaw
Carter	Kennard	Smith, J.D.—50th
Chaisson	Kenney	Smith, J.R.—30th
Clarkson	Lancaster	Strain
Copelin	Landrieu	Theriot
Crane	LeBlanc	Thomas
Curtis	Long	Thompson
Damico	Marionneaux	Thornhill
Daniel	Martiny	Toomy
Deville	McCain	Travis
DeWitt	McCallum	Triche
Diez	McDonald	Vitter
Dimos	McMains	Waddell
Donelon	Michot	Walsworth
Dupre	Mitchell	Warner
Durand	Montgomery	Welch
Faucheux	Morrell	Weston
Flavin	Morrish	Wiggins
Fontenot	Murray	Wilkerson
Frith	Odinet	Willard
Fruge	Perkins	Windhorst
Glover	Pierre	Winston
Green	Pinac	Wright
Guillory	Powell	
Hammett	Pratt	
Total—97		

NAYS

Alexander, R.—13th	Farve
Total—2	

ABSENT

Alexander, A.—93rd	Gautreaux	Jetson
Doerge	Heaton	Stelly
Total—6		

The Chair declared the above bill was finally passed.

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

Suspension of the Rules

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

SENATE BILL NO. 19—
BY SENATOR LENTINI

AN ACT

To enact R.S. 48:390 and 753(A)(7), relative to railroads; to authorize the Department of Transportation and Development to require closure of certain railroad grade crossings; to require a prioritization of proposed crossing closures; to require notification of affected parties prior to crossing closures; to require public hearings prior to crossing closures; to provide for alternative actions to closing by a local governing authority; to require that funding of such alternative actions be provided by the local government affected by closure; to authorize use of "Parish Transportation Funds" for funding of such alternatives; to require promulgation of rules and regulations; to require certain factors for consideration in development of criteria for crossing closures; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Willard to Reengrossed Senate Bill No. 19 by Senator Lentini

AMENDMENT NO. 1

On page 2, line 23, before "closure" insert "possible"

AMENDMENT NO. 2

On page 2, line 24, change "local" to "parish or municipality" and on line 25, delete "area"

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

Rep. Marionneaux 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	Hammett	Quezaire
Alexander, R.—13th	Hebert	Riddle
Ansardi	Hill	Romero
Barton	Holden	Rousselle
Baudoin	Hudson	Scalise
Baylor	Hunter	Schneider
Bowler	Iles	Schwegmann
Bruce	Jenkins	Shaw
Bruneau	Jetson	Smith, J.D.—50th
Carter	Johns	Smith, J.R.—30th
Chaisson	Kennard	Stelly
Clarkson	Lancaster	Strain
Copelin	Landrieu	Theriot
Crane	LeBlanc	Thomas

Curtis	Long	Thornhill
Damico	Marionneaux	Toomy
Daniel	Martiny	Triche
Deville	McCain	Vitter
DeWitt	McCallum	Waddell
Diez	McDonald	Walsworth
Dimos	McMains	Warner
Donelon	Michot	Welch
Dupre	Mitchell	Weston
Durand	Montgomery	Wiggins
Faucheux	Morrell	Willard
Flavin	Morrish	Windhorst
Fontenot	Murray	Winston
Frith	Odinot	Wright
Gautreaux	Pierre	
Glover	Powell	
Total—91		

NAYS

Farve	Kenney	Thompson
Fruge	Perkins	Travis
Guillory	Pinac	
Hopkins	Salter	
Total—10		

ABSENT

Alexander, A.—93rd	Heaton
Doerge	Wilkerson
Total—4	

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 24—
BY SENATORS LENTINI AND LANDRY
AN ACT

To amend and reenact R.S. 48:386, relative to railroads; to authorize the Department of Transportation and Development to determine when railroad crossing warning devices require maintenance or repair; to provide for notification of such requirement to railroad companies; to require compliance of railroad companies within thirty days after notice; to authorize local governmental entities to perform such required maintenance or repairs and seek reimbursement from the railroad company; and to provide for related matters.

Read by title.

Rep. Marionneaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Alexander, R.—13th	Hebert	Quezaire
Ansardi	Hill	Riddle
Barton	Holden	Romero
Baudoin	Hopkins	Rousselle
Baylor	Hudson	Salter
Bowler	Hunter	Scalise
Bruce	Iles	Schneider
Bruneau	Jenkins	Schwegmann

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Carter	Jetson	Shaw
Chaisson	Johns	Smith, J.D.—50th
Clarkson	Kennard	Smith, J.R.—30th
Copelin	Kenney	Stelly
Crane	Lancaster	Strain
Curtis	Landrieu	Theriot
Damico	LeBlanc	Thomas
Daniel	Long	Thompson
Deville	Marionneaux	Thornhill
DeWitt	Martiny	Toomy
Diez	McCain	Travis
Dimos	McCallum	Triche
Donelon	McDonald	Vitter
Dupre	McMains	Waddell
Durand	Michot	Walsworth
Farve	Mitchell	Warner
Faucheux	Montgomery	Welch
Flavin	Morrell	Weston
Fontenot	Morrish	Wiggins
Frith	Murray	Wilkerson
Fruge	Odinet	Willard
Gautreaux	Perkins	Windhorst
Glover	Pierre	Winston
Green	Pinac	Wright

Total—102

NAYS

Total—0

ABSENT

Alexander, A.—93rd Doerge Heaton
Total—3

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 25—

BY SENATORS LENTINI, LANDRY, BEAN, IRONS, DYESS AND SMITH
AN ACT

To amend and reenact R.S. 17:270(A) and 271(A) and the introductory paragraph of R.S. 32:402.1(A)(2), 407(A)(2), and 408(A)(1) and (3) and (H)(1)(h), relative to driver's licenses; to require inclusion of railroad safety crossing information on certain driver education courses; to require questions relative to railroad crossing safety on driver license applicant examinations; and to provide for related matters.

Read by title.

Rep. Marionneaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Alexander, R.—13th	Hebert	Quezaire
Ansardi	Hill	Riddle
Barton	Holden	Romero
Baudoin	Hopkins	Rousselle
Baylor	Hudson	Salter
Bowler	Hunter	Scalise
Bruce	Iles	Schneider

Bruneau	Jenkins	Schwegmann
Carter	Jetson	Shaw
Chaisson	Johns	Smith, J.D.—50th
Clarkson	Kennard	Smith, J.R.—30th
Copelin	Kenney	Stelly
Crane	Lancaster	Strain
Curtis	Landrieu	Theriot
Damico	LeBlanc	Thomas
Daniel	Long	Thompson
Deville	Marionneaux	Thornhill
DeWitt	Martiny	Toomy
Diez	McCain	Travis
Dimos	McCallum	Triche
Donelon	McDonald	Vitter
Dupre	McMains	Waddell
Durand	Michot	Walsworth
Farve	Mitchell	Warner
Faucheux	Montgomery	Welch
Flavin	Morrell	Weston
Fontenot	Morrish	Wiggins
Frith	Murray	Wilkerson
Fruge	Odinet	Willard
Gautreaux	Perkins	Windhorst
Glover	Pierre	Winston
Green	Pinac	Wright

Total—102

NAYS

Total—0

ABSENT

Alexander, A.—93rd Doerge Heaton
Total—3

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 29—

BY SENATORS LENTINI, JORDAN, LANDRY AND SHORT
AN ACT

To amend and reenact R.S. 14:32.1(B) and R.S. 32:402.2, relative to traffic violations; to require that all driver improvement programs include railroad grade crossing safety education; and to provide for related matters.

Read by title.

Rep. Marionneaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Quezaire
Alario	Hammett	Riddle
Alexander, R.—13th	Hebert	Romero
Ansardi	Hill	Rousselle
Barton	Hopkins	Salter
Baudoin	Hudson	Scalise
Baylor	Hunter	Schneider
Bowler	Iles	Schwegmann
Bruce	Jenkins	Shaw
Bruneau	Johns	Smith, J.D.—50th
Carter	Kennard	Smith, J.R.—30th

Chaisson	Kenney	Stelly
Clarkson	Lancaster	Strain
Copelin	Landrieu	Theriot
Crane	LeBlanc	Thomas
Curtis	Long	Thompson
Damico	Marionneaux	Thornhill
Daniel	Martiny	Toomy
Deville	McCain	Travis
DeWitt	McCallum	Triche
Diez	McDonald	Vitter
Dimos	McMains	Waddell
Donelon	Michot	Walsworth
Dupre	Mitchell	Warner
Durand	Montgomery	Welch
Farve	Morrell	Weston
Faucheux	Morrish	Wiggins
Flavin	Murray	Wilkerson
Fontenot	Odinot	Willard
Frith	Perkins	Windhorst
Fruge	Pierre	Winston
Gautreaux	Pinac	Wright
Glover	Powell	
Green	Pratt	
Total—100		

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Heaton	Jetson
Doerge	Holden	
Total—5		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 30—
BY SENATORS LENTINI AND LANDRY
AN ACT

To amend and reenact R.S. 32:168, relative to railroads; to provide relative to required audible signaling by a train operator when approaching a railroad crossing; to increase the required distance of sounding of such signal; and to provide for related matters.

Read by title.

Motion

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

Rep. Marionneaux objected.

By a vote of 32 yeas and 62 nays, the House refused to return the bill to the calendar.

Rep. Marionneaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Glover	Pratt
Alexander, R.—13th	Green	Quezaire
Ansardi	Guillory	Rousselle
Baylor	Hammett	Salter
Bowler	Hebert	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Carter	Kennard	Shaw
Chaisson	Lancaster	Stelly
Clarkson	Landrieu	Strain
Copelin	LeBlanc	Thomas
Crane	Long	Thompson
Curtis	Marionneaux	Thornhill
Damico	Martiny	Toomy
Deville	McCain	Travis
DeWitt	McCallum	Triche
Diez	McMains	Walsworth
Dimos	Michot	Warner
Dupre	Mitchell	Welch
Durand	Montgomery	Weston
Farve	Morrell	Wiggins
Faucheux	Morrish	Wilkerson
Fontenot	Murray	Willard
Frith	Pinac	Winston
Gautreaux	Powell	Wright
Total—75		

NAYS

Mr. Speaker	Hopkins	Pierre
Barton	Iles	Riddle
Baudoin	Jenkins	Smith, J.D.—50th
Daniel	Johns	Smith, J.R.—30th
Donelon	Kenney	Theriot
Flavin	McDonald	Vitter
Fruge	Odinot	Waddell
Hill	Perkins	Windhorst
Total—24		

ABSENT

Alexander, A.—93rd	Heaton	Jetson
Doerge	Holden	Romero
Total—6		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 9—
BY SENATOR BEAN
AN ACT

To amend and reenact R.S. 32:301(3), relative to traffic; to provide relative to the penalty for not using lighted headlamps when wipers are in use; to set such penalty to twenty-five dollars; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hopkins to Reengrossed Senate Bill No. 9 by Senator Bean

AMENDMENT NO. 1

On page 2, at the end of line 1, after "dollars" insert a period "." and delete "in", and delete line 2 in its entirety and insert in lieu thereof "No court costs shall be assessed in addition to the fine authorized by this Paragraph. Violations of the provisions of this Paragraph shall not be considered moving violations."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Table listing absent members: Alexander, A.—93rd, Doerge, Heaton, Total—3

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 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. Wilkerson sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Wilkerson to Reengrossed Senate Bill No. 58 by Senators Dardenne, et al.

AMENDMENT NO. 1

On page 2, at the end of line 5, add the following "However, any institution of higher education covered by the provisions of this Subsection shall not deposit any funds into any state or national bank which has an officer, director, or employee serving on the appropriate governing board of the institution of higher education on and after the date such officer, director, or employee becomes a member of that governing board."

Motion

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

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

Rep. Copelin objected.

The vote recurred on the substitute motion.

By a vote of 33 yeas and 62 nays, the House refused to order the previous question on the amendments.

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

By a vote of 71 yeas and 25 nays, the motion was agreed to.

Rep. Wilkerson moved the adoption of the amendments.

Rep. Travis objected.

By a vote of 51 yeas and 43 nays, the amendments were adopted.

Rep. Bruneau suggested the absence of a quorum.

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

ROLL CALL

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

PRESENT

Mr. Speaker	Hill	Pinac
Alexander, R.—13th	Holden	Powell
Ansardi	Hopkins	Pratt
Baudoin	Hudson	Quezaire
Baylor	Hunter	Riddle
Bowler	Iles	Rousselle
Bruce	Jenkins	Salter
Bruneau	Jetson	Schwegmann
Clarkson	Johns	Shaw
Copelin	Kennard	Smith, J.D.—50th
Crane	Kenney	Smith, J.R.—30th
Curtis	Lancaster	Stelly
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thomas
Deville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	Martiny	Travis
Dimos	McCain	Triche
Donelon	McCallum	Vitter
Durand	McDonald	Waddell
Farve	McMains	Walsworth
Fauchoux	Michot	Warner
Flavin	Mitchell	Welch
Fontenot	Montgomery	Weston
Frith	Morrell	Wiggins
Fruge	Morrish	Wilkerson
Gautreaux	Murray	Willard
Green	Odinet	Windhorst
Guillory	Perkins	Wright
Hammett	Pierre	
Total—89		

ABSENT

Alario	Dupre	Schneider
Alexander, A.—93rd	Glover	Strain
Barton	Heaton	Thompson
Carter	Hebert	Winston
Chaisson	Romero	
Doerge	Scalise	
Total—16		

The Speaker announced there were 89 members present and a quorum.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alexander, R.—13th	Holden	Powell
Baylor	Hudson	Pratt
Clarkson	Hunter	Quezaire
Copelin	Iles	Rousselle
Curtis	Jetson	Salter
Damico	Johns	Schwegmann
Daniel	Kennard	Smith, J.D.—50th
Deville	Kenney	Stelly
DeWitt	Long	Theriot
Diez	McCallum	Thomas
Dimos	McDonald	Toomy
Fauchoux	McMains	Travis
Flavin	Mitchell	Triche
Fontenot	Montgomery	Waddell
Frith	Morrell	Walsworth

Fruge	Morrish	Warner
Gautreaux	Murray	Welch
Green	Odinet	Weston
Guillory	Pierre	Wiggins
Hill	Pinac	Willard
Total—60		

NAYS

Ansardi	Hopkins	Riddle
Baudoin	Jenkins	Scalise
Bowler	Lancaster	Shaw
Bruce	Landrieu	Smith, J.R.—30th
Bruneau	LeBlanc	Thornhill
Crane	Marionneaux	Vitter
Donelon	Martiny	Wilkerson
Durand	McCain	Windhorst
Farve	Michot	Wright
Hammett	Perkins	
Total—29		

ABSENT

Mr. Speaker	Doerge	Schneider
Alario	Dupre	Strain
Alexander, A.—93rd	Glover	Thompson
Barton	Heaton	Winston
Carter	Hebert	
Chaisson	Romero	
Total—16		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 70—

BY SENATORS EWING, BEAN AND LANDRY
AN ACT

To enact R.S. 47:463.56, relative to motor vehicles; to provide relative to license plates; to create the Girl Scouts of U.S.A. prestige license plate; to provide for the color and design of such plates; to provide relative to fees for such plates, including a royalty fee for use of the organizational logo on such plates; to designate the use of such royalty fees; to require a contract relative to royalty fees; to require the promulgation of rules and regulations; and to provide for related matters.

Read by title.

Rep. Rodney Alexander moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Alexander, R.—13th	Hebert	Quezaire
Ansardi	Hill	Riddle
Barton	Holden	Romero
Baudoin	Hopkins	Rousselle
Baylor	Hudson	Salter

Bowler	Hunter	Scalise
Bruce	Iles	Schneider
Bruneau	Jenkins	Schwegmann
Carter	Johns	Shaw
Clarkson	Kennard	Smith, J.D.—50th
Copelin	Kenney	Smith, J.R.—30th
Crane	Lancaster	Stelly
Curtis	Landrieu	Strain
Damico	LeBlanc	Theriot
Daniel	Long	Thomas
Deville	Marionneaux	Thompson
DeWitt	Martiny	Thornhill
Diez	McCain	Travis
Dimos	McCallum	Triche
Donelon	McDonald	Vitter
Dupre	McMains	Waddell
Durand	Michot	Walsworth
Farve	Mitchell	Warner
Faucheux	Montgomery	Welch
Flavin	Morrell	Weston
Fontenot	Morrish	Wiggins
Frith	Murray	Wilkerson
Fruge	Odinet	Willard
Gautreaux	Perkins	Winston
Glover	Pierre	Wright
Green	Pinac	
Total—98		

NAYS

Jetson	Toomy	Windhorst
Total—3		

ABSENT

Alexander, A.—93rd	Doerge
Chaisson	Heaton
Total—4	

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Odinet to Re-reengrossed Senate Bill No. 78 by Senator Hines

AMENDMENT NO. 1

On page 6, between lines 21 and 22, insert the following:

"(f) A provision authorizing the Department of Insurance and the department to provide for the professional services of physical therapists in independent practice under Title XIX and Title XXI of the Social Security Act."

Rep. Odinet moved the adoption of the amendments.

Rep. Rodney Alexander objected.

Motion

Rep. Rodney Alexander moved that the amendment be withdrawn pending the attachment of a fiscal note.

Rep. Odinet objected.

By a vote of 56 yeas and 29 nays, the House withdrew the amendment pending the attachment of a fiscal note.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Holden to Re-reengrossed Senate Bill No. 78 by Senator Hines

AMENDMENT NO. 1

On page 1, line 3, after "46:976" delete the comma "," and insert "and 977,"

AMENDMENT NO. 2

On page 1, line 10, after "date;" and before "and to provide" insert "to create the Children's Health Insurance Program Support Fund; to provide for deposit and uses of monies in the fund"

AMENDMENT NO. 3

On page 4, line 5, after "46:976" insert "and 977"

AMENDMENT NO. 4

On page 6, at the end of line 21, insert the following:

"(3) Any private health insurance model implemented pursuant to the State Children's Health Insurance Program (Title XXI of the Social Security Act) shall at a minimum include the following features:

(a) Organize school children's groups to formulate the provision of preventive health services and comprehensive health coverage to children under the private insurance model, and where practicable, establish cooperative agreements with the Department of Education to facilitate school based enrollment of eligible children into the private insurance model.

(b) Require all insurance providers participating in the private insurance model to collect payments or premiums from participants on a sliding scale basis and in accordance with any applicable state and federal regulations in order to provide for payment for health care services or premiums for comprehensive insurance coverage.

(c) Establish, with consultation from appropriate professional organizations, standards for preventive health services and providers, and comprehensive insurance benefits appropriate to children and their family members.

(d) Establish eligibility criteria which children and their family members must meet in order to participate in the private insurance model.

(e) Establish procedures under which applicants to and participants in the private insurance model may have grievances reviewed by the commissioner of insurance.

(f) Establish participation criteria and, if appropriate, contract with an authorized insurer, health maintenance organization, or insurance administrator to provide administrative services to the private insurance model.

(g) Develop and implement a plan to publicize the private insurance model, the eligibility requirements of the private insurance model, and to maintain public awareness of the private insurance model."

AMENDMENT NO. 5

On page 7, at the end of line 23, insert the following:

"§977. Children's Health Insurance Program Support Fund; creation; purpose; uses

A. The "Children's Health Insurance Program Support Fund" is hereby created as a special fund within the state treasury to provide for support of the State Children's Health Insurance Program.

B. Monies received by the state as a result of any act of congress implementing a tobacco industry settlement, or as a result of the June 1997 Attorneys General Tobacco Settlement Agreement or any subsequent judgment or settlement resulting therefrom, shall be credited to the Bond Security and Redemption Fund. Out of the funds remaining in the Bond Security and Redemption Fund after a sufficient amount is allocated from that fund to pay all obligations secured by the full faith and credit of the state which become due and payable within any fiscal year as required by Article VII, Section 9(B) of the Constitution of Louisiana, the treasurer shall deposit in and credit to the Children's Health Insurance Support Fund, hereinafter referred to as the "fund", an amount equal to the monies received by the state each fiscal year from such act of congress, agreement, judgment, or settlement, that are allowed under the act, agreement, judgment, or settlement to be used to support health insurance coverage for children, not to exceed ten million dollars in any one fiscal year.

C. Monies in the fund shall be subject to appropriation by the legislature and shall be available exclusively for use by the Department of Health and Hospitals, hereinafter referred to as the "department", for operation of the State Children's Health Insurance Program. All unexpended and unencumbered monies remaining in the fund at the end of each fiscal year shall remain in the fund. Such monies shall be invested by the state treasurer in the same manner as monies in the state general fund, and interest earned on the investment of these monies shall be credited to the fund."

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

Rep. Holden moved adoption of Amendment Nos. 1, 2, 3, and 5.

Rep. Donelon objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Holden	Pratt
Alexander, R.—13th	Hopkins	Quezaire
Baudoin	Hudson	Riddle
Baylor	Hunter	Rousselle
Bowler	Iles	Salter
Bruce	Jenkins	Schwegmann
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Kenney	Smith, J.R.—30th
Copelin	Landrieu	Theriot
Curtis	LeBlanc	Thomas
Damico	Long	Thompson
Daniel	Marionneaux	Thornhill
Deville	Martiny	Travis
DeWitt	McCain	Triche
Dupre	McCallum	Vitter
Durand	McDonald	Waddell
Farve	McMains	Warner
Faucheux	Mitchell	Welch
Frith	Montgomery	Weston
Gautreaux	Morrell	Wiggins
Glover	Murray	Wilkerson
Green	Odinet	Willard
Guillory	Perkins	Wright
Hammett	Pierre	
Total—71		

NAYS

Ansardi	Fruge	Pinac
Barton	Hebert	Powell
Bruneau	Hill	Scalise
Crane	Johns	Shaw
Diez	Kennard	Stelly
Dimos	Lancaster	Toomy
Donelon	Michot	Walsworth
Flavin	Morrish	Windhorst
Total—24		

ABSENT

Mr. Speaker	Fontenot	Strain
Alexander, A.—93rd	Heaton	Winston
Carter	Romero	
Doerge	Schneider	
Total—10		

Amendment Nos. 1, 2, 3, and 5 were adopted.

Rep. Holden moved adoption of Amendment No. 4.

Rep. Donelon 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	Pratt
Alexander, R.—13th	Holden	Quezaire
Baudoin	Hudson	Riddle

Baylor	Hunter	Rousselle
Bowler	Iles	Salter
Bruce	Jetson	Schwegmann
Clarkson	Johns	Smith, J.D.—50th
Copelin	Kennard	Smith, J.R.—30th
Curtis	Kenney	Stelly
Damico	Landrieu	Thomas
DeWitt	LeBlanc	Thompson
Dupre	Long	Travis
Durand	Marionneaux	Triche
Farve	McCain	Welch
Faucheux	McCallum	Weston
Flavin	Mitchell	Wiggins
Frith	Morrell	Wilkerson
Gautreaux	Murray	Willard
Glover	Odinet	Wright
Green	Pierre	
Guillory	Pinac	
Total—61		

NAYS

Ansardi	Hill	Scalise
Barton	Hopkins	Shaw
Bruneau	Jenkins	Theriot
Crane	Lancaster	Thornhill
Daniel	Martiny	Toomy
Deville	McDonald	Vitter
Diez	McMains	Waddell
Dimos	Michot	Walsworth
Donelon	Montgomery	Warner
Fontenot	Morrish	Windhorst
Frige	Perkins	Winston
Hebert	Powell	
Total—35		

ABSENT

Mr. Speaker	Chaisson	Romero
Alexander, A.—93rd	Doerge	Schneider
Carter	Heaton	Strain
Total—9		

Amendment No. 4 was adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bowler to Re-reengrossed Senate Bill No. 78 by Senator Hines

AMENDMENT NO. 1

On page 3, at the end of line 4, add the following:

"Any rules or regulations promulgated pursuant to the private health insurance model shall be subject to review by the House Committee on Health and Welfare and the Senate Committee on Health and Welfare and the House Committee on Insurance and the Senate Committee on Insurance."

AMENDMENT NO. 2

On page 7, between lines 23 and 24, insert the following:

"F. Any rules or regulations adopted under the provisions of this Section shall be promulgated under the Administrative Procedure Act. Any rules or regulations adopted pursuant to the private health insurance model shall be subject to review by the House Committee

on Health and Welfare and the Senate Committee on Health and Welfare and the House Committee on Insurance and the Senate Committee on Insurance."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Pratt
Alario	Hill	Quezaire
Alexander, R.—13th	Holden	Riddle
Ansardi	Hudson	Rousselle
Barton	Hunter	Salter
Baudoin	Iles	Schwegmann
Baylor	Jetson	Shaw
Bowler	Johns	Smith, J.D.—50th
Bruce	Kennard	Smith, J.R.—30th
Chaisson	Kenney	Stelly
Clarkson	Landrieu	Theriot
Copelin	LeBlanc	Thomas
Curtis	Long	Thompson
Damico	Marionneaux	Thornhill
Daniel	McCain	Travis
Deville	McCallum	Triche
DeWitt	McDonald	Waddell
Diez	McMains	Walsworth
Dupre	Michot	Warner
Durand	Mitchell	Welch
Farve	Montgomery	Weston
Faucheux	Morrell	Wiggins
Flavin	Murray	Wilkerson
Frith	Odinet	Willard
Gautreaux	Pierre	Winston
Green	Pinac	Wright
Guillory	Powell	
Total—80		

NAYS

Bruneau	Hopkins	Perkins
Crane	Jenkins	Scalise
Dimos	Lancaster	Toomy
Donelon	Martiny	Vitter
Frige	Morrish	Windhorst
Total—15		

ABSENT

Alexander, A.—93rd	Glover	Schneider
Carter	Heaton	Strain
Doerge	Hebert	
Fontenot	Romero	
Total—10		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 100—
BY SENATOR LENTINI

AN ACT

To enact R.S. 32:176, relative to railroads; to require notification to investigating officers of presence of certain recorders on trains after a railroad crossing accident; and to provide for related matters.

Read by title.

Rep. Marionneaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Heaton
Doerge	Strain
Total—4	

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 101—
BY SENATORS LENTINI AND BAJOIE
AN ACT

To amend and reenact R.S. 40:1484.2, 1484.3, 1484.4, 1484.5, 1484.6, 1484.7, 1484.9(A)(1) and (B) and to enact R.S. 40:1484.9(C) and (D) and 1484.10(E), relative to amusement rides and attractions; to provide for inspections of amusement rides and attractions; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Travis to Reengrossed Senate Bill No. 101 by Senators Lentini and Bajoie

AMENDMENT NO. 1

On page 3, line 16, after "ride" and before the period "." delete "at a carnival or fair"

AMENDMENT NO. 2

On page 4, delete lines 17 through 19 in their entirety

AMENDMENT NO. 3

On page 4, line 25, after "amusement" and before "ride" delete "park"

AMENDMENT NO. 4

On page 4, line 26, after "and" and before "nondestructive" insert "subjected to"

AMENDMENT NO. 5

On page 5, line 4, after "each" delete the remainder of the line and insert "annual period of operation."

AMENDMENT NO. 6

On page 5, line 22, after "attraction." and before "If" insert "Any operator who fails to give written notification to the assistant secretary of his intent to commence operation of the amusement ride or attraction shall be fined one hundred dollars."

AMENDMENT NO. 7

On page 7, line 15, after "for" and before "inspections" delete "semi-annual"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pratt
Alario	Hammett	Quezairé
Alexander, R.—13th	Hebert	Riddle
Ansardi	Hill	Romero
Barton	Holden	Rousselle

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

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Heaton
Doerge	McCain
Total—4	

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 104—
BY SENATOR IRONS

AN ACT

To amend and reenact R.S. 47:463.47(B) relative to motor vehicles; provides for prestige plates; changes wording on prestige plate honoring police officers killed in the line of duty; and to provide for related matters.

Read by title.

Rep. Murray moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Pratt
Alario	Hebert	Quezaire
Alexander, R.—13th	Hill	Riddle
Ansardi	Holden	Romero
Barton	Hopkins	Rousselle
Baudoin	Hudson	Salter

Baylor	Hunter	Scalise
Bowler	Iles	Schneider
Bruce	Jenkins	Schwegmann
Bruneau	Jetson	Shaw
Carter	Johns	Smith, J.D.—50th
Chaisson	Kennard	Smith, J.R.—30th
Clarkson	Kenney	Stelly
Copelin	Lancaster	Theriot
Crane	Landrieu	Thomas
Curtis	LeBlanc	Thompson
Damico	Long	Thornhill
Daniel	Marionneaux	Toomy
Deville	Martiny	Travis
DeWitt	McCain	Triche
Diez	McCallum	Vitter
Dimos	McDonald	Waddell
Donelon	McMains	Walsworth
Dupre	Michot	Warner
Durand	Mitchell	Welch
Farve	Montgomery	Weston
Faucheux	Morrell	Wiggins
Flavin	Morrish	Wilkerson
Frith	Murray	Willard
Fruge	Odinot	Windhorst
Gautreaux	Perkins	Winston
Glover	Pierre	Wright
Green	Pinac	
Guillory	Powell	
Total—100		

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Fontenot	Strain
Doerge	Heaton	
Total—5		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 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. Vitter moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Barton	Hopkins	Rousselle
Baudoin	Hudson	Salter
Baylor	Hunter	Scalise
Bowler	Iles	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	Marionneaux	Thornhill
Deville	Martiny	Toomy
DeWitt	McCain	Travis
Diez	McCallum	Triche
Dimos	McDonald	Vitter
Donelon	McMains	Waddell
Dupre	Michot	Walsworth
Durand	Mitchell	Warner
Farve	Montgomery	Welch
Faucheux	Morrell	Weston
Flavin	Morrish	Wiggins
Fontenot	Murray	Wilkerson
Frith	Odinet	Willard
Fruge	Perkins	Windhorst
Gautreaux	Pierre	Winston
Green	Pinac	Wright
Guillory	Powell	

Total—101

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Glover
Doerge	Heaton

Total—4

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 121—
BY SENATORS BARHAM, EWING, HAINKEL AND BEAN
AN ACT

To enact the "Louisiana Tax Delinquency Amnesty Act"; to provide for definitions; to require the Department of Revenue to establish a tax amnesty program as provided for in the Act; to provide for terms and conditions of the program; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Reengrossed Senate Bill No. 121 by Senators Barham, et al.

AMENDMENT NO. 1

On page 1, line 15, in Amendment No. 2 of the House Committee Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 121, after "had" insert "gross"

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

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

Total—101

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Doerge
Carter	Heaton

Total—4

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 122—
BY SENATORS BARHAM, DARDENNE, EWING, HAINKEL, BEAN AND
SHORT

AN ACT

To enact Chapter 2 of Subtitle 1 of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:15, relative to the rights of taxpayers for taxes collected and administered by the Department of Revenue; to provide that the rights, privacy, and property of Louisiana taxpayers are safeguarded and protected

during tax assessment, collection, and enforcement processes administered by the Department of Revenue under the tax laws of this state; to provide for a Taxpayer's Bill of Rights; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Daniel and Jenkins to Reengrossed Senate Bill No. 122 by Senators Barham, et al.

AMENDMENT NO. 1

On page 2, line 5, delete "A."

AMENDMENT NO. 2

On page 3, line 5, after "collected" insert a period "." and delete the remainder of the line and delete lines 6 through 8 in their entirety

AMENDMENT NO. 3

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

"taxpayer is likely to remove the assets from the jurisdiction of the state."

AMENDMENT NO. 4

On page 4, line 14, after "agreement" insert a period "." and delete the remainder of the line and delete lines 15 and 16 in their entirety

AMENDMENT NO. 5

On page 4, line 22, after "that the" delete the remainder of the line and delete lines 23 and 24 in their entirety and insert in lieu thereof the following:

"taxpayer is likely to remove the assets from the jurisdiction of the state."

AMENDMENT NO. 6

On page 5, delete lines 2 through 5 in their entirety

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

Rep. Daniel 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	Hebert	Quezairé
Alexander, R.—13th	Hill	Riddle
Ansardi	Holden	Romero
Barton	Hopkins	Rousselle
Baudoin	Hudson	Salter
Baylor	Hunter	Scalise
Bowler	Iles	Schneider
Bruce	Jenkins	Schwegmann
Bruneau	Jetson	Shaw

Chaisson	Johns	Smith, J.D.—50th
Clarkson	Kennard	Smith, J.R.—30th
Copelin	Kenney	Stelly
Crane	Lancaster	Theriot
Curtis	Landrieu	Thomas
Damico	LeBlanc	Thompson
Daniel	Long	Thornhill
Deville	Marionneau	Toomy
DeWitt	Martiny	Travis
Diez	McCain	Triche
Dimos	McCallum	Vitter
Donelon	McDonald	Waddell
Dupre	McMains	Walsworth
Durand	Michot	Warner
Farve	Mitchell	Welch
Faucheux	Montgomery	Weston
Flavin	Morrell	Wiggins
Fontenot	Morrish	Wilkerson
Frith	Murray	Willard
Fruge	Odinet	Windhorst
Gautreaux	Perkins	Winston
Glover	Pierre	Wright
Green	Pinac	
Guillory	Powell	
Total—100		

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Doerge	Strain
Carter	Heaton	
Total—5		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 123—
BY SENATORS BARHAM, DARDENNE, EWING, HAINKEL AND BEAN
AN ACT

To amend and reenact R.S. 47:1565(C)(2) and 2419, relative to the Department of Revenue; to conform certain provisions regarding the office of legal affairs created within the department; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Daniel moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Pratt
Alario	Hebert	Quezairé
Alexander, R.—13th	Hill	Riddle
Ansardi	Holden	Romero
Barton	Hopkins	Rousselle
Baudoin	Hudson	Salter
Baylor	Hunter	Scalise
Bowler	Iles	Schneider
Bruce	Jenkins	Schwegmann
Bruneau	Jetson	Shaw
Chaisson	Johns	Smith, J.D.—50th

Clarkson	Kennard	Smith, J.R.—30th
Copelin	Kenney	Stelly
Crane	Lancaster	Strain
Curtis	Landrieu	Theriot
Damico	LeBlanc	Thomas
Daniel	Long	Thompson
Deville	Marionneaux	Thornhill
DeWitt	Martiny	Toomy
Diez	McCain	Travis
Dimos	McCallum	Triche
Donelon	McDonald	Vitter
Dupre	McMains	Waddell
Durand	Michot	Walsworth
Farve	Mitchell	Warner
Faucheux	Montgomery	Welch
Flavin	Morrell	Weston
Fontenot	Morrish	Wiggins
Frith	Murray	Wilkerson
Fruge	Odinot	Willard
Gautreaux	Perkins	Windhorst
Glover	Pierre	Winston
Green	Pinac	Wright
Guillory	Powell	
Total—101		

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Doerge
Carter	Heaton
Total—4	

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 137—
BY SENATORS BARHAM, DARDENNE, EWING, AND HAINKEL
AN ACT

To amend and reenact R.S. 47:1516(B), (E), and (G), relative to tax debt collection; to authorize the secretary of the Department of Revenue to enter into contracts with debt collection agencies for the collection of certain in-state tax liabilities; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Daniel moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Powell
Alario	Heaton	Pratt
Alexander, R.—13th	Hebert	Quezaire
Ansardi	Hill	Riddle
Barton	Holden	Romero
Baudoin	Hopkins	Rousselle
Baylor	Hudson	Salter
Bowler	Iles	Scalise
Bruce	Jetson	Schneider
Bruneau	Johns	Schwegmann
Carter	Kennard	Shaw

Chaisson	Kenney	Smith, J.D.—50th
Clarkson	Lancaster	Stelly
Copelin	Landrieu	Strain
Crane	LeBlanc	Thomas
Damico	Long	Thompson
Daniel	Marionneaux	Thornhill
Deville	Martiny	Toomy
DeWitt	McCain	Triche
Diez	McCallum	Vitter
Dimos	McDonald	Walsworth
Donelon	McMains	Warner
Dupre	Michot	Weston
Durand	Mitchell	Wiggins
Farve	Montgomery	Wilkerson
Faucheux	Morrell	Willard
Flavin	Morrish	Windhorst
Fontenot	Murray	Winston
Frith	Odinot	Wright
Fruge	Pierre	
Gautreaux	Pinac	
Total—91		

NAYS

Curtis	Jenkins	Travis
Green	Perkins	Waddell
Guillory	Smith, J.R.—30th	Welch
Hunter	Theriot	
Total—11		

ABSENT

Alexander, A.—93rd	Doerge	Glover
Total—3		

The Chair declared the above bill was finally passed.

Rep. Daniel 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. Holden, 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:

Privileged Report of the Committee on Enrollment

April 13, 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. 14—
BY REPRESENTATIVE GUILLORY
A RESOLUTION

To recognize, commend, and congratulate Lawrence Morrow for his successes as a journalist and as the founder, publisher, and editor of GUMBEAUX magazine.

HOUSE RESOLUTION NO. 15—
BY REPRESENTATIVES JETSON AND WELCH
A RESOLUTION

To express the condolences of the House of Representatives upon the death of Reverend Norwood T. Calvin.

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.

Privileged Report of the Committee on Enrollment

April 13, 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 Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 1—
BY REPRESENTATIVE RIDDLE
A CONCURRENT RESOLUTION

To direct the Louisiana State Law Institute to instruct West Publishing Company to reprint the Revision Comments of 1996 to Civil Code Article 1493 (comment (c)) by deleting all references describing such incapable children in terms other than those used in the article, to wit: children who are "permanently incapable of caring for their persons or administering their estates".

HOUSE CONCURRENT RESOLUTION NO. 16—
BY REPRESENTATIVE LONG
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and make recommendations to the legislature concerning foreign adoptions, procedures for recognizing foreign adoption orders, and other related matters.

HOUSE CONCURRENT RESOLUTION NO. 17—
BY REPRESENTATIVES LONG, BARTON, BAUDOIN, CURTIS, DOERGE, KENNEY, MCDONALD, POWELL, PRATT, SALTER, WINSTON, AND WRIGHT
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to develop a comprehensive plan for the statewide implementation of alternative education programs and to present such plan, including any recommendations for full implementation by the beginning of the 1999-2000 school year and any recommended funding methods for the development and implementation of such plan, to the House and Senate Committees on Education prior to the beginning of the 1999 Regular Session of the Legislature.

HOUSE CONCURRENT RESOLUTION NO. 29—
BY REPRESENTATIVE ROUSSELLE
A CONCURRENT RESOLUTION

To urge and request the Department of Natural Resources and Governor's Office of Coastal Activities to prevent salinity fluctuations harmful to oyster production by including in coastal

restoration projects the rebuilding and restoration of barrier islands within that coastal restoration zone.

HOUSE CONCURRENT RESOLUTION NO. 53—
BY REPRESENTATIVE HOLDEN
A CONCURRENT RESOLUTION

To memorialize members of the Louisiana congressional delegation to seek revision of the federal Clean Air Act Amendments of 1990 (Public Law 101-549) and additionally implore the United States Environmental Protection Agency not to impose sanctions for the state's failure to adopt a vehicle emissions inspection and maintenance program applicable to certain parishes and municipalities, particularly East Baton Rouge Parish.

HOUSE CONCURRENT RESOLUTION NO. 56—
BY REPRESENTATIVE HOLDEN, CRANE, DANIEL, DIEZ, FONTENOT, JENKINS, JETSON, KENNARD, MCMAINS, PERKINS, WELCH, AND WESTON
A CONCURRENT RESOLUTION

To memorialize the United States Environmental Protection Agency not to impose sanctions for the state's failure to adopt a vehicle emissions inspection and maintenance program in accordance with the federal Clean Air Act Amendments of 1990 (Public Law 101-549) and to consider the development and adoption of more equitable standards for vehicle emissions inspection and maintenance programs as applied to certain parishes and municipalities, particularly East Baton Rouge Parish, which have been designated as being in violation of federal ozone standards.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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

Privileged Report of the Committee on Enrollment

April 13, 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 Bills have been properly enrolled:

HOUSE BILL NO. 4—
BY REPRESENTATIVES BRUNEAU, ALARIO, MORRELL, MURRAY, SCHNEIDER, TOOMY, CLARKSON, AND PRATT AND SENATORS IRONS, BAGNERIS, AND HAINKEL
AN ACT

To amend and reenact Section 1(A) of Act No. 569 of the 1989 Regular Session of the Legislature of Louisiana and Sections 4(B) and 8 of Act No. 865 of the 1982 Regular Session of the Legislature of Louisiana, relative to the management and administration of City Park; to provide relative to the power and authority of the New Orleans City Park Improvement Association to contract for the operation, care, control, and management of the park and its facilities; to provide relative to the applicability of certain laws and the association's insurance plan to certain park contracts and contractors; to provide for the expenditure of funds received by, allocated to, or otherwise

available to City Park or the New Orleans City Park Improvement Association or its board of directors without the necessity of a legislative appropriation or deposit thereof in the state treasury; and to provide for related matters.

HOUSE BILL NO. 5—
BY REPRESENTATIVE DAMICO
AN ACT

To enact R.S. 33:9124(E), relative to the Jefferson Parish Communication District; to authorize the district to enter into contracts to fund certain fire dispatching services in Jefferson Parish; to provide that pursuant to such a contract the functions and duties of the district shall include providing for and paying for such services; and to provide for related matters.

HOUSE BILL NO. 6—
BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 11:2214(A)(2)(b) and (c), 2225(A)(11)(a), 2252(9) and (10), and 2253(A)(1)(b), relative to the Baton Rouge City Parish Employees' Retirement System; to provide for the merger of the police officers and firefighters who are members thereof into the Municipal Police Employees' Retirement System and the Firefighters' Retirement System respectively; and to provide with respect to membership; to further provide with respect to approval of the merger by the respective systems, local governing authority, and Joint Legislative Committee on Retirement; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 17—
BY REPRESENTATIVE FRITH
AN ACT

To amend and reenact Section 7(B) of Act No. 333 of the 1972 Regular Session of the Louisiana Legislature as amended by Act No. 56 of the 1987 Regular Session of the Louisiana Legislature, relative to the municipal civil service system for the employees of the city of Kaplan; to provide that the unclassified service shall include certain part-time positions in the police department; and to provide for related matters.

HOUSE BILL NO. 19—
BY REPRESENTATIVE GAUTREAUX
AN ACT

To enact R.S. 11:3569, relative to the Policemen's Pension and Relief Funds; to increase survivor benefits for widows of former Morgan City police officers; and to provide for related matters.

HOUSE BILL NO. 26 (Duplicate of Senate Bill No. 63)—
BY REPRESENTATIVE MCDONALD AND SENATOR DARDENNE AND
COAUTHORED BY REPRESENTATIVES DOWNER, DEWITT, MCMAINS,
CRANE, AND WALSWORTH AND SENATORS EWING, HAINKEL,
BARHAM, AND ROMERO
AN ACT

To enact R.S. 39:1514(A)(1)(c), relative to multiyear contracts for professional, personal, consulting, and social services; to provide that certain contracts for educational testing services may be entered into for a period of up to twelve years; to provide that modifications may be made to such contracts; and to provide for related matters.

HOUSE BILL NO. 41—
BY REPRESENTATIVE TRAVIS
AN ACT

To authorize and empower the Department of Helath and Hospitals to transfer title to certain property located in East Feliciana Parish to the East Feliciana Parish Fire Protection District; to provide certain limitations on such transfer; to repeal Act No. 1066 of the 1997 Regular Session of the Legislature; and to provide for related matters.

HOUSE BILL NO. 44—
BY REPRESENTATIVES WILKERSON, BARTON, BAUDOIN, CRANE,
CURTIS, DOERGE, JETSON, KENNEY, MCDONALD, POWELL, PRATT,
SALTER, AND WRIGHT
AN ACT

To rename "Robinson Stadium" located on the campus of Grambling State University in Grambling, Louisiana, as the "Eddie G. Robinson Stadium"; and to provide for related matters.

HOUSE BILL NO. 55—
BY REPRESENTATIVE LEBLANC
AN ACT

To amend and reenact R.S. 13:477(15) and 621.15, relative to the Fifteenth Judicial District; to add two additional judgeships to the Fifteenth Judicial District Court; to provide for election sections for the Fifteenth Judicial District; to provide relative to the terms of office of the judges; to provide for the effectiveness of such provisions; and to provide for related matters.

HOUSE BILL NO. 56—
BY REPRESENTATIVES MCDONALD AND DIMOS
AN ACT

To enact R.S. 41:898, relative to public lands; to provide relative to school board lands; to authorize the Morehouse Parish School Board to exchange certain unused school land; to provide procedures and conditions; and to provide for related matters.

HOUSE BILL NO. 66—
BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 33:4709.1(A), relative to the Vidalia Riverfront Development District; to provide for inclusion of additional property in the district; and to provide for related matters.

HOUSE BILL NO. 67 (Duplicate of Senate Bill No. 143)—
BY REPRESENTATIVE JOHNS AND SENATOR COX
AN ACT

To amend and reenact R.S. 47:322.11(A) and 332.30, relative to the proceeds of the state sales tax on hotel occupancy in Calcasieu Parish; to provide for the dedication of such proceeds; and to provide for related matters.

HOUSE BILL NO. 109—
BY REPRESENTATIVE TRICHE
AN ACT

To amend and reenact R.S. 32:874(B)(1), relative to motor vehicle safety laws; to provide for reinstatement fees for suspended, revoked, or withdrawn drivers' licenses; and to provide for related matters.

HOUSE BILL NO. 116 (Duplicate of Senate Bill No. 60)—
BY REPRESENTATIVE MCDONALD AND SENATOR DARDENNE AND
COAUTHORED BY REPRESENTATIVES DOWNER, DEWITT, MCMAINS,
CRANE, KENNEY, AND WALSWORTH AND SENATORS EWING,
HAINKEL, BARHAM, AND ROMERO
AN ACT

To amend and reenact R.S. 17:24.4(F)(2), relative to the Louisiana Educational Assessment Program; to provide relative to the grades in which students are administered norm-referenced tests pursuant to the program; and to provide for related matters.

HOUSE BILL NO. 118 (Duplicate of Senate Bill No. 62)—
BY REPRESENTATIVE MCDONALD AND SENATOR DARDENNE AND
COAUTHORED BY REPRESENTATIVES DOWNER, DEWITT, MCMAINS,
CRANE, KENNEY, AND WALSWORTH AND SENATORS EWING,
HAINKEL, AND BARHAM
AN ACT

To amend and reenact R.S. 17:81(A), relative to the general powers of city and parish school boards; to provide relative to the selection of teachers and other certified personnel; to provide for policies and procedures relative to the selection process; and to provide for related matters.

HOUSE BILL NO. 128 (Duplicate of Senate Bill No. 51)—
BY REPRESENTATIVE DIEZ AND SENATOR LANDRY AND
COAUTHORED BY REPRESENTATIVES DOWNER, DEWITT, MCMAINS,
GAUTREAUX, AND QUEZAIRE AND SENATORS EWING, DARDENNE,
HAINKEL, BARHAM, AND ROMERO

AN ACT

To amend and reenact R.S. 48:275, relative to nomination for inclusion or placement of bridges, highways, or certain roadway structures in the National Register of Historic Places; to require prior approval of the secretary of the Department of Transportation and Development for such nominations; and to provide for related matters.

HOUSE BILL NO. 152—

BY REPRESENTATIVES WALSWORTH, DIMOS, MCDONALD, AND THOMPSON AND SENATOR JONES

AN ACT

To enact Chapter 9 of Title 34 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 34:1401 through 1406, relative to port commissions; to create and provide with respect to the Greater Ouachita Port Commission; to provide for the membership, officers, rights, and powers of the commission, including the power to incur debt, issue bonds, levy special taxes, and expropriate property; and to provide for related matters.

HOUSE BILL NO. 160—

BY REPRESENTATIVES ROUSSELLE AND CLARKSON

AN ACT

To enact R.S. 33:4715.2, relative to Plaquemines Parish; to create a special district to acquire or construct a new courthouse or renovate the existing courthouse and to operate and maintain the courthouse; to provide for governance of the district; to provide relative to the authority of the district in relationship to the parish governing authority; to provide for the district's powers and duties, including provisions relative to financing the activities of the district through the levy of taxes or the incurring of debt; and to provide for related matters.

HOUSE BILL NO. 190—

BY REPRESENTATIVE HEBERT

AN ACT

To enact R.S. 34:1603.1, relative to the Twin Parish Port Commission; to provide for the adoption of ordinances; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 193—

BY REPRESENTATIVE LEBLANC

AN ACT

To amend and reenact R.S. 39:31(A), 32(I), and 33(A)(1) and to enact R.S. 39:28(C), 32(K), and 32.1, relative to the state budget; to provide for budgeting and planning requirements for certain higher education agencies; to authorize the Board of Regents to prescribe the content and format of certain budget documents; to require the preparation and submission of certain budget documents by certain higher education agencies; to provide relative to the contents of certain budget documents; and to provide for related matters.

HOUSE BILL NO. 197 (Substitute for House Bill No. 30 by Representative Pinac)—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 33:4754(A)(1), relative to Acadia Parish; to authorize the parish governing authority to take certain actions to maintain safe and healthful conditions on private property including provision for grass and weed cutting, garbage removal, and securing and demolition of dangerous structures; to provide relative to fines, costs, and charges and the

enforcement of collection of same including enforcement by sale of property; and to provide for related matters.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Bills contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk and were signed by the President of the Senate and taken by the Clerk of the House to the Governor for executive approval.

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

April 9, 1998

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

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 25, 35, 36, 37, and 38

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

The Senate Concurrent Resolutions contained herein were signed by the Speaker of the House.

Message from the Senate

SIGNED SENATE BILLS AND JOINT RESOLUTIONS

April 9, 1998

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

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Bills:

Senate Bill Nos. 11, 72, 73, 81, 107, and 116

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

The Senate Bills contained herein were signed by the Speaker of the House.

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

April 13, 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 Nos. 28, 44, 45, and 46

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

April 13, 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. 2
Returned without amendments.

House Concurrent Resolution No. 13
Returned without amendments.

House Concurrent Resolution No. 43
Returned without amendments.

House Concurrent Resolution No. 63
Returned without amendments.

House Concurrent Resolution No. 64
Returned without amendments.

House Concurrent Resolution No. 65
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

HOUSE BILLS

April 13, 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 House Bills:

House Bill No. 9
Returned with amendments.

House Bill No. 14
Returned without amendments.

House Bill No. 20
Returned with amendments.

House Bill No. 23
Returned with amendments.

House Bill No. 35
Returned without amendments.

House Bill No. 38
Returned without amendments.

House Bill No. 39
Returned without amendments.

House Bill No. 40
Returned without amendments.

House Bill No. 58
Returned without amendments.

House Bill No. 62
Returned with amendments.

House Bill No. 71
Returned without amendments.

House Bill No. 103
Returned with amendments.

House Bill No. 131
Returned with amendments.

House Bill No. 146
Returned without amendments.

House Bill No. 151
Returned with amendments.

House Bill No. 204
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

SENATE BILLS

April 13, 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 No. 146

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Travis, 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. 146—
BY SENATOR DARDENNE

AN ACT

To enact R.S. 15:587(A)(1)(c) and R.S. 37:3505(F) and 3507.1, relative to the Louisiana State Board of Private Investigator Examiners; to provide for its powers and duties; to provide relative to criminal history checks; to provide for fees; and to provide for related matters.

Read by title.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Concurrent Resolution No. 24: Reps. Ansardi, Martiny, and Diez.

Privileged Report of the Legislative Bureau

April 13, 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. 156
Reported without amendments.

Respectfully submitted,

JIMMY N. DIMOS
Chairman

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 CONCURRENT RESOLUTION NO. 66—
BY REPRESENTATIVES WRIGHT, DOERGE, AND THERIOT
A CONCURRENT RESOLUTION

To urge and request the Board of Regents to disapprove any courses being offered for credit at postsecondary institutions, excluding technical colleges, which have traditionally been offered by technical colleges.

Read by title.

Lies over under the rules.

Reports of Committees

The following reports of committees were received and read:

Suspension of the Rules

On motion of Rep. Diez, the rules were suspended in order to receive the Committee Report on Transportation, Highways and Public Works which contained bills which were heard without giving the required notice.

Report of the Committee on Transportation, Highways and Public Works

April 13, 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 Bill No. 10, by Diez
Reported with amendments. (10-0) (Regular)

Senate Bill No. 22, by Lentini
Reported with amendments. (11-0) (Regular)

Senate Bill No. 165, by M Smith
Reported favorably. (10-0) (Regular)

Senate Bill No. 168, by Theunissen
Reported favorably. (10-0) (Regular)

JOHN C. DIEZ
Chairman

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

Suspension of the Rules

Rep. Diez moved for a suspension of the rules in order to take up House Bill No. 10 contained in the report at this time.

Rep. Windhorst objected.

By a vote of 51 yeas and 29 nays, the House refused to suspend the rules.

Suspension of the Rules

On motion of Rep. Marionneaux, the rules were suspended in order to take up Senate Instruments on Second Reading Returned from the Legislative Bureau at this time.

Senate Instruments on Second Reading Returned from the Legislative Bureau

Rep. Marionneaux asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions on second reading just returned from the Legislative Bureau, with a view of acting on the same:

SENATE BILL NO. 156—

BY SENATORS EWING, DARDENNE, HAINKEL, BARHAM, ROMERO, JONES, LANDRY, LENTINI, SMITH, BAGNERIS, CAIN, CAMPBELL, CASANOVA, COX, CRAVINS, DEAN, DYESS, ELLINGTON, C. FIELDS, W. FIELDS, GREENE, HEITMEIER, HINES, HOLLIS, IRONS, JOHNSON, LAMBERT, MALONE, ROBICHAUX, SCHEDLER, SHORT, SIRACUSA, TARVER, THEUNISSEN AND ULLO AND REPRESENTATIVES DOWNER, DEWITT, MCMAINS AND MICHOT

AN ACT

To amend and reenact R.S. 3:4274.1, R.S. 13:2586(C)(2) and (D) and 2587.1, R.S. 30:2522(3), 2531, 2532(A), 2544(A) and (D), R.S. 32:414(A)(3)(a) and (b), R.S. 33:1236(54), R.S. 48:347(D), R.S. 49:121(A)(2), and R.S. 56:55.2(B) and 70.3(C)(2), and Code of Criminal Procedure Art. 211.3(A), to enact R.S. 30:2531.1 through 2531.6, and to repeal R.S. 13:2589(B), R.S. 32:289, and R.S. 36:208(H) relative to litter; to define terms; to provide for certain violations; to provide civil fines; to provide criminal penalties; to provide for enforcement; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

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.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

Suspension of the Rules

On motion of Rep. McDonald, the rules were suspended to permit the Committee on Education to meet on Tuesday, April 14, 1998.

Leave of Absence

Rep. Doerge - 1 day

Adjournment

On motion of Rep. Quezaire, at 8:00 P.M., the House agreed to adjourn until Tuesday, April 14, 1998, at 1:30 P.M.

The Speaker of the House declared the House adjourned until 1:30 P.M., Tuesday, April 14, 1998.

ALFRED W. SPEER
Clerk of the House

C. Wayne Hays
Journal Clerk, *Emeritus*

