

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

**SIXTEENTH 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

Wednesday, April 15, 1998

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

**Morning Hour**

**ROLL CALL**

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

PRESENT

Mr. Speaker	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	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	Odinot	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. Jetson.

**Pledge of Allegiance**

Rep. LeBlanc 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. Salter, the reading of the Journal was dispensed with.

On motion of Rep. Hudson, the Journal of April 14, 1998, was corrected to reflect him as voting nay on the final passage of Senate Bill No. 33.

On motion of Rep. Salter, the Journal of April 14, 1998, was adopted.

**Petitions, Memorials and Communications**

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

**Message from the Senate**

**HOUSE CONCURRENT RESOLUTIONS**

April 15, 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. 7  
Returned without amendments.

House Concurrent Resolution No. 33  
Returned without amendments.

House Concurrent Resolution No. 39  
Returned without amendments.

House Concurrent Resolution No. 44  
Returned without amendments.

House Concurrent Resolution No. 68  
Returned without amendments.

House Concurrent Resolution No. 69  
Returned without amendments.

House Concurrent Resolution No. 70  
Returned without amendments.

House Concurrent Resolution No. 71  
Returned without amendments.

House Concurrent Resolution No. 72  
Returned without amendments.

House Concurrent Resolution No. 73  
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**HOUSE BILLS**

April 14, 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. 1  
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**ASKING CONCURRENCE IN  
SENATE CONCURRENT RESOLUTIONS**

April 15, 1998

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

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

Senate Concurrent Resolution No. 47

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Suspension of the Rules**

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

**Senate Concurrent Resolutions**

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

**SENATE CONCURRENT RESOLUTION NO. 47—  
BY SENATOR ROMERO**

**A CONCURRENT RESOLUTION**  
To commend J. Burton Angelle, Sr., for his lifetime of service and contributions to the state of Louisiana.

Read by title.

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

**Message from the Senate**

**SENATE BILLS**

April 15, 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. 167

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Suspension of the Rules**

On motion of Rep. Donelon, 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. 167—  
BY SENATORS BAJIOIE, HINES, LANDRY AND ROBICHAUX  
AN ACT**

To amend and reenact R.S. 22:669, relative to payment for certain severe mental health treatment; to provide for payment of certain costs involving severe mental health treatment; to provide for applicability of certain policies of health insurance; and to provide for related matters.

Read by title.

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

April 14, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 20: Senators Dardenne, Ellington, and Greene.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

April 14, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 24: Senators Smith, Bajoie, and Lentini.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

April 14, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 25: Senators Romero, Greene, and Hainkel.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

April 14, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 131: Senators Landry, Smith, and Bagneris.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**DISAGREEMENT TO SENATE BILL**

April 15, 1998

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 20 by Sen. Lentini, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**DISAGREEMENT TO SENATE BILL**

April 15, 1998

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 58 by Sen. Dardenne, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**DISAGREEMENT TO SENATE BILL**

April 15, 1998

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 117 by Sen. Hainkel, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

April 15, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 117: Senators Bajoie, Hainkel, and Hollis.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

April 14, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Concurrent Resolution No. 24: Senators Landry, Lentini, and Smith.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Reports of Committees**

The following reports of committees were received and read:

**Report of the Committee on Civil Law and Procedure**

April 15, 1998

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on April 14, 1998, I am directed by your Committee on Civil Law and Procedure to submit the following report:

Senate Bill No. 42, by Dardenne (Joint Resolution)  
Reported without amendments. (7-0) (Regular)

Senate Bill No. 57, by Dardenne (Joint Resolution)  
Reported with amendments. (8-0) (Regular)

F. CHARLES McMAINS, JR.  
Chairman

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

**Report of the Committee on Commerce**

April 15, 1998

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on April 14, 1998, I am directed by your Committee on Commerce to submit the following report:

Senate Bill No. 146, by Dardenne  
Reported favorably. (8-0) (Regular)

JOHN D. TRAVIS  
Chairman

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

**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 Senate Bill No. 117: Reps. Weston, Vitter, and Scalise.

**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. 8—**  
BY SENATOR THEUNISSEN  
A CONCURRENT RESOLUTION

To urge and request the Board of Regents to study the feasibility of establishing a separate, associate degree granting division of McNeese State University, or any other university as may request such study, to offer certificate and two-year programs of study, including workforce development programs and developmental education programs and parallel lower division programs for those students planning to transfer to four-year institutions.

Read by title.

Reported favorably by the Committee on Education.

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

**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.

Reported favorably by the Committee on Transportation, Highways and Public Works.

On motion of Rep. Diez, the resolution 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. 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.

Reported favorably by the Committee on Transportation, Highways and Public Works.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 22—**  
BY SENATOR LENTINI

## AN ACT

To enact R.S. 32:169(E) and (F), and 171(A)(5), (E), and (F), relative to railroad grade crossings; to require obedience to certain traffic signage at such crossings; to provide for prima facie evidence of failure to yield under certain circumstances; to require installation of warning devices by railroad companies pursuant to certain orders; to authorize installation of warning devices by railroad companies under certain conditions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Transportation, Highways and Public Works to Reengrossed Senate Bill No. 22 by Senator Lentini

**AMENDMENT NO. 1**

On page 1, line 2, after "E", delete the remainder of the line and add "(F), and (G), relative to"

**AMENDMENT NO. 2**

On page 1, line 8, after "conditions;" and before "and" insert "to authorize the assistance of certified railroad law enforcement officers;"

**AMENDMENT NO. 3**

On page 1, line 10, after "E," delete the remainder of the line and add "(F), and (G) are"

**AMENDMENT NO. 4**

On page 1, line 16, after "an" delete the remainder of the line in its entirety

**AMENDMENT NO. 5**

On page 2, delete lines 1 through 8 in their entirety and add the following:

"agreement with the Department of Transportation and Development. Whenever the department determines that a particular traffic control device needs to be installed at a public highway railroad grade crossing, the railroad company shall cooperate with the department in the installation of such device or devices. In the case of a federally funded grade crossing project, the railroad company shall enter into an agreement with the department for the installation or upgrade of such traffic control device. A railroad company"

**AMENDMENT NO. 6**

On page 3, line 2, after "crossings" insert a period "." and delete the remainder of the line.

**AMENDMENT NO. 7**

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

**AMENDMENT NO. 8**

On page 4, after line 14, add the following language:

"G. The chief law enforcement officer of a parish or municipality is authorized to utilize certified railroad law enforcement officers to assist in the enforcement of state and local laws or ordinances pertaining to highway railroad grade crossings."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 39—**

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

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

Read by title.

Reported favorably by the Committee on Education.

Reported without amendments by the Legislative Bureau.

**Motion**

On motion of Rep. Iles, the bill was recommitted to the Committee on Appropriations.

**SENATE BILL NO. 41—**

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

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

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Appropriations to Reengrossed Senate Bill No. 41 by Senator Dardenne, et al.

**AMENDMENT NO. 1**

On page 1, line 16, after "governor" delete the remainder of the line in its entirety.

**AMENDMENT NO. 2**

On page 2, at the beginning of line 1, delete "training providers, and organized labor"

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## AMENDMENT NO. 3

On page 2, at the end of line 3, insert a comma "," and insert "as well as"

## AMENDMENT NO. 4

On page 2, delete line 4 in its entirety and insert:

"Louisiana's citizens who need and desire training, for the development of a quality"

## AMENDMENT NO. 5

On page 2, line 5, after "workforce." and before "All" insert:

"The commission shall work in consultation with local employers, training providers and organized labor in determining the allocation of monies appropriated from the fund, pursuant to the provisions of R.S. 23:2065."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

## **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.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Transportation, Highways and Public Works to Engrossed Senate Bill No. 44 by Senator Landry

## AMENDMENT NO. 1

On page 1, line 2, after "reenact" insert "R.S.33:4084(A)(1)(a), and"

## AMENDMENT NO. 2

On page 1, line 3, after "contracts" and before "within" insert "; to provide for contracts"

## AMENDMENT NO. 3

On page 1, at the end of line 7, add "to increase the purchase amount of materials and supplies required to be let by public bid by certain entities;"

## AMENDMENT NO. 4

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

"Section 1. R.S. 33:4084(A)(1)(a) is hereby amended and reenacted to read as follows:

§4084. Purchase of supplies; machinery and equipment; emergency purchase; preference to home merchants

A.(1)(a) All purchases of materials or supplies required by the board for the conduct, operation, maintenance, and repair of the public systems of sewerage, water, and drainage exceeding the sum of ~~ten~~ fifteen thousand dollars shall be advertised and let by contract to the lowest responsible bidder who has bid according to the contract plans and specifications as advertised.

\* \* \*

## AMENDMENT NO. 5

On page 1, line 10, after "Section" and before the period "." change "1" to "2"

## AMENDMENT NO. 6

On page 3, line 6, after "Section" and before the period "." change "2" to "3"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

## **SENATE BILL NO. 71—**

BY SENATOR EWING

### AN ACT

To amend and reenact R.S. 40:1849(D) and 1851(F), relative to the Liquefied Petroleum Gas Commission; to provide relative to the receipt, disposition, and expenditure of funds by the commission; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Appropriations to Reengrossed Senate Bill No. 71 by Senator Ewing

## AMENDMENT NO. 1

On page 1, line 2, change "1851(F)," to "1851(F) and to enact R.S. 40:1851.1,"

## AMENDMENT NO. 2

On page 1, delete lines 3 and 4 in their entirety and insert in lieu thereof "Petroleum Gas Commission; to create the Liquefied Petroleum Gas Commission Rainy Day Fund; to provide for monies which shall be deposited into the fund; to provide for the uses of

monies in the fund; to provide for the receipt of certain other monies and the uses thereof; and to"

AMENDMENT NO. 3

On page 1, line 8, change "reenacted to read" to "reenacted and R.S. 40:1851.1 is hereby enacted to read"

AMENDMENT NO. 4

On page 3, delete lines 11 through 20 in their entirety and insert in lieu thereof the following:

"F. The proceeds of the assessment and the interest earned on those proceeds shall be used for market development and promotion of the use of liquefied petroleum gas. All monies received or collected pursuant to R.S. 40:1851.1(A) and deposited into the separate interest-bearing account as provided by Subsection E of this Section, including any interest which may be earned on such monies, shall be used exclusively for the purposes provided in R.S. 40:1851.1(B).

\* \* \*

§1851.1 Propane education and research monies

A. Any other donations, grants, or joint or coordinated assessments received or collected pursuant to Chapter 90 of Title 15 of the United States Code and received by the Commission shall be deposited into the separate interest-bearing account as provided in R.S. 40:1851(E) and such monies shall be used exclusively for the purposes as provided in this Section.

B. Monies received or collected under the provisions of this Section shall only be used to enhance consumer and employee safety and training, to provide for research and development of clean and efficient propane utilization equipment, or to inform and educate the public about safety and other issues associated with the use of propane."

Reported without amendments by the Legislative Bureau.

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

**Motion**

On motion of Rep. Iles, the bill was returned to the calendar pending the attachment of a fiscal note.

**SENATE BILL NO. 154—**  
BY SENATOR DARDENNE

AN ACT

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

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Appropriations to Reengrossed Senate Bill No. 154 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 2, after "amend" and before "Act" insert "Section 6 of"

AMENDMENT NO. 2

On page 1, at the end of line 2, delete "by", delete lines 3 and 4 in their entirety, and insert in lieu thereof ", relative to the proposed"

AMENDMENT NO. 3

On page 1, delete lines 6 and 7 in their entirety, and at the beginning of line 8, delete "constitution;"

AMENDMENT NO. 4

On page 1, line 11, after "Section 1." change "The Title" to "Section 6"

AMENDMENT NO. 5

On page 1, delete lines 13 through 16 in their entirety

AMENDMENT NO. 6

Delete pages 2, 3, 4, 5, 6, 7, 8, 9, and 10 in their entirety

AMENDMENT NO. 7

On page 11, delete lines 1 through 16 in their entirety

AMENDMENT NO. 8

On page 11, line 17, change "Section 6 4." to "Section 6."

AMENDMENT NO. 9

"On page 11, delete lines 19 through 21 in their entirety and insert in lieu thereof "at the ~~congressional~~ gubernatorial primary election to be held in ~~1998~~ 1999."

AMENDMENT NO. 10

On page 12, delete lines 1 through 9 in their entirety

AMENDMENT NO. 11

On page 12, at the beginning of line 10, change "Section 4" to "Section 2"

Reported without amendments by the Legislative Bureau.

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

**Motion**

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

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## 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.

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. 155 by Senator Dardenne

#### AMENDMENT NO. 1

On page 1, at the beginning of line 4, change "97.5" to "97.6"

#### AMENDMENT NO. 2

On page 1, at the end of line 10, change "97.5," to "97.6,"

#### AMENDMENT NO. 3

On page 2, line 3, after "§97.2." and before "of" change "Findings and declaration" to "Declaration"

#### AMENDMENT NO. 4

On page 2, line 24, after "percent." and before "rock" change "including, but not limited to," to "including but not limited to"

#### AMENDMENT NO. 5

On page 2, line 26, after "Asbestos" and before "means" delete "fund", as used within this Subpart," and insert in lieu thereof "fund"

#### AMENDMENT NO. 6

On page 2, line 27, after "created by" delete the remainder of the line and insert in lieu thereof "R.S. 39:97.4."

#### AMENDMENT NO. 7

On page 3, line 6, after "limited to" and before "those" delete the comma ","

#### AMENDMENT NO. 8

On page 3, at the end of line 21 and the beginning of line 22, change "Louisiana Asbestos Detection and Abatement Fund." to "asbestos fund."

#### AMENDMENT NO. 9

On page 4, line 25, after "the" and before "and shall" change "Louisiana Asbestos Detection and Abatement Fund" to "asbestos fund"

#### AMENDMENT NO. 10

On page 5, at the end of line 20, change "costs" to "costs."

#### AMENDMENT NO. 11

On page 6, between lines 4 and 5, insert the following:

"H. Unless extended by the legislature on or before August 15, 1999, the asbestos fund created by this Section shall be abolished on that date and all remaining unencumbered balances in the fund shall be deposited in the state general fund."

#### AMENDMENT NO. 12

On page 6, at the end of line 10 and the beginning of line 11, delete "damages or monies expended" and insert in lieu thereof "all recoverable damages and other available remedies"

#### AMENDMENT NO. 13

On page 6, line 15, after "for" and before "as" delete "damages" and insert in lieu thereof "all recoverable damages and other available remedies"

#### AMENDMENT NO. 14

On page 6, line 17, after "Pursue" delete the remainder of the line and insert in lieu thereof "any appropriate claims for reimbursement brought by or on behalf of the state"

#### AMENDMENT NO. 15

On page 6, at the beginning of line 18, change "or" to "or for"

#### AMENDMENT NO. 16

On page 6, at the beginning of line 20, change "B." to "B.(1)"

#### AMENDMENT NO. 17

On page 6, line 26, after "due" and before "or" insert "to"

#### AMENDMENT NO. 18

On page 7, delete lines 1 through 8 and at the beginning of line 9 delete "contracts shall be paid on an hourly basis." and insert in lieu thereof the following:

"(2) Legal services provided and costs incurred under previous contracts related to asbestos litigation are hereby acknowledged, except that attorney fees related to such contracts shall be paid on an hourly basis. The attorney general, the commissioner of administration, and the attorneys providing legal services under contract in connection with asbestos litigation shall endeavor to reach an agreement regarding the amount of attorney fees and costs to be paid to the attorneys who provided such legal services. Such negotiated attorney fees, excluding costs, shall be determined on an hourly basis."

#### AMENDMENT NO. 19

On page 7, between lines 12 and 13, insert "§97.6. Construction of Subpart"

#### AMENDMENT NO. 20

On page 7, at the beginning of line 13, delete "C." and on the same line, after "this" and before "shall or" change "Section" to "Subpart"

#### AMENDMENT NO. 21

On page 7, line 17, after "Notwithstanding" and before "any" insert "the provisions of R.S. 39:97.6 or"



AMENDMENT NO. 22

On page 7, line 22, after "attorneys" and before "representing" delete the comma ","

AMENDMENT NO. 23

On page 7, line 25, after "to the" delete the remainder of the line and insert in lieu thereof "effective date of this Act."

Reported without amendments by the Legislative Bureau.

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

**Motion**

On motion of Rep. Iles, the bill was recommitted to the Committee on Appropriations.

**SENATE BILL NO. 165—**  
BY SENATOR SMITH

## AN ACT

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

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 168—**  
BY SENATOR THEUNISSEN

## AN ACT

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

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

Reported without amendments by the Legislative Bureau.

**Motion**

On motion of Rep. Iles, the bill was recommitted to the Committee on Appropriations.

**Suspension of the Rules**

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

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

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

**Regular Calendar****HOUSE BILL NO. 10—**

BY REPRESENTATIVES DIEZ, DOWNER, DEWITT, AND MCMAINS AND SENATORS LANDRY, EWING, DARDENNE, AND HAINKEL  
AN ACT

To amend and R.S. 47:820.4, 820.5(A) and (B)(1) and (2), to enact R.S. 47:820.5.2, and to repeal R.S. 47:820.5(B)(4), relative to tolls on certain bridges; to extend the duration of collection of tolls on the Sunshine Bridge and the Greater New Orleans Mississippi River bridges; to provide for the use of toll proceeds; to create the Crescent City Connection Oversight Authority; to provide for membership, duties, and terms; to provide for an effective date; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Windhorst to Engrossed House Bill No. 10 by Representative Diez

AMENDMENT NO. 1

On page 2, delete line 17 in its entirety

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Green to Engrossed House Bill No. 10 by Representative Diez

AMENDMENT NO. 1

On page 2, at the end of line 11, add the following:

"Tolls on the Sunshine Bridge shall not be extended to June 30, 2012, if there is a surplus in the unreserved, undesignated state general fund balance in excess of twenty million dollars at the end of Fiscal Year 97-98"

AMENDMENT NO. 2

On page 2, at the end of line 21, delete the period "." and add the following:

"or, in the event there is a surplus in the unreserved, undesignated state general fund balance in excess of twenty million dollars at the end of Fiscal Year 97-98."

Rep. Green moved the adoption of the amendments.

Rep. Diez objected.

By a vote of 25 yeas and 72 nays, the amendments were rejected.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Windhorst to Engrossed House Bill No. 10 by Representative Diez

AMENDMENT NO. 1

On page 1, line 2 after "amend" insert "and reenact R.S. 36:509(M),"

AMENDMENT NO. 2

On page 1, line 2 after "(2)," delete the remainder of the line and insert "and R.S. 48: 1092(A), 1092.1, and 1101.1(A) and (B)(2) and (4)"

AMENDMENT NO. 3

On page 1, at the beginning of line 3, delete "47:820.5.2,"

AMENDMENT NO. 4

On page 1, line 6, after "proceeds;" delete the remainder of the line

AMENDMENT NO. 5

On page 1, delete line 7 and insert "to provide for membership,"

AMENDMENT NO. 6

On page 1, between lines 10 and 11 add the following:

"Section 1. R.S. 36:509(M) is hereby amended and reenacted to read as follows:

§509. Transfer of agencies to Department of Transportation and Development

\* \* \*

M. The Mississippi River Bridge Authority (R.S. 48:1092) is placed within the Department of Transportation and Development as provided in R.S. 36:901 and shall perform its powers, duties, functions, and responsibilities in a manner as provided for agencies transferred within the provisions of R.S. 36:801.1.

\* \* \*

AMENDMENT NO. 7

On page 1, line 11, after "Section" change "1" to "2"

AMENDMENT NO. 8

On page 1, line 12 after "reenacted" delete "and R.S. 47:820.5.2 is hereby enacted"

AMENDMENT NO. 9

On page 2, line 9 delete "2012" and insert "1999, or upon expiration of the bonds, whichever occurs first,"

AMENDMENT NO. 10

On page 2, at the end of line 11, add "Under no circumstances may the date for expiration of the bonds on the Sunshine Bridge be extended."

AMENDMENT NO. 11

On page 3, line 23, after "Development." delete the remainder of the line

AMENDMENT NO. 12

On page 3, delete lines 24 through 26 in their entirety

AMENDMENT NO. 13

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

AMENDMENT NO. 14

On page 4, at the beginning of line 4, delete "provided in R.S. 47:820.5.2"

AMENDMENT NO. 15

On page 5, at the end of line 18, delete "extension of Peters" and delete lines 19 and 20 in their entirety

AMENDMENT NO. 16

On page 6, delete line 2 and insert "a down ramp exit to Mardi Gras Boulevard to service the Algiers area."

AMENDMENT NO. 17

On page 6, delete lines 4 through 26 in their entirety

AMENDMENT NO. 18

On page 7, delete lines 1 through 6 in their entirety

AMENDMENT NO. 19

On page 7, between lines 6 and 7, add the following:

"Section 3. R.S. 48:1092(A), 1092.1, and 1101.1(A) and (B)(2) and (4) are hereby amended and reenacted to read as follows:

§1092. Method of creation

A. Whenever the governing body of one or more parishes desires to create an authority under this Part, a resolution shall be adopted by the parish or parishes to constitute the authority, signifying the intention to do so, and a certified copy of such resolution shall be delivered forthwith to the governor. Each such resolution shall set forth the exact purpose for which the authority is to be created and the name of the parish or parishes which will participate in and be represented on the authority. If Except as provided for in R.S. 48:1092.1 as it relates to the Mississippi River Bridge Authority, if the authority is composed of two or more parishes it shall be composed of one member from each parish which will participate in the authority, each such member to be appointed by the governor from a panel of three names to be submitted by the governing body of each such parish, and of an additional number of members to be appointed directly by the governor, such additional members to equal in number the aggregate of the members appointed from the aforesaid panels submitted by the parish governing bodies. If the authority is to be composed of only one parish it shall be

composed of seven members who shall be appointed by the governor from a panel of not less than fourteen names submitted by the parish governing authority; ~~provided, however, that,~~ notwithstanding any other provision of law to the contrary, the Iberville Parish Bridge and Ferry Authority shall be composed of nine members. In addition, the ~~State Department of Highways~~ Department of Transportation and Development shall make and furnish to the Iberville Parish Bridge and Ferry Authority the results of a study to determine a feasible location within the vicinity of the city of Plaquemine for the constructing of a bridge across the Mississippi River.

If the authority is composed of two or more parishes, the members initially appointed from the panels submitted by the governing bodies of the parishes, as aforesaid, shall be appointed for terms of four years each, and if the members to be appointed directly by the governor are not more than two in number, they shall be appointed for terms of five years each, while all additional members to be appointed directly by the governor shall be appointed for terms of six years each. If the authority is to be composed of only one parish, three of the initial members shall be appointed for terms of three years each, two of the members shall be initially appointed for terms of four years each, and the remaining two for initial terms of five years each. At the expiration of the initial terms for all authorities, their successors shall be appointed for terms of six years each.

In the event any person so appointed ceases to be a member of the authority for any reason, his successor shall be appointed by the governor in the same manner and for the unexpired term of office. Each member shall be a citizen of the United States and a qualified voter and taxpayer of the state of Louisiana, and if the authority is composed of only one parish, the members shall also be qualified voters and taxpayers in the parish where the authority is created.

In the event the governing body of any parish participating in the authority shall fail to submit a panel of names to the governor at the time of delivery to him of its resolution signifying its intention to create the authority, and also in the event any such governing body shall fail to submit a panel of names to the governor prior to the expiration of any term of its member from which the governor can appoint such member's successor, then, in either event, the governor shall appoint directly a member to represent such governing body on the authority.

\* \* \*

§1092.1. Mississippi River Bridge Authority; board of commissioners; terms of members appointed by the governor

~~Notwithstanding any provision of R.S. 48:1092 or any other law or ordinance to the contrary, the term of office of each of the members of the Mississippi River Bridge Authority who are appointed by the governor, whether directly or from a panel of names submitted to him, shall be for four years and shall be concurrent with the term of the governor making the appointment. Each appointment by the governor shall be submitted to the Senate for confirmation, and beginning in 1984 every appointment confirmed by the Senate shall again be submitted by the governor to the Senate for confirmation every two years after the initial confirmation.~~

The governing authority of the Mississippi River Bridge Authority shall be vested in a board of commissioners thereof which is hereby provided for. The board shall be composed of ten members, consisting of three members of the parish of Orleans to be appointed by a majority of the state senators and representatives from House and Senate Districts on the westbank of Orleans Parish; five members of the parish of Jefferson, to be appointed by a majority of the state senators and representatives from House and Senate Districts on the westbank of Jefferson Parish; and two members from the

westbank of Plaquemines Parish. The above members shall not be subject to confirmation by the Senate.

\* \* \*

§1101.1. Crescent City Connection police

A. ~~The secretary of the Department of Transportation and Development board of commissioners of the Mississippi River Bridge Authority~~ may, at ~~his~~ its discretion, appoint, fix salaries of, and pay bridge police in accordance with Department of State Civil Service regulations. The ~~secretary board~~ board may make and amend rules and regulations for the conduct, management, and control of such police.

B.(1)

\* \* \*

(2) Crescent City Connection police shall have, under the direction and control of the ~~secretary board of commissioners of the Mississippi River Bridge Authority~~, the same powers to make arrests and the power to execute and return all warrants and processes as sheriffs of the parishes of Jefferson and St. Bernard and police officers of the city of New Orleans and the city of Gretna, in and upon the Mississippi River Bridge Authority's property occupied by the Crescent City Connection, the Huey P. Long Bridge, and the ferries and the public ways contiguous thereto. Such police officers, under the same direction and control of the secretary, shall have all other powers of sheriffs of the parishes of Jefferson and St. Bernard and police officers of the city of New Orleans and the city of Gretna, as peace officers, in all places and on all premises under the jurisdiction and control of the Crescent City Connection, the Huey P. Long Bridge, and the ferries and the public ways contiguous thereto. Notwithstanding the other provisions of this Subsection, the jurisdiction of the Crescent City Connection police on the Pontchartrain Expressway shall not extend beyond the South Broad Street Overpass in the city of New Orleans.

\* \* \*

(4) The Crescent City Connection division, ~~within the Department of Transportation and Development under the authority of the board of commissioners of the Mississippi River Bridge Authority~~, shall be liable, in accordance with law, for all actions of its police officers performing duties pursuant to this Section.

\* \* \*

AMENDMENT NO. 20

On page 7, on line 7, after "Section" change "2" to "5"

AMENDMENT NO. 21

On page 7, line 8, after "Section" change "3" to "6"

Rep. Windhorst moved the adoption of the amendments.

Rep. Murray objected.

By a vote of 57 yeas and 39 nays, the amendments were adopted.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Clarkson to Engrossed House Bill No. 10 by Representative Diez

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## AMENDMENT NO. 1

On page 7, between lines 6 and 7, add the following:

"Section 4. The requests for proposals and submission of bids for the installation of the video or photo monitoring system as defined in R.S. 47:820.5.1(C)(1) and (3) shall be submitted within six months after the effective date of this Act, and the video or photo monitoring systems shall be installed and completed within two years of the effective date of this Act."

## AMENDMENT NO. 2

On page 7, line 7, after "Section" change "2" to "3"

Rep. Clarkson moved the adoption of the amendments.

Rep. Diez objected.

By a vote of 54 yeas and 40 nays, the amendments were adopted.

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

### **HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Quezairé to Engrossed House Bill No. 10 by Representative Diez

## AMENDMENT NO. 1

On page 1, line 2, after "820.5" delete "(A) and"

## AMENDMENT NO. 2

On page 1, at the beginning of line 5, delete "Sunshine Bridge and the"

## AMENDMENT NO. 3

On page 1, line 11, after "820.5" delete "(A), and"

## AMENDMENT NO. 4

On page 2, delete lines 6 through 11 in their entirety and insert:

"\* \* \*

### **Motion**

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

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

Rep. Faucheux objected.

The vote recurred on the substitute motion.

By a vote of 24 yeas and 70 nays, the House refused to end consideration of amendments.

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

By a vote of 61 yeas and 36 nays, the motion was agreed to.

Rep. Quezairé moved the adoption of the amendments.

Rep. Diez objected.

By a vote of 43 yeas and 56 nays, the amendments were rejected.

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

### **ROLL CALL**

The roll was called with the following result:

#### **YEAS**

Mr. Speaker	Hammett	Riddle
Alario	Hebert	Rousselle
Alexander, R.—13th	Hill	Salter
Baudoin	Holden	Scalise
Bruce	Hopkins	Schwegmann
Carter	Iles	Shaw
Crane	Jenkins	Smith, J.D.—50th
Curtis	Jetson	Strain
Daniel	Kennard	Theriot
Deville	Kenney	Thomas
DeWitt	LeBlanc	Thornhill
Diez	Long	Triche
Dimos	McCallum	Vitter
Donelon	McDonald	Waddell
Dupre	Michot	Walsworth
Durand	Montgomery	Warner
Flavin	Morrish	Wiggins
Fontenot	Odinet	Winston
Frith	Perkins	Wright
Fruge	Pinac	
Gautreaux	Powell	
Total—61		

#### **NAYS**

Ansardi	Heaton	Pratt
Baylor	Hudson	Quezairé
Bowler	Hunter	Romero
Bruneau	Johns	Schneider
Clarkson	Lancaster	Toomy
Copelin	Martiny	Welch
Damico	McCain	Weston
Farve	Mitchell	Wilkerson
Faucheux	Morrell	Willard
Green	Murray	Windhorst
Guillory	Pierre	
Total—32		

#### **ABSENT**

Alexander, A.—93rd	Glover	Smith, J.R.—30th
Barton	Landrieu	Stelly
Chaisson	Marionneaux	Thompson
Doerge	McMains	Travis
Total—12		

The bill, not having received a two-thirds vote of the elected members, failed to pass.

Motion to reconsider pending.

### **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:

**Consent Calendar**

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

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

Read by title.

Rep. Schneider moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total—0

**ABSENT**

Alexander, A.—93rd	Doerge	Stelly
Barton	Glover	Vitter
Total—6		

The Chair declared the above bill was finally passed.

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

**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.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative DeWitt to Reengrossed Senate Bill No. 34 by Senator Dardenne

AMENDMENT NO. 1

In House Committee Amendment No. 6 proposed by the Committee on House and Governmental Affairs and adopted by the House on April 13, 1998, on page 1, line 31, after "file" delete "such"

AMENDMENT NO. 2

In House Committee Amendment No. 6 proposed by the Committee on House and Governmental Affairs and adopted by the House on April 13, 1998, on page 2, line 12, delete "Section 2" and insert "Sections 2 and 3"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander, R.—13th	Heaton	Pratt
Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Rousselle
Bowler	Hunter	Salter
Bruce	Iles	Scalise
Bruneau	Jenkins	Schneider
Chaisson	Jetson	Schwegmann
Copelin	Johns	Shaw
Crane	Kennard	Smith, J.D.—50th
Curtis	Kenney	Smith, J.R.—30th
Damico	Lancaster	Strain
Daniel	Landrieu	Theriot
Deville	LeBlanc	Thomas
DeWitt	Long	Thompson
Diez	Marionneaux	Thornhill
Dimos	Martiny	Toomy
Donelon	McCain	Travis

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Dupre	McCallum	Triche
Durand	McDonald	Waddell
Farve	McMains	Walsworth
Faucheux	Michot	Warner
Flavin	Mitchell	Welch
Fontenot	Montgomery	Wiggins
Frith	Morrish	Wilkerson
Fruge	Murray	Willard
Gautreaux	Odinet	Windhorst
Glover	Perkins	Winston
Green	Pierre	Wright
Total—96		

NAYS

Weston  
Total—1

ABSENT

Alexander, A.—93rd	Doerge	Stelly
Carter	Hudson	Vitter
Clarkson	Morrell	
Total—8		

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 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.

Rep. McMains moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Hill	Rousselle
Alario	Hopkins	Salter
Alexander, R.—13th	Hudson	Scalise
Ansardi	Iles	Schneider
Barton	Jenkins	Schwegmann
Baudoin	Johns	Shaw
Bruce	Kennard	Smith, J.D.—50th
Carter	Kenney	Smith, J.R.—30th
Clarkson	Landrieu	Stelly
Crane	LeBlanc	Strain
Damico	Long	Thomas
Deville	Marionneaux	Thompson
DeWitt	Martiny	Thornhill
Diez	McCain	Toomy
Dimos	McCallum	Travis
Donelon	McDonald	Triche
Dupre	McMains	Vitter
Durand	Michot	Walsworth
Faucheux	Mitchell	Warner
Flavin	Montgomery	Welch
Fontenot	Morrish	Wiggins
Frith	Perkins	Wilkerson

Fruge	Pinac	Willard
Gautreaux	Powell	Winston
Hammett	Pratt	Wright
Heaton	Quezaire	
Hebert	Riddle	
Total—79		

NAYS

Baylor	Guillory	Pierre
Bruneau	Holden	Romero
Copelin	Hunter	Theriot
Curtis	Jetson	Waddell
Farve	Lancaster	Weston
Glover	Morrell	Windhorst
Green	Murray	
Total—20		

ABSENT

Alexander, A.—93rd	Chaisson	Doerge
Bowler	Daniel	Odinet
Total—6		

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 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.

Rep. Schneider moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Pratt
Alario	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
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Stelly
Crane	Kenney	Strain
Curtis	Lancaster	Thomas
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	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	Theriot
Chaisson	McCain	
Total—5		

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 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.

**Motion**

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

**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.

Rep. Damico moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Pratt
Alario	Heaton	Quezairre
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
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—103		

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Doerge
Total—2	

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 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.

**Motion**

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

**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.

**Motion**

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

**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.

**Motion**

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

**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.

**Motion**

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

**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.

**Motion**

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

**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.

**Motion**

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

**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.

**Motion**

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

**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.

**Motion**

On motion of Rep. DeWitt, the bill was recommitted to the Committee on Appropriations.

**SENATE BILL NO. 3—**  
BY SENATORS EWING AND BARHAM

AN ACT

To amend and reenact R.S. 13:621.3, relative to district court judges; to provide for an additional judge for the Third Judicial District Court; to provide for compensation for the additional judge; to provide for his election and his term of office and those of his successors in office; and to provide for related matters.

Read by title.



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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative McCallum to Engrossed Senate Bill No. 3 by Senators Ewing and Barham

AMENDMENT NO. 1

Delete House Committee Amendments Nos. 1 through 6 proposed by the House Committee on Judiciary and adopted by the House of Representatives on April 14, 1998

AMENDMENT NO. 2

Delete Legislative Bureau Amendment No. 1 proposed by the Legislative Bureau and adopted by the House of Representatives on April 14, 1998

Rep. McCallum moved the adoption of the amendments.

Rep. Wilkerson objected.

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

**Motion**

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

**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.

Called from the calendar.

Read by title.

Rep. Bruneau moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Heaton	Pratt
Alario	Hebert	Quezaire
Alexander, R.—13th	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	McCain	Toomy
Dimos	McCallum	Travis
Donelon	McDonald	Triche
Dupre	McMains	Vitter
Durand	Michot	Waddell
Farve	Mitchell	Walsworth
Faucheux	Montgomery	Warner
Flavin	Morrell	Welch
Frith	Morrish	Weston
Fruge	Murray	Wiggins
Gautreaux	Odinot	Wilkerson
Glover	Perkins	Willard
Green	Pierre	Windhorst
Guillory	Pinac	Winston
Hammett	Powell	Wright
Total—99		

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Diez	Fontenot
Ansardi	Doerge	Martiny
Total—6		

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 108 (Duplicate of House Bill No. 173)—**

BY SENATOR HEITMEIER AND REPRESENTATIVE DEWITT AND COAUTHORED BY SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND ROMERO AND REPRESENTATIVES DOWNER, AND MCMAINS

**AN ACT**

To enact Chapter 23 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1011 through 1016, and R.S. 36:4(T), to create the Louisiana Governor's Mansion Commission; to provide for the jurisdiction and purpose of the commission; to provide for membership appointment, powers, duties, and responsibilities; to provide for the audit and inventory of certain property; to provide that certain inventory is covered by adequate insurance; to require certain repairs and maintenance be performed; to define public and private areas of the governor's mansion and its grounds; to authorize certain civil actions; and to provide for related matters.

Read by title.

Rep. DeWitt moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Heaton	Pratt
Alario	Hebert	Quezaire
Alexander, R.—13th	Hill	Riddle
Ansardi	Holden	Romero
Barton	Hopkins	Rousselle
Baudoin	Hudson	Salter
Baylor	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	Martiny	Thornhill
DeWitt	McCain	Toomy
Dimos	McCallum	Travis
Donelon	McDonald	Triche
Dupre	McMains	Vitter
Durand	Michot	Waddell
Farve	Mitchell	Walsworth
Faucheux	Montgomery	Warner
Flavin	Morrell	Welch
Frith	Morrish	Weston
Fruge	Murray	Wiggins
Gautreaux	Odinet	Wilkerson
Glover	Perkins	Willard
Green	Pierre	Windhorst
Guillory	Pinac	Winston
Hammett	Powell	Wright

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Diez	Fontenot
Bowler	Doerge	Marionneaux
Total—6		

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 136—**  
BY SENATOR SMITH

AN ACT

To enact R.S. 36:209(W), relative to museums; to transfer the Natchitoches Parish Old Courthouse Museum to the office of the state museum within the Department of Culture, Recreation and Tourism; to provide for certain museum personnel; to provide for museum operations and funding; and to provide for related matters.

Read by title.

Rep. Long 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	Heaton	Quezaire
Ansardi	Hebert	Riddle
Barton	Hill	Romero
Baudoin	Holden	Rousselle
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Iles	Schwegmann
Carter	Jenkins	Shaw

Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Stelly
Crane	Kenney	Strain
Curtis	Lancaster	Theriot
Damico	Landrieu	Thomas
Daniel	LeBlanc	Thompson
Deville	Long	Thornhill
DeWitt	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	Marionneaux
Total—3		

The Chair declared the above bill was finally passed.

Rep. Long 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. 157(Substitute for Senate Bill No. 113 By Senator Schedler)—**

BY SENATORS SCHEDLER, HAINKEL, AND SHORT AND REPRESENTATIVES THORNHILL, SCHNEIDER, STRAIN, AND WINSTON

AN ACT

To enact R.S. 13:719 and 720, relative to the office of commissioner for the Twenty-second Judicial District Court; to create and to provide for qualifications, salary and benefits, restrictions on employment, quarters, supplies, equipment, and employees for such office; to provide for duties and powers of such office; to provide for funding; and to provide for related matters.

Read by title.

Rep. Thornhill moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Pratt
Alario	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	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
Gautreaux	Perkins	Windhorst
Glover	Pierre	Winston
Green	Pinac	Wright
Guillory	Powell	
Total—101		

NAYS

Fruge  
Total—1

ABSENT

Alexander, A.—93rd Doerge  
Total—3

Marionneaux

The Chair declared the above bill was finally passed.

Rep. Thornhill 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. 163—**  
BY SENATOR JOHNSON

AN ACT

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

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Schwegmann to Engrossed Senate Bill No. 163 by Senator Johnson

AMENDMENT NO. 1

On page 2, at the beginning of line 5, delete "that area bounded"

AMENDMENT NO. 2

On page 2, at the beginning of line 6, delete "(200) wide."

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Schwegmann to Engrossed Senate Bill No. 163 by Senator Johnson

AMENDMENT NO. 1

On page 7, at the end of line 25 delete "a" and at the beginning of line 26, delete "simple majority" and insert "two-thirds"

AMENDMENT NO. 2

On page 8, at the end of line 21, delete "a simple" and at the beginning of line 22 delete "majority" and insert "two-thirds"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Bowler to Engrossed Senate Bill No. 163 by Senator Johnson

AMENDMENT NO. 1

On page 2, line 26, after "affairs" and before the period "." insert:

"which rules and regulations relative to public notice and conduct of public meetings shall all conform to the open meeting provisions of R.S. 42:4.1 et seq.."

AMENDMENT NO. 2

On page 7, delete lines 1 through 4 and insert in lieu thereof the following:

"district. The board shall conduct such hearings in accordance with the open meetings pursuant to R.S. 42:4.1 et seq. including provisions covering notice of meetings, and written minutes."

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

Rep. Schwegmann 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	Quezaire
Alexander, R.—13th	Heaton	Riddle
Ansardi	Hebert	Romero
Barton	Hill	Rousselle
Baudoin	Holden	Salter
Baylor	Hopkins	Scalise

Bowler	Hudson	Schneider
Bruce	Hunter	Schwegmann
Bruneau	Iles	Shaw
Carter	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
Faucheux	Montgomery	Weston
Flavin	Morrell	Wiggins
Fontenot	Morrish	Wilkinson
Frith	Murray	Willard
Fruge	Odinet	Windhorst
Gautreaux	Pierre	Winston
Glover	Pinac	Wright
Green	Powell	
Total—101		

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Jenkins
Doerge	Perkins
Total—4	

The Chair declared the above bill was finally passed.

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

**Suspension of the Rules**

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

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

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

**Regular Calendar**

**Suspension of the Rules**

Rep. Diez moved to suspend the rules to reconsider the vote by which House Bill No. 10 failed to pass on the same legislative day.

Rep. Green objected.

By a vote of 81 yeas and 13 nays, the rules were suspended.

**Reconsideration**

**HOUSE BILL NO. 10—**

BY REPRESENTATIVES DIEZ, DOWNER, DEWITT, AND MCMAINS AND SENATORS LANDRY, EWING, DARDENNE, AND HAINKEL  
AN ACT

To amend and R.S. 47:820.4, 820.5(A) and (B)(1) and (2), to enact R.S. 47:820.5.2, and to repeal R.S. 47:820.5(B)(4), relative to tolls on certain bridges; to extend the duration of collection of tolls on the Sunshine Bridge and the Greater New Orleans Mississippi River bridges; to provide for the use of toll proceeds; to create the Crescent City Connection Oversight Authority; to provide for membership, duties, and terms; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Diez moved to reconsider the vote by which the above House Bill failed to pass on the same legislative day.

Rep. Clarkson objected.

By a vote of 81 yeas and 18 nays, the vote was reconsidered.

Returned to the calendar under the rules.

**Motion**

Rep. Diez moved to call the bill from the calendar.

Rep. Clarkson objected.

By a vote of 84 yeas and 15 nays, the bill was called from the calendar.

**HOUSE BILL NO. 10—**

BY REPRESENTATIVES DIEZ, DOWNER, DEWITT, AND MCMAINS AND SENATORS LANDRY, EWING, DARDENNE, AND HAINKEL  
AN ACT

To amend and R.S. 47:820.4, 820.5(A) and (B)(1) and (2), to enact R.S. 47:820.5.2, and to repeal R.S. 47:820.5(B)(4), relative to tolls on certain bridges; to extend the duration of collection of tolls on the Sunshine Bridge and the Greater New Orleans Mississippi River bridges; to provide for the use of toll proceeds; to create the Crescent City Connection Oversight Authority; to provide for membership, duties, and terms; to provide for an effective date; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representatives Diez and Murray to Engrossed House Bill No. 10 by Representative Diez

AMENDMENT NO. 1

On page 6, at the end of line 1, delete "and"

AMENDMENT NO. 2

On page 6, at the end of line 2, change the period "." to a comma "," and add the following:

"landscaping, lighting, and beautification of Claiborne Avenue from Poydras Street to Franklin Avenue, and landscaping, lighting, and

beautification of Florida Avenue from North Broad Street to the St. Bernard/Orleans Parish line."

AMENDMENT NO. 3

Delete Amendment No. 9 proposed by Representative Windhorst and adopted by the House on April 15, 1998 and insert in lieu thereof:

On page 2, line 9, delete "2012" and insert "2006"

AMENDMENT NO. 4

Delete Amendment No. 10 proposed by Representative Windhorst and adopted by the House on April 15, 1998.

AMENDMENT NO. 5

In Amendment No. 19 proposed by Representative Windhorst and adopted by the House on April 15, 1998, on page 4, line 16, after "of" and before "members" change "ten" to "fourteen"

AMENDMENT NO. 6

In Amendment No. 19 proposed by Representative Windhorst and adopted by the House on April 15, 1998, on page 4, line 19, after the semicolon ";" delete the remainder of the line and insert the following:

"two members of the parish of Orleans to be appointed by a majority of the state senators and representatives from House and Senate Districts on the eastbank of Orleans Parish; seven members of the"

**Motion**

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

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

Rep. DeWitt objected.

The vote recurred on the substitute motion.

By a vote of 36 yeas and 57 nays, the House refused to end consideration of amendments.

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

By a vote of 68 yeas and 29 nays, the motion was agreed to.

Rep. Diez moved the adoption of the amendments.

Rep. Windhorst objected.

By a vote of 77 yeas and 18 nays, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Barton	Holden	Romero
Baudoin	Hopkins	Rousselle
Baylor	Hunter	Salter
Bruce	Iles	Shaw
Carter	Johns	Smith, J.D.—50th
Copelin	Kennard	Smith, J.R.—30th
Crane	Kenney	Stelly
Curtis	Landrieu	Strain
Daniel	LeBlanc	Theriot
Deville	Long	Thomas
DeWitt	Martiny	Thompson
Diez	McCallum	Thornhill
Dimos	McDonald	Triche
Dupre	McMains	Waddell
Farve	Michot	Walsworth
Faucheux	Mitchell	Warner
Flavin	Montgomery	Welch
Fontenot	Morrell	Weston
Frith	Morrish	Wiggins
Fruge	Murray	Wilkerson
Gautreaux	Odinot	Willard
Hammett	Pinac	
Total—74		

**NAYS**

Bowler	Jenkins	Schwegmann
Bruneau	Lancaster	Toomy
Clarkson	McCain	Vitter
Damico	Perkins	Windhorst
Donelon	Pierre	Winston
Durand	Quezaire	Wright
Green	Scalise	
Guillory	Schneider	
Total—22		

**ABSENT**

Alexander, A.—93rd	Doerge	Jetson
Ansardi	Glover	Marionneaux
Chaisson	Hudson	Travis
Total—9		

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

The title of the above bill was read and adopted.

**Suspension of the Rules**

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

**Petitions, Memorials and Communications**

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

**Message from the Senate**

**HOUSE BILLS**

April 14, 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. 11  
Returned with amendments.

House Bill No. 28  
Returned with amendments.

House Bill No. 114  
Returned with amendments.

House Bill No. 137  
Returned with amendments.

House Bill No. 170  
Returned with amendments.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Suspension of the Rules**

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

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

Rep. Donelon asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just returned from the Senate with amendments with a view of acting on the same:

**HOUSE BILL NO. 11—  
BY REPRESENTATIVE DONELON  
AN ACT**

To enact R.S. 49:191(11)(g) and to repeal R.S. 49:191(8)(c), relative to the Department of Insurance, including provisions to provide for the re-creation of the Department of Insurance, and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Insurance to Engrossed House Bill No. 11 by Representative Donelon

**AMENDMENT NO. 1**

On page 1, line 2, change "(11)(g)" to "(10)(n)"

**AMENDMENT NO. 2**

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

"to require that actuarial entities within the department provide an actuarial review and analysis of pending legislation to the legislature;"

**AMENDMENT NO. 3**

On page 1, line 16, delete "2002" and insert "2000"

**AMENDMENT NO. 4**

On page 2, line 5, change "11(g)" to "(10)(n)"

**AMENDMENT NO. 5**

On page 2, delete line 15 and insert the following:

"(10) July 1, 1999:"

**AMENDMENT NO. 6**

On page 2, line 17, change "(g)" to "(n)(i)"

**AMENDMENT NO. 7**

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

\* \* \*

(ii) In addition to any function, duty, obligation, or responsibility, or other entity made a part of the Department of Insurance, the Department of Insurance shall employ a full-time actuary whose duties shall include review and analysis of legislation pending before the legislature during each legislative session and to make such review and analysis available to the appropriate standing committees of the legislature and to the legislative fiscal officer."

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Green	Powell
Alario	Guillory	Pratt
Alexander, R.—13th	Hammett	Quezaire
Ansardi	Hebert	Riddle
Barton	Hill	Rousselle
Baudoin	Holden	Salter
Baylor	Hopkins	Scalise
Bowler	Hudson	Schneider
Bruce	Hunter	Schwegmann
Bruneau	Iles	Shaw
Carter	Jenkins	Smith, J.D.—50th
Chaisson	Johns	Smith, J.R.—30th
Clarkson	Kennard	Stelly
Copelin	Kenney	Strain
Crane	Lancaster	Theriot
Curtis	Landrieu	Thomas
Damico	LeBlanc	Thompson
Daniel	Long	Thornhill
Deville	Marionneaux	Toomy
DeWitt	Martiny	Travis
Diez	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
Total—99		

NAYS

McCain  
Total—1

ABSENT

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

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

**HOUSE BILL NO. 28—**

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

AN ACT

To amend and reenact R.S. 17:354, relative to state funds; to provide for allocation and distribution of monies appropriated from the Teacher Supplies Fund; to provide for expansion of uses and eligibility for receipt of such monies; and to provide for related matters.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 28 by Representative McDonald and others

**AMENDMENT NO. 1**

On page 5, delete lines 8 through 15 and insert in lieu thereof the following:

~~"(2) Requests for selected materials and supplies shall be submitted by the nonpublic school to the Department of Education, which shall purchase and loan such materials and supplies to the nonpublic school.~~

"(2)(a) The nonpublic school shall submit to the department a completed and itemized purchase request for the department's review and approval. Upon approval of such purchase request the department shall distribute to the nonpublic school from funds appropriated an amount equal to the total cost of materials, equipment and supplies as approved, which shall be used by the nonpublic school for the purchase thereof and for no other purpose. All materials, equipment or supplies shall be purchased for and in the name of the state of Louisiana, Department of Education. After purchase, the nonpublic school shall submit a copy of the vendor invoice to the department.

"(b) The department shall develop guidelines and audit procedures to assure that all materials, equipment and supplies purchased for the benefit of the students have been acquired in the name of the state of Louisiana, and are so designated and identified as being on loan to the nonpublic school. Each nonpublic school shall be required to annually submit to the department a sworn statement indicating thereon the description, location and use of all

non-consumable materials, equipment and supplies purchased under this Section."

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Ansardi	Heaton	Quezaire
Barton	Hebert	Riddle
Baudoin	Hill	Rousselle
Baylor	Holden	Salter
Bowler	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kenney	Stelly
Crane	Lancaster	Strain
Curtis	Landrieu	Theriot
Damico	LeBlanc	Thomas
Daniel	Long	Thompson
Deville	Marionneau	Thornhill
DeWitt	Martiny	Toomy
Diez	McCain	Travis
Dimos	McCallum	Triche
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—99		

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Doerge	Kennard
Alexander, R.—13th	Jetson	Romero
Total—6		

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

**HOUSE BILL NO. 114—**

BY REPRESENTATIVES GAUTREAU, DANIEL, FRITH, ODINET, PIERRE, TRICHE, AND MARIONNEAU

AN ACT

To enact Chapter 17 of Subtitle I of Title 30 of the Louisiana Revised Statutes of 1950, consisting of R.S. 30:2000.1 through 2000.8, inclusive; to provide relative to natural resources; to create the Atchafalaya Basin Program in the Department of Natural Resources and provide for duties and powers thereof; to create the Atchafalaya Basin Promotion and Research Board within the Atchafalaya Basin Program and provide for membership and

powers thereof; to create the Atchafalaya Basin Advisory Committee within the Atchafalaya Basin Program and provide for membership and powers thereof; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Reengrossed House Bill No. 114 by Representative Gautreaux

AMENDMENT NO. 1

On page 1, line 3, after "inclusive" and before the semicolon insert: ", and R.S. 36:359(J)"

AMENDMENT NO. 2

On page 2, line 10, after "levees" and before the period "." insert "bounded on the north by U.S. Highway 190 and on the south by Morgan City, and as defined in the Atchafalaya Basin Floodway System, Louisiana Project"

AMENDMENT NO. 3

On page 2, line 19, delete the period at the end of the line and insert ". pursuant to federal law, including the Supplemental Appropriations Act of 1985, Public Law 99-88, and the Water Resources Development Act of 1986, Public Law 99-662."

AMENDMENT NO. 4

On page 3, line 22, between "fish" and "production" insert "and wildlife"

AMENDMENT NO. 5

On page 6, line 2, change "ten" to "fourteen"

AMENDMENT NO. 6

On page 6, between lines 22 and 23, insert the following:

"(11) Two representatives to serve as ex officio members chosen by the Louisiana Police Jury Association from a list of names submitted by the parishes which lie, all or part thereof, within the boundaries of the Atchafalaya Basin west of the Atchafalaya River.

(12) Two representatives to serve as ex officio members chosen by the Louisiana Police Jury Association from a list of names submitted by the parishes which lie, all or part thereof, within the boundaries of the Atchafalaya Basin east of the Atchafalaya River."

AMENDMENT NO. 7

On page 8, between lines 19 and 20, insert:

"Section 2. R.S. 36:359(J) is hereby enacted to read as follows:

§359. Transfer of agencies and functions to Department of Natural Resources

\* \* \*

J. The Atchafalaya Basin Program is placed within the Department of Natural Resources and shall perform its powers, duties, functions, and responsibilities in the manner provided by law."

AMENDMENT NO. 8

On page 8, line 20, change "Section 2." to "Section 3."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Romero to Reengrossed House Bill No. 114 by Representative Gautreaux

AMENDMENT NO. 1

On page 1, lines 19 and 23, of Senate Committee Amendment No. 6 to House Bill No. 114 proposed by the Senate Committee on Natural Resources and adopted by the Senate on April 7, after "ex officio" and before "members" insert "and nonvoting"

AMENDMENT NO. 2

On page 7, line 3, after "majority of the" and before "members" insert "voting"

AMENDMENT NO. 3

On page 7, line 5, after "majority of the" and before "members" insert "voting"

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. Speaker, Hammett, Pratt; Alario, Heaton, Quezair; Ansardi, Hebert, Riddle; Baudoin, Hill, Romero; Baylor, Holden, Rousselle; Bowler, Hopkins, Salter; Bruce, Hudson, Scalise; Bruneau, Hunter, Schneider; Carter, Iles, Schwegmann; Chaisson, Jenkins, Shaw; Clarkson, Johns, 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, Toomy; Dimos, McCallum, Travis; Donelon, McDonald, Triche; Dupre, McMains, Vitter; Durand, Michot, Waddell; Farve, Mitchell, Walsworth; Fauchaux, Montgomery, Warner; Flavin, Morrell, Welch; Fontenot, Morrish, Weston; Frith, Murray, Wiggins; Fruge, Odinet, Wilkerson



Gautreaux	Perkins	Willard
Glover	Pierre	Windhorst
Green	Pinac	Winston
Guillory	Powell	Wright
Total—99		

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Barton	Jetson
Alexander, R.—13th	Doerge	Kennard
Total—6		

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

**HOUSE BILL NO. 137 (Duplicate of Senate Bill No. 66) —**  
 BY REPRESENTATIVE DEWITT AND SENATOR DARDENNE AND  
 COAUTHORED BY REPRESENTATIVES MCMAINS AND DOWNER AND  
 SENATORS EWING, HAINKEL, BARHAM, AND ROMERO  
 AN ACT

To amend and reenact R.S. 42:851(A)(1)(c), 871(A) and (C), 872, 873(A), (D), and (E), 874, and 875, to enact R.S. 36:4(B)(15), and to repeal R.S. 36:769(G), all relative to the Board of Trustees of the State Employees Group Benefits Program; to provide for the transfer of the board from the Department of the Treasury to the division of administration; to provide with respect to certain contributions for the program; to reconstitute the board; to provide for the composition, powers, duties, and functions of the board; to provide for officers and their powers, duties, and functions; to provide for the initial election of certain board members; and to provide for related matters.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Engrossed House Bill No. 137 by Representative DeWitt

AMENDMENT NO. 1

On page 7, line 21, after "provided in" delete the remainder of the line and insert "Paragraph A(4) and elected as provided for in Paragraph"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Dardenne to Engrossed House Bill No. 137 by Representative DeWitt

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 1 which was proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on April 8, 1996

AMENDMENT NO. 2

On page 7, line 21, change "Paragraphs A(4) and" to "Paragraph A(4)"

AMENDMENT NO. 3

On page 7, at the beginning of line 22, delete "(5)"

AMENDMENT NO. 4

On page 7, line 24, change "Paragraphs A(4) and (5)" to "Paragraph A(4)"

AMENDMENT NO. 5

On page 8, line 12, after "six years." and before "The board" insert the following:

"No such person shall be elected to serve more than two terms."

AMENDMENT NO. 6

On page 10, lines 4 and 8, change "Paragraph A(6)" to "Paragraphs A(5) and (6)"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Hollis to Engrossed House Bill No. 137 by Representative DeWitt

AMENDMENT NO. 1

On page 5, delete line 15 in its entirety and insert in lieu thereof the following:

"composed of fifteen members, fourteen of whom shall be voting"

AMENDMENT NO. 2

On page 5, lines 18 and 20, change "non-voting" to "voting"

AMENDMENT NO. 3

On page 6, line 19, change "Four" to "Five"

AMENDMENT NO. 4

On page 7, between lines 3 and 4 insert the following:

"(iv) One member who shall be elected from among the personnel of the Department of Transportation and Development."

AMENDMENT NO. 5

On page 7, at the beginning of line 4, change "(iv)" to "(v)"

AMENDMENT NO. 6

On page 8, line 10, change "six" to "seven"

AMENDMENT NO. 7

On page 12, line 7, change "Six" to "Eight"

AMENDMENT NO. 8

On page 18, line 12, change "six" to "seven"

AMENDMENT NO. 9

On page 20, between lines 3 and 4 insert the following:

"(d) An initial term of two years for the member elected from among the personnel of the Department of Transportation and Development."

AMENDMENT NO. 10

On page 20, at the beginning of line 4, change "(d)" to "(e)"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Hines to Engrossed House Bill No. 137 by Representative DeWitt, et al.

AMENDMENT NO. 1

On page 16, delete lines 9 through 13, in their entirety, and insert in lieu thereof the following:

"executive officer. The"

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

As a substitute motion, Rep. Riddle moved that the amendments proposed by the Senate be concurred in.

Rep. DeWitt objected.

The vote recurred on the substitute motion.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Barton	Mitchell	Toomy
Bowler	Riddle	Willard
Glover	Rousselle	Wright
Hopkins	Scalise	
Landrieu	Theriot	
Total—13		

**NAYS**

Mr. Speaker	Green	Perkins
Alario	Guillory	Pierre
Alexander, R.—13th	Hammett	Pinac
Ansardi	Heaton	Powell
Baudoin	Hebert	Pratt
Baylor	Hill	Quezairé
Bruce	Holden	Romero
Bruneau	Hudson	Salter
Carter	Hunter	Schneider
Clarkson	Iles	Schwegmann
Copelin	Jenkins	Shaw
Crane	Johns	Smith, J.D.—50th
Curtis	Kennard	Smith, J.R.—30th
Damico	Kenney	Stelly
Daniel	Lancaster	Strain
DeWitt	LeBlanc	Thomas
Diez	Long	Thompson
Dimos	Marionneaux	Thornhill
Donelon	Martiny	Triche
Dupre	McCallum	Vitter
Durand	McDonald	Waddell
Farve	McMains	Walsworth
Faucheux	Michot	Warner
Flavin	Montgomery	Welch
Fontenot	Morrell	Weston
Frith	Morrish	Wiggins
Fruge	Murray	Windhorst
Gautreaux	Odinot	
Total—83		

**ABSENT**

Alexander, A.—93rd	Doerge	Travis
Chaisson	Jetson	Wilkerson
Deville	McCain	Winston
Total—9		

The House refused to concur in the amendments.

Conference committee appointment pending.

**HOUSE BILL NO. 170—**

BY REPRESENTATIVES BRUNEAU, HUNTER, AND LANCASTER  
AN ACT

To enact R.S. 24:38.1, relative to the Legislative Budgetary Control Council; to provide for the powers, duties, and authority of the Legislative Budgetary Control Council; to authorize recommendations for the reorganization of legislative branch agencies by the Legislative Budgetary Control Council; to provide for the approval of such recommendations by the legislature; to provide relative to powers, duties, functions, and responsibilities of employees and officers of the legislature; and to provide for related matters.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 170 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 2, after "24:38" delete the remainder of the line and lines 3 through 9 and insert the following:

"(D), relative to the Legislative Budgetary Control Council; to provide for the powers, duties, and authority of the Legislative Budgetary Control Council relating to the personnel and services of the Legislative Fiscal Office and the legislative auditor; and to provide for related matters"

AMENDMENT NO. 2

On page 1, line 11, after "24:38" delete ".1" and insert "(D)"

AMENDMENT NO. 3

On page 1, delete lines 12 through 19 and delete pages 2 and 3 and on page 4, delete lines 1 through 7 and insert the following:

R.S. 24:38(D) is all proposed new law.

"§38. Legislative Budgetary Control Council; budgetary controls; legislature; legislative agencies; legislative committees; budget unit statements

\* \* \*

D. The Legislative Budgetary Control Council is authorized to utilize the personnel and services of the legislative auditor and the legislative fiscal officer to provide for the preparation of fiscal notes for legislative instruments."

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander, 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	Jetson	Shaw
Clarkson	Johns	Smith, J.D.—50th
Copelin	Kennard	Smith, J.R.—30th
Crane	Kenney	Stelly
Curtis	Lancaster	Theriot
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Triche
Dimos	McCain	Vitter
Donelon	McCallum	Waddell
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Welch
Faucheux	Mitchell	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Frith	Morrish	Willard
Fruge	Murray	Windhorst
Gautreaux	Odinet	Winston
Glover	Perkins	Wright
Green	Pierre	
Total—101		

NAYS

Total—0

ABSENT

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

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

**Message from the Senate**

**HOUSE BILLS**

April 15, 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. 27  
Returned with amendments.

House Bill No. 33  
Returned with amendments.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Suspension of the Rules**

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

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

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

**HOUSE BILL NO. 27—**

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

**AN ACT**

To enact R.S. 17:7.6, relative to state funds; to provide for the creation of the Alternative Schools Fund within the state treasury; to provide for deposit of monies into the fund; to provide for uses and investment of monies in the fund; to provide for the development of a grant program for distribution of monies from the fund; and to provide for related matters.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Education to Reengrossed House Bill No. 27 by Representative McDonald

AMENDMENT NO. 1

On page 2, line 26, before "alternative" insert "public"

AMENDMENT NO. 2

On page 3, line 6, after "based" delete "in part" and insert "principally on the grantees' level of need for an alternative education program and thereafter"

AMENDMENT NO. 3

On page 3, lines 8, 11 and 16, before "alternative" insert "public"

AMENDMENT NO. 4

On page 3, line 12, after "funds." insert "At a minimum the grantee shall match any grant funding provided with an equal amount of funding from other sources available to the grantee."

AMENDMENT NO. 5

On page 4, line 1, before "alternative" insert "public"

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Hebert	Strain
Doerge	Romero	Thomas
Total—6		

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

**HOUSE BILL NO. 33—**  
BY REPRESENTATIVE ROUSSELLE  
AN ACT

To amend and reenact Section 3 of Act No. 113 of the 1950 Regular Session of the Legislature as amended by Act No. 186 of the 1970 Regular Session of the Legislature, Act No. 196 of the 1992 Regular Session of the Legislature, and Act No. 953 of the 1995 Regular Session of the Legislature, relative to the Bayou Lafourche Freshwater District; to provide relative to the appointment and removal of certain members of the district board of commissioners; and to provide for related matters.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 33 by Representative Rousselle

AMENDMENT NO. 1

Change authorship from "Representative Rousselle" to "Representative Triche"

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Pratt
Alario	Heaton	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
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
Crane	Hebert
Total—4	

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

**Message from the Senate**

**HOUSE BILLS**

April 15, 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. 59  
Returned without amendments.

House Bill No. 63  
Returned without amendments.

House Bill No. 80  
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

### Message from the Senate

#### SIGNED SENATE BILLS AND JOINT RESOLUTIONS

April 15, 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. 8, 10, 16, 19, 24, 25, 26, 29, 30, 55, 70, 84, 100, 103, 104, 105, 123, 137, and 162

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

#### SIGNED SENATE CONCURRENT RESOLUTIONS

April 15, 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. 4, 18, 39, 40, 41, 42, 43, 44, 45, and 46

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.

### Privileged Report of the Legislative Bureau

April 15, 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. 42  
Reported without amendments.

Senate Bill No. 57  
Reported without amendments.

Senate Bill No. 146  
Reported without amendments.

Respectfully submitted,

JIMMY N. DIMOS  
Chairman

### House and House Concurrent Resolutions

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

#### Motion

On motion of Rep. Wright, the Committee on Education was discharged from further consideration of House Concurrent Resolution No. 66.

### Suspension of the Rules

On motion of Rep. Wright, the rules were suspended in order to take up the resolution at this time.

#### 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.

Rep. Wright moved to suspend the rules to consider the adoption of the resolution.

Rep. Curtis objected.

By a vote of 68 yeas and 12 nays, the resolution was adopted.

Ordered to the Senate.

### Suspension of the Rules

On motion of Rep. Farve, the rules were suspended in order to take up Introduction of Resolutions, House and House Concurrent at this time.

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

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

**HOUSE RESOLUTION NO. 17—**

BY REPRESENTATIVE FARVE  
A RESOLUTION

To urge and request the Louisiana State Law Institute to redesignate R.S. 9:2949 as Paragraph B of Civil Code Article 477, as enacted in Acts 1995, No. 640 of the Louisiana Legislature.

Read by title.

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

**HOUSE RESOLUTION NO. 18—**

BY REPRESENTATIVE FARVE  
A RESOLUTION

To commend the Reverend James Pawlicki for twenty-five years of service as a priest and committed member of the community, and to congratulate him on the celebration of a Mass of Thanksgiving in his honor to commemorate his contributions.

Read by title.

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

**HOUSE RESOLUTION NO. 19—**

BY REPRESENTATIVES WILLARD, A. ALEXANDER, COPELIN, FARVE, MORRELL, MURRAY, AND PRATT  
A RESOLUTION

To remember Louis C. "Roy Lee" Wright, Jr. and to reflect on his lifetime of achievements and contributions to the people of this state.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 74—**

BY REPRESENTATIVES THOMPSON AND TRAVIS  
A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana upon the death of Mr. Houston Condrey and to remember his lifetime of community involvement and family devotion.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 75—**

BY REPRESENTATIVES THOMAS AND STRAIN  
A CONCURRENT RESOLUTION

To express the condolences and heartfelt sorrow of the Legislature of Louisiana upon the death of Mr. Warren P. Greer.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 76—**

BY REPRESENTATIVE SCHNEIDER  
A CONCURRENT RESOLUTION

To create a study commission to study the feasibility and advisability of privatizing the functions of the Department of Transportation and Development relating to the state's highway system.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 77—**

BY REPRESENTATIVE WARNER AND ODINET  
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to continue its lease agreement with the St. Bernard Parish Police Jury on property which is the site of Pearl Harbor Memorial Park in St. Bernard Parish.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 78—**

BY REPRESENTATIVE DOWNER AND SENATOR EWING  
A CONCURRENT RESOLUTION

To commend and express sincere appreciation to Chevron for selecting New Orleans, Louisiana for its Worldwide Annual Stockholders Meeting.

Read by title.

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

Ordered to the Senate.

**Privileged Report of the Committee on Enrollment**

April 15, 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. 16—**

BY REPRESENTATIVE GLOVER  
A RESOLUTION

To urge and request the LSU Medical Center to study the prevalence of diabetes and heart disease in the lower income non-Medicaid eligible population in the state of Louisiana, and the availability and affordability of prescription medications to control these conditions, and the long-term results of nontreatment of these conditions and to report its findings and recommendations to the House Committee on Health and Welfare prior to the beginning of the 1999 Regular Session of the Legislature.

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 15, 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. 31—**  
BY REPRESENTATIVES WESTON, BAYLOR, CLARKSON, DUPRE, FONTENOT, GLOVER, PIERRE, PINAC, PRATT, QUEZAIRE, ROUSSELLE, WINSTON, AND WRIGHT

#### A CONCURRENT RESOLUTION

To create an advisory committee to study and make recommendations to certain standing legislative committees for the reform of the municipal fire and police civil service systems.

**HOUSE CONCURRENT RESOLUTION NO. 39—**  
BY REPRESENTATIVES BOWLER, ANSARDI, BAYLOR, DIMOS, MARTINY, AND THORNHILL

#### A CONCURRENT RESOLUTION

To memorialize congress to defeat S-625 and HR-2021 which would impose a federal auto choice insurance program on the states.

**HOUSE CONCURRENT RESOLUTION NO. 67—**  
BY REPRESENTATIVE WELCH AND SENATOR C. FIELDS

#### A CONCURRENT RESOLUTION

To express the sorrow of the Legislature of Louisiana upon the death of Mr. Jeff Roberson, Jr. and to remember his life.

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 15, 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. 1—**  
BY REPRESENTATIVES ALARIO, BRUNEAU, CLARKSON, MURRAY, AND HEATON

#### AN ACT

To provide relative to certain courts of appeal judgeships established by Act No. 3 of the 1981 Regular Session of the Legislature; to specify the date of the end of the term of and the date of the

election of the successors to certain judges; and to provide for related matters.

**HOUSE BILL NO. 9 (Duplicate of Senate Bill No. 40)—**  
BY REPRESENTATIVE DEWITT AND SENATOR DARDENNE AND COAUTHORED BY SENATORS EWING, HAINKEL, BARHAM, AND ROMERO

#### AN ACT

To amend and reenact R.S. 40:1643(C), relative to required fire protection sprinkler systems; to provide for an extension of time to meet the requirement for high-rise buildings in certain cases; and to provide for related matters.

**HOUSE BILL NO. 23—**  
BY REPRESENTATIVE LEBLANC AND SENATORS LAMBERT AND ROMERO

#### AN ACT

To amend and reenact R.S. 17:3223(B)(5) and to enact R.S. 17:3351(A)(5)(c), to authorize the Board of Trustees for State Colleges and Universities to establish tuition amounts and other fees and charges applicable to students attending South Louisiana Community College and Northeast Louisiana State University; to provide limitations; and to provide for related matters.

**HOUSE BILL NO. 36—**  
BY REPRESENTATIVES STELLY AND THOMPSON

#### AN ACT

To amend and reenact R.S. 11:2178(D)(III)(1)(introductory paragraph) and (b)(i) and (E)(1) and (2) and to enact R.S. 11:2178(F), relative to the Sheriffs' Pension and Relief Fund; to further define the type of act warranting death benefits; to increase the amount payable to dependents in certain cases; to remove the one-year marriage requirement; to provide an effective date; and to provide for related matters.

**HOUSE BILL NO. 37—**  
BY REPRESENTATIVE STELLY

#### AN ACT

To amend and reenact R.S. 11:3682 and 3685(D) and to enact R.S. 11:154(A)(15), 3685.1, 3685.2, 3685.3, 3688(D)(5), 3688.1, 3690.1, 3690.2, and 3695, relative to the Harbor Police Retirement System (Port of New Orleans); to provide with respect to attaining qualified plan status under the Internal Revenue Code; to further provide regarding sheltering of contributions, definitions, benefits and the limitations on payment and computation thereof, cost-of-living adjustments, annual compensation limitations, administration of the system, plan amendments, reversion of funds, retention of certain unclaimed funds and property, and rollovers; to provide an effective date; and to provide for related matters.

**HOUSE BILL NO. 54—**  
BY REPRESENTATIVES FRUGE, BRUCE, AND FRITH

#### AN ACT

To enact R.S. 32:298.1, relative to off-road vehicles; to permit certain off-road vehicles to operate on the shoulders of certain public roads and highways for specific purposes; to provide for restrictions; to provide for rules and regulations; to provide for fees; and to provide for related matters.

**HOUSE BILL NO. 61—**  
BY REPRESENTATIVE DEVILLE

#### AN ACT

To amend and reenact R.S. 13:963(H) and (I), relative to each court reporter for the Thirteenth Judicial District; to increase certain fees and the salary; and to provide for related matters.

**HOUSE BILL NO. 62—**

BY REPRESENTATIVE DEWITT  
AN ACT

To amend and reenact R.S. 12:1335.1(A) and to enact Code of Civil Procedure Article 86, relative to limited liability companies; to provide for dissolution by affidavit of certain limited liability companies; to provide for proper venue for certain actions; and to provide for related matters.

**HOUSE BILL NO. 79—**

BY REPRESENTATIVES WRIGHT, BARTON, BAUDOIN, DOERGE, LONG, POWELL, AND THOMPSON AND SENATOR ELLINGTON  
AN ACT

To amend and reenact R.S. 17:100.1(A)(1), relative to educational services for certain students who are in the custody of the Department of Public Safety and Corrections, office of juvenile services; to provide for the duties and responsibilities of city and parish school boards; to limit required expenditures by such school boards to provide educational services for certain students; to provide for effectiveness; and to provide for related matters.

**HOUSE BILL NO. 81 (Duplicate of Senate Bill No. 49)—**

BY REPRESENTATIVE DIEZ AND SENATOR LANDRY AND COAUTHORED BY REPRESENTATIVES DOWNER, DEWITT, AND MCMAINS AND SENATORS EWING, DARDENNE, HAINKEL, AND BAGNERIS  
AN ACT

To enact R.S. 48:250.2, relative to contracts; to provide for a pilot program for certain design-build contracts which are not subject to competitive bidding; and to provide for related matters.

**HOUSE BILL NO. 102 (Duplicate of Senate Bill No. 64)—**

BY REPRESENTATIVE DEWITT AND SENATOR DARDENNE AND COAUTHORED BY REPRESENTATIVES MCDONALD, DOWNER, MCMAINS, CRANE, KENNEY, WALSWORTH, AND WINSTON AND SENATORS EWING, HAINKEL, BARHAM, ROMERO, SHORT, AND THEUNISSEN  
AN ACT

To enact R.S. 17:282.2, relative to character education programs; to require the State Board of Elementary and Secondary Education to provide a clearinghouse for information on character education programs; to permit city and parish school boards to offer character education curriculum; to provide relative to the dissemination of certain information to city and parish school systems; to provide relative to annual progress reports and rules and regulations; to provide for legislative findings; and to provide for related matters.

**HOUSE BILL NO. 103 (Duplicate of Senate Bill No. 76)—**

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. 23:1472(20)(A) and 1601(1)(c) and to enact R.S. 23:1601(7)(f), relative to unemployment compensation benefits; to include payments under the Worker Adjustment Retraining and Notification Act (WARN Act) in the definition of wages for purposes of unemployment compensation; to include WARN Act payments as a form of remuneration, the receipt of which disqualifies an individual for unemployment compensation; and to provide for related matters.

**HOUSE BILL NO. 125—**

BY REPRESENTATIVE ROUSSELLE  
AN ACT

To amend and reenact R.S. 17:54(B), 444(B)(3) and (4)(a), and 463(B)(3) and (4)(a), relative to the power and authority of a city or parish school board to elect a superintendent of schools; to provide for the term of a school superintendent elected by a city or parish school board; to provide limitations; to provide for

application; to provide for effectiveness; and to provide for related matters.

**HOUSE BILL NO. 127—**

BY REPRESENTATIVE LEBLANC AND SENATOR CRAVINS  
AN ACT

To amend and reenact R.S. 40:2404(5) and (8) and 2405(A) and to enact R.S. 40:2405.2 and 2406(B), relative to the Peace Officer Standards and Training Law; to provide for performance reviews of accredited training centers; to provide for consequences for an unsatisfactory performance review; to prohibit persons who are not timely certified from exercising the authority of a peace officer; to provide for monitoring by the Council on Peace Officer Standards and Training; to provide a time period in which basic firearms qualification training must be completed; to prohibit off-duty, reserve, and part-time peace officers from carrying concealed weapons unless otherwise authorized; to create a committee to study and make recommendations regarding training requirements for peace officers; to provide for the membership of the committee and for its termination; to prohibit the offer or conduct of certain law enforcement training; and to provide for related matters.

**HOUSE BILL NO. 151—**

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

To amend and reenact R.S. 17:1941, 1942, 1942.1, 1943, 1944, 1945, 1946, 1947, 1948, 1949, 1950, 1951, 1952, 1953, 1954, 1958, 1971(B)(1), 1972(1), (2)(introductory paragraph), (2)(b) and (c)(iii) and (vii), (f)(introductory paragraph), (f)(ii), 1973, 1974, 1975, 1976, 1977, 1978(A), 1979(A)(introductory paragraph) and (1), (7), (8), (C), (D)(1), (2), and (3), and (E), to enact R.S. 17:1971(B)(4), 1979 (A)(9) and (10), and (D)(5), to repeal R.S. 17:1947.1, 1955, 1956, 1957, and 1959, and to rename Chapter 8 of Title 17 of the Louisiana Revised Statutes of 1950, relative to special education; to provide for the education of children with exceptionalities; to provide for state compliance with the federal requirements under the Individuals with Disabilities Education Act; to provide relative to the responsibilities of the state Department of Education and the local educational agencies; to provide relative to the cost of instruction of students with exceptionalities; to delete the special education pilot program in Lafourche Parish; to delete the Northeast Louisiana Special Education Center; to provide relative to ChildNet; to change the composition of the State Interagency Coordinating Council for ChildNet; to provide for definitions; and to provide for related matters.

**HOUSE BILL NO. 168—**

BY REPRESENTATIVES DOWNER, CRANE, DEVILLE, LEBLANC, MCCALLUM, STELLY, THOMPSON, THORNHILL, TRICHE, AND WELCH AND SENATOR HAINKEL  
AN ACT

To amend and reenact R.S. 39:330.1(A) and to enact R.S. 39:330(G), all relative to property control; to prohibit the disposal by sale, donation, transfer, or other form of alienation of historically significant 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.



**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 137: Reps. DeWitt, LeBlanc, and McMains.

**Suspension of the Rules**

On motion of Rep. LeBlanc, the rules were suspended to permit the Committee on Appropriations to meet at noon recess on Thursday, April 16, 1998, and consider the following legislative instruments without giving the notice required by House Rule 14.21(A):

Senate Bill Nos. 39, 155, 156, and 168

**Leave of Absence**

Rep. Doerge - 1 day

**Adjournment**

On motion of Rep. Riddle, at 5:30 P.M., the House agreed to adjourn until Thursday, April 16, 1998, at 10:00 A.M.

The Speaker of the House declared the House adjourned until 10:00 A.M., Thursday, April 16, 1998.

ALFRED W. SPEER  
Clerk of the House

C. Wayne Hays  
Journal Clerk, *Emeritus*

