

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

SECOND DAY'S PROCEEDINGS

**Twenty-fourth Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974**

House of Representatives
State Capitol
Baton Rouge, Louisiana

Tuesday, April 28, 1998

The House of Representatives was called to order at 4:00 P.M., by the Honorable C. E. "Peppi" Bruneau, Jr., Speaker Pro Tempore of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

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

Total—0

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

Prayer

Prayer was offered by Rev. R. E. Clark.

Pledge of Allegiance

Rep. Thompson 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. Pinac, the reading of the Journal was dispensed with.

On motion of Rep. Pinac, the Journal of April 27, 1998, was adopted.

**Petitions, Memorials and
Communications**

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

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

April 27, 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. 7

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Privileged Report of the Committee on Enrollment

April 28, 1998

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

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

The following House Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 1—

BY REPRESENTATIVE WILKERSON
A CONCURRENT RESOLUTION

To commend Houston Chief of Police and Grambling alumni Clarence O'Neal "Brad" Bradford for his many accomplishments upon the occasion of his visit to the Legislature of Louisiana.

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 28, 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. 5—
BY REPRESENTATIVES DOWNER, DUPRE, GAUTREUX, AND TRICHE
A RESOLUTION

To commend the Terrebonne Historical and Cultural Society, Inc. on the occasion of its twenty-fifth anniversary.

HOUSE RESOLUTION NO. 6—
BY REPRESENTATIVES DURAND, BAUDOIN, DEVILLE, FRITH, FRUGE, GAUTREUX, HEBERT, HUDSON, LEBLANC, MICHOT, MORRISH, PIERRE, PINAC, ROMERO, AND JACK SMITH
A RESOLUTION

To commemorate the beginning of the University of Southwestern Louisiana on the occasion of its centennial.

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.

**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. 7—
BY REPRESENTATIVES McDONALD, CRANE, KENNEY, AND SHAW
A RESOLUTION

To commend Ricky Rodger Bell, Jr., Yolanda Collins, Damien Delrie, Malinda Anne DeBusk, Jerry Patrick Gunn-Ford, Allyson Teresa Haar, Stacy Hendricks, Michael Lance Timpa, Travis Alexander Torrance, and Thomas Nathan Veade for receiving the Louisiana Young Heroes awards.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 18—

BY REPRESENTATIVE HAMMETT
A CONCURRENT RESOLUTION

To create a special committee to study and make recommendations with respect to the problems of funding and work overloads of Louisiana's probation and parole officers and to consider the possible transfer of probation supervision to local judicial districts.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 19—

BY REPRESENTATIVE WILLARD
A CONCURRENT RESOLUTION

To recognize and to commend the efforts of the girls of the St. Mary's Academy basketball team and head coach, Keith Haywood, Sr., for completing a successful season that ended with capturing the state championship.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 20—

BY REPRESENTATIVE THERIOT
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install a traffic light at the intersection of Louisiana Highway 1 and the access road to Louisiana Highway 3235 in Cut Off, Louisiana, Lafourche Parish.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 21—

BY REPRESENTATIVE MICHOT
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to erect appropriate signage on certain Louisiana highways designating a route for the "Mississippi River Trail" for cycling.

Read by title.

Lies over under the rules.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Appropriations

April 28, 1998

To the Speaker and Members of the House of Representatives:

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

House Bill No. 18, by Downer
Reported with amendments. (9-0-1) (Regular)

JERRY LUKE LEBLANC
Chairman

Report of the Committee on Ways and Means

April 28, 1998

To the Speaker and Members of the House of Representatives:

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

House Bill No. 126, by Alario
Reported favorably. (11-1) (Regular)

JOHN A. ALARIO, JR.
Chairman

House and House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 6—
BY REPRESENTATIVES DOWNER, DUPRE, LEBLANC, AND LONG
A CONCURRENT RESOLUTION

To urge and request the cooperation and support of the Department of Culture, Recreation and Tourism, the Department of Transportation and Development, the Department of Public Safety and Corrections, office of state police, and the Louisiana National Guard in the coordination, development, and implementation of "Cycle Main Street", an event sponsored by Louisiana Main Street Managers in honor of the year-long, Louisiana-sponsored celebration FRANCOFETE 1999.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 8—
BY REPRESENTATIVE LONG
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to conduct a study, working in cooperation with the state librarian, to determine the need for the erection of signs on Louisiana highways directing interested persons to Louisiana's public libraries.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 9—
BY REPRESENTATIVE MCMAINS
A CONCURRENT RESOLUTION

To urge and request the Judicial Council of the Supreme Court of Louisiana to work and communicate with, and advise the Louisiana Legislature on pending bills that affect the court system and the judiciary.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 11—
BY REPRESENTATIVES PRATT AND DEWITT
A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Health and Hospitals to study the effect of obesity on costly health complications such as diabetes, hypertension, heart disease, and stroke, and to make recommendations for improvement in awareness of the problem of obesity and suggested treatment modalities, and to report the findings of such study and recommendations to the legislature prior to the convening of the 1999 Regular Session.

Read by title.

Under the rules, the above resolution was referred to the Committee on Health and Welfare.

HOUSE CONCURRENT RESOLUTION NO. 13—
BY REPRESENTATIVE FARVE
A CONCURRENT RESOLUTION

To direct 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.

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

HOUSE CONCURRENT RESOLUTION NO. 14—
BY REPRESENTATIVE JETSON
A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College and the Board of Supervisors of Southern University and Agricultural and Mechanical College jointly to establish and implement, by not later than August 15, 1998, a program for the enrollment of certain high school students in freshman basic courses for credit offered by the Baton Rouge Community College, on a tuition-free basis, where space is available.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 15—
BY REPRESENTATIVE JETSON
A CONCURRENT RESOLUTION

To urge and request the Board of Trustees for State Colleges and Universities, the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College, and the Board of Supervisors of Southern University and Agricultural and Mechanical College to establish and implement, by not later than August 15, 1998, programs for the enrollment of certain high school students in freshman basic courses for credit offered by certain institutions under their jurisdictions, on a tuition-free basis, where space is available.

Read by title.

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

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

To urge and request the Louisiana commissioner of insurance to permit the collection of premium fees on all criminal bail bonds

written in the Twenty-fourth Judicial District Court as is provided by law.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 17—

BY REPRESENTATIVE TOOMY

A CONCURRENT RESOLUTION

To clarify the provisions of Act No. 824 of the 1997 Regular Session relative to the imposition of premium fees on criminal bail bonds in the Twenty-fourth Judicial District Court.

Read by title.

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

House Bills and Joint Resolutions on Second Reading to be Referred

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

HOUSE BILL NO. 181—

BY REPRESENTATIVES FRUGE, DEVILLE, HUDSON, AND BAUDOIN
AN ACT

To amend and reenact Section 4 of Act No. 289 of the 1980 Regular Session of the Legislature, as amended by Act No. 642 of the 1984 Regular Session of the Legislature, relative to the St. Landry Parish Solid Waste Disposal Commission; to provide for appropriation of surplus funds accumulated by the commission to a fund dedicated to the repair of St. Landry Parish's rural roads; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 182—

BY REPRESENTATIVE MURRAY
AN ACT

To enact Chapter 4-B of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:561 through 576, relative to automobile insurance coverage tax; to create the basic motor vehicle insurance coverage program; to establish the Louisiana Drivers Fund Committee; to provide for a board of directors, membership, compensation, and authority; to provide for definitions; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 183—

BY REPRESENTATIVE MURRAY
AN ACT

To enact Part VI of Chapter 5 of Title 32 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 32:1051 through 1066, relative to automobile insurance; to create the basic motor

vehicle insurance coverage program; to establish the Louisiana Drivers Fund Committee; to provide for a board of directors, membership, compensation, and authority; to provide for definitions; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 184—

BY REPRESENTATIVE SCALISE
AN ACT

To amend and reenact R.S. 47:1123(3), (4), (5), and (6) and 1124 and to enact R.S. 47:1123(7), relative to the Louisiana Motion Picture Incentive Act; to provide for the requirements for obtaining a sales and use tax refund; to provide for the applicability of the refund; to provide for definitions; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 185—

BY REPRESENTATIVE SCALISE
AN ACT

To amend and reenact R.S. 47:6007(B)(4) and (7) and (C)(1), relative to the motion picture investor tax credit; to expand the availability of the credit; to provide for definitions; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 186—

BY REPRESENTATIVE SCALISE
AN ACT

To amend and reenact R.S. 47:1123 and to enact R.S. 47:1125.1, relative to the Louisiana Motion Picture Incentive Act; to provide for a tax credit for employing Louisiana residents; to provide for definitions; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 187—

BY REPRESENTATIVE WINSTON
AN ACT

To enact R.S. 47:297(L), relative to the individual income tax; to provide for a credit for adoptive parents for certain medical expenses; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 188—

BY REPRESENTATIVE HOPKINS
AN ACT

To enact R.S. 33:9033.3, relative to local finance; to provide relative to sales tax incremental financing in certain municipalities; to provide for development and notice of a proposed sales tax area; to provide for determination of applicable sales taxes, increments, and collection rates; to require certification of collection rates; to require publication of and a period of objection to proposed rates; to provide for issuance of bonds; to provide relative to service of bonds; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 190—

BY REPRESENTATIVE HOPKINS
AN ACT

To amend and reenact R.S. 33:9033 and 9034 and to enact R.S. 33:9022(5), 9037(Q), and 9038, relative to local finance; to provide relative to sales tax incremental financing; to provide for development and notice of a proposed sales tax area; to provide for determination of applicable sales taxes, increments, and collection rates; to require certification of collection rates; to require publication of and a period of objection to proposed rates; to provide for issuance of bonds; to provide relative to service of bonds; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 192—

BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 47:602(E), relative to the corporation franchise tax; to provide for the definition of "controlled group" for purposes of certain deductions; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 193—

BY REPRESENTATIVE FONTENOT
AN ACT

To enact R.S. 47:297(L), relative to the purchase of biodiesel fuel; to provide a credit against the individual income tax for the purchase of such fuel; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 194—

BY REPRESENTATIVE GLOVER
AN ACT

To amend and reenact R.S. 47:841(A) and (C), to enact R.S. 47:841(B)(3), and to repeal R.S. 47:841(E) and (F), relative to the tobacco tax; to increase the tax on cigars, cigarettes, and smoking tobacco; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 195—

BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 47:321(C) and 322, relative to the sales and use tax; to provide that the one percent tax on sales of services imposed by Section 2 of Act No. 5 of the 1996 Regular Session of the Legislature was not intended to apply to the furnishing of telecommunications services; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 196—

BY REPRESENTATIVE PERKINS
AN ACT

To enact R.S. 47:59.2, relative to the individual income tax; to provide a deduction from gross income for married couples based on years of marriage; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 197—

BY REPRESENTATIVE PERKINS
AN ACT

To enact R.S. 47:602(F), relative to the corporation franchise tax; to provide a deduction from taxable capital for corporations adversely impacted by state transportation projects; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 198—

BY REPRESENTATIVE ROUSSELLE
AN ACT

To enact R.S. 47:6006.2, relative to tax credits; to provide that there shall be allowed a credit against corporate and personal income taxes and corporate franchise tax for ad valorem taxes which are paid to political subdivisions for certain oil and gas wells; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 199—

BY REPRESENTATIVE THERIOT
AN ACT

To amend and reenact R.S. 27:91(C), relative to riverboat gaming; to increase the franchise fee on net gaming proceeds; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 200—
BY REPRESENTATIVE WILKERSON
AN ACT

To enact R.S. 47:297(L), relative to the individual income tax; to provide for an income tax credit for the purchase of a bulletproof vest by law enforcement officers and certain employees of the Department of Public Safety and Corrections; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 201—
BY REPRESENTATIVE WILKERSON
AN ACT

To enact R.S. 47:297(L), relative to the individual income tax; to provide for a credit for certain postsecondary educational expenses incurred by qualifying full-time state employees; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 202—
BY REPRESENTATIVE JETSON
AN ACT

To amend and reenact R.S. 47:462(B)(3)(a), 463(A)(1) and (3), and 475, to enact R.S. 47:463(D), and to repeal R.S. 47:462(B)(6) and 465, relative to motor vehicle registration taxes; to provide for the registration license schedule for certain types of vehicles; to provide for the issuance of uniform license plates for certain types of vehicles; to provide for the minimum annual motor vehicle license tax; to repeal provisions relative to a staggered registration system for certain types of vehicles; to repeal provisions relative to the annual registration license tax for motorcycles; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 203—
BY REPRESENTATIVE WINSTON
AN ACT

To enact R.S. 47:297(L), relative to the individual income tax; to provide for a credit for foster parents for certain recreational expenses; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 204—
BY REPRESENTATIVE KENNEY
AN ACT

To enact R.S. 33:2844.2, relative to local sales and use taxes; to provide for a method of distribution; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 205—
BY REPRESENTATIVE FONTENOT
AN ACT

To enact R.S. 47:297(L), relative to the individual income tax; to provide a credit against the individual income tax for the purchase of a sanitary sewerage system; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 206—
BY REPRESENTATIVE LANDRIEU
AN ACT

To enact R.S. 33:2740.38, relative to taxes levied by certain municipalities; to authorize certain municipalities to levy a tax, subject to voter approval, on the retail sale of alcoholic beverages sold by certain establishments for consumption on premises; to provide relative to the use of such tax; to provide relative to the levy of an amusement tax in such municipalities; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 207—
BY REPRESENTATIVE HUDSON
AN ACT

To amend and reenact R.S. 32:388(A), relative to oversize and overweight vehicles; to provide for penalties for failure to stop at stationary weight enforcement scales; to provide for certain exceptions; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 208—
BY REPRESENTATIVE SALTER
AN ACT

To enact R.S. 3:2477 and R.S. 47:463.57, relative to motor vehicle license tax; to provide for an "Animal Friendly" prestige license plate; to provide for the amount of the tax; to provide for the creation of the Pet Overpopulation Control Fund; to provide for its use; to provide for the promulgation of rules and regulations; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 209—
BY REPRESENTATIVE KENNARD
AN ACT

To amend and reenact R.S. 4:1(B), relative to the unlawful sale of tickets; to prohibit out-of-state vendors from selling tickets at inflated prices; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 210—
BY REPRESENTATIVE WIGGINS

AN ACT

To enact Chapter 8 of Title 27 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 27:401, relative to the taxation of gaming; to impose a tax on all entities which conduct a form of gaming licensed by the Louisiana Gaming Board; to provide for legislative intent with respect to expenditures of the proceeds of the tax; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 211—
BY REPRESENTATIVE THOMPSON

AN ACT

To enact R.S. 40:1505.1, relative to certain fire protection districts in Richland Parish; to authorize such districts to levy an additional parcel fee; to provide with respect to the levy and collection of such fee; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 212—
BY REPRESENTATIVE DONELON

AN ACT

To enact R.S. 47:463.57, relative to motor vehicle registration license taxes; to provide for the Kiwanis International prestige license plate; to provide for the amount of the tax; to provide for royalty fees; to provide for a contract relative to royalty fees; to allocate fees; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 213—
BY REPRESENTATIVE WINSTON

AN ACT

To enact R.S. 47:297(L), relative to the individual income tax; to provide for a credit for certain adoption expenses of Louisiana residents; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 214—
BY REPRESENTATIVE HEATON

AN ACT

To enact R.S. 27:93.1, relative to riverboat gaming; to authorize the levy of a dockside gaming tax for dockside gaming in parishes in which the licensed berth of a riverboat is located; to provide for imposition by resolution of the governing authority; to

provide for approval of the qualified electors in a parish; to authorize the governing authority to provide for the disposition of the avails of the tax; to provide for the promulgation of rules relative to dockside gaming; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 215—
BY REPRESENTATIVE PRATT

AN ACT

To enact R.S. 47:841(B)(3) and (4) and to repeal R.S. 47:841(E) and (F), relative to the tobacco tax; to increase the tax on cigarettes; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 216—
BY REPRESENTATIVE PRATT

AN ACT

To enact R.S. 47:841(B)(3) and (4) and to repeal R.S. 47:841(E) and (F), relative to the tobacco tax; to increase the tax on cigarettes; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 217—
BY REPRESENTATIVE MCDONALD

AN ACT

To enact R.S. 47:13, relative to taxation of activities on Indian reservations; to provide for the circumstances under which state taxes may be levied upon nongaming activities and gaming activities; to provide for certain tax compacts and agreements; to provide for good faith negotiations; to provide for certain dedications; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 218—
BY REPRESENTATIVE ALARIO

AN ACT

To enact R.S. 33:2711(A)(3), relative to sales and use taxes; to clarify the existing maximum rates levied and collected by incorporated municipalities; to provide for retroactive application; and to provide for related matters.

Read by title.

Motion

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

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HOUSE BILL NO. 219—

BY REPRESENTATIVE ALARIO

AN ACT

To amend and reenact R.S. 47:120.37(D) and to enact R.S. 47:120.37(E), (F), and (G), relative to donations of income tax refunds; to require the annual rotation of donees included on income tax return forms; to allow donees to provide additional information on such form; to provide a procedure for reinstatement of certain donees on the tax form; to provide an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 220—

BY REPRESENTATIVE DEWITT

AN ACT

To amend and reenact R.S. 23:1377(B)(1), relative to the Workers' Compensation Second Injury Fund; to reduce the annual assessment levied against property and casualty insurers, individual self-insurers, and group self-insurance funds credited to the Workers' Compensation Second Injury Fund; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 221—

BY REPRESENTATIVE MICHOT

AN ACT

To amend and reenact R.S. 51:1784(C), 1785(B), (C), and (D), and 1787(B)(4)(a) and to repeal R.S. 51:1786(7), 1787(A)(3) and (B)(3), and 1788, relative to enterprise zones; to provide for the participation of certain businesses; to terminate alternatively designated enterprise zones; to provide for redesignation of prior enterprise zones; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 222—

BY REPRESENTATIVE ALARIO

AN ACT

To amend and reenact R.S. 47:3203(B) and 3204 and to repeal R.S. 47:3202(E), relative to tax exemption contracts; to repeal set-aside provisions; to change the priority for exemptions from state taxes; to provide for review of such contracts; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 223—

BY REPRESENTATIVE ALARIO

AN ACT

To enact R.S. 47:315.4 and 6012, relative to the state sales and use tax and the corporation franchise tax; to provide for tax credits and refunds for certain research and development equipment and materials and activities; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 224—

BY REPRESENTATIVE HEATON

AN ACT

To enact Part XIII of Chapter 4 of Title 27 of the Louisiana Revised Statutes of 1950, comprised of R.S. 27:121 through 123, relative to limited excursion gaming; to provide for a limited excursion tax; to provide for a local election on the proposition of whether riverboat gaming may conduct limited excursions from certain locations; to provide for the call of an election by the local governing authority on its own initiative; to provide for election procedures and effects; to provide definitions; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 225—

BY REPRESENTATIVE MURRAY

AN ACT

To enact R.S. 27:311(D)(5), relative to the franchise payment on net device revenue derived from video poker devices; to increase such franchise payment; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 226—

BY REPRESENTATIVE MCDONALD AND SENATOR BARHAM

AN ACT

To repeal R.S. 47:7, Subpart C-1 of Part 1 of Chapter 1 of Subtitle II of the Louisiana Revised Statutes of 1950, composed of R.S. 47:85 through 89, 284, 305(C)(1), 305.12, 305.21, 305.24, 305.27, 305.29, 305.34, 305.35, 317, 614, 615, 633.1(A), (B), and (D), 644, 648.11, 868(A), 906, 1009, 1039, and Chapter 16 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, composed of R.S. 47:1301 through 1351, relative to certain tax dedications, exemptions, credits, and special rate taxes; to repeal certain dedications; to repeal certain tax exemptions, credits, and special rate severance taxes for which an exclusion has been enacted or which are no longer effective because of their terms; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 227—

BY REPRESENTATIVE MURRAY
AN ACT

To enact R.S. 27:393, relative to the taxation of slot machine gaming at certain live horse racing tracks as authorized by Act 721 of the 1997 Regular Session of the Legislature; to levy a tax on taxable net slot machine proceeds; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 228—

BY REPRESENTATIVE MURRAY
AN ACT

To enact R.S. 27:271, relative to the taxation of net gaming proceeds of the official gaming establishment; to provide for the levy and collection of a tax; to provide for the disposition of the avails therefrom; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 229—

BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact Section 2 of Act No. 29 of the 1996 Regular Session of the Legislature; relative to the sales and use tax; to provide for the extension of the exemption for boiler fuel; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 230—

BY REPRESENTATIVE MCDONALD
AN ACT

To repeal R.S. 47:303(B)(6), relative to the Automobile Rental Tax; to delete a provision allowing automobile lessors and renters to recover, on each automobile rental contract, a part of the cost of the local sales or use taxes paid on purchase of automobiles for lease or rental; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 231—

BY REPRESENTATIVE MCDONALD AND SENATOR BARHAM
AN ACT

To amend and reenact R.S. 47:287.92(B) and R.S. 47:287.93(A), and to repeal R.S. 47:287.94(H) and (I) and R.S. 47:287.95(I), relative to income tax; to provide for the allocation and/or apportionment of certain income to the state; to provide for the treatment of certain income from corporations with a situs in the state; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 232—

BY REPRESENTATIVE THOMAS
AN ACT

To enact R.S. 17:3029, relative to a prepaid college tuition program; to provide that the Louisiana Student Financial Assistance Commission shall formulate, develop, adopt, implement, and administer a prepaid college tuition program; to provide program guidelines and limitations; to provide for the adoption of certain rules and regulations; to create and provide relative to the Louisiana Prepaid College Tuition Program Fund; to provide for a source of money for the fund; to provide for the investment and use of fund monies; to provide for making an appropriation; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 233—

BY REPRESENTATIVE DANIEL AND SENATOR BARHAM
AN ACT

To amend and reenact R.S. 47:321(A) and to enact R.S. 47:301(14)(i)(iii)(gg) and (16)(c), relative to state sales and use tax; to provide for the taxation of prepaid telephone calling cards and prepaid authorization numbers; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 234—

BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 27:91(C), relative to riverboat gaming; to increase the franchise fee on net gaming proceeds; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 235—

BY REPRESENTATIVE HOLDEN
AN ACT

To enact R.S. 27:93.1, relative to riverboat gaming; to authorize the levy of a dockside gaming tax for dockside gaming in parishes in which the licensed berth of a riverboat is located; to provide for imposition by resolution of the governing authority; to provide for approval of the qualified electors in a parish; to authorize the governing authority to provide for the disposition of the avails of the tax; to provide for the promulgation of rules relative to dockside gaming; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 236—

BY REPRESENTATIVE MURRAY
AN ACT

To enact R.S. 23:1174.2, relative to workers' compensation; to provide for premium reductions for policies of workers' compensation insurance upon the maintenance of a drug-free

workplace program; to provide for criteria and requirements for drug-free workplace programs; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 237—
BY REPRESENTATIVE PRATT
AN ACT

To amend and reenact R.S. 47:841(introductory paragraph) and (E), to enact R.S. 47:842(15), and to repeal R.S. 47:841(F), relative to the tobacco tax; to provide for the levy and collection of a tax on smokeless tobacco; to provide for definitions; to provide for the implementation of these provisions; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 239—
BY REPRESENTATIVE MURRAY
AN ACT

To enact R.S. 47:9090, to levy a tax on all organizations or persons conducting charitable raffles, bingo, and keno; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 240—
BY REPRESENTATIVES MONTGOMERY, BRUCE, COPELIN, DEWITT, DUPRE, DURAND, FRITH, FRUGE, GAUTREAUX, ILES, MICHOT, PIERRE, PINAC, SALTER, TRAVIS, AND WADDELL, AND SENATOR BEAN
AN ACT

To amend and reenact R.S. 47:301(14)(i)(i) and (ii)(introductory paragraph), 1576(A)(1), to enact Chapter 10 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:951 through 958, and R.S. 47:1576(F) and 6012, and to repeal R.S. 47:301(14)(i)(i), Chapter 10 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, comprised of R.S. 47:951 through 958, and R.S. 47:1576(F) and 6012; to provide for the levy of a statewide excise tax on communications services in lieu of any other state or local taxes, charges, or fees on communications services; to provide for the distribution of the proceeds of such tax to the state and its political subdivisions; to provide for a credit against Louisiana corporate income and franchise taxes for certain property taxes paid by certain telephone companies with respect to public service properties; to prohibit the enforcement of existing obligations to pay certain local taxes, charges, and fees; to exclude communications services from the state sales tax; to provide for the pass-through to customers of any tax savings through reductions in the prices charged for communications services; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 241—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact R.S. 17:3390.1, relative to state funds; to provide for disposition of certain monies received by the state from any universal national tobacco industry settlement, agreement, or judgment; to create the Tobacco Settlement Trust Fund as a special 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.

Motion

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

HOUSE BILL NO. 242—
BY REPRESENTATIVE PRATT
AN ACT

To amend and reenact R.S. 47:841(A) and to repeal R.S. 47:841(E) and (F), relative to the tobacco tax; to provide for the levy and collection of a tax on cigars; to provide for the implementation of these provisions; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 243—
BY REPRESENTATIVE THOMPSON
AN ACT

To enact R.S. 47:297(L), relative to the individual income tax; to provide a credit from the tax for certain full-time certificated public elementary and secondary school personnel; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 244—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 47:34(D) and 6009(D)(2) and to enact R.S. 47:287.749(E) and 6004(C), relative to certain job credits; to provide that certain job credits are applicable to entities taxed as corporations for federal income tax purposes or to whom items of income or expense flow; to provide for the effectiveness of such provisions; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 245—
BY REPRESENTATIVES COPELIN AND MONTGOMERY
AN ACT

To amend and reenact R.S. 47:1851(M) and to repeal R.S. 47:1851(P) and (Q), relative to the ad valorem tax; to provide that the properties of telephone and telegraph companies shall not be considered public service properties and shall be locally assessed as "other property" for Louisiana ad valorem property tax purposes; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

Suspension of the Rules

On motion of Rep. Long, the rules were suspended in order to take up Introductions 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. 8— BY REPRESENTATIVE PIERRE

A RESOLUTION

To urge and request the office of financial institutions to study and make recommendations as to the possibility of regulating or further regulating the check cashing, rent-to-own, and payday loan industries.

Read by title.

Lies over under the rules.

Introduction of House Bills and Joint Resolutions

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

HOUSE BILL NO. 246— BY REPRESENTATIVE THOMPSON AN ACT

To enact R.S. 47:297(L), relative to the individual income tax; to provide a credit from the tax for full-time or part-time certificated public elementary and secondary school classroom teachers who purchase classroom supplies and teaching aids with personal income; to provide for an effective date; and to provide for related matters.

Read by title.

HOUSE BILL NO. 247— BY REPRESENTATIVE THOMPSON AN ACT

To amend and reenact R.S. 51:2453(2) and 2461(A) and (B) and to repeal R.S. 51:2453(9)(a)(iv), relative to the Louisiana Quality Jobs Program Act; to change the definition of "new direct job"; to extend the date by which the Department of Economic Development shall submit a report regarding fiscal impact and new jobs created; to extend the date beyond which no new applications to receive tax credits shall be approved; to delete provision prohibiting the possible determination of more than one subunit of an entity as an establishment for purposes of qualifying under the act; and to provide for related matters.

Read by title.

Adjournment

On motion of Rep. Riddle, at 4:30 P.M., the House agreed to adjourn until Wednesday, April 29, 1998, at 4:00 P.M.

The Speaker Pro Tempore of the House declared the House adjourned until 4:00 P.M., Wednesday, April 29, 1998.

ALFRED W. SPEER
Clerk of the House

C. Wayne Hays
Journal Clerk, *Emeritus*

