

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

**FOURTH 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

Thursday, April 30, 1998

The House of Representatives was called to order at 9:00 A.M., by the Honorable H. B. "Hunt" Downer, Jr., Speaker of the House of Representatives.

**Morning Hour**

**ROLL CALL**

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

PRESENT

Mr. Speaker	Hammett	Quezaire
Alario	Heaton	Riddle
Alexander, R.—13th	Hebert	Romero
Barton	Hill	Rousselle
Baudoin	Holden	Salter
Bowler	Hudson	Scalise
Bruce	Iles	Schneider
Bruneau	Johns	Schwegmann
Carter	Kennard	Shaw
Clarkson	Kenney	Smith, J.D.—50th
Copelin	Lancaster	Smith, J.R.—30th
Crane	LeBlanc	Stelly
Curtis	Long	Theriot
Damico	Marionneaux	Thomas
Daniel	Martiny	Thompson
Deville	McCain	Thornhill
DeWitt	McCallum	Toomy
Dimos	McDonald	Travis
Dupre	McMains	Triche
Durand	Michot	Vitter
Farve	Montgomery	Waddell
Faucheux	Morrish	Walsworth
Flavin	Murray	Warner
Fontenot	Odinot	Weston
Frith	Perkins	Wiggins
Fruge	Pierre	Willard
Gautreaux	Pinac	Windhorst
Green	Powell	Winston
Guillory	Pratt	Wright
Total—87		

ABSENT

Alexander, A.—93rd	Glover	Mitchell
Ansardi	Hopkins	Morrell
Baylor	Hunter	Strain
Chaisson	Jenkins	Welch
Diez	Jetson	Wilkerson
Donelon	Landrieu	
Total—17		

The Speaker announced that there were 87 members present and a quorum.

**Prayer**

Prayer was offered by Rev. Herbert M Gordon.

**Pledge of Allegiance**

Rep. DeWitt 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. McCallum, the reading of the Journal was dispensed with.

On motion of Rep. McCallum, the Journal of April 29, 1998, was adopted.

**Privileged Report of the Committee on Enrollment**

April 30, 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. 9—**  
BY REPRESENTATIVE CLARKSON  
**A RESOLUTION**

To commend David Michael Lipka on the occasion of his twenty-first birthday.

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. 37—**  
BY REPRESENTATIVES LEBLANC AND DOWNER  
**A RESOLUTION**

To formalize the review by the House Committee on Judiciary of the preliminary strategic plan of the Department of Public Safety and Corrections - Public Safety Services, excluding the plans of

the office of motor vehicles, the Louisiana State Police Gaming Enforcement Division, and the Louisiana Gaming Control Board.

Read by title.

Lies over under the rules.

**HOUSE RESOLUTION NO. 38—**  
BY REPRESENTATIVES LEBLANC AND DOWNER  
A RESOLUTION

To formalize the review by the House Committee on Administration of Criminal Justice of the preliminary strategic plan of the Louisiana Gaming Control Board.

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. 252—**  
BY REPRESENTATIVE COPELIN  
AN ACT

To amend and reenact R.S. 51:1927(C)(introductory paragraph) and (2) through (4), 1928(B), and 1931 and to enact R.S. 51:1924(D), 1927(C)(6), 1928(C), and 1935, relative to the Louisiana capital companies tax credit program; to provide for income tax credit or premium tax reductions; to provide relative to decertification; to provide for program termination; to provide for a specialized finance pool; and to provide for related matters.

Read by title.

**House and House Concurrent Resolutions**

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

**HOUSE RESOLUTION NO. 10—**  
BY REPRESENTATIVES LEBLANC AND DOWNER  
A RESOLUTION

To formalize the review by the House Committee on Transportation, Highways and Public Works of the preliminary strategic plan of the Department of Transportation and Development.

Read by title.

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

**HOUSE RESOLUTION NO. 11—**  
BY REPRESENTATIVES LEBLANC AND DOWNER  
A RESOLUTION

To formalize the review by the House Committee on Natural Resources of the preliminary strategic plan of the Department of Wildlife and Fisheries.

Read by title.

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

**HOUSE RESOLUTION NO. 12—**  
BY REPRESENTATIVES LEBLANC AND DOWNER  
A RESOLUTION

To formalize the review by the House Committee on Natural Resources of the preliminary strategic plan of the Department of Natural Resources.

Read by title.

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

**HOUSE RESOLUTION NO. 13—**  
BY REPRESENTATIVES LEBLANC AND DOWNER  
A RESOLUTION

To formalize the review by the House Committee on Labor and Industrial Relations of the preliminary strategic plan of the Louisiana Workforce Commission.

Read by title.

Under the rules, the above resolution was referred to the Committee on Labor and Industrial Relations.

**HOUSE RESOLUTION NO. 14—**  
BY REPRESENTATIVES LEBLANC AND DOWNER  
A RESOLUTION

To formalize the review by the House Committee on Labor and Industrial Relations of the preliminary strategic plan of the Department of Labor.

Read by title.

Under the rules, the above resolution was referred to the Committee on Labor and Industrial Relations.

**HOUSE RESOLUTION NO. 15—**  
BY REPRESENTATIVES LEBLANC AND DOWNER  
A RESOLUTION

To formalize the review by the House Committee on Insurance of the preliminary strategic plan of the Department of Insurance.

Read by title.

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

**HOUSE RESOLUTION NO. 16—**  
BY REPRESENTATIVES LEBLANC AND DOWNER  
A RESOLUTION

To formalize the review by the House Committee on House and Governmental Affairs of the preliminary strategic plan of the Department of State.

Read by title.

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

**HOUSE RESOLUTION NO. 17—**  
BY REPRESENTATIVES LEBLANC AND DOWNER  
A RESOLUTION

To formalize the review by the House Committee on Health and Welfare of the preliminary strategic plan of the Department of Social Services.

Read by title.

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

**HOUSE RESOLUTION NO. 18—**

BY REPRESENTATIVES LEBLANC AND DOWNER  
A RESOLUTION

To formalize the review by the House Committee on Health and Welfare of the preliminary strategic plan of the Department of Health and Hospitals.

Read by title.

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

**HOUSE RESOLUTION NO. 19—**

BY REPRESENTATIVES LEBLANC AND DOWNER  
A RESOLUTION

To formalize the review by the House Committee on Education of the preliminary strategic plan of the Department of Education.

Read by title.

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

**HOUSE RESOLUTION NO. 20—**

BY REPRESENTATIVES LEBLANC AND DOWNER  
A RESOLUTION

To formalize the review by the House Committee on Commerce of the preliminary strategic plan of the Department of Public Service.

Read by title.

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

**HOUSE RESOLUTION NO. 21—**

BY REPRESENTATIVES LEBLANC AND DOWNER  
A RESOLUTION

To formalize the review by the House Committee on Commerce of the preliminary strategic plan of the Department of Economic Development.

Read by title.

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

**HOUSE RESOLUTION NO. 22—**

BY REPRESENTATIVES LEBLANC AND DOWNER  
A RESOLUTION

To formalize the review by the House Committee on Agriculture of the preliminary strategic plan of the Prison Enterprise Programs.

Read by title.

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

**HOUSE RESOLUTION NO. 23—**

BY REPRESENTATIVES LEBLANC AND DOWNER  
A RESOLUTION

To formalize the review by the House Committee on Agriculture of the preliminary strategic plan of the Department of Agriculture and Forestry.

Read by title.

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

**HOUSE RESOLUTION NO. 24—**

BY REPRESENTATIVES LEBLANC AND DOWNER  
A RESOLUTION

To formalize the review by the House Committee on Appropriations of the preliminary strategic plan of the Executive Department.

Read by title.

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

**HOUSE RESOLUTION NO. 25—**

BY REPRESENTATIVES LEBLANC AND DOWNER  
A RESOLUTION

To formalize the review by the House Committee on Administration of Criminal Justice of the preliminary strategic plan of the Louisiana State Police Gaming Enforcement Division.

Read by title.

Under the rules, the above resolution was referred to the Committee on Administration of Criminal Justice.

**HOUSE RESOLUTION NO. 26—**

BY REPRESENTATIVES LEBLANC AND DOWNER  
A RESOLUTION

To formalize the review by the House Committee on Administration of Criminal Justice of the preliminary strategic plan of the Department of Public Safety and Corrections - Corrections Services.

Read by title.

Under the rules, the above resolution was referred to the Committee on Administration of Criminal Justice.

**HOUSE RESOLUTION NO. 27—**

BY REPRESENTATIVES LEBLANC AND DOWNER  
A RESOLUTION

To formalize the review by the House Committee on Ways and Means of the preliminary strategic plan of the Department of Revenue.

Read by title.

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

**HOUSE RESOLUTION NO. 28—**

BY REPRESENTATIVES LEBLANC AND DOWNER  
A RESOLUTION

To formalize the review by the House Committee on Transportation, Highways and Public Works of the preliminary strategic plan of the office of motor vehicles within the Department of Public Safety and Corrections - Public Safety Services.

Read by title.

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

**HOUSE RESOLUTION NO. 29—**

BY REPRESENTATIVES LEBLANC AND DOWNER  
A RESOLUTION

To formalize the review by the House Committee on Municipal, Parochial and Cultural Affairs of the preliminary strategic plan of the Department of Culture, Recreation and Tourism, excluding the office of tourism.

Read by title.

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

**HOUSE RESOLUTION NO. 30—**  
BY REPRESENTATIVES LEBLANC AND DOWNER  
A RESOLUTION

To formalize the review by the House Committee on Judiciary of the preliminary strategic plan of the Department of Public Safety and Corrections - Public Safety Services, excluding the office of motor vehicles.

Read by title.

**Motion**

On motion of Rep. LeBlanc, the resolution was withdrawn from the files of the House.

**HOUSE RESOLUTION NO. 31—**  
BY REPRESENTATIVES LEBLANC AND DOWNER  
A RESOLUTION

To formalize the review by the House Committee on Judiciary of the preliminary strategic plan of the Department of Justice.

Read by title.

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

**HOUSE RESOLUTION NO. 32—**  
BY REPRESENTATIVES LEBLANC AND DOWNER  
A RESOLUTION

To formalize the review by the House Committee on House and Governmental Affairs of the preliminary strategic plan of the Department of Civil Service.

Read by title.

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

**HOUSE RESOLUTION NO. 33—**  
BY REPRESENTATIVES LEBLANC AND DOWNER  
A RESOLUTION

To formalize the review by the House Committee on House and Governmental Affairs of the preliminary strategic plan of the Department of Elections and Registration.

Read by title.

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

**HOUSE RESOLUTION NO. 34—**  
BY REPRESENTATIVES LEBLANC AND DOWNER  
A RESOLUTION

To formalize the review by the House Committee on Environment of the preliminary strategic plan of the Department of Environmental Quality.

Read by title.

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

**HOUSE RESOLUTION NO. 35—**  
BY REPRESENTATIVES LEBLANC AND DOWNER  
A RESOLUTION

To formalize the review by the House Committee on Commerce of the preliminary strategic plan of the office of tourism within the Department of Culture, Recreation and Tourism.

Read by title.

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

**HOUSE RESOLUTION NO. 36—**  
BY REPRESENTATIVES LEBLANC AND DOWNER  
A RESOLUTION

To formalize the review by the House Committee on Appropriations of the preliminary strategic plan of the Department of Treasury.

Read by title.

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

**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. 248—**  
BY REPRESENTATIVE ALARIO  
AN ACT

To amend and reenact R.S. 47:1838(introductory paragraph), relative to the Louisiana Tax Commission; to authorize the continued assessment and collection of fees assessed in connection with services performed by the commission; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 249—**  
BY REPRESENTATIVE WINDHORST  
AN ACT

To repeal the authority for the operation of a land-based casino and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

**HOUSE BILL NO. 250—**  
BY REPRESENTATIVE DIEZ  
AN ACT

To amend and reenact R.S. 47:820.4, 820.5(A), (B)(introductory paragraph), (1), and (2), and 820.5.1(A) and to repeal R.S. 47:820.5(B)(4), relative to tolls on certain bridges; to extend the collection of tolls on certain bridges; to provide for use of toll proceeds; to provide for automatic vehicular identification tag distribution centers; to provide for certain audits and reports; and to provide for related matters.

Read by title.

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

**HOUSE BILL NO. 251—**

BY REPRESENTATIVE MURRAY  
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 Bills and Joint Resolutions on  
Third Reading and Final Passage**

**Regular Calendar**

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

**HOUSE BILL NO. 18—**

BY REPRESENTATIVES DOWNER, BRUNEAU, LANCASTER, AND HUNTER AND SENATORS EWING, BAGNERIS, BARHAM, AND DARDENNE

AN ACT

To appropriate the sum of Forty-one Million One Hundred Forty-three Thousand Six Hundred Twenty-five and No/100 (\$41,143,625.00) Dollars, or so much thereof as may be necessary, out of the state general fund and the sum of Three Hundred Fifty Thousand and No/100 (\$350,000.00) Dollars out of the state general fund to provide for the Legislative Auditor Ancillary Enterprise Fund, and the sum of Six Million Seven Hundred Forty-seven Thousand Eighty-five and No/100 (\$6,747,085.00) Dollars out of self-generated funds, to defray the expenses of the Louisiana Legislature, including the expenses of the House of Representatives and the Senate, of legislative service agencies, and of the Louisiana State Law Institute; and otherwise to provide with respect to the appropriations and allocations herein made.

Read by title.

Rep. LeBlanc moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Green	Powell
Alario	Guillory	Pratt
Alexander, A.—93rd	Hammett	Quezairé
Alexander, R.—13th	Heaton	Riddle
Ansardi	Hebert	Romero
Barton	Hill	Rousselle
Baudoin	Holden	Salter
Baylor	Hopkins	Scalise
Bowler	Hudson	Schneider
Bruce	Hunter	Schwegmann
Bruneau	Iles	Shaw
Carter	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	Willard
Frith	Odinet	Windhorst
Fruge	Perkins	Winston
Gautreaux	Pierre	Wright
Glover	Pinac	

Total—101

NAYS

Total—0

ABSENT

Jenkins	Marionneaux	Wilkerson
Total—3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 126—**

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

AN ACT

To enact R.S. 47:302(N) and 331(L), relative to the state sales and use tax; to provide relative to the effectiveness of certain exemptions to the tax; and to provide for related matters.

Read by title.

**Motion**

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

**Leave of Absence**

Rep. Wilkerson - 1 day

**Adjournment**

On motion of Rep. Clarkson, at 9:45 A.M., the House agreed to adjourn until Monday, May 4, 1998, at 4:00 P.M.

The Speaker of the House declared the House adjourned until 4:00 P.M., Monday, May 4, 1998.

ALFRED W. SPEER  
Clerk of the House

C. Wayne Hays  
Journal Clerk, *Emeritus*

