

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

THIRTEENTH 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

Wednesday, May 20, 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	Hammett	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	Winston
Gautreaux	Perkins	Wright
Glover	Pierre	
Green	Pinac	
Total—104		

ABSENT

Total—0

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

Prayer

Prayer was offered by Rep. Weston.

Pledge of Allegiance

Rep. Avery Alexander 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. Salter, the Journal of May 19, 1998, was adopted.

**Petitions, Memorials and
Communications**

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

**STATE OF OKLAHOMA
Enrolled Senate Concurrent Resolution No. 51**

By Easley and Stipe of the Senate and Hutchinson of the House

A Concurrent Resolution memorializing the Congress of the United States to enact laws to provide federal impact aid relief for Oklahoma public schools and public schools throughout the United States; memorializing the President of the United States to support full funding of the Federal Impact Aid Program; memorializing all other states to urge the President and the Congress of the United States to fully fund the Federal Impact Aid Program; and directing distribution.

WHEREAS, federal impact aid, which was signed into law by President Harry S. Truman in 1950, was designed to directly reimburse public school districts for the loss of traditional revenue sources, such as property taxes, sales taxes, personal income taxes, and vehicle license fees, because of exempt property due to federal presence or federal activity; and

WHEREAS, the Federal Impact Aid Program is currently funded at about 45% of full funding; and

WHEREAS, Oklahoma has 289 federally impacted school districts, which is more than any other state in the country; and

WHEREAS, 263 of the federally impacted school districts in Oklahoma enroll children from a variety of categories of eligible students, including children who reside on Indian tribal lands, military dependent children residing both on base and off base, children residing in federally subsidized low-rent housing units, and children whose parents are civilian employees of the federal government; and

WHEREAS, the average amount received statewide each year per federally weighted student unit, or per child, is \$933 and the average cost to educate a child in Oklahoma is \$2,714, leaving a shortfall of \$1,781 per student; and

WHEREAS, the local and state taxpayers in Oklahoma are, on average, subsidizing 66% of the payment for educational services for federally connected children which should be an obligation of the federal government; and

WHEREAS, public schools make up the basic foundation of a healthy society and economy; and

WHEREAS, approximately 1,600 school districts throughout the United States educate about 1.4 million federally connected children who reside on Indian tribal lands, military dependent children, children in federally subsidized low-rent housing, and children whose parents are civilian employees of the federal government but who do not reside on federal property; and

WHEREAS, federally impacted public schools are being unfairly forced to carry the financial burden of the federal government through the loss of revenue on exempt property, thereby reducing the resources available each year for federally impacted schools to provide quality education to the children in federally impacted schools; and

WHEREAS, although costs have increased over 70% and other areas of education are seeing increases in budget allocations, the needs of federally impacted public schools continue to be ignored, resulting in a flat trend in appropriations to the Federal Impact Aid Program over the past 20 years; and

WHEREAS, the parents or guardians of federally connected children do not contribute as much to the local tax base as non-federally connected persons; and

WHEREAS, property, sales, and personal income taxes, as well as vehicle license fees, account for a large portion of the average school district's annual budget; and

WHEREAS, the Federal Impact Aid Program was fully funded from 1950 to 1970 and has since been prorated, making local communities pay more for this federal obligation; and

WHEREAS, the financial uncertainty that Oklahoma school districts and school districts in other states face each year regarding federal impact aid impairs the ability of these districts to adequately plan for the coming year.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 46TH OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

THAT the Oklahoma Legislature hereby respectfully memorializes the President of the United States to support the efforts of the Congress of the United States to fully fund the Federal Impact Aid Program for public school districts which suffer substantial ad valorem revenue losses due to exempt property.

THAT the Oklahoma Legislature hereby respectfully memorializes the Congress of the United States to fully fund the Federal Impact Aid Program for public school districts which have substantial ad valorem revenue losses due to exempt property.

THAT the Oklahoma Legislature hereby respectfully memorializes all other state legislatures to urge the President and

Congress of the United States to fully fund the Federal Impact Aid Program.

THAT copies of this resolution be distributed to President William J. Clinton, all members of the Oklahoma Congressional Delegation, United States Senate Majority Leader Trent Lott and Speaker of the United States House of Representatives Newt Gingrich.

Adopted by the Senate the 25th day of March, 1998.

Privileged Report of the Committee on Enrollment

May 20, 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. 50—

BY REPRESENTATIVES PRATT, A. ALEXANDER, BRUNEAU, CLARKSON, COPELIN, FARVE, HEATON, LANDRIEU, MORRELL, MURRAY, ODINET, SCALISE, SCHWEGMANN, WILLARD, AND WINDHORST AND SENATORS BAGNERIS, BAJIOIE, HAINKEL, HEITMEIER, IRONS, AND JOHNSON

A RESOLUTION

To proclaim Tuesday, May 19, 1998, as New Orleans Day in the Louisiana Legislature and to provide for suitable observance of such day.

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

May 20, 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. 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.

HOUSE CONCURRENT RESOLUTION NO. 9—

BY REPRESENTATIVES MCMAINS, FAUCHEUX, AND MCCALLUM
A CONCURRENT RESOLUTION

To urge and request the Office of the Judicial Administrator and 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.

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 and 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.

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.

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.

HOUSE CONCURRENT RESOLUTION NO. 30—

BY REPRESENTATIVES ODINET AND WARNER
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to amend the Highway Beautification Act of 1965 to revise provisions relating to the lighting requirements of outdoor advertising signs, displays, and devices in areas adjacent to the Interstate System and the Federal-Aid primary system.

HOUSE CONCURRENT RESOLUTION NO. 31—

BY REPRESENTATIVES ODINET AND WARNER
A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Transportation and Development and the United States Department of Transportation to renegotiate or modify their agreement relative to control of outdoor advertising in areas adjacent to the national system of Interstate and Defense Highways and the Federal-Aid Primary System in order to allow outdoor advertising signs in zoned and unzoned commercial and industrial areas which contain, include, or are illuminated by flashing, intermittent, or moving light or lights.

HOUSE CONCURRENT RESOLUTION NO. 32—

BY REPRESENTATIVE WILKERSON
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to post signs on both sides of Interstate 20 near the city of Grambling, Louisiana, indicating available food establishments.

HOUSE CONCURRENT RESOLUTION NO. 49—

BY REPRESENTATIVE CARTER
A CONCURRENT RESOLUTION

To commend Sergeant Joseph Day for being selected "Correctional Officer of the Year" in Louisiana for the year 1996.

HOUSE CONCURRENT RESOLUTION NO. 50—

BY REPRESENTATIVES WILKERSON AND PRATT AND SENATOR BAJOIE

A CONCURRENT RESOLUTION

To commend Delta Sigma Theta Sorority for its achievements and designate May 19, 1998, as Delta Sigma Theta Sorority Legislative Day at the Louisiana Legislature.

HOUSE CONCURRENT RESOLUTION NO. 52—

BY REPRESENTATIVE JOHN SMITH
A CONCURRENT RESOLUTION

To declare July 5, 1998, to be Future Homemakers of America Day in the state of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 53—

BY REPRESENTATIVE DAMICO AND SENATOR ULLO
A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana upon the death of Mrs. Anna Federico Jourdan, the well-known volunteer founder of the Jefferson Parish Council on Aging.

HOUSE CONCURRENT RESOLUTION NO. 54—

BY REPRESENTATIVE CLARKSON
A CONCURRENT RESOLUTION

To commend Ms. Dione Harmon for her unequaled and unheralded dedication, devotion, and commitment to revitalization, restoration, and preservation efforts within the Algiers community and the city of New Orleans and to express an appreciation for the interest that she has sparked throughout the state of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 55—

BY REPRESENTATIVE DURAND
A CONCURRENT RESOLUTION

To recognize and commend the village of Parks upon the occasion of its one hundredth birthday and centennial celebration in July, 1998.

HOUSE CONCURRENT RESOLUTION NO. 56—

BY REPRESENTATIVES MURRAY, ALARIO, A. ALEXANDER, R. ALEXANDER, ANSARDI, BARTON, BAUDOIN, BAYLOR, BOWLER, BRUCE, BRUNEAU, CARTER, CHAISSON, CLARKSON, COPELIN, CRANE, CURTIS, DAMICO, DANIEL, DEVILLE, DEWITT, DIEZ, DIMOS, DONELON, DOWNER, DUPRE, DURAND, FARVE, FAUCHEUX, FLAVIN, FONTENOT, FRITH, FRUGE, GAUTREUX, GLOVER, GREEN, GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HOLDEN, HOPKINS, HUDSON, HUNTER, ILES, JENKINS, JETSON, JOHNS, KENNARD, KENNEY, LANCASTER, LANDRIEU, LEBLANC, LONG, MARIONNEAUX, MARTINY, MCCAIN, MCCALLUM, McDONALD, MCMAINS, MICHOT, MITCHELL, MONTGOMERY, MORRELL, MORRISH, ODINET, PERKINS, PIERRE, PINAC, POWELL, PRATT, QUEZAIRE, RIDDLE, ROMERO, ROUSSELLE, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, JACK SMITH, JOHN SMITH, STELLY, STRAIN, THERIOT, THOMAS, THOMPSON, THORNHILL, TOOMY, TRAVIS, TRICHE, VITTER, WADDELL, WALSWORTH, WARNER, WELCH, WESTON, WIGGINS, WILKERSON, WILLARD, WINDHORST, WINSTON, AND WRIGHT AND SENATOR JOHNSON

A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana upon the death of Mr. James Bruce McConduit of New Orleans.

HOUSE CONCURRENT RESOLUTION NO. 57—

BY REPRESENTATIVE MURRAY AND IRONS
A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana upon the death of Mr. Ross "Teddy" Vaughn, Sr. of New Orleans.

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.

Message from the Senate

SENATE BILLS

May 20, 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. 35

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Willard, 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. 35—

BY SENATOR JOHNSON

A JOINT RESOLUTION

Proposing to amend Article VII, Section 15 and to add Article VII, Section 14(E) of the Constitution of Louisiana, relative to state revenue and finance; to authorize local governing authorities to subordinate and waive tax liens on blighted properties; to authorize local governing authorities to assess the tax liens of blighted properties upon the former owners of such properties; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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 CONCURRENT RESOLUTION NO. 59—

BY REPRESENTATIVE WILKERSON

A CONCURRENT RESOLUTION

To urge and request the office of state police, Department of Public Safety and Corrections, to study the travel problems incurred by motorists when directed to exit an Interstate Highway or major thoroughfare due to an accident or other emergency.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 61—

BY REPRESENTATIVE PRATT

A CONCURRENT RESOLUTION

To direct the State Board of Elementary and Secondary Education to compile information on student testing occurring in approved nonpublic schools at the elementary and secondary levels, including but not limited to the types of tests being administered and the results of such tests, and to report such information to the House Committee on Education and the Senate Committee on Education at least thirty days prior to the beginning of the 1999 Regular Session of the Legislature.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 62—

BY REPRESENTATIVE R. ALEXANDER

A CONCURRENT RESOLUTION

To urge and request the office of public health to modify the immunization schedule to require that all students be immunized against Hepatitis B.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 64—

BY REPRESENTATIVES JENKINS, BOWLER, DANIEL, DIMOS, DONELON, FARVE, HOPKINS, JETSON, LANCASTER AND MCCALLUM

A CONCURRENT RESOLUTION

To direct the governing authorities of public high schools to allow students who have completed the required minimum units of credit for graduation and all other graduation requirements as mandated by the State Board of Elementary and Secondary Education but failed to pass the high school graduation exit exam to participate in all senior graduation activities and ceremonies except actual receipt of a diploma.

Read by title.

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

Rep. Salter objected.

By a vote of 67 yeas and 13 nays, the rules were suspended.

Rep. Jenkins moved the adoption of the resolution.

Rep. Crane objected.

By a vote of 57 yeas and 41 nays, the resolution was adopted.

Ordered to the Senate.

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 32—

BY SENATOR HINES

A CONCURRENT RESOLUTION

To designate and proclaim the week of May 17 through 23, 1998 as Emergency Medical Services Week.

Read by title.

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

Senate Bills and Joint Resolutions on Second Reading to be Referred

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

SENATE BILL NO. 34—

BY SENATORS JOHNSON, BAGNERIS, COX, ELLINGTON, HINES, JORDAN, LANDRY, SIRACUSA AND THEUNISSEN AND REPRESENTATIVES ANSARDI, BAUDOIN, BRUCE, DAMICO, DIEZ, DUPRE, FARVE, FAUCHEUX, FRITH, GAUTREAUX, HAMMETT, MARTINEZ, MORRELL, MURRAY, PINAC, ROUSSELLE, SCHWEGMANN, THOMPSON, TOOMY AND WILLARD

A JOINT RESOLUTION

Proposing to amend Article VI, Section 29(D) of the Constitution of Louisiana, relative to revenue and finance; to provide for certain voting requirements for enacting certain tax exemptions or exclusions from sales and use taxes levied by local governmental subdivisions, school boards, and other political subdivisions whose boundaries are not coterminous with those of the state; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

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

SENATE BILL NO. 78—

BY SENATOR ROBICHAUX

AN ACT

To amend and reenact R.S. 47:1561.1, relative to personal liability for taxes; to provide for the personal liability of certain members of limited liability companies or limited partnerships; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 89—

BY SENATOR ELLINGTON

AN ACT

To enact R.S. 33:2721.11, relative to Catahoula Parish; to authorize the governing authority of Catahoula Parish to levy and collect an additional sales and use tax within the parish, with voter approval; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 92—

BY SENATOR JONES

AN ACT

To enact R.S. 33:2737.70, relative to local sales and use taxes; to authorize the East Carroll Parish School Board to levy and collect an additional sales and use tax not to exceed one percent within the parish of East Carroll; 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 and House Concurrent Resolutions Reported by Committees

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

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, and to report the findings and recommendations of such study to the House Commerce Committee and the Senate Commerce and Consumer Protection Committee prior to the beginning of the 1999 Regular Session of the Legislature.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Resolution No. 8 by Representative Pierre

AMENDMENT NO. 1

On page 1, at the end of line 4, after "industries" and before the period "." insert ", and to report the findings and recommendations of such study to the House Commerce Committee and the Senate Commerce and Consumer Protection Committee prior to the beginning of the 1999 Regular Session of the Legislature"

AMENDMENT NO. 2

On page 3, at the end of line 10, after "industries" and before the period "." insert ", and to report the findings and recommendations of such study to the House Commerce Committee and the Senate Commerce and Consumer Protection Committee prior to the beginning of the 1999 Regular Session of the Legislature"

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

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

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.

Reported favorably by the Committee on Commerce.

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

House Bills and Joint Resolutions on Second Reading Reported by Committees

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

HOUSE BILL NO. 3—
BY REPRESENTATIVE ALARIO
AN ACT

To enact the Omnibus Bond Authorization Act of 1998, relative to the implementation of a five-year capital improvement program; to provide for the repeal of certain prior bond authorizations; to provide for new bond authorizations; to provide for authorization and sale of such bonds by the State Bond Commission; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 3 by Representative Alario

AMENDMENT NO. 1

On page 2, line 13, change "1997" to "1998"

AMENDMENT NO. 2

On page 3, line 1, delete "Act No. 25 of the 1996" and insert in lieu thereof "Act No. 1444 of the 1997"

AMENDMENT NO. 3

On page 4, line 19, change "1997" to "1998"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 65—
BY REPRESENTATIVE LEBLANC
AN ACT

To provide for the establishment and reestablishment of agency ancillary funds, to be specifically known as internal service funds, auxiliary funds, or enterprise funds for certain state institutions, officials, and agencies; to provide for appropriation of funds; and to regulate the administration of said funds.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 65 by Representative LeBlanc

AMENDMENT NO. 1

On page 9, at the end of line 9, change "145" to "165"

AMENDMENT NO. 2

On page 13, between lines 4 and 5, insert the following:

"Payable out of the State General Fund
by Self-generated Revenues for the Sabine River
Authority for renovation and repair of the
Cypress Bend Park water treatment plant \$300,000"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 99—
BY REPRESENTATIVES DIMOS, BRUNEAU, CRANE, DAMICO, DANIEL,
DIEZ, DONELON, DURAND, FAUCHEUX, FLAVIN, HEBERT,
LANCASTER, MARTINY, MCCALLUM, ODINET, PERKINS, PIERRE,
SCALISE, AND TRICHE AND SENATORS BARHAM, CASANOVA, DEAN,
GREENE, HEITMEIER, HOLLIS, JORDAN, ROMERO, SCHEDLER,
SHORT, SIRACUSA, AND ULLO

AN ACT

To amend and reenact Section 2 of Act 15 of the 1996 Regular Session of the Legislature, relative to the state sales and use tax; to delete the provision which made such Act, which provides for an exclusion for certain transactions involving private and parochial elementary and secondary schools, null and void on July 1, 1998; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 99 by Representative Dimos

AMENDMENT NO. 1

On page 1, line 2, after "to" and before the comma "," delete "enact 47:301(10)(s)" and insert "amend and reenact Section 2 of Act 15 of the 1996 Regular Session of the Legislature"

AMENDMENT NO. 2

On page 1, at the end of line 2, delete "to exclude" and delete line 3 in its entirety and insert the following:

"to delete the provision which made such Act, which provides for an exclusion for certain transactions involving private and parochial elementary and secondary schools, null and void on July 1, 1998; and to provide"

AMENDMENT NO. 3

On page 1, delete lines 6 through 13 and insert the following:

"Section 1. Section 2 of Act 15 of the 1996 Regular Session of the Legislature is hereby amended and reenacted to read as follows:

Section 2. This Act shall become effective on July 1, 1997. This Act shall become null and void on July 1, ~~1998~~ 2000."

AMENDMENT NO. 4

On page 2, delete lines 1 through 3 in their entirety.

AMENDMENT NO. 5

On page 2, line 5, change "August 31," to "June 30,"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 117—

BY REPRESENTATIVES LEBLANC AND DOWNER AND SENATOR BAGNERIS

AN ACT

To appropriate funds to defray the expenses of the Louisiana Judiciary, including the Supreme Court, Courts of Appeal, District Courts, Criminal District Court of Orleans Parish, and other courts; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 117 by Representatives LeBlanc and Downer and Senator Bagneris

AMENDMENT NO. 1

On page 1, delete lines 7 and 8, and insert in lieu thereof the following:

"Section 1.A. The sum of Seventy-two Million Three Hundred Forty-eight Thousand Nine Hundred Eleven and No/100 (\$72,348,911.00) Dollars, or so"

AMENDMENT NO. 2

On page 2, line 40, change "85,000" to "85,000"

AMENDMENT NO. 3

On page 2, between lines 40 and 41 insert the following:

"12A Law Enforcement Message Switch Software 250,000"

AMENDMENT NO. 4

On page 2, line 41, change "\$17,873,087" to "\$18,123,087"

AMENDMENT NO. 5

On page 3, line 18, change "\$23,149,073" to "\$23,399,073"

AMENDMENT NO. 6

On page 4, line 26, change "\$2,599,894" to "\$1,482,701"

AMENDMENT NO. 7

On page 4, line 43, change "\$19,670,160" to "\$18,642,967"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 123—

BY REPRESENTATIVE MICHOT

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the stipulated judgment in the suit entitled "Dr. William Wolfe, Dr. Charles D. Hancock, Jr., Dr. Edwin Walker and Dr. Melvin Miller versus the State of Louisiana, through its treasurer, Ken Duncan", and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 153—

BY REPRESENTATIVE WINDHORST

AN ACT

To amend and reenact R.S. 40:1485.4(2)(introductory paragraph) and (b), relative to the Charitable Raffles, Bingo, and Keno Licensing Law; to provide with respect to certain charitable gaming taxes; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 153 by Representative Windhorst

AMENDMENT NO. 1

On page 1, line 2 after "(introductory paragraph)", delete the remainder of the line and insert "and (b),"

AMENDMENT NO. 2

On page 1, line 7 after "(introductory paragraph)", delete the remainder of the line and insert "and (b) are"

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AMENDMENT NO. 3

On page 1, delete lines 16 and 17 in their entirety, and insert the following:

"* * *

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 177—

BY REPRESENTATIVE WADDELL
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 1998-1999 to the Department of Public Safety and Corrections to be used to pay the final judgments in the suits entitled "Milton L. Mosby, et al. vs. Wade Correctional Center, et al." and "Lenward E. Goree, et al. vs. Bruce N. Lynn, et al."; to provide for interest; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 177 by Representative Waddell

AMENDMENT NO. 1

On page 1, at the end of line 18, after "interest from" delete the remainder of the line and insert "April 5, 1988, until"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 180—

BY REPRESENTATIVE THOMAS
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for the Fiscal Year 1998-1999 to be used to pay certain legal expenses incurred by Benjamin B. Rayburn in his successful defense of criminal charges brought against him, which charges arose from actions taken by him in the discharge of his duties and within the scope of his membership in the Louisiana Senate; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 180 by Representative Thomas

AMENDMENT NO. 1

On page 1, line 3, after "pay" and before "legal" insert "certain"

AMENDMENT NO. 2

On page 1, delete line 12 in its entirety and insert the following:

"reimbursement to Benjamin B. Rayburn for legal expenses incurred and paid by him in his successful"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 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.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

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.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 200 by Representative Wilkerson

AMENDMENT NO. 1

On page 1, at the end of line 13, delete "per taxable year" and delete line 14 in its entirety and insert "to a qualified taxpayer for the five-

year period beginning with the purchase of a bulletproof vest as provided for in this Subsection."

AMENDMENT NO. 2

On page 2, between lines 9 and 10, insert the following:

"(e) A commissioned investigator in the Department of Justice."

AMENDMENT NO. 3

On page 2, delete lines 10 and 11 in their entirety, and insert the following:

"(3) The total amount of the credit shall be the lesser of the full purchase price including applicable taxes paid by the taxpayer or one hundred dollars. In order to claim the"

AMENDMENT NO. 4

On page 2, between lines 19 and 20, insert the following:

"(d) Certifies that the employer does not provide access to bulletproof vests to the qualified taxpayer for the performance of his duties."

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

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

Under the rules, placed on the regular calendar.

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.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

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.

Reported by substitute by the Committee on Ways and Means.

The substitute was read by title as follows:

HOUSE BILL NO. 319 (Substitute for House Bill No. 252 by Representative Copelin)—

BY REPRESENTATIVE COPELIN
AN ACT

To amend and reenact R.S. 22:1068(E)(2)(d) and R.S. 51:1927(C)(introductory paragraph) and (2) through (5), 1928(B), and 1931 and to enact R.S. 51:1924(D), 1927.1, 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 investment in an approved fund; to provide for an annual audit and rate of return; to provide relative to appreciation excess; to provide for a study of the capital companies tax credit program; and to provide for related matters.

Read by title.

On motion of Rep. Alario, the substitute was adopted and became House Bill No. 319 by Rep. Copelin, on behalf of the Committee on Ways and Means, as a substitute for House Bill No. 252 by Rep. Copelin.

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

HOUSE BILL NO. 254—

BY REPRESENTATIVE TOOMY
AN ACT

To amend and reenact R.S. 26:326, 341(introductory paragraph), 344, and 359, to enact R.S. 26:341(B), and to repeal R.S. 14:93.20, relative to the sale and shipment of beverage alcohol in Louisiana; to impose a tax on the direct sale and shipment by common carrier of sparkling or still wines; to provide for the enforcement and collection thereof; to require application for authority for such shipments and payment of taxes before making authorized shipments; to provide for who pays the taxes; to provide for to whom the taxes are paid; to provide for the time of payment of the taxes; to require the express agreement to pay all excise and sales and use taxes assessed by the state of Louisiana; to provide for recordkeeping of sales subject to said taxes; to exempt from the tax on direct sale and shipment by common carrier sparkling or still wines manufactured by native wineries; to repeal certain provisions of law relating to the unlawful sale and shipment of beverage alcohol in Louisiana; and otherwise to provide generally and specifically with respect thereto.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 254 by Representative Toomy

AMENDMENT NO. 1

On page 5, line 6, after "sell" and before "sparkling", delete "the" and insert "any"

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

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

Under the rules, placed on the regular calendar.

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HOUSE BILL NO. 258—

BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact R.S. 47:3202(E), 3203(B), and 3204, relative to tax exemption contracts; to replace set-aside provisions with provisions relating to economically disadvantaged businesses; 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.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 259—

BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 47:300.2(introductory paragraph), 300.6(B)(1)(a), 300.7, and 300.10 and to repeal R.S. 47:300.5, 300.6(B)(1)(c), and 300.8, relative to income taxation of estates and trusts; to resolve technical and substantive difficulties in the language of the provisions; to provide for the exclusion from taxable income of certain federal deductions; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 260—

BY REPRESENTATIVES DANIEL AND JOHNS
AN ACT

To enact R.S. 47:306(B)(10), relative to advance payment of sales taxes; to authorize the secretary of the Department of Revenue to exempt certain dealers from the advance payment of the tax; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 260 by Representative Daniel and Johns

AMENDMENT NO. 1

On page 1, line 17, delete "tax liability on the dealer's"

AMENDMENT NO. 2

On page 2, at the end of line 2, delete "a least one hundred twenty", at the beginning of line 3, delete "thousand dollars," and insert "three million dollars or more."

AMENDMENT NO. 3

On page 2, at the end of line 18, delete "tax", at the beginning of line 19, delete "collections" and insert "of tangible personal property"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 279—

BY REPRESENTATIVE WINDHORST
AN ACT

To appropriate funds out of the General Fund by statutory dedications from the Self-Insurance Fund of the state of Louisiana to be used to pay the final judgment in the suit entitled "Christina N. Williams and Robert L. Williams v. State of Louisiana, Through the Department of Health and Hospitals, et al."; to provide for interest; to provide for payment of expert witness fees and court costs; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 279 by Representative Windhorst

AMENDMENT NO. 1

On page 1, line 2, after "Fund" insert "by statutory dedications from the Self-Insurance Fund"

AMENDMENT NO. 2

On page 1, line 12, after "Fund" and before "of" insert "by statutory dedications from the Self-Insurance Fund"

AMENDMENT NO. 3

On page 1, at the beginning of line 13, change "1998-1999" to "1997-1998"

AMENDMENT NO. 4

On page 1, at the end of line 17, insert the following:

"Payment of this judgment shall be made only after presentation to the state treasurer of an affidavit of finality by the state's counsel in this matter, and any other documentation required by the state treasurer."

AMENDMENT NO. 5

On page 2, at the beginning of line 4, after "Section 3." delete the remainder of the line and delete lines 5 through 7 in their entirety, and insert the following:

"This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the

governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 282—
BY REPRESENTATIVE LEBLANC
AN ACT

To appropriate funds from certain sources to be allocated to designated agencies and designated purposes in specific amounts for the purpose of making supplemental appropriations for the funding of said agencies and purposes during the 1997-1998 Fiscal Year; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 282 by Representative LeBlanc

AMENDMENT NO. 1

On page 1, delete lines 8 and 9 in their entirety and insert in lieu thereof the following:

"Section 1. The sum of Eight Million Nine Hundred Three Thousand One Hundred Eighty-four and No/100 (\$8,903,184.00) Dollars is hereby"

AMENDMENT NO. 2

On page 2, between lines 15 and 16, insert the following:

"Payable out of the State General Fund (Direct) for expenses incurred by the Office of Emergency Preparedness associated with Hurricane Danny and tornado damages in the Monroe area \$ 40,302"

AMENDMENT NO. 3

On page 2, line 33, change "375,000" to "405,000"

AMENDMENT NO. 4

On page 3, line 14, change "201,000" to "218,352"

AMENDMENT NO. 5

On page 3, between lines 14 and 15, insert the following:

"Payable out of the State General Fund (Direct) for additional Louisiana Honors Scholarship Awards \$ 191,648"

AMENDMENT NO. 6

On page 3, between line 24 and 25, insert the following:

"19-731 SOUTH LOUISIANA REGIONAL TECHNICAL COLLEGE

Payable out of the State General Fund (Direct) for the state's share of the repair to a damaged sewer line serving the technical college \$ 6,000"

AMENDMENT NO. 7

On page 3, between lines 29 and 30, insert the following:

"Section 2. The sum of Eighty-three Million Five Hundred Ten Thousand Four Hundred Eighty-seven and No/100 (\$83,510,487.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana to be allocated as hereinafter set forth for the purpose of making supplemental appropriations for the operation of said agencies during the 1997-1998 Fiscal Year.

01-100 EXECUTIVE OFFICE

Payable out of the State General Fund (Direct) to the Rural Development Fund for maintenance of off-system bridges in the Administration Program \$ 1,000,000

01-107 DIVISION OF ADMINISTRATION

Payable out of the State General Fund (Direct) to the Louisiana Asbestos Detection and Abatement Fund \$ 3,000,000

01-113 OFFICE OF LIFELONG LEARNING

Payable out of the State General Fund (Direct) to the Community and Technical Colleges Investment Fund within the Administrative Program to implement Act 152 of the First Extraordinary Session of 1998 \$ 1,000,000

05-251 OFFICE OF THE SECRETARY

Payable out of the State General Fund (Direct) to the Louisiana Economic Development Awards Fund \$ 6,800,000

Provided, however, that of the monies appropriated herein the amount of \$2,300,000 shall be allocated to the City of Colfax for a loan for the construction and/or purchase of a warehouse/distribution center.

11-431 OFFICE OF THE SECRETARY

Payable out of the State General Fund (Direct) for the state's share of the funding for assistance in obtaining revenue from offshore oil and gas production in Federal waters \$ 100,000

11-435 OFFICE OF COASTAL RESTORATION MANAGEMENT

Payable out of the State General Fund (Direct) to reimburse the Wetlands Conservation and Restoration Fund for coastal wetlands projects and contracts due to a reduction in mineral projections \$ 9,465,487

Provided, however, that all of the monies appropriated herein shall be deposited into the Wetlands Conservation and Restoration Trust Fund in accordance with Article VII, Section 10.2(C) of the Constitution of Louisiana. Further, in the event that deposits into the Wetlands Conservation and Restoration Trust Fund during the

current fiscal year shall exceed the amount of \$5,000,000, the commissioner of administration is authorized and directed to reduce the State General Fund appropriation contained herein in an amount equal to the amount of deposits in excess of \$5,000,000.

16-512 OFFICE OF THE SECRETARY

Payable out of the State General Fund (Direct) for the acquisition of global positioning systems, repairs to departmental aircraft, and the vessel "Rip Tide", in the Enforcement Program \$ 144,000

16-513 OFFICE OF WILDLIFE

Payable out of the State General Fund (Direct) for replacement equipment in the Wildlife Program \$ 1,092,000

16-514 OFFICE OF FISHERIES

Payable out of the State General Fund (Direct) for replacement equipment and repairs to departmental boats and vessels for the Fisheries Program \$ 764,000

19-671 BOARD OF REGENTS

Payable out of the State General Fund (Direct) to the higher Education Initiatives Fund, Library and Scientific Acquisitions Account \$ 15,000,000

Payable out of the State General Fund (Direct) to the higher Education Initiatives Fund, Center for Innovative Teaching and Learning Account \$ 1,000,000

Payable out of the State General Fund (Direct) for the Challenge Grant Program for endowed professorships and chairs \$ 5,000,000

19-681 SUBGRANTEE ASSISTANCE

Payable out of the State General Fund (Direct) to the Classroom-based Technology Fund \$ 25,000,000

Payable out of the State General Fund (Direct) to the Alternative Schools Fund \$ 2,000,000

Payable out of the State General Fund (Direct) to the Teacher Supplies Fund \$ 12,145,000

Section 3. The sum of One Hundred Thirty-five Million Fourteen Thousand and No/100 (\$135,014,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana to the state treasurer, to be comprised wholly of cash recognized as available for appropriation by the Revenue Estimating Conference from the unreserved-undesignated general fund balance as identified in the "Comprehensive Annual Financial Report for the fiscal year ended June 30, 1997", and the sum of Nine Million Eight Hundred Thousand and No/100 (\$9,800,000.00) Dollars is hereby appropriated out of the State General Fund (Direct) to the state treasurer to be used solely and exclusively for the purpose of retiring debt or defeasance of bonds in advance and in addition to the existing amortization requirements of the state. The selection of specific bonds to be retired or defeased and all other actions required to accomplish the retiring or defeasance shall be effected pursuant to a plan adopted by the State Bond Commission. Additionally, the retiring of debt or defeasance of the selected bonds shall be effected no later than June 30, 1998.

Section 4. There is hereby appropriated the sum of Five Hundred Thirty-six Thousand Eighteen and No/100 (\$536,018.00) Dollars, be it more or less estimated, out of the General Fund of the state of Louisiana for Fiscal Year 1997-1998 to be allocated to pay the judgments or other claims against the state, as such are delineated in the following House Bills introduced in the 1998 Regular Session:

House Bill No. 123 by Representative Michot
House Bill No. 177 by Representative Waddell
House Bill No. 284 by Representative Deville

Provided, however, that any payment for the judgment or other claims against the state made pursuant to House Bill No. 177 of the Regular Session of the Legislature shall be made in accordance with the provisions of the engrossed bill. Further provided, however, that each such judgment shall be deemed to have been paid on the effective date of this Act and legal interest shall cease to run as of that date."

AMENDMENT NO. 8

On page 3, line 30, change "Section 2." to "Section 5."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 284—

BY REPRESENTATIVE DEVILLE
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the Board of Tax Appeals judgment in the case entitled "Thomas Jefferson Construction Corporation v. Secretary, Department of Revenue and Taxation", and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

Suspension of the Rules

On motion of Rep. Dimos, the rules were suspended in order to take up House and House Concurrent Resolutions on Third Reading for Final Consideration at this time.

House and House Concurrent Resolutions on Third Reading for Final Consideration

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

HOUSE RESOLUTION NO. 1—

BY REPRESENTATIVE DIMOS
A RESOLUTION

To urge and request the Louisiana State Law Institute to study and make recommendations to the Civil Law and Procedure Committee relative to the requirement of fault as a prerequisite to a divorce.

Read by title.

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

HOUSE RESOLUTION NO. 2—
BY REPRESENTATIVE WINDHORST
A RESOLUTION

To adopt House Rules 6.8(F) and (G) of the Rules of Order of the House of Representatives to require certain legislative instruments with a certain fiscal cost to be recommitted to the Committee on Appropriations and to require that certain legislative instruments which increase or decrease fees or taxes or which authorize an increase in taxes to be recommitted to the Committee on Ways and Means.

Read by title.

Motion

On motion of Rep. Windhorst, the resolution was returned to the calendar subject to call.

HOUSE RESOLUTION NO. 3—
BY REPRESENTATIVE WINDHORST
A RESOLUTION

To amend and readopt House Rule 13.2 of the Rules of Order of the House of Representatives to provide relative to suspension of the rules and the vote required to return to the Rules of Order of the House of Representatives.

Read by title.

Rep. Windhorst moved the adoption of the resolution.

By a vote of 100 yeas and 0 nays, the resolution was adopted.

HOUSE RESOLUTION NO. 4—
BY REPRESENTATIVE WINDHORST
A RESOLUTION

To amend and readopt House Rule 6.16 of the Rules of Order of the House of Representatives to provide that certain appointments to certain conference committees be made only after a request by the member who handled the legislation or a member of the standing committee to which the legislation or its duplicate was or would have been referred.

Read by title.

Motion

On motion of Rep. Windhorst, the resolution was returned to the calendar subject to call.

HOUSE RESOLUTION NO. 41—
BY REPRESENTATIVE HEBERT
A RESOLUTION

To amend and readopt House Rule 9.10(H) of the Rules of Order of the House of Representatives, relative to the motion for the previous question; to prohibit a member who is recognized for the floor and at that time speaks in the debate from making such motion.

Read by title.

Motion

On motion of Rep. Hebert, the resolution was returned to the calendar subject to call.

Acting Speaker Dimos in the Chair

HOUSE RESOLUTION NO. 45—
BY REPRESENTATIVES MONTGOMERY, BRUNEAU, COPELIN, GREEN,
LANCASTER, LEBLANC, SHAW, WINDHORST, WADDELL, AND HUDSON
A RESOLUTION

To amend and readopt House Rules 1.2(E), (H), (I), and (J), 2.5(12), 2.10(A)(4), (7), (10), (12), (15), and (16), 3.1, 3.2, 3.3, 3.5(A), (C), and (D), 4.5(C), 6.3(C), 6.5(A), 6.13(A), 6.14, 6.15, 6.16, 6.34, 7.6, 7.8, 7.9, 7.11(A), 7.15, 7.16(A), 8.6, 8.16, 8.18, 8.20, 8.21, 8.22, 8.23, 8.24, 8.25, 9.9, 9.10(H), 9.11(C), 9.12, 9.14(A) and (C)(16), 10.1, 10.3(A) and (C), 10.6, 11.4(B), 12.3, 14.1, 14.2(20), 14.7, 14.9, 14.13(A), 14.15, 14.17, 14.18(B), 14.21(A), 14.23, 14.24(B), 14.26, 14.39, 14.45, 14.49(B), 14.50, 14.52, and 14.53, to adopt House Rules 6.37(C), 8.2(A)(7), 8.21.1, and 8.27, and to repeal House Rules 1.2(G), 2.10(A)(14), 2.11, 4.9, 6.17, 6.30, 6.31, 9.14(C)(12), 14.3, 14.16, 14.27, 14.35, and 14.46 of the Rules of Order of the House of Representatives, to provide for a general revision of the Rules of Order of the House of Representatives.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bruneau to Engrossed House Resolution No. 45 by Representative Montgomery, et al.

AMENDMENT NO. 1

On page 9, line 8, after "committee members" delete the semicolon ";," and delete the remainder of the line and delete lines 9 through 11 and insert "as long as their presence is necessary to establish a quorum."

AMENDMENT NO. 2

On page 18, line 22, after "greater" insert "in any fiscal year or of the funds of any political subdivision of the state in an amount of one hundred thousand dollars or greater in any fiscal year"

AMENDMENT NO. 3

On page 19, line 2, after "greater" insert "in any fiscal year or of the funds of any political subdivision of the state in an amount of one hundred thousand dollars or greater in any fiscal year"

AMENDMENT NO. 4

On page 20, line 9, after "placement." insert the following:

"A motion to suspend this rule shall be a debatable motion."

AMENDMENT NO. 5

On page 23, line 6, delete "no less than three legislative days" and insert "not later than the Tuesday"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Vitter to Engrossed House Resolution No. 45 by Representative Montgomery, et al.

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AMENDMENT NO. 1

On page 15, line 13, delete "establish" and insert "propose"

AMENDMENT NO. 2

On page 15, delete lines 21 through 24 and insert the following:

"shall be set by House resolution adopted by a favorable vote of a majority of the elected members of the House of Representatives and shall be effective upon adoption or at a time specified in the resolution."

Rep. Vitter moved the adoption of the amendments.

Rep. Bruneau objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Diez	Jenkins	Vitter
Donelon	Toomy	
Total—5		

NAYS

Mr. Speaker	Hammett	Pinac
Alario	Heaton	Powell
Alexander, A.—93rd	Hebert	Pratt
Alexander, R.—13th	Hill	Quezaire
Ansardi	Holden	Riddle
Barton	Hopkins	Romero
Baudoin	Hudson	Rousselle
Baylor	Hunter	Salter
Bowler	Iles	Scalise
Bruce	Jetson	Schneider
Bruneau	Johns	Schwegmann
Carter	Kennard	Shaw
Chaisson	Kenney	Smith, J.D.—50th
Clarkson	Lancaster	Smith, J.R.—30th
Copelin	Landrieu	Stelly
Crane	LeBlanc	Strain
Curtis	Long	Theriot
Damico	Marionneaux	Thomas
Daniel	Martiny	Thompson
DeWitt	McCain	Thornhill
Dimos	McCallum	Travis
Dupre	McDonald	Waddell
Durand	McMains	Walsworth
Farve	Michot	Warner
Faucheux	Mitchell	Welch
Flavin	Montgomery	Weston
Fontenot	Morrell	Wiggins
Frith	Morrish	Wilkerson
Fruge	Murray	Willard
Gautreaux	Odinot	Windhorst
Green	Perkins	Winston
Guillory	Pierre	Wright
Total—96		

ABSENT

Deville	Triche
Glover	
Total—3	

The amendments were rejected.

Rep. Bruneau moved the adoption of the resolution, as amended.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Powell
Alario	Heaton	Pratt
Alexander, A.—93rd	Hebert	Quezaire
Alexander, R.—13th	Hill	Riddle
Ansardi	Holden	Romero
Barton	Hopkins	Rousselle
Baudoin	Hudson	Salter
Baylor	Hunter	Scalise
Bowler	Iles	Schneider
Bruce	Jetson	Schwegmann
Bruneau	Johns	Shaw
Chaisson	Kennard	Smith, J.D.—50th
Clarkson	Kenney	Smith, J.R.—30th
Copelin	Lancaster	Stelly
Crane	Landrieu	Strain
Curtis	LeBlanc	Theriot
Damico	Long	Thomas
Daniel	Martiny	Thompson
Deville	McCain	Thornhill
DeWitt	McCallum	Travis
Dimos	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
Green	Pierre	Wright
Guillory	Pinac	
Total—95		

NAYS

Carter	Donelon	Toomy
Diez	Jenkins	Vitter
Total—6		

ABSENT

Glover	Triche
Marionneaux	
Total—3	

The resolution was adopted.

Speaker Downer in the Chair

Suspension of the Rules

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

HOUSE CONCURRENT RESOLUTION NO. 5—

BY REPRESENTATIVE WINDHORST

A CONCURRENT RESOLUTION

To adopt Joint Rule No. 20 of the Joint Rules of the Senate and House of Representatives, to provide procedures for and deadlines relative to legislative instruments recommitted due to fiscal impact; and to prohibit the recommitment of certain legislative instruments with a fiscal impact.

Read by title.

Rep. Windhorst moved the adoption of the resolution.

By a vote of 100 yeas and 0 nays, the resolution was adopted.

Ordered to the Senate.

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.

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

Ordered to the Senate.

Suspension of the Rules

On motion of Rep. LeBlanc, the rules were suspended in order to take up Special Order of the Day at this time.

Special Order of the Day

The following legislative instruments on Special Order were taken up and acted upon as follows:

HOUSE BILL NO. 1—

BY REPRESENTATIVE LEBLANC

AN ACT

Making appropriations for the ordinary expenses of the executive branch of state government, pensions, public schools, public roads, public charities, and state institutions and providing with respect to the expenditure of said appropriations.

Read by title.

Rep. Long sent up Committee of the Whole House amendments which were read as follows:

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Bowler in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative LeBlanc

AMENDMENT NO. 1

On page 46, at the end of line 28, delete the comma "," and at the beginning of line 29 delete "including advertising materials,"

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Jetson, Triche, Baudoin, Bruce, Clarkson, Crane, Deville, Fontenot, Hebert, Holden, Hopkins, Johns, McCallum, Pierre, Pratt, Riddle, Salter, Scalise, Shaw, Jack

Smith, Stelly, Thompson, Thornhill, Welch, Wiggins and in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative LeBlanc

AMENDMENT NO. 1

On page 5, between lines 23 and 24, insert the following:

"8. C. The commissioner of administration is hereby authorized and directed to reduce the State General Fund (Direct) appropriations contained in the Act for premiums of various state agencies to the office of risk management by the amount of \$3,804,089."

AMENDMENT NO. 2

On page 94, line 35, change "department's" to "department's most recent"

AMENDMENT NO. 3

On page 98, between lines 3 and 4, insert the following:

"EXPENDITURES:
For the administration and monitoring of an additional three hundred and sixty (360) MR/DD waiver slots, including five (5) positions

	\$ 221,040
TOTAL EXPENDITURES	<u>\$ 221,040</u>

MEANS OF FINANCE:
State General Fund (Direct)
Federal Funds

	\$ 110,520
	<u>\$ 110,520</u>
TOTAL MEANS OF FINANCING	<u>\$ 221,040"</u>

AMENDMENT NO. 4

On page 99, between lines 35 and 36, insert the following:

"EXPENDITURES:
To provide through Payments to Private Providers for an additional three hundred and sixty (360) slots in the MR/DD waiver program, including case management and acute care medical costs

	\$ 4,988,118
TOTAL EXPENDITURES	<u>\$ 4,988,118</u>

MEANS OF FINANCE:
State General Fund (Direct)
Federal Funds

	\$ 1,482,353
	<u>\$ 3,505,765</u>
TOTAL MEANS OF FINANCING	<u>\$ 4,988,118"</u>

AMENDMENT NO. 5

On page 108, between lines 7 and 8, insert the following:

"Payable out of the State General Fund (Direct) for 100 Cash Subsidy slots to be phased in over a period of 12 months

	\$ 173,376
Payable out of the State General Fund (Direct) for Family Support flexible services in the Community Mental Health Program	
	\$ 140,000"

AMENDMENT NO. 6

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On page 116, between lines 7 and 8, insert the following:

"Payable out of the State General Fund (Direct) to provide funding for diagnosis and evaluation for seven hundred (700) additional MR/DD waiver slots \$ 140,700

Payable out of the State General Fund (Direct) to Community Based Programs for ten (10) regional intake coordinators to process the seven hundred (700) additional MR/DD waiver slots \$ 349,360

Payable out of the State General Fund (Direct) to Community Based Programs to increase funding for the Cash Subsidy Program to serve four hundred and thirty-nine (439) additional families through the Community and Family Support System \$ 746,280

Payable out of the State General Fund (Direct) to Community Based Programs to contract with Families Helping Families in order to expand services and to pilot a single point of entry/information and referral project in two (2) of the ten (10) OCDD regions \$ 105,000

Payable out of the State General Fund (Direct) to Community Based Programs to contract with Families Helping Families to validate the MR/DD Waiver waiting list \$ 350,000

Payable out of the State General Fund (Direct) to the Developmental Disabilities Council for the development of a new supported living program for individuals with physical disabilities that occurred after the age of twenty-two (22) \$ 105,000

Payable out of the State General Fund (Direct) to the Developmental Disabilities Council to develop a statewide information and support service for the parents of children with severe emotional disturbance \$ 101,500"

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Schwegmann in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative LeBlanc

AMENDMENT NO. 1

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

"Section 15.C. The commissioner of administration is hereby directed to reduce state general fund appropriations for acquisitions throughout all agencies of state government in an amount not to exceed a total of Four Hundred Thousand (\$400,000.00) Dollars."

AMENDMENT NO. 2

On page 101, between lines 29 and 30, insert the following:

"EXPENDITURES: To provide through Payments to Private Providers for an additional two hundred (200) slots in the adult day health care waiver program \$ 1,346,348

MEANS OF FINANCE:

State General Fund (Direct) \$ 400,000
Federal Funds \$ 946,348

TOTAL MEANS OF FINANCING \$ 1,346,348"

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Shaw in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative LeBlanc

AMENDMENT NO. 1

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

"15.C. The commissioner of administration is hereby directed to reduce state general fund appropriations for acquisitions throughout all agencies of state government in an amount not to exceed a total of Sixty Thousand (\$60,000) Dollars."

AMENDMENT NO. 2

On page 202, after line 53, insert the following:

"Payable out of the State General Fund (Direct) for implementation of a tuition payment program for medical school students as provided by R.S. 17:3041.10, et seq. \$ 60,000"

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Barton in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative LeBlanc

AMENDMENT NO. 1

On page 257, between lines 10 and 11, insert the following:

"Payable out of the State General Fund (Direct) for the purpose of providing a three percent (3%) increase in the salaries of classroom teachers, through an allocation by the Department of Education to each local school system which does not receive an increase in state Minimum Foundation Program per pupil funding in Fiscal Year 1998-1999 as compared with Fiscal Year 1997-1998 \$ 13,600,000

Payable out of the State General Fund (Direct) for the purpose of increasing average salaries for classroom teachers, which funds shall be distributed by the Department of Education so that each local school system receives an amount approximately equal to 11% of the difference between that entity's average salary for classroom teachers and \$34,991 \$ 21,400,000

Provided, however, that as used in this Schedule, "classroom teacher" shall mean teachers assigned the professional activities of instructing pupils in courses in classroom situations for which daily pupil attendance figures for the school system are kept."

AMENDMENT NO. 2

On page 257, line 13, change "\$2,159,500,998" to "\$2,087,703,659"

AMENDMENT NO. 3

On page 257, line 38, change "\$2,159,500,998" to "\$2,087,703,659"

AMENDMENT NO. 4

On page 257, line 41, change "\$2,060,000,998" to "\$1,988,203,659"

AMENDMENT NO. 5

On page 257, line 46, change "\$2,159,500,998" to "\$2,087,703,659"

AMENDMENT NO. 6

On page 258, delete lines 1 through 13 in their entirety

AMENDMENT NO. 7

On page 258, between lines 13 and 14, insert the following:

"Payable out of the State General Fund (Direct) for the continued implementation of the Minimum Foundation Program to be distributed in accordance with the formula; provided, however, that such funds shall be available only for expenditure by each local school system as follows: the first priority for expenditure of these funds shall be to provide for increases in the salaries of classroom teachers to the extent that the average annual salary for such personnel employed by the local school system beginning Fiscal Year 1998-1999 shall be equal to \$34,991 per year, or as much of \$34,991 as may be accomplished with 100% of expenditures supported by this appropriation; and, thereafter, any remaining funds shall be available for expenditure by each local school system for other lawful purposes. \$ 71,797,339

Provided, however, that as used in this Schedule, "classroom teacher" shall mean teachers assigned the professional activities of instructing pupils in courses in classroom situations for which daily pupil attendance figures for the school system are kept."

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Riddle in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative LeBlanc

AMENDMENT NO. 1

On page 272, at the end of line 40, delete "reconstruction" and delete line 41 in its entirety and insert in lieu thereof the following:

"flood control projects between Mansura and Hessmer along the public right-of-way and Bayou Lacombe."

Rep. Long moved the adoption of the amendments.

Rep. LeBlanc objected.

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

On motion of Rep. Long, the amendments by Reps. Bowler, Jetson, Schwegmann, Shaw, and Riddle were adopted.

Rep. Long moved adoption of the amendments by Rep. Barton.

Rep. LeBlanc objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Ansardi	Dimos	Scalise
Barton	Donelon	Schwegmann
Baudoin	Flavin	Toomy
Bowler	Iles	Vitter
Bruneau	Jenkins	Walsworth
Carter	Lancaster	Warner
Clarkson	Marionneaux	Wiggins
Crane	Perkins	Windhorst
Daniel	Rousselle	Wright
Total—27		

NAYS

Mr. Speaker	Hill	Powell
Alario	Holden	Pratt
Alexander, A.—93rd	Hopkins	Quezaire
Alexander, R.—13th	Hudson	Riddle
Baylor	Hunter	Romero
Bruce	Jetson	Salter
Chaisson	Johns	Schneider
Copelin	Kennard	Shaw
Curtis	Kenney	Smith, J.D.—50th
Damico	Landrieu	Smith, J.R.—30th
Deville	LeBlanc	Stelly
DeWitt	Long	Strain
Diez	Martiny	Theriot
Dupre	McCain	Thomas
Durand	McCallum	Thompson
Farve	McDonald	Thornhill
Faucheux	McMains	Travis
Fontenot	Michot	Triche
Frith	Mitchell	Waddell
Fruge	Montgomery	Welch
Gautreaux	Morrell	Weston
Green	Morrish	Wilkerson
Guillory	Murray	Willard
Hammett	Odinet	Winston
Heaton	Pierre	
Hebert	Pinac	
Total—76		

ABSENT

Glover
Total—1

The amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LeBlanc to Engrossed House Bill No. 1 by Representative LeBlanc

AMENDMENT NO. 1

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On page 12, line 10, after "which have" and before "received" delete "applied for, or"

AMENDMENT NO. 2

On page 12, line 15, change "affairs" to "development"

AMENDMENT NO. 3

On page 50, delete lines 1 through 13 in their entirety and insert in lieu thereof the following:

"EXPENDITURES:

Administration Program for the following purposes:	
For customized and specialized training	\$ 6,500,000
For marketing education	\$ 1,000,000
For administrative expenses in connection with the Workforce Development Program and the Economic Development Award Program, including three (3) positions	\$ 150,000
Communication Program for advertising, marketing, and promotional activities	\$ 1,000,000
TOTAL EXPENDITURES	\$ <u>8,650,000</u>

MEANS OF FINANCE:

State General Fund by:	
Statutory Dedications:	
Marketing Fund	\$ 2,150,000
Workforce Development & Training Fund	\$ 6,500,000
TOTAL MEANS OF FINANCING	\$ <u>8,650,000</u>

AMENDMENT NO. 4

On page 70, at the end of line 27, change "5,063,327" to "5,063,527"

AMENDMENT NO. 5

On page 103, delete line 6 in its entirety

AMENDMENT NO. 6

On page 103, at the end of line 8, change "\$1,147,783" to "\$5,292,517"

AMENDMENT NO. 7

On page 103, between lines 8 and 9, insert the following:

"Fees & Self-generated Revenues \$ 1,147,783"

AMENDMENT NO. 8

On page 116, delete lines 1 through 4 in their entirety

AMENDMENT NO. 9

On page 133, after line 46, insert the following:

"Payable out of the State General Fund (Direct) to provide supported living services for six (6) to eight (8) residents of nursing homes in Baton Rouge, Region 2 \$ 150,000"

AMENDMENT NO. 10

On page 137, at the end of line 30, change "59,899,969" to "58,399,969"

AMENDMENT NO. 11

On page 139, at the end of line 37, change "62,891,509" to "61,391,509"

AMENDMENT NO. 12

On page 139, at the end of line 46, change "62,891,509" to "61,391,509"

AMENDMENT NO. 13

On page 216, delete lines 37 through 39 in their entirety and insert in lieu thereof the following:

"Partnership Act funds for instructional and clerical support, and increases the performance standard"

AMENDMENT NO. 14

On page 220, delete lines 43 and 44 in their entirety and insert in lieu thereof the following:

"Program for the paramedic training course \$ 20,000"

AMENDMENT NO. 15

On page 222, delete lines 2 through 4 in their entirety and insert in lieu thereof the following:

"Transfer for additional support and related supplies \$ 90,170"

AMENDMENT NO. 16

On page 256, between lines 22 and 23, insert the following:

"Provided, however, from the total state general funds appropriated for the Type II Charter Schools Student Allocation, the commissioner of administration is hereby authorized to transfer funds to the Minimum Foundation Program in the event student participation in the Type II Charter Schools is less than anticipated."

AMENDMENT NO. 17

On page 256, at the beginning of line 31, delete "(At-Risk)"

AMENDMENT NO. 18

On page 256, at the beginning of line 32, delete "to at-risk children"

AMENDMENT NO. 19

On page 263, at the end of line 50, change "\$30,575,246" to "\$24,592,463"

AMENDMENT NO. 20

On page 263, at the end of line 51, change "\$75,825,540" to "\$81,808,323"

AMENDMENT NO. 21

On page 264, delete lines 1 through 27 in their entirety

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

Speaker Pro Tempore Bruneau in the Chair

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LeBlanc to Engrossed House Bill No. 1 by Representative LeBlanc

AMENDMENT NO. 1

On page 102, between lines 25 and 26, insert the following:

"By October 31, 1998, the secretary of DHH shall submit objectives, performance indicators, and a plan detailing the process and schedule for implementing the Louisiana Health Access-Region III Managed Care Pilot Project, including its budgetary impact on the Medicaid Medical Provider Payments."

AMENDMENT NO. 2

On page 125, delete lines 30 through 32 in their entirety and insert in lieu thereof the following:

"Act 1376 of the 1997 Regular Session
of the Legislature \$ 750,000"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LeBlanc to Engrossed House Bill No. 1 by Representative LeBlanc

AMENDMENT NO. 1

Delete Amendment No. 6 of the set of 9 floor amendments proposed by Representative LeBlanc and adopted by the House on May 19, 1998

AMENDMENT NO. 2

On page 166, at the end of line 20, change "\$2,500,000" to "\$1,690,000"

AMENDMENT NO. 3

On page 182, at the end of line 4, change "\$483,647,692" to "\$484,935,402"

AMENDMENT NO. 4

On page 182, at the end of line 5, change "\$483,647,692" to "\$484,935,402"

AMENDMENT NO. 5

On page 182, at the end of line 7, change "\$272,302,544" to "\$273,110,826"

AMENDMENT NO. 6

On page 182, at the end of line 10, change "\$207,658,025" to "\$208,121,953"

AMENDMENT NO. 7

On page 182, at the end of line 13, change "\$1,041,890" to "\$1,057,390"

AMENDMENT NO. 8

On page 182, at the end of line 14, change "\$483,647,692" to "\$484,935,402"

AMENDMENT NO. 9

On page 182, line 21, change "\$1,564,204" to "\$934,204"

AMENDMENT NO. 10

On page 182, at the end of line 21, change "\$1,844,204" to "1,214,204"

AMENDMENT NO. 11

On page 194, between lines 33 and 34, insert the following:

	"State General Fund	Total Financing
South Louisiana Community College		
Education and General Expenditures	\$ 1,438,282	\$ 1,917,710
Total	<u>\$ 1,438,282</u>	<u>\$ 1,917,710</u>

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

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

Farve	Montgomery	Weston
Faucheux	Morrell	Wiggins
Flavin	Morrish	Wilkerson
Fontenot	Murray	Willard
Frith	Odinet	Windhorst
Frige	Perkins	Winston
Gautreaux	Pierre	Wright
Glover	Pinac	
Green	Powell	
Total—103		

NAYS

Jenkins
Total—1

ABSENT

Total—0

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.

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. 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), 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 collection of tolls on certain bridges; to provide for use of toll proceeds; to create the Crescent City Connection Oversight Authority; to provide for certain audits and reports; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Dimos on behalf of the Legislative Bureau to Engrossed House Bill No. 250 by Representative Diez

AMENDMENT NO. 1

On page 6, line 2, following "Avenue;" and before "the" delete "and"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Diez to Reengrossed House Bill No. 250 by Representative Diez

AMENDMENT NO. 1

On page 1, lines 2 and 9, after "47:820.4" delete the comma "," and insert "and" and on lines 3 and 10, delete "and 820.5.1(A),"

AMENDMENT NO. 2

On page 1, line 13, after "47:820.5" delete "and" and insert a comma ", "

AMENDMENT NO. 3

On page 1, line 13, after "820.5.1" insert "and 820.6"

AMENDMENT NO. 4

On page 6, line 3, after "Avenue;" change "the upgrading of Peters Road" to "and the upgrading of Peters Road"

AMENDMENT NO. 5

On page 7, delete lines 3 through 14 in their entirety

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Diez to Reengrossed House Bill No. 250 by Representative Diez

AMENDMENT NO. 1

On page 8, line 20, after "47:820.5.1(C)" delete "(1) and"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Diez to Reengrossed House Bill No. 250 by Representative Diez

AMENDMENT NO. 1

On page 1, line 6, after "Authority;" delete the remainder of the line in its entirety

AMENDMENT NO. 2

On page 1, line 7, delete "for certain audits and reports;"

AMENDMENT NO. 3

On page 8, delete lines 24 through 26 in their entirety

AMENDMENT NO. 4

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

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Windhorst to Reengrossed House Bill No. 250 by Representative Diez

AMENDMENT NO. 1

On page 2, line 21, after "December 31," change "2012" to "2004"

AMENDMENT NO. 2

On page 4, line 10, after "Fiscal Year" change "2011-2012" to "2004-2005"

AMENDMENT NO. 3

On page 4, line 11, after "Fiscal Year" change "2012-2013" to "2004-2005"

AMENDMENT NO. 4

On page 7, line 1, after "Repainting the" insert "upriver span of the Crescent City Connection"

Rep. Windhorst moved the adoption of the amendments.

Rep. Travis objected.

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

On motion of Rep. Windhorst, Amendment No. 4 was adopted.

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

Rep. Diez objected.

By a vote of 23 yeas and 76 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Windhorst and Clarkson to Reengrossed House Bill No. 250 by Representative Diez

AMENDMENT NO. 1

On page 2, line 22, change "twenty-five" to "fifteen"

AMENDMENT NO. 2

On page 2, line 22, change "fifty" to "twenty-five"

Motion

Rep. Travis moved to end consideration of amendments.

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

Rep. Travis objected.

The vote recurred on the substitute motion.

By a vote of 33 yeas and 61 nays, the House refused to order the previous question on the amendments.

Rep. Travis insisted on his motion to end consideration of amendments.

By a vote of 55 yeas and 45 nays, the motion was agreed to.

Rep. Windhorst moved the adoption of the amendments.

Rep. Diez objected.

By a vote of 22 yeas and 78 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	Guillory	Pinac
Alario	Hammett	Powell
Alexander, R.—13th	Hebert	Quezaire
Ansardi	Hill	Riddle
Barton	Hopkins	Rousselle
Baudoin	Hudson	Salter
Bowler	Iles	Schneider
Carter	Kennard	Shaw
Chaisson	Kenney	Smith, J.D.—50th
Crane	Lancaster	Smith, J.R.—30th
Daniel	LeBlanc	Stelly
Deville	Long	Strain
DeWitt	Marionneaux	Theriot
Diez	Martiny	Thomas
Dimos	McCallum	Thompson
Dupre	McDonald	Thornhill
Durand	McMains	Travis
Faucheux	Michot	Triche
Flavin	Montgomery	Waddell
Fontenot	Morrish	Walsworth
Frith	Odinet	Warner
Fruge	Pierre	Wiggins
Total—66		

NAYS

Alexander, A.—93rd	Heaton	Schwegmann
Baylor	Holden	Toomy
Bruce	Hunter	Vitter
Bruneau	Jenkins	Welch
Clarkson	Johns	Weston
Copelin	Landrieu	Wilkerson
Curtis	McCain	Willard
Damico	Mitchell	Windhorst
Donelon	Murray	Winston
Farve	Perkins	Wright
Green	Pratt	
Total—32		

ABSENT

Gautreaux	Morrell
Glover	Romero
Jetson	Scalise
Total—6	

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

Motion to reconsider pending.

Speaker Downer in the Chair

HOUSE BILL NO. 318 (Substitute for House Bill No. 277 by Representative Carter)—
BY REPRESENTATIVE CARTER

AN ACT

To amend and reenact R.S. 40:1501.1, relative to Tangipahoa Fire Protection District No. 1; to authorize the governing authority of the district, subject to voter approval, to increase certain ad valorem taxes; and to provide for related matters.

Read by title.

Motion

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

Suspension of the Rules

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

Petitions, Memorials and Communications

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 20, 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. 63
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

HOUSE BILLS

May 20, 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. 43

Returned without amendments.

House Bill No. 44
Returned without amendments.

House Bill No. 109
Returned without amendments.

House Bill No. 226
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

SENATE BILLS

May 20, 1998

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

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

Senate Bill Nos. 32 and 115

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Barton, 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. 32—
BY SENATOR MALONE

A JOINT RESOLUTION

Proposing to amend Article VII, Section 21(H) of the Constitution of Louisiana, relative to ad valorem property tax exemptions; to authorize the State Board of Commerce and Industry to enter into tax exemption contracts, subject to the approval of the governor and the local governing authority, with a property owner who proposes the expansion, restoration, improvement, or development of an existing structure or structures in a downtown district, primarily to develop structures for residential use, for an initial term of five years after completion of the work and up to two five-year renewals for a total of fifteen years; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

SENATE BILL NO. 115—
BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 47:301(10)(o), relative to sales and use tax; to exclude from such tax the sale or purchase of equipment used in firefighting by fire departments; and to provide for related matters.

Read by title.

Message from the Senate**SIGNED SENATE CONCURRENT RESOLUTIONS**

May 20, 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. 13 and 28

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.

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

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

HOUSE CONCURRENT RESOLUTION NO. 65—
BY REPRESENTATIVE QUEZAIRE

A CONCURRENT RESOLUTION

To urge and request the office of state parks of the Department of Culture, Recreation and Tourism to study the feasibility of making the site of Fort Butler in Ascension Parish a state commemorative area and to report its findings to the House Committee on Municipal, Parochial and Cultural Affairs and the Senate Committee on Natural Resources.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 66—
BY REPRESENTATIVE MARIONNEAUX

A CONCURRENT RESOLUTION

To express the condolences and heartfelt sorrow of the Legislature of Louisiana to the family of Albert Lawrence "Sonny" Cox, Jr.

Read by title.

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

Ordered to the Senate.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Ways and Means

May 20, 1998

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on May 19, 1998, I am directed by your Committee on Ways and Means to submit the following report:

House Bill No. 33, by Montgomery
Reported favorably. (11-0) (Regular)

JOHN A. ALARIO, JR.
Chairman

Suspension of the Rules

On motion of Rep. LeBlanc, the rules were suspended to permit the Committee on Appropriations to meet at adjournment on Wednesday, May 20, 1998.

Suspension of the Rules

On motion of Rep. Rodney Alexander, the rules were suspended to permit the Committee on Health and Welfare to add the following legislative instruments to its agenda without giving the notice required by House Rule 14.21(A).

House Concurrent Resolution No. 62

Suspension of the Rules

On motion of Rep. Toomy, the rules were suspended to permit the Committee on Judiciary to meet on Thursday, May 21, 1998.

Suspension of the Rules

On motion of Rep. Weston, the rules were suspended to permit the Committee on Municipal, Parochial and Cultural Affairs to meet on Thursday, May 21, 1998.

Suspension of the Rules

On motion of Rep. Stelly, the rules were suspended to permit the Committee on Retirement to meet on Thursday, May 21, 1998.

Adjournment

On motion of Rep. Thomas, at 6:30 P.M., the House agreed to adjourn until Thursday, May 21, 1998, at 1:00 P.M.

The Speaker of the House declared the House adjourned until 1:00 P.M., Thursday, May 21, 1998.

ALFRED W. SPEER
Clerk of the House

C. Wayne Hays
Journal Clerk, *Emeritus*

