

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

**EIGHTEENTH 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

Monday, June 1, 1998

The House of Representatives was called to order at 4:00 P.M., by the Honorable H. B. "Hunt" Downer, Jr., Speaker of the House of Representatives.

**Morning Hour**

**ROLL CALL**

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

PRESENT

Mr. Speaker	Hammett	Pratt
Alario	Heaton	Quezairé
Alexander, A.—93rd	Hebert	Riddle
Alexander, R.—13th	Hill	Romero
Ansardi	Holden	Rousselle
Barton	Hopkins	Salter
Baudoin	Hudson	Scalise
Baylor	Hunter	Schneider
Bowler	Iles	Schwegmann
Bruce	Jenkins	Shaw
Bruneau	Jetson	Smith, J.D.—50th
Carter	Johns	Smith, J.R.—30th
Chaisson	Kennard	Stelly
Clarkson	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
Farve	Mitchell	Welch
Faucheux	Montgomery	Weston
Flavin	Morrell	Wiggins
Fontenot	Morrish	Wilkerson

Frith	Murray	Willard
Fruge	Odinot	Windhorst
Gautreaux	Perkins	Winston
Glover	Pierre	Wright
Green	Pinac	
Guillory	Powell	
Total—103		

ABSENT

Durand  
Total—1

The Speaker announced that there were 103 members present and a quorum.

**Prayer**

Prayer was offered by Rep. Mitchell.

**Pledge of Allegiance**

Rep. Romero 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. Walsworth, the reading of the Journal was dispensed with.

On motion of Rep. Walsworth, the Journal of May 28, 1998, was adopted.

**Petitions, Memorials and  
Communications**

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

**Message from the Senate**

**ASKING CONCURRENCE IN  
SENATE CONCURRENT RESOLUTIONS**

June 1, 1998

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

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

Senate Concurrent Resolution No. 29

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Privileged Report of the Legislative Bureau**

May 29, 1998

To the Speaker and Members of the House of Representatives:

I am directed by your Legislative Bureau to submit the following report:

Senate Bill No. 89  
Reported without amendments.

Senate Bill No. 92  
Reported without amendments.

Respectfully submitted,  
JIMMY N. DIMOS  
Chairman

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

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

**HOUSE CONCURRENT RESOLUTION NO. 88—**  
BY REPRESENTATIVES WRIGHT AND TRICHE  
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to erect large signs to warn motorists approaching a location recognized for strict enforcement of speed limits on highways and the Department of Culture, Recreation and Tourism to include a listing of those locations recognized for strict enforcement of speed limits in its literature available to tourists.

Read by title.

Lies over under the rule.

**Reports of Committees**

The following reports of committees were received and read:

**Report of the Committee on  
Transportation, Highways and Public Works**

June 1, 1998

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Transportation, Highways and Public Works to submit the following report:

House Concurrent Resolution No. 51, by R. Alexander  
Reported favorably. (10-0)

Senate Concurrent Resolution No. 5, by Lambert  
Reported favorably. (10-0)

JOHN C. DIEZ  
Chairman

**House and House Concurrent Resolutions**

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

**HOUSE CONCURRENT RESOLUTION NO. 85—**  
BY REPRESENTATIVES SCALISE AND MICHOT  
A CONCURRENT RESOLUTION

To direct the attorney general of the state of Louisiana to withdraw from the lawsuit filed against the Microsoft Corporation.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 86—**  
BY REPRESENTATIVE MORRISH  
A CONCURRENT RESOLUTION

To urge and request the Department of Environmental Quality to rigorously enforce the December 22, 1998 deadline for upgrades to underground storage tank systems as required by the Environmental Protection Agency and the Environmental Regulatory Code of the state of Louisiana.

Read by title.

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

**Senate Concurrent Resolutions**

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

**SENATE CONCURRENT RESOLUTION NO. 39—**  
BY SENATORS ELLINGTON AND EWING  
A CONCURRENT RESOLUTION

To acknowledge the many accomplishments of Governor John J. McKeithen and extend sincere congratulations on the occasion of his eightieth birthday.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 40—**  
BY SENATOR DARDENNE  
A CONCURRENT RESOLUTION

To commend and congratulate Polly des Bordes on her illustrious and exemplary career as executive director for the Baton Rouge Soccer Association on the occasion of her retirement.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 41—**  
BY SENATOR HINES AND REPRESENTATIVE FRUGE  
A CONCURRENT RESOLUTION

To commend the players, coaches, managerial personnel, and statisticians of the St. Edmund High School boys' baseball team upon its excellence during the 1998 season that culminated in its winning the Class A state high school baseball title and in compiling a record of 29-5.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 42—**  
BY SENATOR HINES AND REPRESENTATIVE R. ALEXANDER  
A CONCURRENT RESOLUTION

To urge and request the Children's Cabinet to seek ways to reduce adverse maternal-health behaviors during pregnancy, dysfunctional infant care giving, and stressful environmental conditions that interfere with parental and family functioning, and to urge and request the Children's Cabinet Advisory Board to research successful primary prevention strategies that may reduce the rate of children living in poverty and in single-parent families, infant mortality, child mortality, low birth weight births, high school dropouts, and teens out of school and unemployed.

Read by title.

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

**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. 29—**

BY SENATOR BAGNERIS

A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, relative to providing certain tax deductions to owners of blighted properties; to authorize a waiver of tax liens and tax liabilities on such properties in certain circumstances; 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.

Called from the calendar.

Read by title.

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

**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 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.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

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

**House and House Concurrent Resolutions on Third Reading for Final Consideration**

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

**HOUSE CONCURRENT RESOLUTION NO. 68—**

BY REPRESENTATIVE LONG

A CONCURRENT RESOLUTION

To urge and request the Board of Regents to review and study the use of postsecondary educational institution physical plant facilities by public elementary and secondary schools and nonpublic elementary and secondary schools approved by the State Board of Elementary and Secondary Education, to recommend a uniform policy, including provisions for reasonable fees, which will encourage the use of such facilities by public and nonpublic schools subject to the administration of each management board, and to submit a written report of its findings to the House and Senate Committees on Education prior to the beginning of the 1999 Regular Session of the Legislature.

Read by title.

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

Ordered to the Senate.

**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. 15—**

BY REPRESENTATIVES FAUCHEUX AND DURAND

AN ACT

To enact R.S. 47:305.51, relative to state and local sales and use tax; to provide for an exemption for motor vehicles of certain retirees upon becoming domiciled in Louisiana; and to provide for related matters.

Read by title.

Rep. Fauchaux moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander, A.—93rd	Heaton	Pratt
Alexander, R.—13th	Hebert	Quezaire
Ansardi	Hill	Riddle
Barton	Hopkins	Rousselle
Baylor	Hudson	Salter
Bowler	Hunter	Scalise
Bruce	Iles	Schneider
Bruneau	Johns	Schwegmann
Carter	Kennard	Shaw
Chaisson	Kenney	Smith, J.D.—50th
Clarkson	Lancaster	Smith, J.R.—30th
Copelin	Landrieu	Stelly

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Crane	LeBlanc	Strain
Curtis	Long	Thomas
Damico	Marionneau	Thompson
Daniel	Martiny	Thornhill
Deville	McCain	Toomy
DeWitt	McCallum	Travis
Diez	McDonald	Triche
Dimos	McMains	Vitter
Donelon	Michot	Waddell
Dupre	Mitchell	Warner
Faucheux	Montgomery	Welch
Flavin	Morrell	Wiggins
Fontenot	Murray	Willard
Frith	Odinot	Windhorst
Gautreaux	Perkins	Winston
Green	Pierre	Wright
Total—90		

NAYS

Baudoin	Holden	Theriot
Farve	Jetson	Weston
Fruge	Morrish	Wilkerson
Total—9		

ABSENT

Durand	Jenkins	Walsworth
Glover	Romero	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 16—**  
BY REPRESENTATIVE WIGGINS AND SENATOR DYESS  
AN ACT

To amend and reenact R.S. 47:301(6) and to enact R.S. 47:301(14)(b)(iv), relative to the sales and use taxes of all taxing authorities in the state; to exclude certain property owned by nonprofit religious organizations from the definition of "hotel" and "places of amusement"; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 19—**  
BY REPRESENTATIVE FAUCHEUX  
AN ACT

To enact Chapter 5 of Subtitle V of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:4351 through 4356, relative to property taxation; to authorize the Board of Commerce and Industry to enter into ad valorem tax exemption contracts with developers of retirement communities; to provide for contract terms and conditions; 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. 19 by Representative Faucheux

AMENDMENT NO. 1

On page 4, line 6, following "under" and before ", or" change "R.S. 47:2352(B)" to "Subsection B of this Section"

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

**Motion**

On motion of Rep. Faucheux, the bill, as amended, was returned to the calendar subject to call.

**HOUSE BILL NO. 97—**  
BY REPRESENTATIVE ALARIO  
AN ACT

To enact R.S. 47:301(16)(d), relative to the sales and use tax; to define tangible personal property to exclude certain work products which are created in the normal course of business by any person licensed or regulated by the provisions of Title 37 of the Louisiana Revised Statutes of 1950; to provide for certain exceptions; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Alario moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Fruge	Perkins	Windhorst
Gautreaux	Pierre	Winston
Green	Pinac	Wright
Guillory	Powell	
Total—101		

NAYS

Total—0

ABSENT

Durand	Glover	Morrell
Total—3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 114—**

BY REPRESENTATIVE DANIEL

AN ACT

To enact R.S. 47:301(7)(h), relative to state and local sales and use taxes; to provide for the exclusion of certain leases or rentals of motor vehicles to automobile dealerships; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Daniel moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Powell
Alario	Heaton	Pratt
Alexander, A.—93rd	Hebert	Quezairé
Alexander, R.—13th	Hill	Riddle
Ansardi	Holden	Rousselle
Barton	Hopkins	Salter
Baudoin	Hudson	Scalise
Baylor	Iles	Schneider
Bowler	Jenkins	Schwegmann
Bruce	Jetson	Shaw
Bruneau	Johns	Smith, J.D.—50th
Carter	Kennard	Smith, J.R.—30th
Chaisson	Kenney	Stelly
Clarkson	Lancaster	Strain
Copelin	Landrieu	Theriot
Crane	LeBlanc	Thomas
Curtis	Long	Thompson
Damico	Marionneau	Thornhill
Daniel	Martiny	Toomy
Deville	McCain	Travis
DeWitt	McCallum	Triche
Diez	McDonald	Vitter
Dimos	McMains	Waddell
Donelon	Michot	Walsworth
Dupre	Mitchell	Warner
Faucheux	Montgomery	Welch
Flavin	Morrell	Weston
Fontenot	Morrish	Wiggins
Frith	Murray	Willard
Fruge	Odinot	Windhorst

Gautreaux	Perkins	Winston
Green	Pierre	Wright
Guillory	Pinac	
Total—98		

NAYS

Farve	Romero
Hunter	Wilkerson
Total—4	

ABSENT

Durand	Glover
Total—2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 125—**

BY REPRESENTATIVE WESTON

AN ACT

To amend and reenact Section 3 of Act No. 535 of the 1988 Regular Session of the Legislature, as amended by Section 2 of Act No. 285 of the 1992 Regular Session of the Legislature, and Section 3 of Act No. 1291 of the 1997 Regular Session of the Legislature, relative to the Louisiana Tax Free Shopping Program; to extend the termination date of the program to July 1, 2001; and to provide for related matters.

Read by title.

Rep. Weston moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

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Faucheux Montgomery Weston
Flavin Morrell Wiggins
Fontenot Morrish Wilkerson
Frith Murray Willard
Fruge Odinet Windhorst
Gautreaux Perkins Winston
Green Pierre Wright
Guillory Pinac
Total—101

NAYS

Total—0

ABSENT

Durand Glover Pratt
Total—3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 129—
BY REPRESENTATIVE LANDRIEU
AN ACT

To enact R.S. 47:6012, relative to corporate taxation; to provide for a tax credit for corporations to be taken against the corporation income and franchise taxes for the donation of certain property to a public school; and to provide for related matters.

Read by title.

Rep. Landrieu moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Faucheux Montgomery Welch
Flavin Morrell Weston
Fontenot Morrish Wiggins
Frith Murray Wilkerson
Fruge Odinet Willard
Gautreaux Perkins Windhorst
Green Pierre Winston
Guillory Pinac Wright
Total—102

NAYS

Total—0

ABSENT

Durand Glover
Total—2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 168—
BY REPRESENTATIVE COPELIN
AN ACT

To amend and reenact R.S. 47:287.501(A), relative to the corporation income tax; to provide relative to the taxation of nonprofit corporations; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Copelin to Engrossed House Bill No. 168 by Representative Copelin

AMENDMENT NO. 1

On page 1, line 14, after "not" and before "related" change "directly" to "substantially"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Faucheux to Engrossed House Bill No. 168 by Representative Copelin

AMENDMENT NO. 1

On page 1, line 17, after "Section" and before "513", add "512(a)(1) and"

Rep. Faucheux moved the adoption of the amendments.

Rep. Jetson objected.

By a vote of 79 yeas and 18 nays, the amendments were adopted.

**Point of Order**

Rep. Mitchell asked for a ruling from the Chair as to whether House Bill No. 168 levies a new tax or increases an existing tax, and therefore would require the favorable vote of two-thirds of the elected members to finally pass the House.

**Ruling of the Chair**

The Chair ruled the bill did levy a new tax or increases an existing tax, and therefore would require the favorable vote of two-thirds of the elected members to finally pass the House.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Alexander, A.—93rd	Hill	Odinet
Barton	Hudson	Pierre
Baylor	Hunter	Quezaire
Bruneau	Kennard	Romero
Copelin	LeBlanc	Salter
Curtis	Long	Schwegmann
Farve	Marionneaux	Shaw
Faucheux	Michot	Smith, J.R.—30th
Fruge	Morrell	Thompson
Hammett	Morrish	Windhorst
Hebert	Murray	
Total—32		

**NAYS**

Alario	Guillory	Rousselle
Alexander, R.—13th	Holden	Scalise
Ansardi	Hopkins	Smith, J.D.—50th
Baudoin	Iles	Stelly
Bowler	Jenkins	Strain
Bruce	Jetson	Theriot
Chaisson	Johns	Thomas
Clarkson	Kenney	Thornhill
Crane	Lancaster	Toomy
Damico	Landrieu	Travis
Daniel	Martiny	Triche
Deville	McCain	Vitter
DeWitt	McCallum	Waddell
Diez	McDonald	Walsworth
Dimos	McMains	Warner
Donelon	Mitchell	Welch
Dupre	Montgomery	Weston
Flavin	Perkins	Wiggins
Fontenot	Pinac	Wilkerson
Frith	Powell	Willard
Gautreaux	Pratt	Winston
Green	Riddle	Wright
Total—66		

**ABSENT**

Mr. Speaker	Glover
Carter	Heaton
Durand	Schneider
Total—6	

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

Rep. Jetson moved to reconsider the vote by which the above bill failed to pass, and, on his own motion, the motion to reconsider was laid on the table.

**HOUSE BILL NO. 169—**  
BY REPRESENTATIVE COPELIN  
AN ACT

To amend and reenact R.S. 47:33, relative to the individual income tax; to provide for a credit for taxes paid to another state on income from property in such state which is also subject to taxation in Louisiana; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Stelly to Engrossed House Bill No. 169 by Representative Copelin

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 47:33," to "R.S. 47:33 and 44.1,"

AMENDMENT NO. 2

On page 1, at the end of line 4, after "Louisiana;" insert "to increase the amount of annual retirement income for persons sixty-five years of age or older which is exempted from the tax;"

AMENDMENT NO. 3

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

"Section 2. R.S. 47:44.1 is hereby enacted to read as follows:

§44.1. Annual retirement income; exemption from taxation

Six thousand dollars of annual retirement income which is received by an individual sixty-five years of age or older shall be exempt from state income taxation. For taxable years beginning after December 31, 1998, annual retirement income shall be exempt from state income taxation in the following amounts:

(1) For taxable years beginning after December 31, 1998, seven thousand dollars.

(2) For taxable years beginning after December 31, 1999, eight thousand dollars.

(3) For taxable years beginning after December 31, 2000, nine thousand dollars.

(4) For taxable years beginning after December 31, 2001, ten thousand dollars.

B. Annual retirement income" is defined as pension and annuity income which is included in "tax table income" as defined in R.S. 47:293. This Section shall not affect the status of any income which is exempt from state income taxation by law."

AMENDMENT NO. 4

On page 3, line 4, change "of this Act" to "of Section 1 of this Act"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Hebert to Engrossed House Bill No. 169 by Representative Copelin

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 47:33" to "R.S. 47:33 and to enact R.S. 47:297(L),"

AMENDMENT NO. 2

On page 1, at the end of line 4, after "Louisiana;" insert "to provide a credit for retired persons over the age of sixty-five years old;"

AMENDMENT NO. 3

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

"Section 2. R.S. 47:297(L) is hereby enacted to read as follows:

§297. Reduction to tax due

\* \* \*

L. There shall be a credit of two hundred dollars each taxable year for each retired person over the age of sixty-five years who is required to file a Louisiana individual income tax return. The credit shall be limited to the retired person's tax liability for the taxable year in which he applied for the credit."

AMENDMENT NO. 4

On page 3, line 4, change "Section 2. The provisions of this Act" to

"Section 3. The provisions of Section 1 of this Act"

Rep. Hebert moved the adoption of the amendments.

Rep. Copelin objected.

By a vote of 53 yeas and 44 nays, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Heaton	Quezaire
Alario	Hebert	Riddle
Alexander, A.—93rd	Hill	Romero
Alexander, R.—13th	Holden	Rousselle
Ansardi	Hopkins	Salter
Barton	Hudson	Scalise
Baudoin	Hunter	Schneider
Baylor	Iles	Schwegmann
Bowler	Jenkins	Shaw
Bruce	Johns	Smith, J.D.—50th
Bruneau	Kennard	Smith, J.R.—30th
Carter	Kenney	Stelly
Chaisson	Lancaster	Strain
Clarkson	Landrieu	Theriot

Copelin	LeBlanc	Thomas
Curtis	Long	Thompson
Damico	Marionneau	Thornhill
Daniel	Martiny	Toomy
Deville	McCain	Travis
DeWitt	McCallum	Triche
Diez	McDonald	Vitter
Dimos	McMains	Waddell
Donelon	Michot	Walsworth
Dupre	Mitchell	Warner
Farve	Montgomery	Welch
Fauchoux	Morrell	Weston
Flavin	Morrish	Wiggins
Fontenot	Murray	Wilkerson
Frith	Odinot	Willard
Fruge	Perkins	Windhorst
Gautreaux	Pierre	Winston
Green	Pinac	Wright
Guillory	Powell	
Hammett	Pratt	
Total—100		

NAYS

Crane  
Total—1

ABSENT

Durand  
Glover  
Total—3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 188—**  
BY REPRESENTATIVES HOPKINS AND GLOVER  
AN ACT

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

Read by title.

Rep. Hopkins moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Heaton	Quezaire
Alario	Hebert	Riddle
Alexander, A.—93rd	Hill	Romero
Alexander, R.—13th	Holden	Rousselle
Ansardi	Hopkins	Salter
Barton	Hudson	Scalise
Baudoin	Hunter	Schneider



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

NAYS

Jenkins  
Total—1

ABSENT

Curtis	Durand	Glover
Total—3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Speaker Pro Tempore Bruneau in the Chair**

**HOUSE BILL NO. 237—**  
BY REPRESENTATIVE PRATT

AN ACT

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

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Warner to Engrossed House Bill No. 237 by Representative Pratt

AMENDMENT NO. 1

On page2, line 8, change "thirty-nine and seven-tenths" to "twenty"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Pratt to Engrossed House Bill No. 237 by Representative Pratt

AMENDMENT NO.1

On page 2, after line 26, insert the following:

"Section 4. It is the intention of the legislature that the proceeds of the tax provided for in this Act shall be expended to fund research education programs designed to deter underage usage of smokeless tobacco."

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Alexander, A.—93rd	Green	Schwegmann
Alexander, R.—13th	Hill	Shaw
Baudoin	Holden	Theriot
Baylor	Hunter	Thomas
Bruce	Iles	Thornhill
Carter	Jetson	Walsworth
Chaisson	Landrieu	Welch
Clarkson	Marionneaux	Weston
DeWitt	Murray	Wilkerson
Farve	Odinet	Willard
Faucheux	Pratt	
Glover	Riddle	
Total—34		

NAYS

Alario	Hopkins	Powell
Ansardi	Hudson	Quezaire
Barton	Jenkins	Romero
Bowler	Johns	Rousselle
Bruneau	Kennard	Salter
Copelin	Kenney	Scalise
Crane	Lancaster	Smith, J.R.—30th
Damico	LeBlanc	Stelly
Daniel	Long	Strain
Denville	Martiny	Thompson
Diez	McCain	Toomy
Dimos	McCallum	Travis
Donelon	McDonald	Triche
Dupre	McMains	Vitter
Flavin	Michot	Waddell
Frith	Montgomery	Warner
Fruge	Morrell	Wiggins
Gautreaux	Morrish	Windhorst
Guillory	Perkins	Winston
Hammett	Pierre	Wright
Hebert	Pinac	
Total—62		

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ABSENT

Mr. Speaker Fontenot Schneider
Curtis Heaton Smith, J.D.—50th
Durand Mitchell
Total—8

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

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

HOUSE BILL NO. 247—
BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 51:2461(A) and (B), relative to the Louisiana Quality Jobs Program Act; to extend the date by which the Department of Economic Development shall submit a report regarding fiscal impact and new jobs created; to extend the date beyond which no new applications to receive tax credits shall be approved; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Salter to Engrossed House Bill No. 247 by Representative Thompson

AMENDMENT NO. 1

On page 1, line 6, after "approved;" and before "and to" insert "to require transfer of certain monies in the Louisiana Economic Development Fund to the state general fund;"

AMENDMENT NO. 2

On page 2, after line 11, insert the following:

"Section 2. Notwithstanding any law to the contrary, including R.S. 51:2315, for the fiscal year beginning on July 1, 1998, the state treasurer shall transfer seven hundred eighty thousand dollars from the Louisiana Economic Development Fund to the state general fund for purposes of funding an economic development grant in Red River Parish. If the monies are not expended by June 30, 1999, the state treasurer shall transfer the monies and all interest earned thereon, after compliance with the Constitution of Louisiana, to the Louisiana Economic Development Fund."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario Hammett Powell
Alexander, A.—93rd Heaton Pratt
Alexander, R.—13th Hebert Quezairé
Ansardi Hill Riddle
Barton Holden Romero

Baudoin Hopkins Rousselle
Baylor Hudson Salter
Bowler Hunter Scalise
Bruce Iles Schneider
Bruneau Jenkins Schwegmann
Carter Jetson Shaw
Chaisson Johns Smith, J.D.—50th
Clarkson Kennard Smith, J.R.—30th
Copelin Kenney Stelly
Crane Lancaster Strain
Curtis Landrieu Theriot
Damico LeBlanc Thomas
Daniel Long Thompson
Deville Marionneaux Thornhill
DeWitt Martiny Toomy
Diez McCain Travis
Dimos McCallum Triche
Donelon McDonald Vitter
Dupre McMains Waddell
Farve Michot Walsworth
Fauchoux Mitchell Warner
Flavin Montgomery Welch
Fontenot Morrell Weston
Frith Morrish Wiggins
Fruge Murray Wilkerson
Gautreaux Odinet Willard
Glover Perkins Windhorst
Green Pierre Winston
Guillory Pinac Wright
Total—102

NAYS

Total—0

ABSENT

Mr. Speaker Durand
Total—2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 256—

BY REPRESENTATIVES ALARIO, A. ALEXANDER, R. ALEXANDER, BARTON, BAYLOR, BRUCE, CARTER, CHAISSON, CLARKSON, CURTIS, DAMICO, DANIEL, DEVILLE, DIMOS, DUPRE, DURAND, FAUCHEUX, FONTENOT, FRITH, GLOVER, GUILLORY, HEATON, HEBERT, HILL, HOLDEN, HUDSON, HUNTER, ILES, JOHNS, KENNEY, LANDRIEU, LONG, MCCALLUM, MCDONALD, MICHOT, MITCHELL, MONTGOMERY, MORRELL, MURRAY, ODINET, PIERRE, PINAC, POWELL, PRATT, QUEZAIRE, ROMERO, SALTER, SCHWEGMANN, JACK SMITH, JOHN SMITH, STELLY, STRAIN, THOMAS, THOMPSON, THORNHILL, TRAVIS, WADDELL, WALSWORTH, WARNER, WELCH, WESTON, WIGGINS, WILKERSON, WILLARD, WINSTON, AND WRIGHT
AN ACT

To amend and reenact R.S. 22:1419(A)(2), relative to the dedication of assessments paid by certain insurers; to increase the dedication to the Municipal Fire and Police Civil Service Operating Fund; and to provide for related matters.

Read by title.

Rep. Alario moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Riddle
Alario	Hebert	Romero
Alexander, A.—93rd	Hill	Rousselle
Alexander, R.—13th	Holden	Salter
Ansardi	Hopkins	Scalise
Barton	Hudson	Schneider
Baudoin	Hunter	Schwegmann
Baylor	Iles	Shaw
Bowler	Johns	Smith, J.D.—50th
Bruce	Kennard	Smith, J.R.—30th
Bruneau	Kenney	Stelly
Carter	Lancaster	Strain
Chaisson	Landrieu	Theriot
Clarkson	LeBlanc	Thomas
Copelin	Long	Thompson
Crane	Marionneaux	Thornhill
Curtis	Martiny	Toomy
Damico	McCain	Travis
Deville	McCallum	Triche
DeWitt	McDonald	Vitter
Diez	McMains	Waddell
Dimos	Michot	Walsworth
Dupre	Mitchell	Warner
Farve	Montgomery	Welch
Faucheux	Morrell	Weston
Flavin	Morrish	Wiggins
Fontenot	Murray	Wilkerson
Frith	Odinet	Willard
Fruge	Pierre	Windhorst
Gautreaux	Pinac	Winston
Glover	Powell	Wright
Green	Pratt	
Guillory	Quezaire	
Total—97		

NAYS

Donelon	Jenkins	Perkins
Total—3		

ABSENT

Daniel	Heaton
Durand	Jetson
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 298—**  
BY REPRESENTATIVE DANIEL  
AN ACT

To amend and reenact R.S. 47:633.5(B), relative to the severance tax on oil and gas; to provide that the severance tax rate established for wells utilizing produced water for the purpose of enhanced oil and gas recovery is not limited to wells utilizing water from the same reservoir and field; and to provide for related matters.

Read by title.

Rep. Daniel moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Alexander, A.—93rd	Heaton	Quezaire
Alexander, R.—13th	Hebert	Riddle
Ansardi	Hill	Romero
Barton	Holden	Rousselle
Baudoin	Hopkins	Salter
Carter	Hunter	Scalise
Bowler	Iles	Schwegmann
Bruce	Jenkins	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
Farve	Mitchell	Welch
Faucheux	Montgomery	Weston
Flavin	Morrell	Wiggins
Fontenot	Morrish	Wilkerson
Frith	Murray	Willard
Fruge	Odinet	Windhorst
Gautreaux	Perkins	Winston
Glover	Pierre	Wright
Green	Pinac	
Total—101		

NAYS

Total—0

ABSENT

Durand	Schneider
Hudson	
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 16—**  
BY REPRESENTATIVE WIGGINS AND SENATOR DYESS  
AN ACT

To amend and reenact R.S. 47:301(6) and to enact R.S. 47:301(14)(b)(iv), relative to the sales and use taxes of all taxing authorities in the state; to exclude certain property owned by nonprofit religious organizations from the definition of "hotel" and "places of amusement"; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Wiggins to Engrossed House Bill No. 16 by Representative Wiggins

AMENDMENT NO. 1

On page 1, line 2, after "47:301(6)" insert "and R.S. 33:4574.1(A)(1)(b)"

AMENDMENT NO. 2

On page 1, line 3 after "taxes" insert "and hotel occupancy taxes"

AMENDMENT NO. 3

On page 2, line 20, at the end of the line, insert the following:

"Section 2. R.S. 33:4574.1(A)(1)(b) is hereby amended and reenacted to read as follows:

§4574.1. Taxes; occupancy; sales and use

A.

\* \* \*

(1)

\* \* \*

(b) The word "hotel" as used herein shall mean and include any establishment, both public and private, engaged in the business of furnishing or providing rooms and overnight camping facilities intended or designed for dwelling, lodging, or sleeping purposes to transient guests where such establishment consists of two or more guest rooms and does not encompass any hospital, convalescent or nursing home, or sanitarium, or any hotel-like facility operated by or in connection with a hospital or medical clinic providing rooms exclusively for patients and their families. The word "hotel" as used herein shall not include camp and retreat facilities owned and operated for religious purposes by nonprofit religious organizations, which includes recognized domestic nonprofit corporations organized for religious purposes, provided that the net revenue derived from the organization's property is devoted wholly to religious purposes."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Clarkson and Windhorst to Engrossed House Bill No. 16 by Representative Wiggins

AMENDMENT NO. 1

On page 1, at the end of line 2, and at the beginning of line 9, delete "47:301(14)(b)(iv)" and insert "47:301(8)(e) and (14)(b)(iv)"

AMENDMENT NO. 2

On page 1, at the end of line 5, delete "and to" and insert "to define person to exclude certain purchases by the Society of the Little Sisters of the Poor from the tax; and to"

AMENDMENT NO. 3

On page 2, between lines 8 and 9, insert the following:

"(8)

\* \* \*

(e)(i) For purposes of the payment of the state sales and use tax and the sales and use tax levied by any political subdivision, the term "person" shall not include the Society of the Little Sisters of the Poor.

(ii) The secretary of the Department of Revenue shall promulgate rules and regulations for purposes of this exclusion. The definitions shall be consistent with the criteria established by the U.S. Internal Revenue Service in identifying tax-exempt status for federal income tax purposes.

(iii) No member of the Society of the Little Sisters of the Poor shall claim exemption or exclusion from the state sales and use tax or the sales and use tax levied by any political subdivision before having obtained a certificate of authorization from the secretary of the Department of Revenue. The secretary shall develop applications for such certificates. The certificates shall be issued without charge to the entities which qualify.

\* \* \*

Rep. Clarkson moved the adoption of the amendments.

Rep. Wiggins objected.

By a vote of 85 yeas and 13 nays, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Copelin to Engrossed House Bill No. 16 by Representative Wiggins

AMENDMENT NO. 1

On page 2, at the end of line 7, insert "For purposes of this Paragraph, the term "hotel" shall include camp and retreat facilities which sell rooms or other accomodations to transient guests."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Hammett, Pratt. Includes Mr. Speaker, Alario, Alexander, A.—93rd, Alexander, R.—13th, Ansardi, Barton, Baudoin, Baylor, Bowler, Bruce, Heaton, Hebert, Hill, Holden, Hopkins, Hudson, Hunter, Iles, Jenkins, Quezaira, Riddle, Romero, Rousselle, Salter, Scalise, Schneider, Schwegmann, 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
Farve	Mitchell	Welch
Faucheux	Montgomery	Weston
Flavin	Morrell	Wiggins
Fontenot	Morrish	Wilkerson
Frith	Murray	Willard
Fruge	Odinet	Windhorst
Gautreaux	Perkins	Winston
Glover	Pierre	Wright
Green	Pinac	
Guillory	Powell	
Total—103		

NAYS

Total—0

ABSENT

Durand  
Total—1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Wiggins 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. Wiggins, 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

June 1, 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. 4  
Returned without amendments.

House Concurrent Resolution No. 37  
Returned without amendments.

House Concurrent Resolution No. 74  
Returned without amendments.

House Concurrent Resolution No. 75  
Returned without amendments.

House Concurrent Resolution No. 76  
Returned without amendments.

House Concurrent Resolution No. 79  
Returned without amendments.

House Concurrent Resolution No. 80  
Returned without amendments.

House Concurrent Resolution No. 81  
Returned without amendments.

House Concurrent Resolution No. 82  
Returned without amendments.

House Concurrent Resolution No. 83  
Returned without amendments.

House Concurrent Resolution No. 87  
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

### Message from the Senate

#### HOUSE BILLS

June 1, 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. 7  
Returned without amendments.

House Bill No. 8  
Returned without amendments.

House Bill No. 25  
Returned with amendments.

House Bill No. 69  
Returned with amendments.

House Bill No. 75  
Returned without amendments.

House Bill No. 99  
Returned with amendments.

House Bill No. 104  
Returned with amendments.

House Bill No. 106  
Returned without amendments.

House Bill No. 115  
Returned without amendments.

House Bill No. 124  
Returned without amendments.

House Bill No. 134  
Returned without amendments.

House Bill No. 145  
Returned without amendments.

House Bill No. 191  
Returned without amendments.

House Bill No. 195  
Returned without amendments.

House Bill No. 200  
Returned without amendments.

House Bill No. 229  
Returned without amendments.

Respectfully submitted,  
MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**ASKING CONCURRENCE IN  
SENATE CONCURRENT RESOLUTIONS**

June 1, 1998

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

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

Senate Concurrent Resolution Nos. 31, 43, 44, 45, 46, 48, 50, 51, 52, and 53

Respectfully submitted,  
MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**SIGNED SENATE CONCURRENT RESOLUTIONS**

June 1, 1998, 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 No. 14

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

Respectfully submitted,  
MICHAEL S. BAER, III  
Secretary of the Senate

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

**Message from the Senate**

**SENATE BILLS**

June 1, 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. 3 and 109

Respectfully submitted,  
MICHAEL S. BAER, III  
Secretary of the Senate

**Suspension of the Rules**

On motion of Rep. Wiggins, 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. 3—  
BY SENATOR SHORT**

AN ACT

To amend and reenact R.S. 47:297(D)(1) and (2), relative to individual income tax; to provide for a home-school tax credit; and to provide for related matters.

Read by title.

**SENATE BILL NO. 109—  
BY SENATOR DYESS**

AN ACT

To amend and reenact R.S. 47:305.37, relative to sales tax of political subdivisions; to authorize the exemption of certain items used for farm purposes; and to provide for related matters.

Read by title.

**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. 89—  
BY REPRESENTATIVE WILKERSON**

A CONCURRENT RESOLUTION

To commend and congratulate Wanda and Abrah Ford on their selection as "Foster Parents of the Year" by the Monroe regional office of community services.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 90—**  
BY REPRESENTATIVES HOLDEN, COPELIN, AND QUEZAIRE  
A CONCURRENT RESOLUTION

To express the findings of the Legislature of Louisiana that action taken by the Board of Regents at its April 23, 1998, meeting relative to the Tulane University Environmental Law Clinic exceeded the powers of the board, to declare such action by the board to be ultra vires, and to direct the board to cease and desist from involving itself formally or informally in the policies and programs of Tulane University or in matters involving the administration, management, or oversight of the Tulane University Environmental Law Clinic.

Read by title.

On motion of Rep. Holden, and under a suspension of the rules, the above resolution was referred to the Committee on Education, under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 91—**  
BY REPRESENTATIVE GUILLORY  
A CONCURRENT RESOLUTION

To express the condolences of the legislature to the family of Mr. Abraham Simien.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 92—**  
BY REPRESENTATIVE FARVE  
A CONCURRENT RESOLUTION

To create and to provide with respect to the Louisiana Recidivism Reduction Task Force, a joint legislative and executive departmental committee, to study the feasibility of creating a recidivism reduction division within the Department of Labor in order to facilitate the training and job search process for former inmates, and to study and to make recommendations relative to the coordination of efforts to reduce the recidivism rate in Louisiana and to encourage employment of former inmates.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 93—**  
BY REPRESENTATIVE WILKERSON  
A CONCURRENT RESOLUTION

To commend the National Association of Lincolmites, its founders, past and present executive officers, and all participating members thereof for establishing and maintaining an organization of excellence dedicated to the unity of all people who had ever attended or worked at Lincoln High School.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 94—**

BY REPRESENTATIVE DAMICO

A CONCURRENT RESOLUTION

To memorialize the United States Environmental Protection Agency (EPA) to help the states comply with Title VI of the Civil Rights Act and to adopt sensible and reasonable policies for investigating and resolving Title VI administrative complaints challenging permits and to memorialize the members of the Louisiana congressional delegation to take full notice of the governor's and the Legislature's strong support of the Environmental Council of the States (ECOS) resolution condemning the application of the United States Environmental Protection Agency's (EPA) standards for "Interim Guidance for Investigating Title VI Administrative Complaints Challenging Permits" and take appropriate steps in Congress to declare that these "Interim Guidance" standards violate the congressional intent of both the Civil Rights Act and the various federal environmental laws, and should be formally withdrawn by EPA.

Read by title.

On motion of Rep. Damico, and under a suspension of the rules, the above resolution was referred to the Committee on Environment, under the rules.

### Reports of Committees

The following reports of committees were received and read:

#### Report of the Committee on Ways and Means

June 1, 1998

To the Speaker and Members of the House of Representatives:

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

House Bill No. 41, by Thornhill  
Reported with amendments. (10-0) (Regular)

House Bill No. 186, by Scalise  
Reported with amendments. (11-0) (Regular)

House Bill No. 286, by Diez  
Reported with amendments. (14-0) (Regular)

House Bill No. 302, by Scalise  
Reported favorably. (14-0) (Regular)

House Bill No. 313, by Murray  
Reported by substitute. (14-0)

Senate Bill No. 8, by Schedler  
Reported favorably. (14-0) (Regular)

Senate Bill No. 119, by Schedler  
Reported favorably. (14-0) (Regular)

JOHN A. ALARIO, JR.  
Chairman

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

**House Bills and Joint Resolutions on Second Reading to be Referred**

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

**Motion**

On motion of Rep. Wiggins, the Committee on Ways and Means was discharged from further consideration of House Bill No. 162.

**HOUSE BILL NO. 162—**  
BY REPRESENTATIVE WIGGINS  
AN ACT

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

Read by title.

**Motion**

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

**Motion**

On motion of Rep. Wiggins, the Committee on Ways and Means was discharged from further consideration of House Bill No. 210.

**HOUSE BILL NO. 210—**  
BY REPRESENTATIVE WIGGINS  
AN ACT

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

Read by title.

**Motion**

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

**Suspension of the Rules**

On motion of Rep. McMains, the rules were suspended to permit the Committee on Civil Law and Procedure to meet on Tuesday, June 2, 1998, and consider the following legislative instruments without giving the notice required by House Rule 14.21(A):

House Bill No. 77

**Suspension of the Rules**

On motion of Rep. Diez, the rules were suspended to permit the Committee on Transportation, Highways and Public Works to meet on Tuesday, June 2, 1998, and consider the following legislative instruments without giving the notice required by House Rule 14.21(A):

House Concurrent Resolution Nos. 71 and 59

**Suspension of the Rules**

On motion of Rep. Alario, the rules were suspended to permit the Committee on Ways and Means to meet on Tuesday, June 2, 1998, and consider the following legislative instruments without giving the notice required by House Rule 14.21(A):

House Bill Nos. 158, 202, 265, 266, 267, and 268

Senate Bill Nos. 14, 18, 29, 40, 74, 78, and 120

Senate Concurrent Resolution No. 38

**Suspension of the Rules**

On motion of Rep. Damico, the rules were suspended to permit the Committee on Environment to meet on Tuesday, June 2, 1998, and consider the following legislative instruments without giving the notice required by House Rule 14.21(A):

House Concurrent Resolution No. 94

**Leave of Absence**

Rep. Durand - 1 day

**Adjournment**

On motion of Rep. Kenney, at 7:00 P.M., the House agreed to adjourn until Tuesday, June 2, 1998, at 3:00 P.M.

The Speaker Pro Tempore of the House declared the House adjourned until 3:00 P.M., Tuesday, June 2, 1998.

ALFRED W. SPEER  
Clerk of the House

C. Wayne Hays  
Journal Clerk, *Emeritus*