

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

TWENTY-FIRST DAY'S PROCEEDINGS

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

House of Representatives
State Capitol
Baton Rouge, Louisiana

Thursday, June 4, 1998

The House of Representatives was called to order at 1:00 P.M., by the Honorable C. E. "Peppi" Bruneau, Jr., Speaker Pro Tempore of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

Mr. Speaker	Guillory	Powell
Alario	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	Theriot
Crane	Lancaster	Thomas
Curtis	Landrieu	Thompson
Damico	LeBlanc	Thornhill
Daniel	Long	Toomy
Deville	Marionneaux	Travis
DeWitt	Martiny	Triche
Diez	McCain	Vitter
Dimos	McCallum	Waddell
Donelon	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Michot	Welch
Farve	Mitchell	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson

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

ABSENT

Strain
Total—1

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

Prayer

Prayer was offered by Rev. Forell Bering.

Pledge of Allegiance

Rep. Triche 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. Riddle, the reading of the Journal was dispensed with.

On motion of Rep. Riddle, the Journal of June 3, 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 3, 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. 58 and 59

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

June 3, 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. 13
Returned with amendments.

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House Concurrent Resolution No. 29
Returned without amendments.

House Concurrent Resolution No. 64
Returned with amendments.

House Concurrent Resolution No. 73
Returned with amendments.

House Concurrent Resolution No. 107
Returned without amendments.

House Concurrent Resolution No. 108
Returned without amendments.

House Concurrent Resolution No. 110
Returned without amendments.

House Concurrent Resolution No. 111
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

APPOINTMENT OF CONFERENCE COMMITTEE

June 3, 1998

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1: Senators Bagneris, Hainkel, and Dardenne.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

HOUSE BILLS

June 3, 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. 153
Returned without amendments.

House Bill No. 188
Returned without amendments.

House Bill No. 211
Returned without amendments.

House Bill No. 254
Returned without amendments.

House Bill No. 258
Returned without amendments.

House Bill No. 259
Returned without amendments.

House Bill No. 260
Returned without amendments.

House Bill No. 318
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Introduction of Resolutions, House and House Concurrent

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

HOUSE RESOLUTION NO. 58— BY REPRESENTATIVE MONTGOMERY A RESOLUTION

To express the intent of the legislature with regard to the enactment of R.S. 33:2711(A)(2) which authorizes certain municipal sales taxes.

Read by title.

Lies over under the rules.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on House and Governmental Affairs

June 4, 1998

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on June 3, 1998, I am directed by your Committee on House and Governmental Affairs to submit the following report:

House Concurrent Resolution No. 98, by LeBlanc
Reported with amendments. (13-0)

CHARLES D. LANCASTER, JR.
Chairman

Suspension of the Rules

On motion of Rep. LeBlanc, the rules were suspended in order to take up the resolutions contained in the committee report at this time.

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. 98—
 BY REPRESENTATIVES LEBLANC AND THOMPSON
 A CONCURRENT RESOLUTION

To urge and request the House Committee on Commerce and the Senate Committee on Commerce and Consumer Protection to meet and to function as a joint committee to study the statutory, regulatory, and policy advantages and impediments to the movement of university technology to the marketplace in Louisiana.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Concurrent Resolution No. 98 by Representative LeBlanc

AMENDMENT NO. 1

On page 1, delete line 2 and insert the following:

"To urge and request the House Committee on Commerce and the Senate Committee on Commerce and Consumer Protection to meet and to function as a joint committee to study the"

AMENDMENT NO. 2

On page 2, delete lines 26 and 27 and insert the following:

"does hereby urge and request the House Committee on Commerce and the Senate Committee on Commerce and Consumer Protection to meet and to function as a joint committee to study the statutory, regulatory, and policy"

AMENDMENT NO. 3

On page 3, at the end of line 3, after "committee" delete "shall be"

AMENDMENT NO. 4

On page 3, delete lines 4 through 6 and insert "report"

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

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

Report of the Committee on Civil Law and Procedure

June 4, 1998

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on June 3, 1998, I am directed by your Committee on Civil Law and Procedure to submit the following report:

Senate Bill No. 29, by Bagneris (Joint Resolution)
 Reported with amendments. (10-0) (Regular)

Senate Bill No. 32, by Malone (Joint Resolution)
 Reported with amendments. (10-0) (Regular)

Senate Bill No. 34, by Johnson (Joint Resolution)
 Reported with amendments. (10-0) (Regular)

F. CHARLES MCMAINS, JR.
 Chairman

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

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. 109—
 BY REPRESENTATIVE MORRELL
 A CONCURRENT RESOLUTION

To authorize the House Committee on Commerce and the Senate Committee on Commerce and Consumer Protection to meet and to function as a joint committee to study the rules and regulations promulgated by the Louisiana State Racing Commission and to report the findings of the joint committee to the legislature prior to the convening of the 1999 Regular Session.

Read by title.

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

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 54—
 BY SENATOR CASANOVA
 A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the problem of litter on the highways resulting from fragments of tire tread dropping from motor vehicles and to propose methods to solve the problem.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 57—
 BY SENATOR HOLLIS
 A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Commerce and Consumer Protection and the House Committee on Commerce to function as a joint committee to study the feasibility of establishing a state rural retirement center policy.

Read by title.

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

**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. 96—
BY SENATOR BEAN

AN ACT

To amend and reenact R.S. 51:1787(A)(2)(a) and to enact R.S. 51:1787(A)(2)(c), relative to tax credits; to authorize the State Board of Commerce and Industry, after consultation with the Department of Economic Development and the Department of Revenue, and with the approval of the governor, to enter into contracts which provide certain tax credits to certain industries located in certain port complexes in parishes having a population between two hundred forty-eight thousand and two hundred forty-nine thousand; and to provide for related matters.

Read by title.

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

**House 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. 25—
BY REPRESENTATIVES LEBLANC AND DOWNER
A RESOLUTION

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

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

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

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

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

HOUSE CONCURRENT RESOLUTION NO. 72—
BY REPRESENTATIVE GAUTREAU
A CONCURRENT RESOLUTION

To urge and request the Department of Natural Resources and permit applicants publishing notices in official parish journals to also publish such notices in newspapers within affected localities when public notice in an official parish journal may be insufficient.

Read by title.

Reported favorably by the Committee on Natural Resources.

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

HOUSE CONCURRENT RESOLUTION NO. 77—
BY REPRESENTATIVES BARTON, BAUDOIN, FARVE, KENNEY,
POWELL, AND SHAW

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the feasibility of the state having sole responsibility for paying teacher salaries using a statewide minimum salary schedule that would ensure that the average teacher pay in Louisiana would be at the Southern Regional Education Board average and to report its findings to the legislature at the earliest possible time.

Read by title.

Reported favorably by the Committee on Education.

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

HOUSE CONCURRENT RESOLUTION NO. 78—
BY REPRESENTATIVE WRIGHT
A CONCURRENT RESOLUTION

To nominate the Little River in Grant and LaSalle Parishes for declassification from the Louisiana natural and scenic rivers system.

Read by title.

Reported favorably by the Committee on Natural Resources.

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

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.

Reported favorably by the Committee on Education.

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

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

To request that the House and Senate Committees on Labor and Industrial Relations meet and function as a joint 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.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Concurrent Resolution No. 92 by Representative Farve

AMENDMENT NO. 1

On page 1, delete lines 2 and 3 in their entirety and insert "To request that the House and Senate Committees on Labor and Industrial Relations meet and function as a joint committee"

AMENDMENT NO. 2

On page 2, delete lines 9 and 10 in their entirety and insert "does hereby request that the House and Senate Committees on Labor and Industrial Relations meet and function as a joint committee to"

AMENDMENT NO. 3

On page 2, delete lines 16 through 28 and on page 3, delete lines 1 through 3 in their entirety and insert the following:

"BE IT FURTHER RESOLVED that the Louisiana Legislature does hereby request that the joint committee invite the president of the State Board of Elementary and Secondary Education, the chairman of the Workforce Commission, the chairman of the community and technical colleges board, or their designees, and the secretaries of the Department of Public Safety and Corrections, the Department of Economic Development, the Department of Education, the Department of Health and Hospitals, the Department of Labor, the Department of Revenue, and the Department of Social Services, or their designees, to give testimony and comment to the joint committee on the issues contained in this Resolution.

BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the governor, the president of the State Board of Elementary and Secondary Education, the chairman of the Workforce Commission, the chairman of the community and technical colleges board, and the secretaries of the Department of Public Safety and Corrections, the Department of Economic Development, the Department of Education, the Department of Health and Hospitals, the Department of Labor, the Department of Revenue, and the Department of Social Services."

AMENDMENT NO. 4

On page 3, line 4, change "task force" to "joint committee"

AMENDMENT NO. 5

On page 3, delete lines 7 and 8 in their entirety

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

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

HOUSE CONCURRENT RESOLUTION NO. 95—

BY REPRESENTATIVES LONG, BARTON, BAUDOIN, CURTIS, FARVE, KENNEY, POWELL, PRATT, SALTER, AND WRIGHT
A CONCURRENT RESOLUTION

To urge and request the state Department of Education to study the development and implementation of a prekindergarten program in Louisiana similar to the Georgia Prekindergarten Program and to report its findings and recommendations on such development and implementation to the House and Senate

Committees on Education at least thirty days prior to the beginning of the 1999 Regular Session of the Legislature.

Read by title.

Reported favorably by the Committee on Education.

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

HOUSE CONCURRENT RESOLUTION NO. 96—

BY REPRESENTATIVES BARTON, BAUDOIN, FARVE, AND POWELL
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to compile definitive information and report in writing to the House Committee on Education and to the Senate Committee on Education prior to the convening of the 1999 Regular Session on the amount of increased revenues from all sources available to each governing authority of a public elementary or secondary school in the state for the 1998-1999 Fiscal Year compared with the previous fiscal year and the estimated percentage of such increased revenues allocated by each such governing authority to be spent during the 1998-1999 school year for classroom teacher salary increases and other classroom instructional purposes.

Read by title.

Reported favorably by the Committee on Education.

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

HOUSE CONCURRENT RESOLUTION NO. 102—

BY REPRESENTATIVES MCDONALD, HILL, LONG, SALTER AND WIGGINS
A CONCURRENT RESOLUTION

To urge and request each governing authority of a public secondary school to use any increase in state or local funds for the 1998-1999 school year to enhance classroom activities including allocating a portion of such funds to secondary vocational teachers to defray the costs of providing classroom instructional materials and supplies.

Read by title.

Reported favorably by the Committee on Education.

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

Senate Concurrent Resolutions Reported by Committees

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

SENATE CONCURRENT RESOLUTION NO. 3—

BY SENATOR ELLINGTON
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the development and implementation of career options beginning in the ninth grade with a course of study for students planning immediate post secondary education and a course of study for students planning immediate entry into the work force, with both options receiving the same diploma and meeting the same requirements for all state-sponsored scholarship and other student financial assistance programs.

Read by title.

Reported favorably by the Committee on Education.

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

SENATE CONCURRENT RESOLUTION NO. 4—

BY SENATORS HAINKEL AND SHORT
A CONCURRENT RESOLUTION

To request the Department of Wildlife and Fisheries to study that portion of the Tchefuncte River from the Highway 22 Bridge to its entrance into Lake Pontchartrain for possible inclusion in the Louisiana natural and scenic rivers system.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original Senate Concurrent Resolution No. 4 by Senators Hainkel and Short

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "request" insert "urge and" and after "to" and before "study" insert "evaluate and"

AMENDMENT NO. 2

On page 1, line 4, after "Pontchartrain" insert a period "." and delete the remainder of the line and delete line 5 in its entirety

AMENDMENT NO. 3

On page 1, line 13, after "hereby" insert "urges and" and after "to" and before "study" insert "evaluate and"

AMENDMENT NO. 4

On page 1, line 15, after "Pontchartrain" delete the remainder of the line and insert in lieu thereof the following:

"and to provide recommendations to the legislature as to what actions are necessary to maintain the river while insuring its natural scenic beauty."

AMENDMENT NO. 5

On page 1, delete line 16 in its entirety and on page 2, delete lines 1 through 10 in their entirety and insert in lieu thereof the following:

"BE IT FURTHER RESOLVED that the Louisiana Legislature hereby requests the secretary to consider all possible alternatives available to ensure the future protection and preservation of the Tchefuncte River south of LA 22.

BE IT FURTHER RESOLVED that the secretary of the Department of Wildlife and Fisheries shall submit a report of his findings and recommendations to the legislature by January 31, 1999.

BE IT FURTHER RESOLVED that the secretary of the Department of Wildlife and Fisheries is also requested to evaluate, as part of the study, any state and federal laws and local ordinances which may regulate setbacks, clear cutting, drainage or any other

hindrances to future development of the area, and include any relevant data he finds in his final report."

On motion of Rep. John Smith, the amendments were adopted.

On motion of Rep. John Smith, the resolution, as amended, was ordered passed to its third reading.

SENATE CONCURRENT RESOLUTION NO. 8—

BY SENATOR DARDENNE
A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Senate and Governmental Affairs and the House Committee on House and Governmental Affairs to function as a joint committee to study the feasibility of mandating a reporting system which requires certain candidates for a statewide office to disclose a contributor's occupation and employer.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

SENATE CONCURRENT RESOLUTION NO. 29—

BY SENATORS BAGNERIS AND HOLLIS
A CONCURRENT RESOLUTION

To direct the appropriate gaming divisions, office of state police, Department of Public Safety and Corrections and the Louisiana Gaming Control Board to work with the appropriate industry representatives and visitor, convention, or tourist bureaus to develop, adopt, and implement necessary and appropriate rules to provide an approval and permitting process for the display and operation for demonstration purposes of electronic gaming machines, including video draw poker devices, at trade shows and conventions.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

SENATE CONCURRENT RESOLUTION NO. 31—

BY SENATOR ELLINGTON
A CONCURRENT RESOLUTION

To direct the Department of Wildlife and Fisheries to report to the legislature on the beaver and nutria problem in the state and to further report on the actions taken by the department as directed by House Concurrent Resolution No. 79 of the 1995 Regular Session.

Read by title.

Reported favorably by the Committee on Natural Resources.

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

SENATE CONCURRENT RESOLUTION NO. 36—

BY SENATOR JONES
A CONCURRENT RESOLUTION

To create and provide for the Louisiana Commission on Poverty to study and make recommendations for developing and implementing a comprehensive coordinated program to reduce poverty in this state.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Concurrent Resolution No. 36 by Senator Jones

AMENDMENT NO. 1

On page 1, delete line 2 in its entirety and insert "To request the Senate Committee on Labor and Industrial Relations and the House Committee on Health and Welfare to meet and function as a joint committee to study and"

AMENDMENT NO. 2

On page 1, delete lines 5 and 6 in their entirety

AMENDMENT NO. 3

On page 3, delete line 6 in its entirety and insert "does hereby request the Senate Committee on Labor and Industrial Relations and the House Committee on Health and Welfare to meet and function as a joint committee to study and make"

AMENDMENT NO. 4

On page 3, delete lines 9 through 28 and on page 4, delete lines 1 through 11 in their entirety and insert the following:

"BE IT FURTHER RESOLVED that the Louisiana Legislature does hereby request that the joint committee invite the secretary of the Department of Labor, the secretary of the Department of Social Services, the secretary of the Department of Health and Hospitals, the secretary of the Department of Economic Development, the superintendent of education, the chancellor of the Louisiana State University Medical Center, the director of the office of rural development, and the director of the office of urban development, or their designees, to give testimony and comment to the joint committee on the issues contained within this Resolution."

AMENDMENT NO. 5

On page 4, line 19, after "that the" delete the remainder of the line and insert "joint committee"

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

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

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.

Reported favorably by the Committee on Health and Welfare.

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

SENATE CONCURRENT RESOLUTION NO. 48—

BY SENATOR CLEO FIELDS

A CONCURRENT RESOLUTION

To create the Task Force on Statewide Public Transportation; to study the public transportation network throughout the state; to determine deficiencies within such transportation system; and to establish a plan of action based on methods to improve the public transportation network.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original Senate Concurrent Resolution No. 48 by Senator Cleo Fields

AMENDMENT NO. 1

On page 1, delete line 2, and insert "To request that the Senate and House Committees on Transportation, Highways, and Public Works meet and function as a joint committee to study the"

AMENDMENT NO. 2

On page 2, delete line 11, and insert "does hereby request that the Senate and House Committees on Transportation, Highways, and Public Works meet and function as a joint committee to study the"

AMENDMENT NO. 3

On page 2, delete lines 15 through 28 and on page 3, delete lines 1 through 5 in their entirety and insert the following:

"BE IT FURTHER RESOLVED that the Legislature of Louisiana does hereby request the joint committee to allow the secretary of the Department of Transportation and Development, the secretary of the Department of Social Services, and the secretary of the Department of Labor, or their designees, to sit with the joint committee and participate in the discussion of the issues contained herein, including the right to ask questions; however, such persons shall not have the right to make motions or to vote.

BE IT FURTHER RESOLVED that the joint committee shall invite the director of the Regional Transit Authority, Orleans Parish, the director of the Capitol Transit Corporation, East Baton Rouge Parish, the president of the Louisiana Public Transportation Association, and the director of SPORTRAN, Caddo and Bossier Parishes, or their designees, and representatives of rural transit providers to give testimony and comment to the joint committee on the issues contained within this Resolution.

BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the secretary of Department of Transportation and Development, the secretary of the Department of Social Services, and the secretary of the Department of Labor."

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AMENDMENT NO. 4

On page 3, line 6, delete "task force herein created" and insert "joint committee"

AMENDMENT NO. 5

On page 3, at the end of line 7 delete "Senate and House" and delete line 8 and insert "legislature prior to February 1,"

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

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

SENATE CONCURRENT RESOLUTION NO. 50—

BY SENATOR ULLO

A CONCURRENT RESOLUTION

To create and provide for the FINS Juvenile Justice Task Force to make recommendations for devising a formula for the equitable distribution of state funds for the administration of the Families in Need of Services program throughout Louisiana's forty-one judicial district courts.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original Senate Concurrent Resolution No. 50 by Senator Ullo

AMENDMENT NO. 1

On page 1, delete line 2, and insert "To request that the Senate Committee on Judiciary - A and the House Committee on Administration of Criminal Justice meet and function as a joint committee to study and to make"

AMENDMENT NO. 2

On page 2, delete line 8, and insert "does hereby request that the Senate Committee on Judiciary - A and the House Committee on Administration of Criminal Justice meet and function as a joint committee to study and to make recommendation for devising a mechanism for the"

AMENDMENT NO. 3

On page 2, line 9, change "admission" to "administration"

AMENDMENT NO. 4

On page 2, delete lines 11 through 25 in their entirety and insert the following:

"BE IT FURTHER RESOLVED that the joint committee shall invite the president of the Louisiana FINS Association, the secretary of the Department of Social Services, the secretary of the Department of Public Safety and Corrections, the attorney general, the president of the Louisiana Council of Juvenile and Family Court Judges, the executive director of the Louisiana Commission on Law Enforcement and the Administration of Criminal Justice, or their designees, to give

testimony and comment to the joint committee on the issues contained within this Resolution.

BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the president of the Louisiana FINS Association, the secretary of the Department of Public Safety and Corrections, the attorney general, the president of the Louisiana Council of Juvenile and Family Court Judges, the executive director of the Louisiana Commission on Law Enforcement and the Administration of Criminal Justice."

AMENDMENT NO. 5

On page 2, line 26, after "that the" and before "committee" insert "joint"

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

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

SENATE CONCURRENT RESOLUTION NO. 52—

BY SENATOR SCHEDLER AND REPRESENTATIVE SCHNEIDER

A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Wildlife and Fisheries to evaluate and study scenic Bayou Liberty in St. Tammany Parish from the center of the waterway to the low water mark.

Read by title.

Reported favorably by the Committee on Natural Resources.

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

Senate Instruments on Second Reading Returned from the Legislative Bureau

The following Senate Instruments on second reading, returned from the Legislative Bureau, were taken up and acted upon as follows:

SENATE BILL NO. 41—

BY SENATOR GREENE

AN ACT

To enact R.S. 47:306(B)(10), relative to taxation; to exempt drop shipment sales by a manufacturer to a wholesaler without a "W" number if the property is subsequently transferred to a wholesaler with a "W" number; to provide for evidence of such sale; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 53 (Duplicate of House Bill No. 98)—

BY SENATOR BARHAM AND REPRESENTATIVE ALARIO

AN ACT

To enact R.S. 47:643.1, relative to the taxation of timber; to provide that the severance tax shall be the only tax on standing timber or

the right to cut and remove or use timber; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 54—
BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 47:287.95(C) and to enact R.S. 47:601.1, relative to corporate income tax and franchise tax of certain transportation companies; to provide a minimal nexus standard for certain trucking companies before their income is apportioned to Louisiana for income tax purposes and before corporation franchise tax is imposed; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 59—
BY SENATOR BARHAM

AN ACT

To repeal Part II of Chapter 6 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, composed of R.S. 47:651, Part III of Chapter 6 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, composed of R.S. 47:671 through 681.1, and Part IV of Chapter 6 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, composed of R.S. 47:691 through 697, relative to taxes related to natural resources; to repeal certain taxes; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 64—
BY SENATOR MALONE

AN ACT

To amend and reenact R.S. 47:305.41 and 305.43(A), relative to sales taxation of Bass Life; to provide an exemption from state and local sales and use tax for Bass Life or any of its chapters; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

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.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 103—
BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 47:820.4, relative to funding; to provide for the duration of the TIMED program; to provide relative to the refunding of bonds issued for such program; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

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.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**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. 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.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 71—
BY REPRESENTATIVE HOLDEN

A CONCURRENT RESOLUTION

To urge and request the Legislature of Louisiana, as it considers the FY 1998-99 budget, to consider enhancing the resources available to mass transit providers by substantially increasing the funding to the Mass Transit Account of the Parish Transportation Fund.

Read by title.

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

Ordered to the Senate.

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.

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

Ordered to the Senate.

Suspension of the Rules

On motion of Rep. DeWitt, 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. 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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Guillory, Holden, and Quezaire to Engrossed House Concurrent Resolution No. 94 by Representative Damico

AMENDMENT NO. 1

On page 4, between lines 6 and 7, insert the following:

"BE IT FURTHER RESOLVED that the Louisiana House of Representatives Districts 11, 17, 34, 58, 63, 96, 100, and 101 are hereby declared as exempt from the provisions of this House Concurrent Resolution."

Rep. Guillory moved the adoption of the amendments.

Rep. Damico objected.

By a vote of 45 yeas and 41 nays, the amendments were adopted.

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

Rep. Holden objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Hammett	Salter
Alexander, R.—13th	Heaton	Scalise
Ansardi	Hebert	Schneider
Barton	Hopkins	Schwegmann
Bowler	Jenkins	Shaw
Bruneau	Johns	Smith, J.D.—50th
Carter	Kennard	Strain
Clarkson	Kenney	Theriot
Crane	Lancaster	Thomas
Damico	LeBlanc	Thompson
Deville	Long	Thornhill
DeWitt	Martiny	Toomy
Diez	McCain	Travis
Dimos	McCallum	Triche
Dupre	McMains	Vitter
Durand	Michot	Waddell
Faucheux	Morrish	Walsworth
Flavin	Odinot	Warner
Fontenot	Perkins	Wiggins
Frith	Pinac	Windhorst
Fruge	Powell	Winston
Gautreaux	Romero	Wright
Total—66		

NAYS

Alexander, A.—93rd	Guillory	Pierre
Baudoin	Hill	Pratt
Baylor	Holden	Quezaire
Bruce	Hudson	Riddle
Chaisson	Hunter	Welch
Copelin	Iles	Weston
Curtis	Jetson	Wilkerson

Farve	Landrieu	Willard
Glover	Marionneaux	
Green	Murray	
Total—28		

ABSENT

Mr. Speaker	Mitchell	Smith, J.R.—30th
Daniel	Montgomery	Stelly
Donelon	Morrell	
McDonald	Rousselle	
Total—10		

The resolution was adopted.

Ordered to the Senate.

Suspension of the Rules

On motion of Rep. Powell, and under a suspension of the rules, the above roll call was corrected to reflect him as voting yea on final passage of House Concurrent Resolution No. 94.

Suspension of the Rules

On motion of Rep. Glover, and under a suspension of the rules, the above roll call was corrected to reflect him as voting nay on the final passage to House Concurrent Resolution No. 94.

HOUSE CONCURRENT RESOLUTION NO. 104—

BY REPRESENTATIVE MCDONALD

A CONCURRENT RESOLUTION

To provide for legislative approval of the formula developed by the State Board of Elementary and Secondary Education and adopted by the board on June 1, 1998, to determine the cost of a minimum foundation program of education in all public elementary and secondary schools as well as to equitably allocate the funds to parish and city school systems.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McDonald to Engrossed House Concurrent Resolution No. 104 by Representative McDonald

AMENDMENT NO. 1

On page 9, line 25, after "code" and before "and" change "1000" to "1000-2200"

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

Speaker Downer in the Chair

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

Rep. Warner objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Powell
Alexander, A.—93rd	Green	Pratt
Alexander, R.—13th	Hammett	Quezaire
Ansardi	Heaton	Riddle
Barton	Hebert	Salter
Baudoin	Hill	Schneider
Baylor	Hopkins	Schwegmann
Bruce	Hudson	Shaw
Carter	Hunter	Smith, J.D.—50th
Clarkson	Iles	Smith, J.R.—30th
Copelin	Kenney	Strain
Crane	Landrieu	Thomas
Curtis	LeBlanc	Thompson
Damico	Long	Thornhill
Deville	McCallum	Toomy
DeWitt	McDonald	Travis
Diez	McMains	Triche
Dimos	Michot	Waddell
Donelon	Mitchell	Walsworth
Dupre	Montgomery	Wiggins
Durand	Morrell	Wilkerson
Farve	Morrish	Willard
Faucheux	Murray	Winston
Fontenot	Odinot	Wright
Fruge	Pierre	
Gautreaux	Pinac	
Total—76		

NAYS

Alario	Jenkins	Rousselle
Bowler	Johns	Scalise
Bruneau	Kennard	Stelly
Chaisson	Lancaster	Theriot
Daniel	Marionneaux	Vitter
Flavin	Martiny	Warner
Frith	McCain	Welch
Guillory	Perkins	Weston
Holden	Romero	Windhorst
Total—27		

ABSENT

Jetson
Total—1

The resolution was adopted.

Ordered to the Senate.

Suspension of the Rules

On joint motion of Reps. Kennard and Weston, and under a suspension of the rules, the above roll call was corrected to reflect their voting nay on final passage of House Concurrent Resolution No. 104.

HOUSE CONCURRENT RESOLUTION NO. 47—

BY REPRESENTATIVE JACK SMITH

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Board of Medical Examiners, in conjunction with the Louisiana chapters of the National Federation of the Blind and the American Council of the Blind, and the Department of Social Services, division of rehabilitation services, to prepare information describing resources available to persons who become blind or severely visually impaired and to make such information available to licensed physicians.

Called from the calendar.

Read by title.

On motion of Rep. Jack Smith, the resolution was adopted.

Ordered to the Senate.

Suspension of the Rules

On motion of Rep. Scalise, 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:

Motion

Rep. Scalise moved the rules be suspended in order to call House Bill No. 186 from the calendar.

Rep. DeWitt objected.

By a vote of 60 yeas and 38 nays, the motion to call House Bill No. 186 from the calendar failed.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

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.

Rep. Wright moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—101

NAYS

Total—0

ABSENT

Alexander, A.—93rd Jetson
Jenkins
Total—3

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 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.

Rep. Weston moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Riddle
Alario	Hammett	Romero
Alexander, R.—13th	Heaton	Rousselle
Ansardi	Hebert	Salter
Barton	Hill	Scalise
Baudoin	Holden	Schneider
Baylor	Hudson	Schwegmann
Bowler	Hunter	Shaw
Bruce	Iles	Smith, J.D.—50th
Bruneau	Johns	Smith, J.R.—30th
Carter	Kennard	Stelly
Chaisson	Kenney	Strain
Clarkson	Lancaster	Theriot
Copelin	Landrieu	Thomas
Curtis	LeBlanc	Thompson

Damico	Long	Thornhill
Daniel	Marionneaux	Toomy
DeWitt	McCain	Travis
Diez	McCallum	Triche
Dimos	McDonald	Vitter
Donelon	McMains	Waddell
Dupre	Michot	Walsworth
Durand	Montgomery	Warner
Farve	Morrell	Welch
Faucheux	Morrish	Weston
Flavin	Murray	Wiggins
Fontenot	Odinet	Willard
Frith	Pierre	Windhorst
Fruge	Pinac	Winston
Gautreaux	Powell	Wright
Glover	Pratt	
Green	Quezaire	
Total—94		

NAYS

Hopkins	Perkins
Jenkins	Wilkerson
Total—4	

ABSENT

Alexander, A.—93rd	Jetson
Crane	Martiny
Deville	Mitchell
Total—6	

The Chair declared the above bill was finally passed.

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.

SENATE BILL NO. 8—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 47:301(18)(a)(i) and (ii), relative to state and local sales and use taxes; to provide for an exclusion from state and local sales and use taxes on food items donated to food banks; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Holden to Engrossed Senate Bill No. 8 by Senator Schedler

AMENDMENT NO. 1

On page 1, line 2, between "(ii)" and the comma "," insert "and to enact 47:6012"

AMENDMENT NO. 2

On page 1, at the beginning of line 3, delete "sales and use"

AMENDMENT NO. 3

On page 1, line 4, between "banks;" and "and" insert "to provide for a credit against individual or corporation income taxes for donations of food products to food banks;"

AMENDMENT NO. 4

On page 2, between lines 22 and 23, insert the following:

"Section 2. R.S. 47:6012 is hereby enacted to read as follows:

§6012. Tax credit for donations to food banks

A. There shall be allowed a credit against the tax liability due under the corporate income or individual income tax for donations of food products made to food banks located in the state of Louisiana. The credit for each taxable year shall be limited to the lesser of twenty-five percent of the donor's tax liability or two hundred fifty dollars. This credit shall be in lieu of the deductions from gross income provided for in R.S. 47:57 or any other income tax credit provided for the donation by any provision of the Louisiana individual or corporate income taxes.

B. A donation shall not qualify for this credit unless approved and accepted by the food bank administrator, who shall provide the donor with documentation certifying the date, value of the donation, and the fitness of the food products for human consumption. The donor shall attach the documentation to the income tax return filed with the Department of Revenue.

C. For the purposes of this Section, the following words and phrases shall have the following meanings:

(1) "Food bank" shall be as defined by R.S. 9:2799.

(2) "Food products" means products which are suitable for human consumption and which are not spoiled or contaminated.

D. The secretary of the Department of Revenue shall promulgate such rules and regulations as may be deemed necessary to carry out the purposes of this Section."

AMENDMENT NO. 5

On page 2, delete line 23 and insert the following:

"Section 3. Section 1 of this Act shall become effective on July 1, 1998. Section 2 of this Act shall become effective for taxable periods beginning after December 31, 1998."

Rep. Holden moved the adoption of the amendments.

Rep. Schneider objected.

Rep. Alario moved to withdraw the amendments, pending the attachment of a fiscal note.

Rep. Holden objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Fruge	Odinet
Alexander, R.—13th	Gautreaux	Powell
Ansardi	Hammett	Rousselle
Barton	Heaton	Salter
Bowler	Hebert	Scalise
Bruce	Hill	Schneider
Bruneau	Hopkins	Smith, J.D.—50th

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Carter	Hudson	Smith, J.R.—30th
Clarkson	Iles	Stelly
Copelin	Jenkins	Thompson
Crane	Johns	Thornhill
Damico	Kenney	Toomy
Daniel	Lancaster	Triche
DeWitt	Landrieu	Vitter
Diez	LeBlanc	Waddell
Dimos	Long	Walsworth
Donelon	Martiny	Warner
Dupre	McCallum	Wiggins
Durand	McDonald	Windhorst
Faucheux	McMains	Winston
Flavin	Michot	Wright
Fontenot	Montgomery	
Frith	Morrish	
Total—67		

NAYS

Baudoin	Hunter	Quezaire
Baylor	Marionneaux	Riddle
Chaisson	McCain	Schwegmann
Curtis	Morrell	Thomas
Farve	Murray	Travis
Glover	Perkins	Welch
Green	Pierre	Weston
Guillory	Pinac	Wilkerson
Holden	Pratt	Willard
Total—27		

ABSENT

Mr. Speaker	Kennard	Strain
Alexander, A.—93rd	Mitchell	Theriot
Deville	Romero	
Jetson	Shaw	
Total—10		

The amendments were withdrawn.

Rep. Schneider moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Dupre	McMains	Waddell
Durand	Michot	Walsworth
Farve	Montgomery	Warner
Faucheux	Morrell	Welch
Flavin	Morrish	Weston
Fontenot	Murray	Wiggins
Frith	Odinet	Wilkerson
Fruge	Perkins	Willard
Gautreaux	Pierre	Windhorst
Glover	Pinac	Winston
Green	Powell	Wright
Total—99		

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Jetson	Mitchell
Deville	Kennard	
Total—5		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 119 (Substitute for Senate Bill No. 113 By Senator Schedler)—
BY SENATORS SCHEDLER AND LANDRY AND REPRESENTATIVE STELLY

AN ACT

To amend and reenact R.S. 47:305(D)(1)(s), relative to the exemption for medical devices used by the patient; to provide relative to such exemption and application thereof; to provide for the effect of the Act; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Stelly moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Quezaire
Alario	Hammett	Riddle
Alexander, R.—13th	Heaton	Romero
Ansardi	Hebert	Rousselle
Barton	Hill	Salter
Baudoin	Holden	Scalise
Baylor	Hopkins	Schneider
Bowler	Hudson	Schwegmann
Bruce	Hunter	Shaw
Bruneau	Iles	Smith, J.D.—50th
Carter	Jenkins	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	Montgomery	Welch
Farve	Morrell	Weston
Faucheux	Morrish	Wiggins
Flavin	Murray	Wilkerson
Fontenot	Odinet	Willard
Frith	Perkins	Windhorst
Frige	Pierre	Winston
Gautreaux	Pinac	Wright
Glover	Powell	
Green	Pratt	

Total—100

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Johns
Jetson	Mitchell
Total—4	

The Chair declared the above bill was finally passed.

Rep. Stelly 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. Thompson, the rules were suspended in order to take up House Concurrent Resolutions Returned from the Senate with Amendments at this time.

House Concurrent Resolutions Returned from the Senate with Amendments

The following House Concurrent Resolutions returned from the Senate with amendments were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 48— BY REPRESENTATIVES THOMPSON AND R. ALEXANDER A CONCURRENT RESOLUTION

To urge and request the Medical Vendor Program in the Department of Health and Hospitals to limit prescriptions written for Sildenafil Citrate, commonly referred to as Viagra.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Engrossed House Concurrent Resolution No. 48 by Representatives Thompson and Rodney Alexander

AMENDMENT NO. 1

On page 1, line 12, after "program" insert a period "." and delete the remainder of the line

AMENDMENT NO. 2

On page 1, delete lines 13 and 14 in their entirety

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—95

NAYS

Total—0

ABSENT

Alexander, A.—93rd	Holden	Romero
Crane	Hudson	
Deville	Jetson	
Heaton	Martiny	
Total—9		

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

Motion

Rep. Jenkins moved the rules be suspended in order to take up House Concurrent Resolution No. 64 at this time.

Rep. McDonald objected.

By a vote of 57 yeas and 36 nays, the House refused to suspend the rules.

Suspension of the Rules

On motion of Rep. Murray, the rules were suspended in order to take up House Bills and Joint Resolutions on Second Reading Reported by Committees at this time.

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:

Suspension of the Rules

On motion of Rep. Murray, the rules were suspended in order to call House Bill No. 320 from the calendar at this time.

**HOUSE BILL NO. 320 (Substitute for House Bill No. 313 by Representatives Murray and Hunter)—
BY REPRESENTATIVES MURRAY, HUNTER, AND COPELIN
AN ACT**

To amend and reenact R.S. 23:1474(I), 1515(B), 1536(D)(3)(a)(introductory paragraph), 1592(E) and to enact R.S. 23:1515(C), 1536(J), and 1553(B)(8)and (9), relative to unemployment compensation; to increase benefit amounts based upon the applied trust fund balance and direction of the fund; to increase the funds to be appropriated to the subaccount in the employment security administration fund for customized training; to provide for an incremental reduction in the employer contribution rate; to provide for a reduction in the employer contribution rate for positive ratio employers; to authorize an increase in the appropriation for the customized training fund in the social charge recoupment account; to authorize an increase in the appropriation for administrative costs in the social charge recoupment account; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Murray sent up floor amendments as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Murray to Original House Bill No. 320 by Representatives Murray, Hunter, and Copelin

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 23:" delete "1474(I),"

AMENDMENT NO. 2

On page 1, line 2 after "1515(B)" delete the remainder of the line and at the beginning of line 3, delete "paragraph), 1592(E)"

AMENDMENT NO. 3

On page 1, line 4, after "compensation;" delete the remainder of the line and delete line 5 in its entirety

AMENDMENT NO. 4

On page 1, at the beginning of line 6, delete "of the fund;"

AMENDMENT NO. 5

On page 2, line 1, after "R.S. 23:" delete "1474(I),"

AMENDMENT NO. 6

On page 2, line 1, after "1515(B)," delete the remainder of the line and at the beginning of line 2, delete "paragraph), 1592(E) are" and insert "is"

AMENDMENT NO. 7

On page 2, delete lines 4 through 6 and delete the remainder of the page and delete page 3 in its entirety and at the top of page 4, delete the remainder of the chart and delete line 1

AMENDMENT NO. 8

On page 4, delete lines 4 through 10 in their entirety and insert the following:

"B. Amounts that are appropriated and made available to the administrator from the social charge account, as provided in R.S. 23:1553(B)(9), shall be paid in the account created in Subsection A of this Section. Amounts from such account shall be pledged and dedicated for use solely and exclusively for supplemental funding of personnel costs associated with specific unemployment insurance functions of the Louisiana Department of Labor. Such functions shall"

AMENDMENT NO. 9

On page 5, delete lines 13 through 20 and delete line 21 in its entirety and insert the following:

"J. When the applied trust fund balance exceeds one billion two hundred thousand dollars, a net thirty"

AMENDMENT NO. 10

On page 6, line 13, after "which" delete the remainder of the line and at the beginning of line 14 delete "23:1474" and insert the following:

"the applied trust fund balance exceeds one billion two hundred thousand dollars"

AMENDMENT NO. 11

On page 7, line 9, after "which" delete the remainder of the line and on line 10 delete "of R.S.23:1474" and insert the following:

"the applied trust fund balance exceeds one billion two hundred thousand dollars"

AMENDMENT NO. 12

On page 7, delete lines 14 through 20 in their entirety and insert the following:

"Section 2. This Act shall take effect and become operative January 1, 1999. This Act shall become null and void January 1, 2000, unless an act of any subsequent regular or extraordinary session of the legislature is enacted which provides for a thirty percent increase in the maximum weekly benefit amount of unemployment compensation effective on or before July 1, 1999.

Section 3. The provisions of Section 2 of this Act shall become effective August 15, 1998."

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

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

Under the rules, placed on the regular calendar.

Privileged Report of the Legislative Bureau

June 4, 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. 29
Reported without amendments.

Senate Bill No. 32
Reported without amendments.

Senate Bill No. 34
Reported without amendments.

Respectfully submitted,

JIMMY N. DIMOS
Chairman

Suspension of the Rules

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

**Senate Instruments on Second Reading
Returned from the Legislative Bureau**

The following Senate Instruments on second reading, returned from the Legislative Bureau, were taken up and acted upon as follows:

SENATE BILL NO. 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.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 29 by Senator Bagneris

AMENDMENT NO. 1

On page 3, line 13, after "authorize" and before "tax liabilities" delete "the waiver of tax liens and" and insert the following:

"(1) the subordination and waiver of taxes and charges forming the basis of tax liens on blighted property in favor of a purchaser who is not a member of the immediate family of the owner nor an entity in which the owner has a substantial economic interest, but only in connection with a property renovation plan approved by the parish or municipal government where the property is located, and (2) the deduction of past due"

AMENDMENT NO. 2

On page 3, line 15, after "value," delete the remainder of the line and insert "to facilitate the blighted property"

AMENDMENT NO. 3

On page 3, line 17, after "located" and before "(Amends" change the period "." to a comma "," and add "and only after the renovation is completed."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

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.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 32 by Senator Malone

AMENDMENT NO. 1

On page 3, line 8, after "authority," and before "to enter" insert "in addition to their authority"

AMENDMENT NO. 2

On page 3, line 11, after "in a" delete the remainder of the line and delete lines 12 through 17 in their entirety and insert in lieu thereof the following:

"downtown, historic, or economic development district the right to pay ad valorem taxes, for an initial term of five years after completion of the work and for a renewal term of five additional years, based on the prior year's assessed valuation of the property, to grant an additional five-year renewal, for a total of fifteen years, if any such contract has as its primary object the development of structures for residential use within a downtown district."

AMENDMENT NO. 3

On page 3, at the beginning of line 18, delete "work."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

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.

Reported with amendments by the Committee on Civil Law and Procedure.

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 34 by Senator Johnson

AMENDMENT NO. 1

On page 3, line 2, after "imposed by" and before "local" delete "the" and insert "either (1) all"

AMENDMENT NO. 2

On page 3, line 4, after "state" and before "(Amends" change the period "." to a comma "," and add "or (2) all the tax authorities of the state."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

Suspension of the Rules

On motion of Rep. Alario, the rules were suspended in order to take up Reports of Committees at this time.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Ways and Means

June 4, 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. 21, by Faucheux (Joint Resolution)
Reported with amendments. (11-0)

Senate Concurrent Resolution No. 34, by Johnson
Reported with amendments. (10-0)

Senate Bill No. 40, by Romero
Reported with amendments. (12-0) (Regular)

Senate Bill No. 76, by Barham
Reported with amendments. (10-0) (Regular)

Senate Bill No. 82, by Campbell
Reported favorably. (11-0) (Regular)

Senate Bill No. 109, by Dyess
Reported favorably. (12-0) (Regular)

JOHN A. ALARIO, JR.
Chairman

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

Suspension of the Rules

On motion of Rep. Alario, the rules were suspended in order to take up House Bills contained in the committee report at this time.

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. 21—

BY REPRESENTATIVE FAUCHEUX
A JOINT RESOLUTION

Proposing to add Article VII, Section 21(J) of the Constitution of Louisiana, relative to property taxation; to authorize the State Board of Commerce and Industry to contract with developers of retirement communities and certain nursing facility operators for the exemption of ad valorem taxes; to provide for submission of the proposed amendment to the electors; 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. 21 by Representative Faucheux

AMENDMENT NO. 1

On page 1, line 4, between "communities" and "for" insert "and certain nursing facility operators"

AMENDMENT NO. 2

On page 2, line 4, change "communities," to "communities and nursing facility operators whose physical plants have been in operation for twenty years or more,"

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

Under the rules, the above bill, as amended, was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

Suspension of the Rules

On motion of Rep. Alario, the rules were suspended in order to take up Senate Concurrent Resolutions contained in the committee report at this time.

Senate Concurrent Resolutions Reported by Committees

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

SENATE CONCURRENT RESOLUTION NO. 34—
BY SENATORS JOHNSON, BARHAM, CAIN, LENTINI, SMITH,
THEUNISSEN AND SCHEDLER

A CONCURRENT RESOLUTION

To create and provide with respect to a special committee to study the entire tax system in order to make recommendations in the areas of tax exemptions, exclusions, deductions, credits, and refunds and to create an advisory committee and provide for an expert to assist the joint committee.

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 Engrossed Senate Concurrent Resolution No. 34 by Senator Johnson

AMENDMENT NO. 1

On page 1, at the end of line 4, delete "and to create" and at the beginning of line 5, delete "an advisory committee"

AMENDMENT NO. 2

On page 1, delete lines 7 through 12 in their entirety.

AMENDMENT NO. 3

On page 2, delete lines 18 through 28 in their entirety.

AMENDMENT NO. 4

On page 3, delete lines 1 through 20 in their entirety.

AMENDMENT NO. 5

On page 3, at the end of line 21, delete "and the"

AMENDMENT NO. 6

On page 3, line 22, delete "advisory committee" and change "their" to "its"

AMENDMENT NO. 7

On page 3, line 23, delete "each committee"

AMENDMENT NO. 8

On page 3, delete lines 26 through 28 in their entirety.

AMENDMENT NO. 9

On page 4, delete lines 1 through 12 in their entirety.

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

Under the rules, the above resolution, as amended, was recommitted to the Committee on House and Governmental Affairs.

Privileged Report of the Legislative Bureau

June 4, 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. 40
Reported without amendments.

Senate Bill No. 76
Reported without amendments.

Senate Bill No. 82
Reported without amendments.

Senate Bill No. 109
Reported without amendments.

Respectfully submitted,

JIMMY N. DIMOS
Chairman

Suspension of the Rules

On motion of Rep. Alario, the rules were suspended in order to take up the Senate Bills contained in the report at this time.

Senate Instruments on Second Reading Returned from the Legislative Bureau

The following Senate Instruments on second reading, returned from the Legislative Bureau, were taken up and acted upon as follows:

SENATE BILL NO. 40—
BY SENATOR ROMERO

AN ACT

To amend and reenact R.S. 33:2716 and 2716.2(A) and to enact R.S. 47:301(10)(s), relative to sales and use or rental and lease taxation; to exclude from certain state and/or political subdivision sales and use and lease or rental taxation certain sales to, and use, lease, and rentals by, construction contractors and subcontractors; 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 Reengrossed Senate Bill No. 40 by Senator Romero

AMENDMENT NO. 1

On page 2, delete lines 3 through 6 in their entirety and insert the following:

"B(1) Notwithstanding any other provision of law to the contrary, any contractor who is a general construction contractor licensed under R.S. 37:2150, et seq., who has a construction project in a parish may obtain a direct pay number to be issued by the collector of sales, use and lease taxes for such parish on behalf of all governmental agencies within that parish who levy a sales, use or lease tax (the "tax collector"). Such direct pay number shall be conclusive evidence that all sales or use taxes which would be owed on any tangible personal property purchased or otherwise acquired for use by such contractor in the project for which such direct pay number was issued, are due to the collector who issued such direct pay number.

(2) A contractor, upon receipt of the direct pay number certificate, shall submit such certificate to any dealer from whom the contractor has purchased or otherwise acquired property to be used on such construction project but only if such dealer is located outside the parish which issued such direct pay number and such dealer shall not be liable for collecting, reporting, or remitting any sales or use tax that might otherwise be owed on such transaction.

(3) If, after purchasing or otherwise acquiring such property, the contractor repairs, modifies, further fabricates, or stores such property outside of the parish which issued the direct pay number, no sales or use tax shall be owed on such activities.

(4) Any tax owed on the tangible personal property which was purchased or otherwise acquired using the direct pay number certificate shall be due to the parish which issued such direct pay number certificate when said property is imported into such parish by the contractor.

(5) If property upon which a tax has been in accordance with the provisions of this Subsection is subsequently used in a parish which did not issue a direct pay number, then the contractor shall be entitled to a credit for the monies paid to the parish which issued the direct pay number against any taxes assessed on such property by the parish in which the property was subsequently used.

(6) A construction subcontractor may apply for its own direct pay number. But if a direct pay number has been issued to the general construction contractor, a construction subcontractor shall be entitled to the benefit and use of the direct pay certificate issued to the general construction contractor for that project and there shall be no requirement that the construction subcontractor apply for or receive a separate direct pay number from the parish tax collector.

(7) A contractor shall apply for a direct pay number by submitting a written request to the collector of taxes for the parish within which the construction project occurs, together with any other documentation which the tax collector, by written regulation, may require. The tax collector shall, within thirty days from the receipt of a written request, issue its written decision as to whether the contractor will be issued a direct pay number.

(8) A direct pay number shall be issued only for those construction projects where the total bid submitted by the general construction contractor exceeds \$50,000.

(9) This Subsection shall only apply to the purchase or acquisition of that property which is specified under the contract for which the building permit has been issued and which becomes the property of the owner of the project at the completion of the contract.

(10) The provisions of this Subsection shall be effective from July 1, 1998 until July 1, 2000."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 76—
BY SENATOR BARHAM

AN ACT

To enact R.S. 47:6012, relative to employer tax credits; to establish an employer tax credit for income taxes and corporation franchise taxes for the donation of materials, equipment, advisors, or instructors to certain entities; to provide for the amount of the tax credit; to establish the taxable period for the tax credit; to provide for the promulgation of rules and regulations; to provide for an effective date for donations; to provide a termination date for the tax credit; 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 Reengrossed Senate Bill No. 76 by Senator Barham

AMENDMENT NO. 1

On page 1, line 4, between "of" and "materials" insert "certain"

AMENDMENT NO. 2

On page 1, line 4, delete "advisors,"

AMENDMENT NO. 3

On page 2, at the beginning of line 6, insert "the latest technology available in"

AMENDMENT NO. 4

On page 2, line 6, delete "advisors,"

AMENDMENT NO. 5

On page 2, line 10, delete "advisor or"

AMENDMENT NO. 6

On page 2, line 19, change "Labor" to "Revenue"

AMENDMENT NO. 7

On page 2, line 20, change "Revenue" to "Labor"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 82—
BY SENATOR CAMPBELL

AN ACT

To amend and reenact R.S. 47:3202(C) and 4304(C), relative to tax exemptions; to provide a right of first refusal to Louisiana businesses as a condition for business and manufacturing establishments; to receive certain tax exemptions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

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.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

Suspension of the Rules

On motion of Rep. Diez, the rules were suspended in order to take up Reports of Committees at this time.

Reports of Committees

The following reports of committees were received and read:

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

June 4, 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 Resolution No. 53, by Fauchaux
Reported with amendments. (9-0)

House Concurrent Resolution No. 99, by Fauchaux
Reported favorably. (9-0)

Senate Concurrent Resolution No. 44, by Romero
Reported favorably. (9-0)

JOHN C. DIEZ
Chairman

Suspension of the Rules

On motion of Rep. Diez, the rules were suspended in order to take up the House and House Concurrent Resolutions contained in the committee report at this time.

**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. 53—
BY REPRESENTATIVE FAUCHEUX
A RESOLUTION

To urge and request the Department of Transportation and Development to obtain and rely on the Federal Aviation Administration's method of certification of compliance with applicable statutes, regulations, and policies to the extent consistent with program goals and the need to protect state investment in order to use resources more efficiently in the department in the administration of state match dollars for federal grants for airports.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Resolution No. 53 by Representative Fauchaux

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "the" change "direct" to "urge and request"

AMENDMENT NO. 2

On page 3, line 2, after "hereby" and before "the Department" change "direct" to "urge and request"

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

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

Chairman

HOUSE CONCURRENT RESOLUTION NO. 99—
BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to obtain and rely on the Federal Aviation Administration's method of certification of compliance with applicable statutes, regulations, and policies to the extent consistent with program goals and the need to protect state investment in order to use resources more efficiently in the department in the administration of state match dollars for federal grants for airports.

Read by title.

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

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

Suspension of the Rules

On motion of Rep. Diez, the rules were suspended in order to take up the Senate Concurrent Resolutions contained in the committee report at this time.

**Senate Concurrent Resolutions
Reported by Committees**

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

SENATE CONCURRENT RESOLUTION NO. 44—
BY SENATOR ROMERO

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development, the Louisiana Transportation Research Center, Louisiana State University, the Louisiana Transportation Research Center Foundation, Inc. and private sector transportation entities to develop a public-private partnership for the planning, development, and construction of a transportation training and educational facility.

Read by title.

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

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

Privileged Report of the Legislative Bureau

June 4, 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. 112
Reported without amendments.

Respectfully submitted,

JIMMY N. DIMOS

Suspension of the Rules

On motion of Rep. Thornhill, the rules were suspended in order to take up the Senate Bills contained in the report at this time.

**Senate Instruments on Second Reading
Returned from the Legislative Bureau**

The following Senate Instruments on second reading, returned from the Legislative Bureau, were taken up and acted upon as follows:

SENATE BILL NO. 112—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 51:2771(K), relative to the Louisiana Capital Investment Tax Credit; to eliminate the termination date for the credit; to provide an effective date; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

Suspension of the Rules

On motion of Rep. Bruneau, 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:

Privileged Report of the Committee on Enrollment

June 4, 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. 55—
BY REPRESENTATIVES LANDRIEU, CLARKSON, AND DONELON
A RESOLUTION

To commend and congratulate David F. Dixon upon his seventy-fifth birthday for a lifetime of civic and religious service to the city of New Orleans and the Catholic Church and to recognize June 4, 1998, as David Dixon Day.

HOUSE RESOLUTION NO. 56—

BY REPRESENTATIVE WILKERSON

A RESOLUTION

To commend Doug Williams upon his selection as head football coach for Grambling State University and for his many achievements, accomplishments, and contributions.

HOUSE RESOLUTION NO. 57—

BY REPRESENTATIVE JOHN SMITH

A RESOLUTION

To commend and honor the Reverend Lenzo V. Scott on June 7, 1998, for fourteen years of devoted service to the Ellen Burr Missionary Baptist Church in Leesville, Louisiana.

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

June 4, 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. 29—

BY REPRESENTATIVE WILKERSON

A CONCURRENT RESOLUTION

To urge and request the Paul M. Hebert Law Center and the Southern University Law Center to provide a six-hour training course in law office management to graduates of each school, respectively, at no cost to such graduates.

HOUSE CONCURRENT RESOLUTION NO. 43—

BY REPRESENTATIVES R. ALEXANDER, CLARKSON, MCCALLUM, THOMPSON, WIGGINS, AND WILKERSON

A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Health and Hospitals to modify the medical assistance estate recovery program guidelines to provide for a homestead exemption of fifty thousand dollars and to permit the deduction of automobile insurance and maintenance expenses from the estimated value of an estate.

HOUSE CONCURRENT RESOLUTION NO. 44—

BY REPRESENTATIVES WILKERSON AND WIGGINS AND SENATOR IRONS

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to require acute care hospitals to have stroke plans and for state medical centers in New Orleans and Shreveport to become comprehensive stroke centers.

HOUSE CONCURRENT RESOLUTION NO. 62—

BY REPRESENTATIVES R. ALEXANDER AND ILES

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.

HOUSE CONCURRENT RESOLUTION NO. 65—

BY REPRESENTATIVE QUEZAIRE AND SENATOR LAMBERT

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.

HOUSE CONCURRENT RESOLUTION NO. 76—

BY REPRESENTATIVE QUEZAIRE AND SENATORS BAGNERIS, BAJOIE, BARHAM, BEAN, CAIN, CAMPBELL, CASANOVA, COX, DARDENNE, DYESS, ELLINGTON, HAINKEL, HEITMEIER, HINES, HOLLIS, JOHNSON, JONES, JORDAN, LAMBERT, LANDRY, LENTINI, MALONE, ROBICHAUX, ROMERO, SCHEDLER, SHORT, SIRACUSA, SMITH, TARVER, THEUNISSEN, AND ULLO

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to adopt and implement the national agriculture education program entitled "Ag in the Classroom" so that students will have a readily available resource for information about the various aspects of agriculture.

HOUSE CONCURRENT RESOLUTION NO. 84—

BY REPRESENTATIVES DANIEL AND WINSTON

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals and the Department of Social Services to work together to ensure that comprehensive mental health services, both treatment and preventive, are provided to the foster care children in the state of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 97—

BY REPRESENTATIVES PRATT, WILKERSON, MURRAY, A. ALEXANDER, BAYLOR, COPELIN, CURTIS, FARVE, GLOVER, GREEN, GUILLORY, HOLDEN, HUDSON, HUNTER, JETSON, MITCHELL, MORRELL, PIERRE, QUEZAIRE, WESTON, WILLARD, AND WELCH AND SENATORS BAJOIE, BAGNERIS, CRAVINS, C. FIELDS, W. FIELDS, IRONS, JOHNSON, JONES, AND TARVER

A CONCURRENT RESOLUTION

To commend Ms. Gloria Mae Bryant-Banks, former secretary of the Department of Social Services, upon the occasion of her retirement from a thirty-eight-year career of public service, for her dedicated service and contributions to the state of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 101—

BY REPRESENTATIVE HEATON AND SENATOR IRONS

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to restore the business meal deduction from its current level of fifty percent deductibility to one hundred percent deductibility.

HOUSE CONCURRENT RESOLUTION NO. 105—

BY REPRESENTATIVES PRATT AND COPELIN

A CONCURRENT RESOLUTION

To commend Mr. John O. Brown for contributions to Dillard University upon the occasion of his retirement after twenty-five years of generous and highly effective service.

HOUSE CONCURRENT RESOLUTION NO. 106—

BY REPRESENTATIVES JETSON AND DANIEL
A CONCURRENT RESOLUTION

To commend Catholic High School of Baton Rouge upon being named a 1997-1998 Blue Ribbon school by the United States Department of Education and to recognize that with this award, the school became one of less than twenty schools in the nation to win the Blue Ribbon School award three times.

HOUSE CONCURRENT RESOLUTION NO. 107—

BY REPRESENTATIVE MORRISH
A CONCURRENT RESOLUTION

To declare the weeks immediately preceding the driving holidays of Memorial Day, Labor Day, Thanksgiving, and New Year's as "Safe Driver Awareness Weeks" in the state of Louisiana, and to urge the Department of Transportation and Development, the Department of Public Safety and Corrections, and the Department of Culture, Recreation and Tourism to publicize these weeks.

HOUSE CONCURRENT RESOLUTION NO. 108—

BY REPRESENTATIVE BRUNEAU
A CONCURRENT RESOLUTION

To commend Mount Carmel Academy of New Orleans upon being named a 1997-1998 Blue Ribbon school by the United States Department of Education.

HOUSE CONCURRENT RESOLUTION NO. 110—

BY REPRESENTATIVES PIERRE, BAUDOIN, DURAND, HEBERT, LEBLANC, MICHOT, MORRISH, PINAC, AND ROMERO
A CONCURRENT RESOLUTION

To remember Neil Martin Nehrbass and to reflect on his contributions to the state, his hometown of Lafayette, its people, and its future.

HOUSE CONCURRENT RESOLUTION NO. 111—

BY REPRESENTATIVES MICHOT, BAUDOIN, FRITH, LEBLANC, PIERRE, AND PINAC AND SENATORS CASANOVA, CRAVINS, JORDAN, AND ROMERO
A CONCURRENT RESOLUTION

To commend St. Thomas More High School of Lafayette upon being named a 1997-1998 Blue Ribbon school by the United States Department of Education and to recognize that, with this award, the school became one of less than twenty schools in the nation to win the Blue Ribbon School award three times.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Concurrent Resolutions contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk of the House and were signed by the President of the Senate and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

Privileged Report of the Committee on Enrollment

June 4, 1998

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

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

The following House Bills have been properly enrolled:

HOUSE BILL NO. 188—

BY REPRESENTATIVES HOPKINS, GLOVER, AND BRUCE
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.

HOUSE BILL NO. 153—

BY REPRESENTATIVES WINDHORST AND MURRAY
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.

HOUSE BILL NO. 211—

BY REPRESENTATIVE THOMPSON
AN ACT

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

HOUSE BILL NO. 254—

BY REPRESENTATIVES TOOMY AND POWELL
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.

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.

HOUSE BILL NO. 259—

BY REPRESENTATIVE DANIEL AND SENATOR DARDENNE
AN ACT

To amend and reenact R.S. 47:293(7), 300.2(introductory paragraph), 300.5, 300.6(B)(1)(a), 300.7, and 300.10 and to repeal R.S. 47:300.6(B)(1)(c) and 300.8, relative to income taxation of estates and trusts and the individual income tax of nonresident individual beneficiaries; 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.

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.

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.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Bills contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk and were signed by the President of the Senate and taken by the Clerk of the House to the Governor for executive approval.

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

June 4, 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. 23, 30, 43, 45, 46, and 51

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

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

June 4, 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. 49

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

SENATE BILLS

June 4, 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. 69 and 116

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Pratt, 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. 69—
BY SENATOR BAGNERIS
AN ACT

To amend and reenact R.S. 47:120.37 (B) and (D), and to enact R.S. 47:120.37 (E), (F), (G) and (H), relative to revenue and taxation; to lower the minimum threshold for organizations to remain on the Louisiana Income Tax Donation Schedule; to require the annual rotation of organization names on the donation schedule; to allow organizations to provide an informational telephone number next to their name; to allow organizations removed from the income tax donation schedule due to the current minimum donation requirement to apply to be placed back on the donation schedule if they would have satisfied the lowered donation requirement during the past five years; to provide a tax deduction for donations; and to provide for related matters.

Read by title.

SENATE BILL NO. 116—
BY SENATORS BARHAM AND HINES
AN ACT

To enact R.S. 47:13, relative to taxation of activities on Indian reservations; to provide for the circumstances under which state taxes may be levied upon such activities; to provide for certain

compacts and agreements; to provide for certain dedications; 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. 112—
BY REPRESENTATIVES WILKERSON AND WESTON
A CONCURRENT RESOLUTION

To remember Marilyn Joy Clemons of Baton Rouge, Louisiana, and to reflect on her lifetime of dedication to the legal profession and to her community.

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. 113—
BY REPRESENTATIVE MURRAY
A CONCURRENT RESOLUTION

To urge and request the Louisiana Commission on Alcohol and Drug Abuse to hold public hearings on substance abuse throughout the state jointly with certain members of the legislature.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 114—
BY REPRESENTATIVE WINSTON
A CONCURRENT RESOLUTION

To commend St. Scholastica Academy of Covington upon being named a 1997-1998 Blue Ribbon school by the United States Department of Education.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 115—
BY REPRESENTATIVE LONG
A CONCURRENT RESOLUTION

To commend and congratulate Overton Owens for over sixty years as a performer, blues musician, folk artist, and Louisiana music legend.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 116—
BY REPRESENTATIVE FARVE
A CONCURRENT RESOLUTION

To commend Sister Mary Adrian Johnson for sixty of dedication and consecration to God, to church, and to the service of others.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 117—
BY REPRESENTATIVE FARVE
A CONCURRENT RESOLUTION

To commend Sister Mary Cornelia Hall for fifty years of dedication and consecration to God, to church, and to the service of others.

Read by title.

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

Ordered to the Senate.

Motion

Rep. Jenkins moved the rules be suspended in order to take up House Concurrent Resolutions Returned from the Senate with Amendments at this time.

Rep. McDonald objected.

By a vote of 63 yeas and 20 nays, the motion was agreed to.

House Concurrent Resolutions Returned from the Senate with Amendments

The following House Concurrent Resolutions returned from the Senate with amendments were taken up and acted upon as follows:

Motion

Rep. Jenkins moved the rules be suspended in order to consider House Concurrent Resolution No. 64 just returned from the Senate with amendments.

Rep. McDonald objected.

By a vote of 64 yeas and 24 nays, the rules were suspended.

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.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original House Concurrent Resolution No. 64 by Representative Jenkins

AMENDMENT NO. 1

On page 1, line 7, after "diploma" insert "during the ceremonies occurring in the Spring of 1998 and to direct the State Board of Elementary and Secondary Education to develop and impose a uniform procedure for high school graduation ceremonies to provide recognition to certain students who do not qualify for the receipt of a high school diploma"

AMENDMENT NO. 2

On page 2, line 17, after "diploma" insert "during the ceremonies occurring in the Spring of 1998"

AMENDMENT NO. 3

On page 2, between lines 17 and 18, insert the following:

"BE IT FURTHER RESOLVED that the Legislature of Louisiana further directs the State Board of Elementary and Secondary Education, assisted by the state Department of Education, to develop and impose a uniform procedure for high school graduation ceremonies to recognize with a certificate of achievement and such participation in the ceremonies as that recognition warrants those students who have successfully completed all requirements for high school graduation, except successful completion of all portions of the graduation exit exam.

BE IT FURTHER RESOLVED that such uniform procedure shall provide for the transmission of a state- approved high school diploma to such student at any time after such ceremonial recognition that the student successfully completes all portions of the examination."

AMENDMENT NO. 4

On page 2, line 20, after "superintendent" insert "and to the executive director and the president of the State Board of Elementary and Secondary Education"

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

As a substitute motion, Rep. McDonald moved that the amendments proposed by the Senate be rejected.

Rep. Jenkins objected.

The vote recurred on the substitute motion.

By a vote of 35 yeas and 54 nays, the substitute motion failed to pass.

Rep. Jenkins insisted on his motion that the amendments proposed by the Senate be concurred in.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Fruge	Odinot
Baudoin	Gautreaux	Pierre
Baylor	Glover	Pratt
Bruce	Green	Quezaire
Carter	Guillory	Rousselle
Clarkson	Hammett	Schwegmann
Copelin	Hill	Smith, J.D.—50th
Curtis	Holden	Thomas
Damico	Hunter	Thornhill
Daniel	Iles	Travis
Deville	Jenkins	Triche
Diez	Landrieu	Welch
Donelon	Marionneaux	Weston
Dupre	McCain	Wiggins
Farve	Michot	Wilkerson
Faucheux	Morrell	Willard
Frith	Murray	
Total—50		

NAYS

Mr. Speaker	LeBlanc	Scalise
Alexander, R.—13th	Long	Smith, J.R.—30th
Barton	Martiny	Stelly
Bowler	McCallum	Thompson
Bruneau	McDonald	Toomy
Chaisson	McMains	Waddell
DeWitt	Montgomery	Walsworth
Dimos	Morrish	Warner
Hebert	Pinac	Windhorst
Kennard	Powell	Wright
Kenney	Riddle	
Lancaster	Salter	
Total—34		

ABSENT

Alexander, A.—93rd	Hopkins	Schneider
Ansardi	Hudson	Shaw
Crane	Jetson	Strain
Durand	Johns	Theriot
Flavin	Mitchell	Vitter
Fontenot	Perkins	Winston
Heaton	Romero	
Total—20		

The amendments proposed by the Senate were concurred in by 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 adjournment in the House Chamber on June 4, 1998, and consider the following legislative instruments without giving the notice required by House Rule 14.21(A) and House Rule 14.53(B):

House Bill No. 21

Suspension of the Rules

On motion of Rep. Rodney Alexander, the rules were suspended to permit the Committee on Health and Welfare to meet at adjournment in the House Chamber on June 4, 1998, and consider the following legislative instruments without giving the notice required by House Rule 14.21(A) and House Rule 14.53(B):

Senate Concurrent Resolution No. 35

Suspension of the Rules

On motion of Rep. Travis, the rules were suspended to permit the Committee on Commerce to meet in the House Chamber on June 8, 1998, and consider the following legislative instruments without giving the notice required by House Rule 14.21(A) and House Rule 14.53(B):

House Concurrent Resolution No. 109

Senate Concurrent Resolution No. 57

Adjournment

On motion of Rep. Travis, at 4:50 P.M., the House agreed to adjourn until Monday, June 8, 1998, at 3:00 P.M.

The Speaker of the House declared the House adjourned until 3:00 P.M., Monday, June 8, 1998.

ALFRED W. SPEER
Clerk of the House

C. Wayne Hays
Journal Clerk, *Emeritus*