

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

SEVENTEENTH DAY'S PROCEEDINGS

Twenty-fifth Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974

House of Representatives
State Capitol
Baton Rouge, Louisiana

Wednesday, April 21, 1999

The House of Representatives was called to order at 2:00 P.M., by the Honorable Hunt Downer, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

Mr. Speaker	Guillory	Pinac
Alario	Hammitt	Powell
Alexander	Heaton	Pratt
Ansardi	Hebert	Quezair
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Iles	Schwegmann
Carter	Jenkins	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Stelly
Crane	Kenney	Theriot
Curtis	Lancaster	Thompson
Damico	Landrieu	Thornhill
Daniel	LeBlanc	Toomy
Deville	Long	Travis
DeWitt	Marionneaux	Triche
Diez	Martiny	Waddell
Doerge	McCain	Walsworth
Donelon	McCallum	Warner
Dupre	McDonald	Welch
Durand	McMains	Weston
Farve	Michot	Wiggins
Faucheux	Mitchell	Wilkerson
Flavin	Montgomery	Willard
Fontenot	Morrell	Windhorst

Frith	Morrish	Winston
Fruge	Murray	Wooton
Gautreaux	Odinot	Wright
Glover	Perkins	
Green	Pierre	
Total—100		

ABSENT

Dimos	Strain	Vitter
Total—3		

The Speaker announced that there were 100 members present and a quorum.

Prayer

Prayer was offered by Rev. Ronald Lee.

Pledge of Allegiance

Rep. Wilkerson 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. Jetson, the reading of the Journal was dispensed with.

On motion of Rep. Willard, the Journal of April 20, 1999, was corrected to reflect her as voting yea on on final passage of House Bill No. 1384.

On motion of Rep. Jetson, the Journal of April 20, 1999, was adopted.

Suspension of the Rules

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

Petitions, Memorials and Communications

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

Privileged Report of the Legislative Bureau

April 21, 1999

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. 766
Reported without amendments.

Senate Bill No. 768
Reported with amendments.

Senate Bill No. 988
Reported without amendments.

Respectfully submitted,

JOE SALTER
Chairman

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

April 20, 1999

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. 140
Returned without amendments.

House Concurrent Resolution No. 141
Returned without amendments.

House Concurrent Resolution No. 144
Returned without amendments.

House Concurrent Resolution No. 145
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

HOUSE BILLS

April 20, 1999

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. 1115
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

April 21, 1999

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. 74

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

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

Senate Concurrent Resolutions

The following Senate Concurrent Resolutions contained in the message were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 74—

BY SENATOR HINES

A CONCURRENT RESOLUTION

To commend Ms. Carolyn O. Maggio, P.D., on many years of outstanding service and dedication to the Department of Health and Hospitals, especially in Medicaid and the development and implementation of the Louisiana Children's Health Insurance Program, and to congratulate her on the occasion of her much deserved retirement.

Read by title.

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

Message from the Senate

SENATE BILLS

April 21, 1999

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. 519, 541, 594, 694, 795, 832, 855, 860, 861, and 945

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. 519—

BY SENATORS BAJOE AND IRONS

AN ACT

To amend and reenact R.S. 14:79(A)(1) and (E) and to enact R.S. 14:79(A)(3), relative to domestic violence offenses; to define the crime of violation of protective orders; to provide for failure to comply with conditions of bail, probation, or parole relative to protective orders; and to provide for related matters.

Read by title.

SENATE BILL NO. 541—BY SENATORS HINES AND SCHEDLER
AN ACT

To amend and reenact Children's Code Arts. 1037(C) and 622(A), relative to children; to provide for custody of certain children according to the best interest of the child after termination of parental rights; and to provide for related matters.

Read by title.

SENATE BILL NO. 594 (Duplicate of House Bill No. 447)—BY SENATORS SCHEDLER AND REPRESENTATIVE THORNHILL AND
COAUTHORED BY SENATOR HAINKEL AND REPRESENTATIVES
DONELON, PERKINS AND RIDDLE

AN ACT

To amend and reenact Civil Code Arts. 890, 1499, and 1514, relative to usufruct of surviving spouse; to provide with respect to requesting security and the granting of a usufruct by the decedent; and to provide for related matters.

Read by title.

SENATE BILL NO. 694—

BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 14:32.8(A)(2)(b), 39.1(A)(2), 93.12(B)(1), 93.13(B), 98(A)(1)(b), 98.1(C) and the introductory paragraph of (D), R.S. 29:211(2), and R.S. 32:378.2(A)(2)(a)(iv), 661(C)(1)(c), 662(A)(1)(b) and (c), the introductory paragraph of 667(A) and (3) and (B)(1), 668(A)(4) and (B)(1)(b), and 853(A)(1)(c)(i) and to enact R.S. 32:430.1, relative to certain offenses involving alcoholic beverages; to provide for penalties for certain crimes involving alcoholic beverages; to provide for levels of blood alcohol for purposes of certain driving offenses, driver's license sanctions, implied consent law provisions, ignition interlock device provisions, and certain driving records; to provide for the denial of driving privileges as a penalty for the crime of unlawful purchase or possession of alcoholic beverages; to provide for a hardship license under certain circumstances; to provide for reinstatement of a license; and to provide for related matters.

Read by title.

SENATE BILL NO. 795—

BY SENATOR IRONS

AN ACT

To enact Children's Code Art. 606(A)(6), relative to grounds for determining child in need of care status; to add unlawful possession of a firearm by a child as an additional ground; and to provide for related matters.

Read by title.

SENATE BILL NO. 832—

BY SENATOR ROMERO

AN ACT

To amend and reenact Code of Civil Procedure Article 1732, relative to civil jury trials; to repeal the prohibition against jury trials in suits on admiralty or general maritime claims in state court; and to provide for related matters.

Read by title.

SENATE BILL NO. 855—BY SENATORS DARDENNE, EWING, HAINKEL, BARHAM, SCHEDLER,
THOMAS, CAMPBELL, BEAN, DEAN, LENTINI AND ROMERO AND
REPRESENTATIVES DEWITT, DOWNER, MCMAINS, DIEZ, CRANE,
THORNHILL, BARTON, DONELON, FLAVIN, KENNARD, LANCASTER,
PERKINS, SCALISE, SHAW, TOOMY AND WIGGINS

AN ACT

To amend and reenact R.S. 20:1, relative to homesteads; to provide for an increase in the acreage and value of a homestead which shall be exempt from seizure; to provide for exemptions; and to provide for related matters.

Read by title.

SENATE BILL NO. 860 (Duplicate of House Bill No. 1060)—BY SENATOR DARDENNE AND REPRESENTATIVE MCMAINS AND
COAUTHORED BY SENATORS EWING, HAINKEL, BARHAM,
SCHEDLER AND ROMERO AND REPRESENTATIVES DEWITT,
DOWNER, AND WALSWORTH

AN ACT

To enact R.S. 9:2798.4, relative to civil liability; to prohibit the recovery of damages of certain persons who operate a vehicle while under the influence of alcoholic beverages or drugs; to provide for certain exceptions; and to provide for related matters.

Read by title.

SENATE BILL NO. 861 (Duplicate of House Bill No. 936)—BY SENATORS DARDENNE AND REPRESENTATIVE MCMAINS AND
COAUTHORED BY SENATORS EWING, HAINKEL, BARHAM, AND
SCHEDLER AND REPRESENTATIVES DEWITT AND DOWNER

AN ACT

To amend and reenact R.S. 32:295.1(E), relative to the failure to use safety belts; to provide that the failure to use a safety belt shall be used as evidence to determine comparative negligence, apportionment of fault, or mitigation of damages; and to provide for related matters.

Read by title.

SENATE BILL NO. 945—

BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 51:614, relative to agricultural commodities; to require certain entities to label processed or unprocessed meat after January 1, 2000; to provide for exceptions; 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 RESOLUTION NO. 33—

BY REPRESENTATIVE DOWNER

A RESOLUTION

To commend and congratulate Jan Marie Amedee Borne for her twenty-seven years of splendid service as secretary to House Speaker Hunt Downer and to extend to her best wishes for happiness and God's blessings in all her future endeavors.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 150—

BY REPRESENTATIVE CLARKSON

A CONCURRENT RESOLUTION

To urge and request Tenet Louisiana Healthsystem to reconsider its decision to leave the community of Algiers, Louisiana, without an acute health care facility and to direct the Department of Health and Hospitals to ensure that the community of Algiers will have ready access to acute health care services.

Read by title.

Lies over under the rules.

Introduction of House Bills and Joint Resolutions

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

HOUSE BILL NO. 2076—

BY REPRESENTATIVE PERKINS

AN ACT

To amend and reenact R.S. 47:302.29(A), 322.9(A), and 332.2(A) and to enact R.S. 47:302.45, 322.39, and 332.45, relative to the state sales tax on hotel occupancy collected in certain political subdivisions within East Baton Rouge Parish; to revise the dedication of a portion of such monies; to create the Baker Economic Development Fund; to provide for deposit of monies into the fund; to provide for uses of monies in the fund; and to provide for related matters.

Read by title.

HOUSE BILL NO. 2077—

BY REPRESENTATIVE THOMPSON

AN ACT

To enact R.S. 33:2737.71, relative to the levy of sales and use taxes by school boards; to authorize certain school boards, subject to voter approval, to levy and collect an additional sales and use tax; and to provide for related matters.

Read by title.

House and House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 147—

BY REPRESENTATIVE CARTER

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install a traffic light at the intersection of Louisiana Highway 38 and 13th Street in Kentwood, Louisiana, Tangipahoa Parish.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 149—

BY REPRESENTATIVES WILKERSON AND DURAND

A CONCURRENT RESOLUTION

To urge and request that Indian casinos contribute to the state Compulsive and Problem Gambling Fund, monies from which are used to treat and prevent compulsive gambling.

Read by title.

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

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 25—

BY SENATOR LAMBERT

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install a left-turn signal light at the intersection of Louisiana Highway 3125 and Louisiana Highway 3274 in St. James Parish, Louisiana.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 55—

BY SENATOR DARDENNE

A CONCURRENT RESOLUTION

To direct the State Board of Elementary and Secondary Education to require all public schools having a fourth and eighth grade to hold a public meeting to inform parents of the high stakes testing component of the School and District Accountability System and the consequences for every student who receives an unsatisfactory test score on the state's criterion-referenced tests.

Read by title.

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

House Bills and Joint Resolutions on Second Reading to be Referred

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

HOUSE BILL NO. 1251—

BY REPRESENTATIVE GLOVER

AN ACT

To amend and reenact R.S. 33:4574.1-A(A)(1)(x), relative to the Shreveport-Bossier Convention and Tourist Commission; to authorize an increase in the hotel occupancy tax levied by the commission; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 2072—

BY REPRESENTATIVE QUEZAIRE

AN ACT

To enact R.S. 33:2711.15, relative to the levy of sales and use taxes by municipalities; to authorize the governing authority of certain municipalities, subject to voter approval, to levy and collect an additional sales and use tax; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 2073—

BY REPRESENTATIVE SALTER

AN ACT

To amend and reenact R.S. 51:421(F) and (G), relative to sales at less than cost; to define "cost to the retailer" and "cost to the wholesaler"; to include any sales and use tax; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 2074—

BY REPRESENTATIVE PRATT

AN ACT

To enact R.S. 13:1379, relative to criminal district court in a parish having a population of over four hundred sixty thousand; to authorize the employment of legal assistants; to provide for duties; to provide for salary; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 2075—

BY REPRESENTATIVE BARTON

AN ACT

To amend and reenact R.S. 33:1981(B) and (C)(1) and 2201(C)(1), relative to benefits for survivors of certain firemen and law enforcement officers; to increase amounts to be paid as benefits; to provide relative to which firemen's families are entitled to such benefits; and to provide for related matters.

Read by title.

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

**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. 2—

BY REPRESENTATIVE ANSARDI

A RESOLUTION

To memorialize the United States Department of Commerce, the United States Department of Transportation, the National Transportation Safety Board, and the United States Environmental Protection Agency, to require all barges, cargo ships, and commercial vessels of any type transporting hazardous materials on the navigable waters of the state to identify all hazardous materials being transported by utilizing a placarding system recognized by the United Nations or the North American Placarding System.

Read by title.

Reported with amendments by the Committee on Environment.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Environment to Original House Resolution No. 2 by Representative Ansardi

AMENDMENT NO. 1

On page 1, line 4, after "Board," insert "and" and after "Agency," delete "the" and delete lines 5 through 8 in their entirety

AMENDMENT NO. 2

On page 1, line 9, delete "Authority," and after "and" insert "commercial"

AMENDMENT NO. 3

On page 1, line 10, after "on the" delete the remainder of the line and insert "navigable waters of the state to identify all" and delete line 11 in its entirety

AMENDMENT NO. 4

On page 1, line 16 after "on the", delete the remainder of the line and delete lines 17 and 18 and insert "navigable waters of the state; and"

AMENDMENT NO. 5

On page 2, line 2, after "into the" delete the remainder of the line and delete lines 3 and 4 and insert "navigable waters of the state and threaten the health, safety, and welfare of the people of the state; and"

AMENDMENT NO. 6

On page 2, line 11, after "people of the" delete the remainder of the line and delete line 12 and insert "state; and"

AMENDMENT NO. 7

On page 2, line 17, after "people of the" delete the remainder of the line and insert "state"

AMENDMENT NO. 8

On page 2, line 22, after "Board," insert "and"

AMENDMENT NO. 9

On page 2, line 23, after "Agency," delete the remainder of the line and delete lines 24-26 and insert "to require all barges,"

AMENDMENT NO. 10

On page 2, line 27, after "and" insert "commercial"

AMENDMENT NO. 11

On page 2, delete line 28 and insert "navigable waters of the state"

AMENDMENT NO. 12

On page 3, line 1, delete "Charles"

AMENDMENT NO. 13

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

"BE IT FURTHER RESOLVED that the House of Representatives of the Legislature of Louisiana does hereby memorialize the Department of Economic Development, the Department of Transportation and Development, the Department of Environmental Quality, the Department of Public Safety and Corrections, the Governor's Office of Maritime Advisor, and the Offshore Terminal Authority, to urge the appropriate federal authorities to require all barges, cargo ships, and commercial vessels of any type transporting hazardous materials on the navigable waters of the state to identify all hazardous materials being transported, by utilizing a placarding system recognized by the United Nations or the North American Placarding System."

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

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

HOUSE CONCURRENT RESOLUTION NO. 2—

BY REPRESENTATIVE GUILLORY

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the traffic problems at the intersection of Prien Lake Road and Interstate 210 in Lake Charles, and to consider the inclusion of traffic mitigation improvements at this intersection when compiling the Highway Priority Program.

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.

HOUSE CONCURRENT RESOLUTION NO. 15—

BY REPRESENTATIVE ANSARDI

A CONCURRENT RESOLUTION

To memorialize the United States Department of Commerce, the United States Department of Transportation, the National Transportation Safety Board, and the United States Environmental Protection Agency, to require all barges, cargo ships, and commercial vessels of any type transporting hazardous materials on the navigable waters of the state to identify all hazardous materials being transported by utilizing a placarding system recognized by the United Nations or the North American Placarding System.

Read by title.

Reported with amendments by the Committee on Environment.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Environment to Original House Concurrent Resolution No. 15 by Representative Ansardi

AMENDMENT NO. 1

On page 1, line 4, after "Board," insert "and" and after "Agency," delete "the" and delete lines 5-8

AMENDMENT NO. 2

On page 1, line 9, delete "Authority" and after "and" insert "commercial"

AMENDMENT NO. 3

On page 1, line 10, after "on the" delete the remainder of the line and insert "navigable waters of the state to identify all" and delete line 11 in its entirety

AMENDMENT NO. 4

On page 1, line 16 after "on the", delete the remainder of the line and delete lines 17 and 18 and insert "navigable waters of the state; and"

AMENDMENT NO. 5

On page 2, line 2, after "into the" delete the remainder of the line and delete lines 3 and 4 and insert "navigable waters of the state and threaten the health, safety, and welfare of the people of the state; and"

AMENDMENT NO. 6

On page 2, line 11, after "people of the" delete the remainder of the line and delete line 12 and insert "state; and"

AMENDMENT NO. 7

On page 2, line 17, after "people of the", delete the remainder of the line, and insert "state"

AMENDMENT NO. 8

On page 2, line 21, after "Board," insert "and"

AMENDMENT NO. 9

On page 2, line 22, after "Agency," delete the remainder of the line and delete lines 23-25

AMENDMENT NO. 10

On page 2, line 26, delete "Terminal Authority" and after "and" insert "commercial"

AMENDMENT NO. 11

On page 2, line 27 after "on the" delete the remainder of the line and insert "navigable waters of the state"

AMENDMENT NO. 12

On page 2, delete line 28, and insert "to identify all hazardous"

AMENDMENT NO. 13

On page 3, between lines 2 and 3 insert the following:

"BE IT FURTHER RESOLVED that the House of Representatives of the Legislature of Louisiana does hereby memorialize the Department of Economic Development, the Department of Transportation and Development, the Department of Environmental Quality, the Department of Public Safety and Corrections, the Governor's Office of Maritime Advisor, and the Offshore Terminal Authority, to urge the appropriate federal authorities to require all barges, cargo ships and commercial vessels of any type transporting hazardous materials on the navigable waters of the state to identify all hazardous materials being transported, by utilizing a placarding system recognized by the United Nations or the North American Placarding System."

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

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

HOUSE CONCURRENT RESOLUTION NO. 36—

BY REPRESENTATIVE MICHOT

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections, office of motor vehicles, to extend its office hours and to open additional "express" offices.

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.

HOUSE CONCURRENT RESOLUTION NO. 62—

BY REPRESENTATIVE DURAND

A CONCURRENT RESOLUTION

To urge and request the office of motor vehicles, Department of Public Safety and Corrections, to expedite the procedures for acquiring a handicapped insignia.

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.

HOUSE CONCURRENT RESOLUTION NO. 90—

BY REPRESENTATIVE CLARKSON

A CONCURRENT RESOLUTION

To direct the House and Senate Committees on Transportation, Highways and Public Works to review all information relative to the installation of the video or photo monitoring system on the Greater New Orleans Mississippi River Bridge and to require the Crescent City Connection Division of the Department of Transportation and Development to report to, and submit such information to, the House and Senate Transportation, Highways and Public Works Committees.

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.

HOUSE CONCURRENT RESOLUTION NO. 103—

BY REPRESENTATIVES DURAND, DEWITT, DOWNER, MCMAINS, DIEZ, CRANE, DOERGE, FRITH, MICHOT, MORRELL, MURRAY, PINAC, POWELL, SCHNEIDER, AND SCHWEGMANN AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

A CONCURRENT RESOLUTION

To create a task force to study and make recommendations to the legislature on issues affecting the flammability of upholstered furniture.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Concurrent Resolution No. 103 by Representative Durand

AMENDMENT NO. 1

On page 2, between lines 6 and 7, insert the following:

"(9) The president of the Professional Firefighters Association of Louisiana or his designee.

(10) The president of the Louisiana Fire Chiefs Association or his designee."

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

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

House 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. 134—

BY REPRESENTATIVE DURAND

AN ACT

To amend and reenact R.S. 32:398(K), relative to accident reports; to require accident reports to be made available within seven working days following the completion of an accident investigation; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 167—

BY REPRESENTATIVE ALARIO

AN ACT

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

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 190—

BY REPRESENTATIVES STELLY, CLARKSON, DONELON, DUPRE, GAUTREAUX, HUDSON, JOHNS, KENNARD, MITCHELL, AND PIERRE

AN ACT

To amend and reenact R.S. 32:295.1(F), relative to the required use of safety belts; to delete provisions prohibiting vehicles and occupants from being detained for failure to wear a safety belt; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 307—

BY REPRESENTATIVE KENNARD
AN ACT

To amend and reenact R.S. 32:414(D)(1)(a) and to enact R.S. 32:414(O), relative to the operation of a motor vehicle while under the influence of alcoholic beverages, narcotic drugs, or certain stimulants; to provide with regard to the suspension of driving privileges for fourth and subsequent offenses; and to provide for related matters.

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 Bill No. 307 by Representative Kennard

AMENDMENT NO. 1

On page 2, line 25, after "device," delete the remainder of the line and delete line 26 in its entirety

AMENDMENT NO. 2

On page 3, delete lines 1 and 2 in their entirety

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 338—

BY REPRESENTATIVE WALSWORTH
AN ACT

To amend and reenact R.S. 32:408(A)(1) and (4), relative to drivers' licenses; to authorize certain third parties to administer written tests for Class "D" or "E" drivers' licenses; and to provide for related matters.

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 Bill No. 338 by Representative Walsworth

AMENDMENT NO. 1

On page 1, line 3, after "tests" and before the semicolon insert "for Class "D" or "E" drivers' licenses"

AMENDMENT NO. 2

On page 2, line 10 after "tests" and before the period insert "for Class "D" or "E" drivers' licenses"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 352—

BY REPRESENTATIVES TRAVIS, LONG, AND THOMPSON
AN ACT

To amend and reenact R.S. 51:1286(C)(1)(introductory paragraph) and to repeal R.S. 51:1286(C)(3), relative to the Louisiana Tourism Promotion District; to remove the limitation on the amount of the proceeds of the sales and use tax levied by the district which are to be used for costs of collection of the tax and for the promotion of tourism; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 410—

BY REPRESENTATIVE BRUCE
AN ACT

To enact R.S. 32:193.1, relative to traffic regulations; to prohibit certain persons from allowing children under a certain age to operate or ride on a bicycle without wearing an approved bicycle helmet; to prohibit certain persons from allowing children under a specific height or weight from riding on a bicycle without being seated in a separate restraining seat; to provide civil penalties for noncompliance; to require persons in the business of selling or renting bicycles to post notice; and to provide for related matters.

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 Bill No. 410 by Representative Bruce

AMENDMENT NO. 1

On page 1, line 2, after "regulations;" delete the remainder of the line and delete lines 3 and 4 and insert the following:

"to prohibit certain persons from allowing children under a certain age to operate or ride on a bicycle without wearing an approved bicycle helmet; to prohibit certain persons from allowing children under a specific height or weight from riding on a bicycle without being seated in a"

AMENDMENT NO. 2

On page 1, line 5, after "provide" and before "penalties" insert "civil"

AMENDMENT NO. 3

On page 2, between lines 2 and 3, add the following:

"(3) "Department" means the Department of Public Safety and Corrections."

AMENDMENT NO. 4

On page 2, at the beginning of line 3, change "(3)" to "(4)"

AMENDMENT NO. 5

On page 2, at the beginning of line 6, change "(4)" to "(5)"

AMENDMENT NO. 6

On page 2, at the beginning of line 8, change "(5)" to "(6)"

AMENDMENT NO. 7

On page 2, delete lines 14 through 25 and insert the following:

"(1) No parent, guardian, or person with legal responsibility for the safety and welfare of a child shall allow or cause through act or omission:

(a) Such child under the age of twelve to operate or ride as a passenger on a bicycle without wearing an approved bicycle helmet of good fit fastened securely upon the head with the straps of the helmet; or

(b) Such child who weighs less than forty pounds or is less than forty inches in height to be a passenger on a bicycle without being properly seated in and adequately secured to a restraining seat.

(2) Whoever violates the provisions of this Subsection shall be assessed a civil penalty as set forth in this Section.

C. A citation for a violation of the provisions of this Section may be issued by any state or local law enforcement agency. The following civil penalties for a violation of this Section shall be assessed:

(1) For a first violation, a civil penalty shall be assessed of not more than twenty-five dollars. However, the civil penalty for the first violation shall be waived if the person provides sufficient proof of the subsequent purchase of an approved helmet or restraining seat for the child to the entity issuing the citation, either the department or the local law enforcement agency, within thirty days of the violation.

(2) For a second or subsequent violation, a civil penalty of not more than fifty dollars shall be assessed."

AMENDMENT NO. 8

On page 3, delete lines 1 through 17 in their entirety

AMENDMENT NO. 9

On page 4, line 5, delete "judicial"

AMENDMENT NO. 10

On page 4, line 6, change "fine" to "penalty"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 480—

BY REPRESENTATIVE ANSARDI

AN ACT

To amend and reenact R.S. 38:2251(A)(5) and (H)(1) and (3), relative to the purchase or procurement of certain Louisiana products; to provide for conditions for purchase of such products in preference to products from outside the state; to provide for definitions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 480 by Representative Ansardi

AMENDMENT NO. 1

On page 1, line 2, change "(2) and (5)" to "(5) and (H)(1) and (3)"

AMENDMENT NO. 2

On page 1, line 3, after "procurement of" delete the remainder of the line and insert "certain"

AMENDMENT NO. 3

On page 1, delete line 4 and at the beginning of line 5, delete "preference;" and insert "Louisiana products; to provide for conditions for purchase of such products in preference to products from outside the state; to provide for definitions;"

AMENDMENT NO. 4

On page 1, line 7, change "(2) and (5)" to "(5) and (H)(1) and (3)"

AMENDMENT NO. 5

On page 1, delete lines 14 through 16 and on page 2, delete lines 1 through 3

AMENDMENT NO. 6

On page 2, between lines 11 and 12, insert the following:

"H. Each procurement officer, purchasing agent, or similar official who procures or purchases materials, supplies, or equipment under the provisions of this Chapter may purchase materials, supplies, or equipment which are Louisiana products, as defined in Paragraph A(8) of this Section, and which are equal in quality to other materials, supplies, or equipment, provided that all of the following conditions are met:

(1) The cost of the Louisiana products does not exceed the cost of other materials, supplies, or equipment which are manufactured, processed, produced, or assembled outside the state by more than ~~five~~ seven percent.

* * *

(3) In cases where more than one bidder offers Louisiana products which are within ~~five~~ seven percent of the lowest bid, the

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bidder offering the lowest bid on Louisiana products is entitled to accept the price of the lowest bid made on such products."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 511—
BY REPRESENTATIVE JOHN SMITH
AN ACT

To enact Part IX of Chapter 10 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:2320, relative to surplus property; to provide for the donation or exchange of movable surplus property between or among political subdivisions whose functions include public safety; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 511 by Representative John Smith

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 38:2227," to "Part IX of Chapter 10 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:2320,"

AMENDMENT NO. 2

On page 1, delete lines 3 and 4 in their entirety and insert in lieu thereof the following:

"or exchange of movable surplus property between or among political subdivisions whose functions include public safety;"

AMENDMENT NO. 3

On page 1, line 7, change "R.S. 38:2227," to "Part IX of Chapter 10 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:2320"

AMENDMENT NO. 4

On page 1, delete line 8 in its entirety and insert in lieu thereof the following:

"PART IX. DONATION OR EXCHANGE OF SURPLUS
PROPERTY BY CERTAIN POLITICAL SUBDIVISIONS

§2320. Surplus property; donation or exchange"

AMENDMENT NO. 5

On page 1, delete lines 10 through 12 in their entirety and insert in lieu thereof the following:

"shall prohibit the donation or exchange of movable surplus property between or among political subdivisions whose functions include public safety."

AMENDMENT NO. 6

On page 1, line 15, change "of this" to "601 of the"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 512—
BY REPRESENTATIVE THORNHILL
AN ACT

To enact R.S. 29:731.1, R.S. 38:2212(D)(3), and R.S. 39:1313.1 and 1598(D), relative to expenditure of public funds for disaster and emergency assistance activities; to provide for a preference for local organizations, firms, and individuals in making certain expenditures; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 512 by Representative Thornhill

AMENDMENT NO. 1

On page 2, line 1, after "individuals" and before "residing", insert "licensed as contractors under the provisions of Chapter 24 of Title 37 of the Louisiana Revised Statutes of 1950, and"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 519—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact R.S. 47:299.2(1)(d) and 299.11(8), relative to individual income tax; to provide for offset of income tax refunds of persons indebted to municipalities and parishes, excluding the city of New Orleans and the parish of Orleans; 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. 519 by Representative Fauchaux

AMENDMENT NO. 1

On page 1, line 4, after "municipalities" and before the semicolon ";", insert "and parishes, excluding the city of New Orleans and the parish of Orleans"

AMENDMENT NO. 2

On page 1, line 14, between "municipality" and "or", insert ", parish,"

AMENDMENT NO. 3

On page 1, line 15, after "municipality", delete the period ".", and insert "or parish. The term 'agency' shall not include the city of New Orleans or the parish of Orleans."

AMENDMENT NO. 4

On page 2, delete line 8 in its entirety and insert the following:

"(8) Claims made by a municipality or a parish."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 567—

BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 49:327(C)(1)(a), relative to investment of state funds; to provide for investment of funds not on deposit with the state treasury in certain financial institutions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 569—

BY REPRESENTATIVE TRICHE
A JOINT RESOLUTION

Proposing to amend Article VIII, Section 7.1(D) of the Constitution of Louisiana, to provide relative to state general fund appropriations for certain Louisiana technical colleges; to prohibit the reduction of such appropriations below certain amounts under certain circumstances; 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 Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 569 by Representative Triche

AMENDMENT NO. 1

On page 2, line 23, change "five" to "three"

AMENDMENT NO. 2

On page 3, line 21, change "sixth" to "fourth"

On motion of Rep. LeBlanc, 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.

HOUSE BILL NO. 601—

BY REPRESENTATIVE JOHN SMITH
A JOINT RESOLUTION

Proposing to add Article VII, Section 14(E) of the Constitution of Louisiana, relative to public contracts; to provide for the donation or exchange of movable surplus property between or among political subdivisions whose functions include public safety; 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 Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 601 by Representative John Smith

AMENDMENT NO. 1

On page 1, delete lines 4 and 5 in their entirety and insert in lieu thereof the following:

"movable surplus property between or among political subdivisions whose functions include public safety; to provide"

AMENDMENT NO. 2

On page 2, delete lines 2 and 3 in their entirety and insert in lieu thereof the following:

"donation or exchange of movable surplus property between or among political subdivisions whose functions include"

AMENDMENT NO. 3

On page 2, delete lines 12 through 14 in their entirety and insert in lieu thereof the following:

"To authorize the donation or exchange of movable surplus property between or among political subdivisions whose functions include public safety."

On motion of Rep. LeBlanc, 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.

HOUSE BILL NO. 635—

BY REPRESENTATIVES WESTON, LONG, AND THOMPSON
AN ACT

To enact R.S. 41:1605.1, relative to the archaeological resources of the state; to create the Archaeological Curation Fund in the state treasury; to provide for the deposit of certain monies into the fund; to provide for the use of monies in the fund; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 647—
BY REPRESENTATIVES JOHN SMITH AND DEWITT
A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(A) and (B) of the Constitution of Louisiana, to authorize the investment in stocks of certain trust funds dedicated for use by the Department of Wildlife and Fisheries; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

HOUSE BILL NO. 744—
BY REPRESENTATIVE DOWNER
AN ACT

To enact R.S. 40:1484.2(8) and 1484.11(5), relative to amusement attractions and rides; to exempt air-supported structures from inspection and regulation by the state fire marshal; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 744 by Representative Downer

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "enact" delete "amend and reenact R.S. 40:1484.2(1) and to"

AMENDMENT NO. 2

On page 1, line 7, delete "R.S. 40:1484.2(1) is hereby amended and reenacted and"

AMENDMENT NO. 3

On page 1, delete lines 12 through 16

AMENDMENT NO. 4

On page 2, delete lines 1 and 2

AMENDMENT NO. 5

On page 2, line 15, after "structures" and before the period "." insert "when no fee is charged by the end user or operator"

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

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 777—
BY REPRESENTATIVES MCMAINS AND ANSARDI
AN ACT

To amend and reenact Code of Civil Procedure Article 928(A); relative to exceptions; to provide for the time for the filing of the declinatory and dilatory exceptions; and to provide for related matters.

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 Original House Bill No. 777 by Representative McMains

AMENDMENT NO. 1

On page 1, line 10, after "or" and before "along" change "~~in the answer or~~" to "in the answer or, prior to or"

AMENDMENT NO. 2

On page 2, after line 9, add the following:

"Section 2. The provisions of this Act shall become effective on July 1, 2000, and shall apply to all actions filed on or after July 1, 2000."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 778—
BY REPRESENTATIVES MCMAINS AND ANSARDI
AN ACT

To repeal Civil Code Articles 3506(4), (6), (7), (9), (10), (11), (13) through (22), (24) through (27), and (29) through (31), relative to the general definitions of "advertisements", "bulk", "certain", "uncertain", "contribution", "discretion", "failure", "fault", "gross fault", "slight fault", "very slight fault", "force", "superior force", "fortuitous event", "inofficious", "judge", "litigious rights", "notification", "notice", "obligee or creditor", "obligor or debtor", "onerous", "posterity", "precarious", "solvency", "sons", "daughters", "such as", "tacit", and "thing adjudged".

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 780—

BY REPRESENTATIVES McMAINS AND ANSARDI
AN ACT

To amend and reenact Code of Civil Procedure Articles 6(A)(introductory paragraph), (1), and (3), 10(A)(1), 1313(A)(introductory paragraph), (1), (2), and (4), 1314(A)(introductory paragraph) and (2), 1811(A)(1) and (D), 1911, 1913, 1915(A)(3) and (B)(1), and 1974, and Civil Code Article 3463 and to enact Code of Civil Procedure Art. 1313(C), relative to civil procedure; to provide for the continuous revision of the Code of Civil Procedure, and to provide for voluntary dismissal in the Civil Code; to provide for jurisdiction over the person, jurisdiction over status in adoption proceedings, motions for summary judgment, service by mail, delivery or facsimile, service by the sheriff, motions for judgments notwithstanding the verdict, appeals from final and partial final judgments, notice of judgment, partial final judgments, partial judgments, partial exceptions, and partial summary judgments, delays for applying for new trial, and the effect of voluntary dismissal of an action by the plaintiff; and to provide for related matters.

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 Original House Bill No. 780 by Representative McMains

AMENDMENT NO. 1

On page 1, at the end of line 4, after "1811(A)(1)" and before the "," insert "and (D)"

AMENDMENT NO. 2

On page 1, at the end of line 5, insert "and to enact Code of Civil Procedure Art. 1313(C)"

AMENDMENT NO. 3

On page 2, line 1, after "1811(A)(1)" and before the "," insert "and (D)"

AMENDMENT NO. 4

On page 2, line 2, after "reenacted" insert "and Code of Civil Procedure Art. 1313 (C) is hereby enacted"

AMENDMENT NO. 5

On page 4, between lines 7 and 8, insert the following:

"C. Notwithstanding Paragraph A of this Article, if a pleading or order sets a court date, then service shall be made by registered mail or as provided in Article 1314."

AMENDMENT NO. 6

On page 5, between lines 11 and 12, insert the following:

"D. The party whose verdict has been set aside on a motion for a judgment notwithstanding the verdict may move for a new trial

pursuant to Articles 1972 and 1973. The motion for a new trial shall be filed no later than seven days, exclusive of legal holidays, after the clerk has mailed or the sheriff has served the notice of the signing of the judgment notwithstanding the verdict under Article 1913 or, if notice of the signing of the judgment is required under Article 1913, not later than seven days, exclusive of legal holidays, after the clerk has mailed or the sheriff has served the notice. The motion shall be served pursuant to Articles 1976 and 1314."

AMENDMENT NO. 7

On page 6, line 6, change "1915(B)" to "1915"

AMENDMENT NO. 8

On page 9, after line 4 add the following:

"Section 3. The provisions of this Act shall become effective on August 15, 1999 and shall apply to all actions filed on or after August 15, 1999."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 802—

BY REPRESENTATIVE WESTON
AN ACT

To enact R.S. 32:284.1; relative to motorcycles; to prohibit a person or persons six years of age or younger from riding on the back of a motorcycle; to provide for certain exceptions; and to provide for related matters.

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 Bill No. 802 by Representative Weston

AMENDMENT NO. 1

On page 1, line 3, after "from" delete "being a passenger" and insert "riding"

AMENDMENT NO. 2

On page 1, line 4, after "motorcycle;" insert "to provide for certain exceptions;"

AMENDMENT NO. 3

On page 1, line 9, after "permitted to" delete the remainder of the line and insert the following:

"ride on the back of a motorcycle on public highways. The provisions of this Section shall not apply to persons younger than six years of age riding on the back of a motorcycle with their parent, nor to persons younger than six years of age riding on the back of a motorcycle in a parade."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 882—
BY REPRESENTATIVES ANSARDI AND MCMAINS
AN ACT

To amend and reenact Code of Civil Procedure Articles 42(2), (4), and (5), 690, 691, 692, 739, 740, 5091(A)(2)(b), 5251(11) and (12) and R.S. 13:3206 and 3471(1) and to enact Code of Civil Procedure Article 1266, all with respect to limited liability companies; to provide for service of citation or other process on a limited liability company; to provide for venue, suits in the company name, procedural capacity, receivership and liquidation, appointment of counsel, definitions, nonresident for purposes of long-arm, and supplementary rules of service of process for limited liability companies; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 932—
BY REPRESENTATIVES MCMAINS AND ANSARDI
AN ACT

To amend and reenact Civil Code Articles 946, 965, 1416, 1575, 1577, and 1597, all as amended by Act No. 1421 of 1997 Regular Session and 1617 through 1624 and 1710, and to enact Civil Code Article 1580.1, relative to successions; to provide relative to the devolution of succession rights of a successor declared unworthy; to provide relative to accretion upon renunciation in testate successions; to provide relative to liability of universal successors to creditors; to provide relative to olographic testaments and requirements of form; to provide relative to notarial testament of testator unable to hear and read; to provide relative to loss, extinction, or destruction of property given; to provide grounds for revocation of testamentary dispositions; to provide for disinheriton of forced heirs; and to provide for related matters.

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 Original House Bill No. 932 by Representative McMains

AMENDMENT NO. 1

On page 1, at the end of line 3, after "and" add "1617 through 1624 and"

AMENDMENT NO. 2

On page 1, line 12, after the semicolon ";" and before "and" insert "to provide for disinheriton of forced heirs;"

AMENDMENT NO. 3

On page 7, between lines 2 and 3, insert the following:

"Section 2. Civil Code Articles 1617 through 1624 are hereby amended and reenacted to read as follows:

Article 1617. Disinheriton of forced heirs

~~Forced heirs may be deprived of their legitime, or legal portion, and of the seizin granted them by law, by the effect of disinheriton by the testator, for just cause, and in the manner hereafter prescribed.~~

A forced heir shall be deprived of his legitime if he is declared unworthy, as provided in Civil Code Article 941, or if he is disinherited by the testator, for just cause, in the manner prescribed hereafter.

Source: C.C. Art. 1617 (1870).

Article 1618. Formalities for disinheriton

~~A disinheriton, to be valid, must be made in one of the forms prescribed for testaments.~~

To be valid a disinheriton must be made in one of the forms prescribed for testaments.

Source: C.C. Art. 1618 (1870).

Article 1619. Disinheriton, express and for just cause

~~The disinheriton must be made by name and expressly, and for a just cause, otherwise it is null.~~

The disinheriton must be made expressly and for a just cause; otherwise, it is null.

Source: C.C. Art. 1619 (1870).

Article 1620. Limitation of causes for disinheriton

~~There are no just causes for disinheriton but those expressly recognized by law, in the following articles:~~

There are no just causes for disinheriton except those expressly recognized in the following Articles.

Source: C.C. Art. 1620 (1870).

Article 1621. Children, causes for disinheriton by parents

The just causes for which parents may disinherit their children are ~~twelve~~ eight in number. ~~There shall be a rebuttable presumption as to the facts set out in the act of disinheriton to support these causes. These causes are, to wit:~~

~~1-(1) If the child has raised his or her hand to strike the parent, or if he or she has actually struck the parent; but a mere threat is not sufficient.~~

~~2-(2) If the child has been guilty, towards a parent; of ~~crucly~~ cruel treatment, ~~of a crime, or grievous injury.~~~~

~~3-(3) If the child has attempted to take the life of either parent.~~
If the child has participated in the intentional unjustified killing or attempted killing of a parent.

~~4-(4) If the child, without any reasonable basis, has accused a parent of any capital crime, except, however, that of high treason a felony for which the law provides that the punishment could be life imprisonment or death.~~

~~5- If the child has refused sustenance to a parent, having means to afford it.~~

~~6- If the child has neglected to take care of a parent become insane.~~

~~7- If the child refused to ransom them, when detained in captivity.~~

~~8-(5) If the child used any act of violence or coercion to hinder a parent from making a will.~~

~~9- If the child has refused to become security for a parent, having the means, in order to take him out of prison.~~

~~10-(6) If the son or daughter child, being a minor, marries without the consent of his or her parents.~~

~~11-(7) If the child has been is convicted of having committed a felony for which the law provides that the punishment could be life imprisonment or death.~~

~~12-(8) If the child has known how to contact the parent, but has failed without just cause to communicate with the parent for a period of two years after attaining the age of majority, except when the child is on active duty in any of the military forces of the United States.~~

Source: C.C. Art. 1621 (1870).

Article 1622. ~~Descendants Grandparents~~, causes for disinheriton by ~~ascendants of grandchildren~~

~~The ascendants may disinherit their descendants, coming to their succession, for the first nine and the eleventh and twelfth causes expressed in the preceding Article, when the acts there mentioned have been committed toward them or toward the parents, but they can not disinherit their descendants for the tenth cause.~~

~~Grandparents may disinherit their grandchildren for causes expressed in the preceding Article or whenever the offending act has been committed against a grandparent, but they cannot disinherit a grandchild for the sixth cause mentioned above.~~

Source: C.C. Art. 1622 (1870).

Article 1623. Reserved.

Article 1624. Mention of cause in ~~will testament~~, and proof required to nullify disposition

~~The testator shall express in the will for what reasons he disinherited his forced heirs or any of them, and the forced heir so disinherited is obliged to prove that the cause stipulated for disinheriton did not exist or that he was reconciled with the testator after the act or circumstance alleged to constitute the cause for disinheriton.~~

~~Proof that he was reconciled with the testator after the act or circumstance alleged to constitute the cause for disinheriton must be clear and unequivocal, evidenced in writing, and signed by the testator.~~

~~The testator shall express in his testament the reasons or circumstances for which he disinherits a forced heir, and when he does so, there shall be a rebuttable presumption as to the facts set out in the testament to support the disinheriton.~~

To overcome a disinheriton, a forced heir must prove that the cause stipulated for disinheriton did not exist or that he was reconciled with the testator after the act or circumstance alleged to constitute the cause for disinheriton. Proof that he was reconciled with the testator after the act or circumstance alleged to constitute the cause for disinheriton must be by clear and convincing evidence.

Source: C.C. Art. 1624 (1870)."

AMENDMENT NO. 4

On page 7, line 3, change "2" to "3"

AMENDMENT NO. 5

On page 7, line 5, change "3" to "4"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 933—

BY REPRESENTATIVES MCMAINS AND ANSARDI
AN ACT

To amend and reenact the Title, the enacting section of Section 1, and Section 6 of Act 1421 of 1997 by changing the amendment and reenactment of the entirety of Chapter 6 of Title II of Book III of the Louisiana Civil Code to the amendment and reenactment of Sections 1, 2, 3, 5, 6, and 7, and Article 1605 and Subsections 1, 2, and 4 of Section 4 of Chapter 6 of Title II of Book III of the Louisiana Civil Code, and to redesignate Subsection 3 of Section 4 of Chapter 6, composed of Articles 1617 through 1624, as Section 8 of Chapter 6 of Title II of Book III of the Louisiana Civil Code; to redesignate Civil Code Article 1497 through 1515, relative to successions; to provide relative to disinheriton; to provide relative to the disposable portion in the absence of forced heirs; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1131—

BY REPRESENTATIVE DIEZ
AN ACT

To enact R.S. 32:707.2 and to amend and reenact R.S. 47:532.1(A)(7), relative to the Vehicle Certificate of Title Law; to authorize the department to develop and implement an electronic media system for lien recordation and title information on motor vehicles; to authorize the setting of fees for such services; to require public license tag agents operating a secured host computer to provide a bond in an amount set by the department; to require the confidentiality of certain information; to authorize promulgation of rules and regulations; to authorize public license tag agents to contract for the administration of the electronic media system; and to provide for related matters.

Read by title.

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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 Bill No. 1131 by Representative Diez

AMENDMENT NO. 1

On page 3, line 10, after "fees" and before the comma ", " insert "in accordance with R.S. 47:532.1(C)"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1138— BY REPRESENTATIVES McMAINS AND ANSARDI AN ACT

To amend and reenact Title IX of Book I of the Civil Code, presently composed of Articles 389 through 426, to comprise Articles 389 through 399, Civil Code Articles 1482 and 2319, Title VIII of Book VII of the Code of Civil Procedure, presently composed of Articles 4541 through 4557, to comprise Articles 4541 through 4556 and Articles 4561 through 4569, and to repeal R.S. 9:1001 through 1004; all relative to interdiction and curatorship; to provide for full interdiction, limited interdiction, temporary interdiction, preliminary interdiction, curatorship, curators, undercurators, the effects of interdiction, the modification of interdiction, the termination of interdiction, the wrongful filing of a petition for interdiction, the proof of the incapacity of a person to donate, the responsibility of a curator or an undercurator for the delictual obligations of an interdict, the petition for interdiction, the venue for an interdiction proceeding, the service of citation upon the defendant and notice to interested persons, the appointment of an attorney for the defendant, the appointment of an examiner for the defendant, the fixing of a hearing or a trial, the hearing, the burden of proof in an interdiction proceeding, the judgment of interdiction, the recordation of a notice of suit for interdiction and of the judgment of interdiction, the inventory and security of a curator, the oath of a curator and of an undercurator, the letters of curatorship, the costs of an interdiction proceeding and attorney fees, the appeal of a judgment or order relative to interdiction or curatorship, the management of an interdict's affairs, the expenses of an interdict and his legal dependents, the modification and termination of the appointment of a curator or an undercurator, the post-judgment monitoring and reporting, the procedures relative to an ancillary proceeding, the repeal of special statutes for the interdiction of inebriates, an effective date for this Act, and for other related matters.

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 Original House Bill No. 1138 by Representative McMains

AMENDMENT NO. 1

On page 9, line 14, delete line 14 in its entirety and insert in lieu thereof "upon motion of the defendant for one period not exceeding ten days."

AMENDMENT NO. 2

On page 17, line 7, after the period "." and before "Except" insert the following:

"In addition, such notice shall be served personally on the defendant."

AMENDMENT NO. 3

On page 17, line 30, after the period "." and before "The court" insert the following:

"The defendant has a right to be present at the hearing, to present evidence, to testify, and to cross examine witnesses."

AMENDMENT NO. 4

On page 17, line 30, after "presence" delete the remainder of the line

AMENDMENT NO. 5

On page 17, line 31, after "curator." and before "The hearing" insert the following:

"The defendant shall attend and participate in the hearing, unless excused by the court for good cause. If the defendant is unable to come to the courthouse for the hearing, the judge may hold the hearing where the defendant is located."

AMENDMENT NO. 6

On page 18, line 30, after the period "." delete the remainder of the line and insert the following:

"On motion of the defendant, the court may continue the hearing for one additional period not to exceed ten days."

AMENDMENT NO. 7

On page 18, line 31, delete lines 31 through 32 in their entirety

AMENDMENT NO. 8

On page 19, line 17, change "forty-eight" to "seventy-two"

AMENDMENT NO. 9

On page 31, line 21, after "through" delete the remainder of the line and insert in lieu thereof "64"

AMENDMENT NO. 10

On page 31, line 22, after "interdiction" delete "may" and insert in lieu thereof the following:

"shall have no authority to admit the defendant to a residential or long-term care facility absent a contradictory hearing."

AMENDMENT NO. 11

On page 31, line 23, delete lines 23 and 24 in their entirety

AMENDMENT NO. 12

On page 34, line 20, delete lines 20 through 25 and insert in lieu thereof the following:

"Section 6. This Act shall become effective on January 1, 2000; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on January 1, 2000, or on the day following such approval by the legislature, whichever is later."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1189—

BY REPRESENTATIVES RIDDLE, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 9:315.32(A)(1) and 315.34(B)(1), relative to child support; to provide relative to suspension of licenses for nonsupport; to require the court to give written and oral reasons in certain cases; to provide for the issuance of an ex parte order of compliance by the Department of Social Services, office of support enforcement; and to provide for related matters.

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 Original House Bill No. 1189 by Representative Riddle

AMENDMENT NO. 1

On page 2, line 3, after "support." and before "~~The~~" insert "An order suspending a license to operate a motor vehicle may provide specific time periods for the suspension at the court's discretion."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1238—

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 32:402(A) and (B), 408(A)(1) and (4), and 408.2 and R.S. 47:532.1(A)(7), relative to drivers' licenses, relative to public license tag agents; to authorize the department to enter into contracts with public license tag agents for the issuance of certain drivers' licenses; to provide for minimum qualifications; to provide for the costs of licenses; to provide for the maximum fee which can be charged by a public license tag agent for a driver's license; to provide for penalties for violations; to provide for the promulgation of rules and regulations; to authorize public license tag agents to administer written knowledge and skills tests to applicants for issuance of certain drivers' licenses; to provide for limitation of liability; and to provide for related matters.

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 Bill No. 1238 by Representative Diez

AMENDMENT NO. 1

On page 1, line 5, after "of" and before "drivers'" insert "certain"

AMENDMENT NO. 2

On page 1, line 11, after "of" and before "drivers'" insert "certain"

AMENDMENT NO. 3

On page 2, line 19, after "of" and before "drivers" insert "Class "D" or "E""

AMENDMENT NO. 4

On page 3, line 10, after "law." delete the remainder of the line and delete lines 11 through 12 and insert "In addition to"

AMENDMENT NO. 5

On page 4, line 15, after "tests" and before the period insert "for Class "D" or "E" drivers' licenses."

AMENDMENT NO. 6

On page 7, line 1, after "of" and before "drivers" insert "Class "D" or "E""

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1248—

BY REPRESENTATIVES THOMPSON AND LONG

AN ACT

To amend and reenact R.S. 39:1595(C)(6) and to enact R.S. 39:1595(C)(7), relative to public contracts; to provide a preference for paper and paper products manufactured and converted in Louisiana; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 1248 by Representative Thompson

AMENDMENT NO. 1

On page 1, at the end of line 16, change "and" to "or"

AMENDMENT NO. 2

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

"For the purposes of this Paragraph, "manufactured" shall mean the process of making a product suitable for use from raw materials by hand or by machinery, and "converted" shall mean the process of converting roll stock into a sheeted and fully packaged product in a full-time converting operation."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1256—

BY REPRESENTATIVE RIDDLE

AN ACT

To amend and reenact Civil Code Articles 189 and 190, relative to paternity; to provide for an exception to the time period for bringing a disavowal action in certain circumstances; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1263—

BY REPRESENTATIVES JOHN SMITH, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 30:86(C), relative to the Oilfield Site Restoration Fund; to provide for the determination of the fund balance; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1290—

BY REPRESENTATIVE FAUCHEUX

AN ACT

To repeal R.S. 4:1, to delete the provision which prohibits the sale of admission tickets to athletic contests and other events for more than the price on the face of the ticket.

Read by title.

Reported favorably by the Committee on Commerce.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1336—

BY REPRESENTATIVE BRUNEAU

AN ACT

To amend and reenact R.S. 40:1563.1(A)(introductory paragraph) and (C) and 1568 and to enact R.S. 40:1563(G) and (H) and to repeal R.S. 40:1569, relative to the office of fire marshal; to provide for powers and duties; to provide for the execution of search warrants; to provide for criminal contempt for failure to comply with a subpoena or a subpoena duces tecum; to provide relative to the authority to make arrests and to carry firearms; to delete authority of the fire marshal as committing magistrate; to repeal provisions providing for contempt of court powers of a fire marshal acting as a magistrate; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 1336 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 2, after "(introductory paragraph)" and before "and" insert "and (C)"

AMENDMENT NO. 2

On page 1, at the end of line 3 and at the beginning of line 4, change "40:1563.1(C) and 1569" to "40:1569"

AMENDMENT NO. 3

On page 1, line 7, after "tecum;" and before "authority" change "to delete" to "to provide relative to the"

AMENDMENT NO. 4

On page 1, line 13, after "(introductory paragraph)" and before "and" insert "and (C)"

AMENDMENT NO. 5

On page 3, line 12, after "to the" delete the remainder of the line and insert in lieu thereof "sanctions available by law to the issuing court."

AMENDMENT NO. 6

On page 3, between lines 20 and 21, insert the following:

"C.(1) While engaged in the investigation and enforcement of such offenses, said officials shall be permitted to carry and use firearms for the necessary restraint of persons arrested or sought to be arrested: The fire marshal shall issue a commission to any state arson investigator who qualifies as post-certified to carry firearms allowing him to carry and use firearms and to arrest individuals suspected of violating the crimes enumerated in R.S. 40:1563.1.

(2) The governing authority of a political subdivision may issue a commission to any local arson investigator allowing him to carry and use firearms and to arrest individuals suspected of violating crimes enumerated in R.S. 40:1563.1.

* * *

AMENDMENT NO. 7

On page 4, line 17, after "R.S." and before "hereby" change "40:1563(C) and 1569 are" to "40:1569 is" and change "their" to "its"

AMENDMENT NO. 8

On page 4, after line 18, insert the following:

"Section 3. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1346—

BY REPRESENTATIVES DIEZ, DEWITT, DOWNER, MCMAINS, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 32:853(A)(1)(a), relative to operating records of drivers; to provide for the inclusion of certain information on operating records; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1424—

BY REPRESENTATIVES CRANE, DEWITT, DOWNER, MCMAINS, AND DIEZ AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To enact R.S. 49:200.1, relative to state agencies; to provide relative to the obligation of certain agencies in the executive branch of state government to respond to provide certain items under certain circumstances; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1438—

BY REPRESENTATIVES FRUGE, BARTON, FLAVIN, FRITH, PINAC, POWELL, SCHNEIDER, AND TRAVIS

AN ACT

To amend and reenact R.S. 12:443(5), 444, 445, and 447(A), relative to seafood marketing associations; to provide relative to the marketing and selling of certain products; to provide relative to the membership of seafood associations; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 1438 by Representative Fruge

AMENDMENT NO. 1

On page 1, line 2, after "12:443(5)," and before "445," insert "444,"

AMENDMENT NO. 2

On page 1, line 7, after "12:443(5)," and before "445," insert "444,"

AMENDMENT NO. 3

On page 1, delete line 16 in its entirety and insert the following:

"§444. Persons who may organize

Ten or more persons, a majority of whom are residents of this state, engaged in the catching, gathering, or the production of seafood products and skins and furs, may form an association, with or without capital stock, under the provisions of this Part."

AMENDMENT NO. 4

On page 2, at the end of line 3, after "products" change "or" to "and"

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

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 1569—

BY REPRESENTATIVES JOHN SMITH, DEWITT, DOWNER, MCMAINS, DIEZ, CRANE, AND LEBLANC AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To repeal R.S. 56:799, relative to the Wildlife Refuge and Game Preserve Fund and the Wildlife Refuge Protection Trust; to repeal such funds.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1574—

BY REPRESENTATIVES TRAVIS, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 40:1662.3(1), (2), (5), (9), and (10), 1662.6(A), (B)(1), (5), and (6), 1662.7(B), (C), (D), and (E), 1662.8(B)(2) and (4), 1662.9(A)(introductory paragraph), (4), and (5), 1662.11(A)(1), and 1662.14(A)(2) and (3)(b), to enact R.S. 40:1662.3(11) through (19), 1662.6(B)(8) and (9), 1662.7(F), 1662.8(B)(5), 1662.9(A)(6), (E), and (F), and 1662.14(A)(6), and to repeal R.S. 40:1662.10, relative to the Alarm Industry Licensing Act; to provide relative to definitions; to provide for the application and licensure of alarm contracting companies and the requirements to maintain licensure; to provide for licensure and requirements of other types of individual licenses; to provide for license renewal and continuing education requirements; to provide for classifications of offenses and prohibited acts; to delete provisions with regard to certain provisional licenses; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 1574 by Representative Travis

AMENDMENT NO. 1

On page 9, line 5, after "Trainee" and before "Such" change the colon ":" to a period "."

AMENDMENT NO. 2

On page 10, after line 21, insert the following:

"Section 3. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

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

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 1575—

BY REPRESENTATIVES TRAVIS, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To enact R.S. 23:541(E), relative to regulations affecting boilers; to provide for boiler inspection fees; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 1575 by Representative Travis

AMENDMENT NO. 1

On page 1, line 2, after "R.S." and before "relative" change "23:541(A)(9)," to "23:541(E)."

AMENDMENT NO. 2

On page 1, line 5, after "R.S." and before "is" change "23:541(A)(9)" to "23:541(E)."

AMENDMENT NO. 3

On page 1, delete lines 7 through 12 in their entirety and insert in lieu thereof the following:

"* * *

E. The manufacturer of a boiler or pressure vessel required by this Part to be inspected shall pay to the assistant secretary an inspection fee for the ASME and/or National Board of Boiler and Pressure Vessel Inspectors "Shop Reviews for Certificate of Authorization" in the amount of one thousand five hundred dollars per location review.

Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

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

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 1576—

BY REPRESENTATIVES TRAVIS, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To enact R.S. 40:1578.7, relative to fire safety and prevention; to adopt a State Uniform Fire Prevention Code; to provide for adoption of the same code by political subdivisions of the state; to authorize the promulgation of rules and regulations by the state fire marshal; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 1576 by Representative Travis

AMENDMENT NO. 1

On page 3, after line 6, insert the following:

"Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

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

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 1577—

BY REPRESENTATIVES TRAVIS, DEWITT, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 40:1484.4(B)(1) and (D)(1) and 1484.5(A) and to repeal R.S. 40:1484.4(B)(introductory paragraph), relative to amusement rides and attractions; to provide for certain annual inspections; to provide for fees for inspection certificates; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 1577 by Representative Travis

AMENDMENT NO. 1

On page 3, after line 2, insert the following:

"Section 3. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

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

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 1578—

BY REPRESENTATIVES DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 32:661(B), relative to the Implied Consent Law; to require all drivers of vehicles involved in accidents resulting in death, incapacitation, or serious bodily injury of any vehicle occupant to submit to a chemical test to determine blood alcohol content or the presence of any abused or controlled dangerous substances; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1580—

BY REPRESENTATIVES DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 32:1304(E)(2), relative to motor vehicle inspection stickers; to provide for the fees of replacement motor vehicle inspection stickers; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1582—

BY REPRESENTATIVES DAMICO, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 30:2011(C), (D)(3) and (6), 2014(A), 2015(E), 2019(D), 2022(C)(1), 2025(A), (B)(1)(d), (C)(2) and (3), (E)(1)(a) and (2), and (G)(1) and (2)(b), 2033(B) and (C), 2035(B)(1) and (2), 2050.1(C), 2050.2(A), 2050.3(A) and (C)(1), 2050.4(I), 2050.10(A)(5), 2054(A)(introductory paragraph) and (B)(2)(a) and (3)(a) and (e), 2059, 2060(E), (F), (G), (H), and (I), 2064(A)(2)(b), (C), (D), (E)(introductory paragraph) and (2), (F), and (G)(1), 2074(A)(introductory paragraph), (3) and (4) and (B)(4), 2075.2(B), 2076(C) and (D), 2089, 2103(4)(b), (5), and (11), 2104(A)(introductory paragraph) and (B)(2), 2107(A), (B), and (D), 2108, 2109(A) and (B), 2110, 2112, 2113(G), 2114, 2115(A), (C), (D), and (F), 2154(A)(introductory paragraph) and (4) and (B)(1)(a), (2)(a), and (4), 2158(A)(1), 2160, 2180(A)(2) and (B), 2181, 2183(I), 2195(E), 2195.2(A)(introductory paragraph) and (B)(1)(c), 2195.4(B)(4) and (C)(2), 2199(A), 2203(A), 2204(A)(1) and (2), 2222(C), 2223(3), 2224(A)(introductory paragraph) and (2)(c), (B), and (C), 2225(D)(2), 2226(A), 2280, 2305(G), 2423(B), 2521, 2522(5), 2547(A)(introductory paragraph) and (3) and (B) and R.S. 36:231(C)(1), 234(A)(11), 236(B), 237(A) and (B), and 238(B), (C), (D), and (E) and to repeal R.S. 30:2037 and 2182, relative to the Department of Environmental Quality; to provide relative to the organization, composition, duties, powers, and functions of the department; to establish the offices of environmental assessment, environmental compliance, and environmental services, and provide for purpose, powers, functions, and duties; to establish the legal division within the office of the secretary and provide for powers and duties; to abolish the offices of air quality and radiation protection, water resources, waste services, and legal affairs and enforcement, and provide for the transfer of certain powers, functions, and duties; to provide for the powers, functions, and duties of the secretary and under secretaries and assistant secretaries; to provide relative to promulgation of rules and certain scientific determinations; to provide relative to powers and duties for the issuance and denial of permits, licenses, variances, certificates, and other matters; to provide for penalties and violations; and to provide for related matters.

Read by title.

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Reported with amendments by the Committee on Environment.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Environment to Original House Bill No. 1582 by Representative Damico

AMENDMENT NO. 1

On page 10, line 19, delete "agrees" and insert "agree"

AMENDMENT NO. 2

On page 11, line 8, delete "agrees" and insert "agree"

AMENDMENT NO. 3

On page 13, line 22, delete "agrees" and insert "agree"

AMENDMENT NO. 4

On page 14, line 12, delete "agrees" and insert "agree"

AMENDMENT NO. 5

On page 19, line 6, delete "toxicities" and insert "toxins"

AMENDMENT NO. 6

On page 40, lines 8, 11, and 14, delete "in behalf" and insert "on behalf"

AMENDMENT NO. 7

On page 44, line 15, delete "assistant"

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

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 1583—

BY REPRESENTATIVES DAMICO, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 30:2015(E), 2054(B)(2)(a), 2055, 2075, 2075.3(A)(2)(a), 2109(A), 2187(A)(introductory paragraph), (1), (2), and (3), 2195(B), 2195.3(A)(11), and 2225(F)(1) and to repeal R.S. 30:2053(2) and 2201, relative to the Department of Environmental Quality; to provide relative to certain provisions containing departmental references, terms, and requirements; to revise and repeal certain provisions, procedures, terms, references, and requirements; to provide relative to Tank Trust Fund fees retained by a bulk facility operator; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Environment.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 1586—

BY REPRESENTATIVES DAMICO, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 30:2195.3(A)(7) and (B), relative to the Department of Environmental Quality; to provide relative to the Tank Trust Fund; to provide relative to the receipt date of the invoice and payment from bulk facility operators; to provide relative to motor fuel underground storage tanks and fee amounts; to provide for rules for late fees; to provide for the effects of failure to pay fees; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Environment.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Environment to Original House Bill No. 1586 by Representative Damico

AMENDMENT NO. 1

On page 1, line 6, after "tanks and" delete the remainder of the line and delete line 7 and insert "fee amounts; to provide for rules for late fees;"

AMENDMENT NO. 2

On page 1, line 8, delete "amounts;"

AMENDMENT NO. 3

On page 2, line 19, after "year." delete the remainder of the line and delete lines 20 through 26, and insert "Late fees shall be established by the department by rule in accordance with the Administrative Procedure Act, R.S. 49:950 et seq."

AMENDMENT NO. 4

On page 3, delete lines 1 and 2 in their entirety

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1588—

BY REPRESENTATIVES DAMICO, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 30:2025(E)(3)(a)(introductory paragraph) and to enact R.S. 30:2025(E)(3)(c), relative to the Department of Environmental Quality; to provide relative to civil penalties; to provide that the secretary by rule may establish classifications or levels of violations and the appropriate enforcement response; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Environment.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Environment to Original House Bill No. 1588 by Representative Damico

AMENDMENT NO. 1

On page 1, line 16, after "determining" insert "whether or not a civil penalty is to be"

AMENDMENT NO. 2

On page 1, line 17, insert at the beginning of the line "assessed and in determining"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1591—

BY REPRESENTATIVES DAMICO, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 30:2285.1(A), relative to the Department of Environmental Quality; to provide relative to voluntary remedial actions; to provide relative to public notice and public hearings; to provide certain procedures and requirements; to provide for notice to adjoining landowners; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Environment.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Environment to Original House Bill No. 1591 by Representative Damico

AMENDMENT NO. 1

On page 1, line 5, after "requirements;" insert "to provide for notice to adjoining landowners;"

AMENDMENT NO. 2

On page 2, line 10, after "receive" delete "direct"

AMENDMENT NO. 3

On page 2, line 11, after "secretary" delete the period and insert "by means of certified mail to the person or persons listed as the owner on the assessors rolls for the parish in which the property is located and as of the date that the remediation plan is submitted."

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

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 1626—

BY REPRESENTATIVES DIEZ, DEWITT, DOWNER, MCMAINS, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 47:806(C)(2), relative to the special fuels tax; to eliminate recordkeeping requirements for certain taxpayers; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 1654—

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 47:532.1(A)(7), relative to public license tag agents; to provide for the authority to provide information on the status of registration privileges; to provide for the authority to process certain reinstatements; to provide for fees; and to provide for related matters.

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 Bill No. 1654 by Representative Diez

AMENDMENT NO. 1

On page 1, line 3, after "agents;" and before "to provide" insert "to provide for the authority to provide information on the status of registration privileges;" and at the end of line 3, after "reinstatements;" add "to provide for fees;"

AMENDMENT NO. 2

On page 2, line 2, after "to" and before "process" insert "provide information on the status of registration privileges and to"

AMENDMENT NO. 3

On page 2, line 5, after "security." and before "The" insert the following:

"Public license tag agents shall be authorized to charge a convenience fee, not to exceed ten dollars, to provide information on the status of registration privileges and a fee, not to exceed ten dollars per reinstatement, provided that the fees are disclosed immediately to the consumer prior to the initiation of the transaction and the fees are posted in a conspicuous manner in the business office of the public license tag agent."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1687—

BY REPRESENTATIVE BARTON

AN ACT

To enact R.S. 39:1334(C), relative to the Louisiana Licensing Agency Budget Act; to provide that the budget of any licensing agency subject to the provisions of such Act shall not include civil fines or penalties; to provide that such civil fines and penalties be deposited in the state general fund; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 1687 by Representative Barton

AMENDMENT NO. 1

On page 1, line 12, between "contain" and "and" insert a comma ", "

AMENDMENT NO. 2

On page 1, line 13, between "expend" and "civil" insert a comma ", "

AMENDMENT NO. 3

On page 1, line 14, after "agency" delete the remainder of the line and insert:

"other than to offset costs incurred relative to disciplinary proceedings. Any such civil fines or penalties in excess of such costs shall be"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1694—

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 30:2373(B) and to enact R.S. 32:1510(E), relative to hazardous materials transportation; to provide that certain transportation incidents, accidents, and cleanups shall be subject to reporting requirements of the Department of Environmental Quality and the Hazardous Material Information Development, Preparedness and Response Act administered by the Department of Public Safety and Corrections; to provide reporting requirements, violations, and penalties; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Environment.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Environment to Original House Bill No. 1694 by Representative Diez

AMENDMENT NO. 1

On page 1 line 2, after "To" insert "amend and reenact R.S. 30:2373(B) and to"

AMENDMENT NO. 2

On page 1, line 6, delete "and not" and insert "administered by"

AMENDMENT NO. 3

On page 1, line 7, after "Corrections;" insert "to provide reporting requirements, violations, and penalties;"

AMENDMENT NO. 4

On page 1, between lines 8 and 9, insert the following:

"Section 1. R.S. 30:2373(B) is hereby amended and reenacted to read as follows:

§2373. Failure to report; penalties

* * *

B.(1) Owners and operators shall immediately notify the department of any reportable releases, other than a federally or state permitted release or application of a pesticide or fertilizer, of a hazardous material or substance listed pursuant to this Chapter exceeding the reportable quantity when that reportable quantity ~~has the potential could be reasonably expected~~ to escape the site of the facility, as soon as the owner or operator has knowledge of such release. Failure to do so shall subject owners and operators to civil penalties as provided in Subsection C of this Section.

(2) Any reportable release of any hazardous material regulated by this Chapter which causes any injury requiring hospitalization or any fatality or any release which results in a fire or explosion which ~~has the potential could reasonably be expected~~ to affect the public safety beyond the boundaries of the facility shall be reported immediately to the department.

(3) Any incident, accident, or cleanup within a facility, which could reasonably be expected to affect public safety beyond the boundaries of the facility or where the owner or operator knows a protective action beyond the boundaries of the facility has been initiated, shall be reported immediately to the department.

(3) (4) The secretary may develop rules and regulations to implement and clarify the reporting requirements of this Subsection and to address changes in federal regulations.

(5) The Department of Environmental Quality shall make available to the public for examination any information contained in reports required pursuant to R.S. 30:2025(J), 2060(H), and 2076(D).

* * *

AMENDMENT NO. 5

On page 1, line 9, after "Section" delete "1" and insert "2"

AMENDMENT NO. 6

On page 2, line 2, after "within" delete "or at"

AMENDMENT NO. 7

On page 2, line 13, delete "or"

AMENDMENT NO. 8

On page 2, between lines 14 and 15, insert:

"(h) 4953 (refuse systems);

(i) 4212 (local trucking without storage); or

(j) 4789 (trucking without storage)."

AMENDMENT NO. 9

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

"(3) The secretary may develop rules and regulations to implement and clarify the reporting requirements of this Subsection and to address changes in federal regulations."

AMENDMENT NO. 10

On page 2, line 18, after "Section" delete "2" and insert "3"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1704—

BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 40:1653(F) and to enact R.S. 40:1653(G) and (H), relative to fire alarm systems; to provide for the registration and licensure of certain persons; to provide for fees; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 1704 by Representative Travis

AMENDMENT NO. 1

On page 1, at the end of line 16, after "be" delete "in an" and delete line 17 in its entirety and insert in lieu thereof "three hundred fifty dollars, with an annual renewal fee of fifty dollars."

AMENDMENT NO. 2

On page 2, between lines 4 and 5 insert the following:

"(4) The initial fee and the annual renewal fee for such employee shall be fifty dollars."

AMENDMENT NO. 3

On page 2, line 12, after "be" and before "fifty" delete "in an amount not to exceed"

AMENDMENT NO. 4

On page 2, after line 16, insert the following:

"Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as

provided in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

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

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 1833—

BY REPRESENTATIVES DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 40:1742(A)(1) and (B)(1), relative to enforcement provisions on parking spaces reserved for certain disabled persons; to provide for enforcement of such provisions on private property; to provide for citations; and to provide for related matters.

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 Bill No. 1833 by Representative DeWitt

AMENDMENT NO. 1

On page 2, line 5, after "B.(1)(a)" delete the remainder of the line in its entirety and on line 6, delete "jurisdiction over" and insert the following:

"Any law enforcement officer acting within the course and scope of his employment is hereby authorized to enforce the provisions of laws, rules and ordinances governing parking spaces for persons with disabilities located on private or government property which are open to the public and to which the public is invited for commercial or government purposes and on"

AMENDMENT NO. 2

On page 2, line 8, after "accommodation" insert a period "." and delete the remainder of the line in its entirety

AMENDMENT NO. 3

On page 2, at the beginning of line 9, delete "enforce" and insert the following:

"The law enforcement officer shall be authorized to issue a citation or to take whatever law enforcement action is deemed necessary, or both. The citation shall provide for"

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

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

Under the rules, placed on the regular calendar.

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HOUSE BILL NO. 1989—

BY REPRESENTATIVES CRANE, DEWITT, DOWNER, MCMAINS, AND DIEZ AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 40:1643(C), relative to required fire protection sprinkler systems; to provide for extensions of time to meet the requirement for high-rise buildings in certain cases; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 1989 by Representative Crane

AMENDMENT NO. 1

On page 1, line 2, after "R.S." and before "relative" change "40:1642(2) and 1643(C)," to "40:1643(C),"

AMENDMENT NO. 2

On page 1, line 3, after "systems;" delete the remainder of the line and on line 4, delete "high rise buildings;"

AMENDMENT NO. 3

On page 1, line 8, after "R.S." and before "hereby" change "40:1642(2) and 1643(C) are" to "40:1643(C) is" and on line 9, delete "and is hereby enacted"

AMENDMENT NO. 4

On page 1, delete lines 10 through 16 in their entirety and on page 2, delete lines 1 through 6 in their entirety.

AMENDMENT NO. 5

On page 2, line 18, after "marshal" and before "of" change "shall grant a reasonable extension" to "may grant one-year extensions"

AMENDMENT NO. 6

On page 2, at the end of line 24, after "documents" and before the period "." insert ", provided that the building has sufficient and adequate fire protection systems to assure that undue risk to human life and safety is not created by occupancy above the seventy-five foot level"

AMENDMENT NO. 7

On page 3, line 4, after "A" delete the remainder of the line and on line 5, before "within" delete "owned by the state or any political subdivision" and insert in lieu thereof "statement of certification that such building shall be demolished or substantially remodeled"

AMENDMENT NO. 8

On page 3, delete lines 10 and 11 in their entirety.

AMENDMENT NO. 9

On page 3, line 12, after "(4)" and before "state-owned" change "Until January 1, 2005, any" to "Any"

AMENDMENT NO. 10

On page 3, line 13, after "hospital" delete the remainder of the line and delete lines 14 and 15 in their entirety and at the beginning of line 16, delete "that" and insert in lieu thereof "or parish prison shall have until January 1, 2005, to complete installation of the required fire sprinkler system, provided"

AMENDMENT NO. 11

On page 3, line 18, after "safety" delete the remainder of the line and delete lines 19 through 21 in their entirety and insert a period "."

AMENDMENT NO. 12

On page 4, at the end of line 1, change "B01." to "601."

AMENDMENT NO. 13

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

"(e) Compliance with the means of egress, protection of vertical openings, emergency lighting, and alarm and detection requirements specified by the 1967 edition of the NFPA 101 Life Safety Code."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1997—

BY REPRESENTATIVES TRICHE AND MCCALLUM

AN ACT

To enact R.S. 42:883, relative to the State Employees Group Benefits Program; to provide for special enrollments for certain retirees; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 1997 by Representative Triche

AMENDMENT NO. 1

On page 2, at the beginning of line 8, change "B." to "B.(1)"

AMENDMENT NO. 2

On page 2, after line 12, insert the following:

"(2) For the purposes of this Section, creditable coverage shall include but not be limited to the Medicare-Plus Choice Plan.

(3) The enrollment period for persons qualified under the provisions of Subsection A of this Section shall be from July 1, 1999 until the close of business on December 31, 1999.

Section 2. This Act shall become effective on July 1, 1999; if vetoed by the governor and subsequently approved by the legislature,

this Act shall become effective on July 1, 1999, or on the day following such approval by the legislature, whichever is later."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2007—

BY REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 30:2117(A) and to enact R.S. 30:2103(14), (15), (16), relative to radioactive waste disposal; to prohibit all commercial disposal of high-level and low-level radioactive wastes; to define certain types of radioactive wastes; to provide an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Environment.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Environment to Original House Bill No. 2007 by Representative Damico

AMENDMENT NO. 1

On page 1, line 15, after "radioactive waste" delete "or "waste"" and change "defined" to "provided"

AMENDMENT NO. 2

On page 2, line 15, after "LAC 43:XIX.129.M.1" delete the comma "," and insert the following "or special wastes as described in R.S. 30:2193(C)(6)."

AMENDMENT NO. 3

On page 2, line 16, after "NORM waste" insert a comma " , "

AMENDMENT NO. 4

On page 3, line 5, after "radioactive waste" insert "or NORM waste as defined by R.S. 30:2103"

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

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 2037—

BY REPRESENTATIVES FONTENOT, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 38:2316, relative to the selection of professional services related to public contracts; to increase the project budget cost threshold for applicability of certain provisions of Public Bid Law for procurement of professional services; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 2038—

BY REPRESENTATIVES FONTENOT, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To enact R.S. 39:97.3(E)(6), relative to the Louisiana Asbestos Detection and Abatement Fund; to provide for additional uses of monies in the fund; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 2071 (Substitute for House Bill No. 733 by Representative Travis)—

BY REPRESENTATIVE TRAVIS

AN ACT

To enact R.S. 48:278, relative to tourism signs; to require the lieutenant governor to engage in certain activities; to require the secretary of the Department of Transportation and Development to erect certain signs; and to provide for related matters.

Read by title.

On motion of Rep. Travis, 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. Martiny, the rules were suspended in order to take up House Bills and Joint Resolutions on Third Reading and Final Passage at this time.

House Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

HOUSE BILL NO. 1587—

BY REPRESENTATIVES DAMICO, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To enact R.S. 30:2043, relative to the Department of Environmental Quality; to provide relative to maintenance of public records by the department; to provide procedures, forms, methods, and conditions; to provide relative to admissibility into evidence; to provide relative to electronic signatures; to provide for promulgation of rules; and to provide for related matters.

Read by title.

Rep. Damico moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander	Heaton	Pratt
Ansardi	Hill	Quezairé
Barton	Holden	Riddle
Baudoin	Hopkins	Romero
Baylor	Hudson	Salter
Bowler	Hunter	Scalise
Bruce	Iles	Schneider
Bruneau	Jenkins	Schwegmann
Carter	Jetson	Shaw
Chaisson	Johns	Smith, J.D.—50th
Clarkson	Kennard	Smith, J.R.—30th
Copelin	Kenney	Stelly
Crane	Lancaster	Theriot
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Triche
Doerge	McCain	Waddell
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Fauchoux	Mitchell	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morréll	Willard
Frith	Morrish	Windhorst
Früge	Murray	Winston
Gautreaux	Odinet	Wooton
Glover	Perkins	Wright
Green	Pierre	
Total—98		

NAYS

Total—0

ABSENT

Curtis	Hebert	Vitter
Dimos	Strain	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1633—
BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 42:9 and R.S. 46:1844(P), relative to open meetings of public bodies; to provide that the prescriptive period for bringing a civil action to void the action of an entity that violates the law relative to open meetings does not commence to run until notice of the entity's action is given if notice is required; to require notice to the victim, a victim's

family member, or a witness of actions taken or declined by the Board of Parole or the Board of Pardons under certain circumstances; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Lancaster, the bill was returned to the calendar.

HOUSE BILL NO. 1834—
BY REPRESENTATIVES MCMAINS, DEWITT, DOWNER, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To enact R.S. 22:1379(3)(e) and 1382(D), relative to the Louisiana Insurance Guaranty Association; to provide for claims; to provide for recovery of paid covered claims; to provide for limits; to provide for insolvency proceedings; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bowler to Engrossed House Bill No. 1834 by Representatives McMains, et al.

AMENDMENT NO. 1

On page 1, line 2, after "1382" and before "(D)" insert "(A)(3)(f) and"

AMENDMENT NO. 2

On page 1, line 5, after "proceedings;" and before "and insert "to provide for assessments;"

AMENDMENT NO. 3

On page 1, line 7, after "1382" and before "(D)" insert "(A)(3)(f) and"

AMENDMENT NO. 4

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

** * *

A. The association shall:

* * *

(3)

* * *

(f) Not subject the premium dollars paid to an insurer by any insured whose net worth exceeds twenty-five million dollars on December thirty-first to the assessment provided for in this Section for the next calendar year. An insured's net worth shall include the aggregate net worth of the insured and all of its subsidiaries and affiliates calculated on a consolidated basis.

Rep. Bowler moved the adoption of the amendments.

Rep. McMains objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Holden	Pratt
Ansardi	Hudson	Quezairé
Baudoin	Hunter	Riddle
Baylor	Iles	Scalise
Bowler	Jenkins	Schwegmann
Bruce	Jetson	Shaw
Bruneau	Lancaster	Smith, J.D.—50th
Clarkson	Landrieu	Theriot
Copelin	LeBlanc	Thornhill
Curtis	Martiny	Toomy
Damico	McCain	Triche
Deville	McCallum	Waddell
Donelon	Michot	Warner
Dupre	Mitchell	Welch
Farve	Montgomery	Weston
Frith	Morrell	Wilkerson
Guillory	Murray	Willard
Hammett	Odinot	Windhorst
Heaton	Perkins	Wooton
Hill	Pierre	
Total—59		

NAYS

Barton	Fontenot	Pinac
Carter	Fruge	Powell
Chaisson	Gautreaux	Romero
Crane	Hopkins	Salter
Daniel	Johns	Stelly
DeWitt	Kennard	Thompson
Diez	Kenney	Walsworth
Doerge	Long	Wiggins
Faucheux	McMains	Winston
Flavin	Morrish	Wright
Total—30		

ABSENT

Mr. Speaker	Green	Smith, J.R.—30th
Alexander	Hebert	Strain
Dimos	Marionneau	Travis
Durand	McDonald	Vitter
Glover	Schneider	
Total—14		

The amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Powell
Alario	Heaton	Pratt
Alexander	Hill	Quezairé
Barton	Holden	Riddle
Baudoin	Hopkins	Romero
Baylor	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Iles	Schneider
Chaisson	Jetson	Schwegmann

Clarkson	Johns	Shaw
Copelin	Kennard	Smith, J.D.—50th
Crane	Kenney	Smith, J.R.—30th
Curtis	Lancaster	Stelly
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thompson
DeWitt	Long	Thornhill
Diez	Marionneau	Triche
Doerge	McCain	Waddell
Dupre	McCallum	Walsworth
Durand	McDonald	Warner
Farve	McMains	Welch
Faucheux	Michot	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Frith	Morrish	Willard
Fruge	Murray	Windhorst
Gautreaux	Odinot	Winston
Glover	Perkins	Wooton
Green	Pierre	Wright
Guillory	Pinac	
Total—89		

NAYS

Ansardi	Donelon	Toomy
Bowler	Jenkins	
Deville	Martiny	
Total—7		

ABSENT

Carter	Mitchell	Vitter
Dimos	Strain	
Hebert	Travis	
Total—7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1835—

BY REPRESENTATIVES MCMAINS, DEWITT, DOWNER, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To enact R.S. 22:1379(3)(e), relative to the Louisiana Insurance Guaranty Association; to provide for the time period to file a proof of claim against the association; to provide for applicability; and to provide for related matters.

Read by title.

Rep. McMains moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Powell
Alario	Heaton	Pratt
Alexander	Hebert	Quezairé
Ansardi	Hill	Riddle
Barton	Holden	Romero
Baudoin	Hopkins	Salter
Baylor	Hudson	Scalise
Bowler	Hunter	Schneider

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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	Thompson
Curtis	Landrieu	Thornhill
Damico	LeBlanc	Toomy
Daniel	Long	Travis
Deville	Marionneaux	Triche
DeWitt	Martiny	Waddell
Diez	McCain	Walsworth
Doerge	McCallum	Warner
Donelon	McDonald	Welch
Dupre	McMains	Weston
Durand	Michot	Wiggins
Fauchoux	Mitchell	Wilkerson
Flavin	Montgomery	Willard
Fontenot	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Odinet	Wooton
Gautreaux	Perkins	Wright
Green	Pierre	
Guillory	Pinac	
Total—97		

NAYS

Total—0

ABSENT

Dimos	Glover	Strain
Farve	Morrell	Vitter
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1837—

BY REPRESENTATIVES MCMAINS, DEWITT, DOWNER, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 22:1379(3)(b) and 1386(A), relative to the Louisiana Insurance Guaranty Association; to prohibit recovery, duplication of recovery, and subrogation against the Louisiana Insurance Guaranty Association by additional entities; to provide for applicability; and to provide for related matters.

Read by title.

Rep. McMains moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander	Heaton	Pratt
Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero

Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Iles	Schwegmann
Carter	Jenkins	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Stelly
Crane	Kenney	Theriot
Curtis	Lancaster	Thompson
Damico	Landrieu	Thornhill
Daniel	LeBlanc	Toomy
Deville	Long	Travis
DeWitt	Marionneaux	Triche
Diez	Martiny	Waddell
Doerge	McCain	Walsworth
Donelon	McCallum	Warner
Dupre	McDonald	Welch
Durand	McMains	Weston
Farve	Michot	Wiggins
Fauchoux	Mitchell	Wilkerson
Flavin	Montgomery	Willard
Fontenot	Morrell	Windhorst
Frith	Morrish	Winston
Fruge	Murray	Wooton
Gautreaux	Odinet	Wright
Glover	Perkins	
Green	Pierre	
Total—100		

NAYS

Total—0

ABSENT

Dimos	Strain	Vitter
Total—3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1859—

BY REPRESENTATIVE CLARKSON

AN ACT

To enact R.S. 40:2004, to establish quiet zones for hospitals, churches, and courts; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Clarkson, the bill was returned to the calendar.

HOUSE BILL NO. 1892—

BY REPRESENTATIVE CLARKSON AND BRUCE

AN ACT

To enact R.S. 14:99.1 and R.S. 48:1101.3, relative to the Greater New Orleans Mississippi River Bridges; to provide for the crime of failure to properly display automatic vehicular identification toll tags on the Greater New Orleans Mississippi River Bridges; to provide for penalties; to provide for administrative fees; to provide for definitions; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Clarkson to Engrossed House Bill No. 1892 by Representative Clarkson

AMENDMENT NO. 1

On page 1, at the end of line 16, insert the following: "No person operating a motor vehicle which is equipped with a windshield which, due to a manufacturing characteristic, does not allow the reading of the toll tag through that windshield shall be charged with a violation of this Section."

AMENDMENT NO. 2

On page 3, at the end of line 15, insert the following: "No person operating a motor vehicle which is equipped with a windshield which, due to a manufacturing characteristic, does not allow the reading of the toll tag through that windshield, shall be considered in violation of this Section."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Clarkson and Alario to Engrossed House Bill No. 1892 by Representative Clarkson

AMENDMENT NO. 1

On page 2, lines 10 and 11, after "shall be fined", delete "not less than fifty dollars and"

AMENDMENT NO. 2

On page 2, line 11, after "not more than", delete "one hundred" and insert in lieu thereof "twenty-five"

AMENDMENT NO. 3

On page 2, line 12, after "violation", insert a period ".", and delete the rest of the line and lines 13 through 15.

AMENDMENT NO. 4

On page 2, line 25, at the beginning of the line, delete "twenty-five dollars" and insert in lieu thereof "one dollar"

AMENDMENT NO. 5

On page 3, line 4, after "of", delete "not less than fifty dollars nor more than one hundred dollars for each and every violation of this Section and any other fine or penalty that may be prescribed by law for such violations." and insert in lieu thereof "not more than twenty-five dollars."

AMENDMENT NO. 6

On page 3, line 13, after "collect such fine", delete "in addition to any court costs."

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

Motion

Rep. Bowler moved that the bill, as amended, be returned to the calendar.

Rep. Clarkson objected.

By a vote of 64 yeas and 26 nays, the House returned the bill, as amended, to the calendar.

HOUSE BILL NO. 1921—
BY REPRESENTATIVE PRATT
AN ACT

To enact R.S. 40:1299.117, relative to obesity; to provide for classification of obesity as a disease according to certain criteria; and to provide for related matters.

Read by title.

Rep. Pratt moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Odinot
Alario	Hammett	Pinac
Alexander	Heaton	Powell
Ansardi	Hebert	Pratt
Barton	Hill	Quezaire
Baudoin	Holden	Riddle
Baylor	Hopkins	Romero
Bowler	Hudson	Salter
Bruce	Hunter	Schwegmann
Chaisson	Iles	Shaw
Clarkson	Jetson	Smith, J.D.—50th
Copelin	Johns	Smith, J.R.—30th
Crane	Kennard	Stelly
Curtis	Kenney	Theriot
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	McCain	Triche
Doerge	McCallum	Waddell
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Mitchell	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard
Frith	Morrish	Wooton
Fruge	Murray	Wright
Total—84		

NAYS

Bruneau	Martiny	Walsworth
Donelon	Perkins	Windhorst
Jenkins	Scalise	Winston
Lancaster	Schneider	
Total—11		

ABSENT

Carter	Green	Strain
Dimos	Guillory	Vitter
Gautreaux	Pierre	
Total—8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 2008—
BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 41:1217(A)(2), relative to lease of public lands; to extend leases of certain public lands beyond forty years; to provide terms and conditions; and to provide for related matters.

Read by title.

Rep. Durand moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pierre
Alario	Hammett	Pinac
Alexander	Heaton	Powell
Ansardi	Hebert	Pratt
Barton	Hill	Quezaire
Baudoin	Holden	Riddle
Baylor	Hopkins	Romero
Bowler	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Iles	Schneider
Chaisson	Jenkins	Schwegmann
Clarkson	Jetson	Shaw
Copelin	Johns	Smith, J.D.—50th
Crane	Kennard	Smith, J.R.—30th
Curtis	Kenney	Stelly
Damico	Lancaster	Theriot
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneaux	Travis
Doerge	Martiny	Triche
Donelon	McCain	Waddell
Dupre	McCallum	Walsworth
Durand	McDonald	Warner
Farve	McMains	Welch
Faucheux	Michot	Weston
Flavin	Mitchell	Wiggins
Fontenot	Montgomery	Wilkerson
Frith	Morrell	Willard
Fruge	Morrish	Windhorst
Gautreaux	Murray	Winston
Glover	Odinet	Wooton
Green	Perkins	Wright
Total—99		

NAYS

Total—0

ABSENT

Carter	Strain
Dimos	Vitter
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 2014—
BY REPRESENTATIVE SALTER
AN ACT

To amend and reenact R.S. 17:3972(B)(2), 3973(2)(b)(ii), 3982, and 3991(B)(1) and to repeal R.S. 17:3983(A)(2)(a)(ii), relative to charter school demonstration programs; to provide relative to the purpose of the charter school law; to provide relative to the definition of a type 2 charter school; to provide for duties of local school boards; to provide relative to conversions of preexisting public schools; to repeal certain provisions relative to proposals for a type 3 charter school; and to provide for related matters.

Read by title.

Rep. Salter moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander	Heaton	Pratt
Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Iles	Schwegmann
Carter	Jenkins	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Stelly
Crane	Kenney	Theriot
Curtis	Lancaster	Thompson
Damico	Landrieu	Thornhill
Daniel	LeBlanc	Toomy
Deville	Long	Travis
DeWitt	Marionneaux	Triche
Diez	Martiny	Waddell
Doerge	McCain	Walsworth
Donelon	McCallum	Warner
Dupre	McDonald	Welch
Durand	McMains	Weston
Farve	Michot	Wiggins
Faucheux	Mitchell	Wilkerson
Flavin	Montgomery	Willard
Fontenot	Morrell	Windhorst
Frith	Morrish	Winston
Fruge	Murray	Wooton
Gautreaux	Odinet	Wright
Glover	Perkins	
Green	Pierre	
Total—100		

NAYS

Total—0

ABSENT

Dimos	Strain	Vitter
Total—3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 176—

BY REPRESENTATIVES KENNARD, SCALISE, MCCALLUM, MCMAINS, PERKINS, ROMERO, TRAVIS, WINDHORST, AND WOOTON
AN ACT

To amend and reenact R.S. 14:64(B) and to enact R.S. 14:64.3, relative to the crime of armed robbery; to provide for increases in criminal penalties; to provide for enhanced penalties for use of firearms in commission of the crime; and to provide for related matters.

Read by title.

Motion

Rep. Kennard moved that House Bill No. 176 be designated as a duplicate of Senate Bill No. 143.

Which motion was agreed to.

Rep. LeBlanc moved that the bill be recommitted to the Committee on Appropriations.

Rep. Kennard objected.

By a vote of 70 yeas and 22 nays, the House agreed to recommit the bill to the Committee on Appropriations.

HOUSE BILL NO. 320—

BY REPRESENTATIVES PERKINS, ALEXANDER, CARTER, DAMICO, DIEZ, DIMOS, DONELON, FAUCHEUX, FLAVIN, FONTENOT, FRITH, GAUTREAU, HEBERT, ILES, JENKINS, JOHNS, KENNARD, KENNEY, MCCALLUM, MICHOT, POWELL, RIDDLE, JACK SMITH, THOMPSON, THORNHILL, WALSWORTH, WESTON, WIGGINS, AND WRIGHT
AN ACT

To amend and reenact R.S. 40:2134, relative to provisions of law dealing with the licensing and regulation of ambulatory surgical centers; to remove the exemption for abortion clinics or any facilities used for or relating to abortion procedures from such provisions; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Perkins moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pinac
Alario	Green	Powell
Alexander	Guillory	Quezairé
Ansardi	Hammett	Riddle
Barton	Heaton	Romero
Baudoin	Hebert	Salter
Baylor	Hill	Scalise
Bowler	Hopkins	Schneider
Bruce	Hudson	Schwegmann
Bruneau	Hunter	Shaw
Carter	Iles	Smith, J.D.—50th
Chaisson	Jenkins	Smith, J.R.—30th
Clarkson	Johns	Stelly
Copelin	Kennard	Theriot
Crane	Kenney	Thompson

Curtis	Lancaster	Thornhill
Damico	Landrieu	Toomy
Daniel	LeBlanc	Travis
Deville	Long	Triche
DeWitt	Marionneaux	Waddell
Diez	Martiny	Walsworth
Doerge	McCain	Warner
Donelon	McCallum	Welch
Dupre	McDonald	Weston
Durand	McMains	Wiggins
Farve	Michot	Wilkerson
Fauchoux	Mitchell	Willard
Flavin	Montgomery	Windhorst
Fontenot	Morrish	Winston
Frith	Odinot	Wooton
Fruge	Perkins	Wright
Gautreaux	Pierre	
Total—95		

NAYS

Holden	Murray
Morrell	Pratt
Total—4	

ABSENT

Dimos	Strain
Jetson	Vitter
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 469—

BY REPRESENTATIVES BRUNEAU AND COPELIN
AN ACT

To amend and reenact R.S. 33:4071(A)(1)(e) and (2), (B), (C), and (D), 4072, and 4073 and to enact R.S. 33:4071(A)(1)(f), relative to the New Orleans Sewerage and Water Board; to provide relative to membership on such board including provision for election of certain members; to provide relative to the removal of members from the board; to provide for the compensation of certain members; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 470—

BY REPRESENTATIVE COPELIN
AN ACT

To enact Chapter 20-A-2 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3041.21 through 3041.23, relative to a loan repayment program for certain social workers; to provide for program establishment, administration, and eligibility; to provide relative to contracts and cancellation of contracts; to provide for implementation; to provide for the adoption of program rules and regulations; and to provide for related matters.

Read by title.

Rep. Copelin moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pierre
Alario	Hammett	Pinac
Alexander	Heaton	Powell
Ansardi	Hebert	Pratt
Barton	Hill	Quezaire
Baudoin	Holden	Riddle
Baylor	Hopkins	Romero
Bowler	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Iles	Schneider
Chaisson	Jenkins	Schwegmann
Clarkson	Jetson	Shaw
Copelin	Johns	Smith, J.D.—50th
Crane	Kennard	Smith, J.R.—30th
Curtis	Kenney	Stelly
Damico	Lancaster	Theriot
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneaux	Travis
Doerge	Martiny	Triche
Donelon	McCain	Waddell
Dupre	McCallum	Walsworth
Durand	McDonald	Warner
Farve	McMains	Welch
Faucheux	Michot	Weston
Flavin	Mitchell	Wiggins
Fontenot	Montgomery	Wilkerson
Frith	Morrell	Willard
Fruge	Morrish	Windhorst
Gautreaux	Murray	Winston
Glover	Odinet	Wooton
Green	Perkins	Wright
Total—99		

NAYS

Total—0

ABSENT

Carter	Strain
Dimos	Vitter
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 524—
BY REPRESENTATIVE COPELIN
AN ACT

To amend and reenact R.S. 40:966(B)(1) and to enact R.S. 40:966(B)(3) and (4), relative to the controlled dangerous substances; to provide penalties for the distribution, dispensing, or possession with intent to produce, manufacture, distribute, or dispense heroin; and to provide for related matters.

Read by title.

Rep. Copelin moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Baylor	Hudson	Pratt
Copelin	Hunter	Quezaire
Curtis	Jetson	Travis
Green	Morrell	Welch
Guillory	Murray	
Holden	Pierre	
Total—16		

NAYS

Mr. Speaker	Fruge	Powell
Alario	Gautreaux	Riddle
Alexander	Glover	Romero
Ansardi	Hammett	Salter
Barton	Heaton	Scalise
Baudoin	Hebert	Schwegmann
Bowler	Hill	Shaw
Bruce	Hopkins	Smith, J.D.—50th
Bruneau	Iles	Stelly
Carter	Jenkins	Theriot
Chaisson	Johns	Thompson
Clarkson	Kennard	Thornhill
Crane	Kenney	Toomy
Damico	Lancaster	Triche
Daniel	Landrieu	Waddell
Deville	LeBlanc	Walsworth
DeWitt	Long	Warner
Diez	Marionneaux	Weston
Doerge	Martiny	Wiggins
Donelon	McCain	Wilkerson
Dupre	McCallum	Willard
Durand	McDonald	Windhorst
Farve	McMains	Winston
Faucheux	Michot	Wooton
Flavin	Montgomery	Wright
Fontenot	Morrish	
Frith	Odinet	
Total—79		

ABSENT

Dimos	Pinac	Strain
Mitchell	Schneider	Vitter
Perkins	Smith, J.R.—30th	
Total—8		

The Chair declared the above bill failed to pass.

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

HOUSE BILL NO. 683—
BY REPRESENTATIVE COPELIN
AN ACT

To enact Code of Criminal Procedure Article 814(A)(50.1), relative to responsive verdicts; to provide for responsive verdicts for possession of cocaine; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Copelin to Engrossed House Bill No. 683 by Representative Copelin

AMENDMENT NO. 1

On page 1, line 12, after "Cocaine" and before the colon ":" insert "Contained Within Drug Paraphernalia"

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

Motion

On motion of Rep. Copelin, the vote by which the amendment was adopted was reconsidered.

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

Rep. Copelin moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Glover	Murray
Alexander	Green	Odinet
Ansardi	Guillory	Perkins
Barton	Hammett	Pierre
Baudoin	Heaton	Pinac
Baylor	Hebert	Powell
Bowler	Hill	Pratt
Bruce	Holden	Quezaire
Bruneau	Hopkins	Riddle
Carter	Hudson	Romero
Chaisson	Hunter	Salter
Clarkson	Iles	Schneider
Copelin	Jenkins	Schwegmann
Crane	Johns	Shaw
Curtis	Kennard	Smith, J.D.—50th
Damico	Kenney	Smith, J.R.—30th
Daniel	Lancaster	Stelly
Deville	Landrieu	Theriot
DeWitt	LeBlanc	Thompson
Diez	Long	Thornhill
Doerge	Marionneaux	Toomy
Donelon	Martiny	Travis
Dupre	McCain	Triche
Durand	McCallum	Waddell
Farve	McDonald	Walsworth
Faucheux	McMains	Warner
Flavin	Michot	Welch
Fontenot	Mitchell	Weston
Frith	Montgomery	Wilkerson
Fruge	Morrell	Willard
Gautreaux	Morrish	Wooton
Total—93		

NAYS

Scalise	Windhorst
Wiggins	Wright
Total—4	

ABSENT

Mr. Speaker	Jetson	Vitter
Dimos	Strain	Winston
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 721—

BY REPRESENTATIVE HEBERT
AN ACT

To amend and reenact Children's Code Article 412(B)(7), relative to confidentiality of juvenile records; to allow for disclosure of delinquency adjudications for certain juveniles; and to provide for related matters.

Read by title.

Rep. Hebert moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Fruge	Pierre
Alexander	Gautreaux	Pinac
Ansardi	Green	Powell
Barton	Guillory	Quezaire
Baudoin	Heaton	Salter
Baylor	Hebert	Scalise
Bowler	Hill	Schneider
Bruce	Hopkins	Schwegmann
Bruneau	Hudson	Shaw
Carter	Jenkins	Smith, J.D.—50th
Chaisson	Johns	Smith, J.R.—30th
Clarkson	Kennard	Stelly
Copelin	Kenney	Theriot
Crane	Lancaster	Thompson
Damico	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Martiny	Travis
Diez	McCallum	Waddell
Doerge	McDonald	Welch
Donelon	McMains	Wiggins
Dupre	Michot	Willard
Durand	Mitchell	Windhorst
Faucheux	Montgomery	Winston
Flavin	Morrish	Wooton
Fontenot	Odinet	Wright
Frith	Perkins	
Total—77		

NAYS

Curtis	Hunter	Murray
Daniel	Iles	Pratt
Farve	Jetson	Riddle
Glover	Landrieu	Romero
Hammett	McCain	Weston
Holden	Morrell	Wilkerson
Total—18		

ABSENT

Mr. Speaker	Strain	Walsworth
Dimos	Triche	Warner
Marionneaux	Vitter	
Total—8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 784—

BY REPRESENTATIVE WINDHORST
AN ACT

To amend and reenact R.S. 27:306(E)(2) and 311(A)(introductory paragraph), relative to video draw poker device operations; to provide for a license term of five years; to remove sixty-day limitation on operations when licensed establishments are sold; and to provide for related matters.

Read by title.

Motion

Rep. Windhorst moved that House Bill No. 784 be designated as a duplicate of Senate Bill No. 879.

Which motion was agreed to.

Motion

On motion of Rep. Windhorst, the bill was returned to the calendar.

HOUSE BILL NO. 797—

BY REPRESENTATIVES TOOMY, BRUCE, JENKINS, AND WOOTON
AN ACT

To enact Code of Criminal Procedure Article 883.2, relative to criminal sentencing; to require victim restitution as a part of a criminal sentence in certain cases; and to provide for related matters.

Read by title.

Rep. Toomy moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pierre
Alario	Hammett	Pinac
Alexander	Heaton	Powell
Ansardi	Hebert	Pratt
Barton	Hill	Quezaire
Baudoin	Holden	Riddle
Baylor	Hopkins	Romero
Bowler	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Iles	Schneider
Carter	Jenkins	Schwegmann
Chaisson	Jetson	Shaw
Clarkson	Johns	Smith, J.D.—50th
Copelin	Kennard	Smith, J.R.—30th
Crane	Kenney	Stelly
Curtis	Lancaster	Theriot
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Triche
Doerge	McCain	Waddell

Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Mitchell	Wilkerson
Flavin	Montgomery	Willard
Fontenot	Morrell	Windhorst
Fruge	Morrish	Winston
Gautreaux	Murray	Wooton
Glover	Odinet	Wright
Green	Perkins	
Total—98		

NAYS

Total—0

ABSENT

Dimos	Strain	Wiggins
Frith	Vitter	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 798—

BY REPRESENTATIVES TOOMY AND WOOTON
AN ACT

To amend and reenact Code of Criminal Procedure Article 886(A), relative to victim restitution ordered in criminal matters; to provide for method of collection; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Salter on behalf of the Legislative Bureau to Engrossed House Bill No. 798 by Representative Toomy

AMENDMENT NO. 1

On page 1, line 9, following "fine," and before "restitution" insert "non payment of"

AMENDMENT NO. 2

On page 1, line 12, following "victim, or" and before "of a" insert "nonpayment"

AMENDMENT NO. 3

On page 1, line 14, following "imposed or" and before "restitution" insert "in a sum equal to"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Toomy to Engrossed House Bill No. 798 by Representative Toomy

AMENDMENT NO. 1

On page 1, line 13, after "fine" and before "plus" insert "or restitution"

AMENDMENT NO. 2

On page 1, line 14, after "imposed" and before ", plus" delete "or restitution"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Perkins
Alario	Heaton	Pierre
Alexander	Hebert	Pinac
Ansardi	Hill	Powell
Barton	Holden	Pratt
Baudoin	Hopkins	Quezaire
Baylor	Hudson	Riddle
Bowler	Hunter	Romero
Bruce	Iles	Salter
Bruneau	Jenkins	Scalise
Carter	Jetson	Schneider
Chaisson	Johns	Schwegmann
Clarkson	Kennard	Shaw
Copelin	Kenney	Smith, J.D.—50th
Crane	Lancaster	Stelly
Curtis	Landrieu	Theriot
Damico	LeBlanc	Thompson
Daniel	Long	Thornhill
Deville	Marionneaux	Toomy
DeWitt	Martiny	Travis
Diez	McCain	Triche
Doerge	McCallum	Waddell
Donelon	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Welch
Faucheux	Mitchell	Wilkerson
Fontenot	Montgomery	Willard
Fruge	Morrell	Windhorst
Gautreaux	Morrish	Winston
Glover	Murray	Wooton
Green	Odinet	Wright

NAYS

Total—0

ABSENT

Dimos	Hammett	Weston
Dupre	Smith, J.R.—30th	Wiggins
Flavin	Strain	
Frith	Vitter	

Total—10

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 914—

BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact Code of Criminal Procedure Article 877(A), relative to presentence and postsentence investigation reports; to provide that those reports may be disclosed to the victim of the crime, or to the victim's designated family member, and to the prosecutor; to provide for exceptions; and to provide for related matters.

Read by title.

Rep. Toomy moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—100

NAYS

Total—0

ABSENT

Dimos	Strain	Vitter
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Total—3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 920—
BY REPRESENTATIVES WINSTON AND WADDELL
AN ACT

To enact R.S. 44:38, relative to public records; authorizes disclosure of certain confidential court and agency records of children for purposes of studies authorized by the legislature; and to provide for related matters.

Read by title.

Rep. Winston moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander	Heaton	Pratt
Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Iles	Schwegmann
Carter	Jenkins	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Stelly
Crane	Kenney	Theriot
Curtis	Lancaster	Thompson
Damico	Landrieu	Thornhill
Daniel	LeBlanc	Toomy
Deville	Long	Travis
DeWitt	Marionneaux	Triche
Diez	Martiny	Waddell
Doerge	McCain	Walsworth
Donelon	McCallum	Warner
Dupre	McDonald	Welch
Durand	McMains	Weston
Farve	Michot	Wiggins
Faucheux	Mitchell	Wilkerson
Flavin	Montgomery	Willard
Fontenot	Morrell	Windhorst
Frith	Morrish	Winston
Fruge	Murray	Wooton
Gautreaux	Odinot	Wright
Glover	Perkins	
Green	Pierre	
Total—100		

NAYS

Total—0

ABSENT

Dimos	Strain	Vitter
Total—3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1265—
BY REPRESENTATIVE MCMAINS
AN ACT

To enact Chapter 14 of Title 6 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 6:1081 through 1099, relative to residential mortgage brokers and lenders; to provide for a short title; to provide for legislative purpose; to provide for definitions; to provide for prohibitions; to provide for rules and regulations; to provide for requirement of licensure; to provide for exemptions from licensure, annual registration statements and fees; to provide for applications for licensure, issuance of licenses, and application and renewal fees; to provide for changes of name or location, closures, and fees; to provide for restrictions; to provide for recordkeeping and retention, examinations, and investigation of complaints; to provide for suspension and revocation of licensure, exemptions, and disposition of funds; to create and provide for the Residential Mortgage Lending Board and its powers; to provide for board certification, examination, and continuing education; to provide for the scope of the provisions; to provide for residential mortgage loans; to provide for items or charges not considered interest; to provide for residential mortgage loan brokerage contracts; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. McMains moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pierre
Alario	Guillory	Pinac
Alexander	Hammett	Powell
Ansardi	Heaton	Pratt
Barton	Hebert	Quezaire
Baudoin	Hill	Riddle
Baylor	Holden	Romero
Bowler	Hopkins	Salter
Bruce	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Schwegmann
Chaisson	Jenkins	Shaw
Clarkson	Jetson	Smith, J.D.—50th
Copelin	Johns	Stelly
Crane	Kennard	Theriot
Curtis	Kenney	Thompson
Damico	Lancaster	Thornhill
Daniel	Landrieu	Toomy
Deville	LeBlanc	Travis
DeWitt	Long	Triche
Diez	Marionneaux	Waddell
Doerge	Martiny	Walsworth
Donelon	McCain	Warner
Dupre	McCallum	Welch
Durand	McDonald	Weston
Farve	McMains	Wiggins
Faucheux	Michot	Wilkerson

Flavin	Mitchell	Willard
Fontenot	Montgomery	Windhorst
Frith	Morrish	Winston
Fruge	Murray	Wooton
Gautreaux	Odinet	
Glover	Perkins	
Total—97		

NAYS

Total—0

ABSENT

Dimos	Smith, J.R.—30th	Vitter
Morrell	Strain	Wright
Total—6		

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 499—

BY REPRESENTATIVE BARTON

AN ACT

To enact R.S. 43:111(D), relative to advertising by public postsecondary educational institutions; to authorize such an institution to expend certain funds for advertising; to provide with respect to such advertising; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Barton moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pierre
Alario	Guillory	Pinac
Alexander	Hammett	Powell
Ansardi	Heaton	Pratt
Barton	Hebert	Quezaire
Baudoin	Hill	Romero
Baylor	Holden	Salter
Bowler	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Carter	Iles	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Stelly
Crane	Kenney	Theriot
Curtis	Lancaster	Thompson
Damico	Landrieu	Thornhill
Daniel	LeBlanc	Toomy
Deville	Long	Travis
DeWitt	Marionneaux	Triche
Diez	Martiny	Waddell
Doerge	McCain	Walsworth
Donelon	McCallum	Warner

Dupre	McDonald	Welch
Durand	McMains	Weston
Farve	Michot	Wiggins
Faucheux	Mitchell	Wilkerson
Flavin	Montgomery	Willard
Fontenot	Morrell	Windhorst
Frith	Morrish	Winston
Fruge	Murray	Wooton
Gautreaux	Odinet	Wright
Glover	Perkins	
Total—98		

NAYS

Jenkins
Total—1

ABSENT

Dimos	Strain
Riddle	Vitter
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 360—

BY REPRESENTATIVES PRATT, BRUNEAU, JOHNS, MICHOT, PINAC, AND STELLY

AN ACT

To amend and reenact R.S. 17:54(B), to provide that each city and parish school board shall fix the qualifications and duties of the superintendent of schools; to provide for effectiveness; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

On motion of Rep. Pratt, the bill was returned to the calendar.

HOUSE BILL NO. 530—

BY REPRESENTATIVES MORRELL, COPELIN, PIERRE, WELCH, BAYLOR, WILKERSON, CURTIS, GUILLORY, HUDSON, HUNTER, AND WILLARD AND SENATOR IRONS

AN ACT

To name that part of Claiborne Avenue lying within the incorporated city limits of the city of New Orleans, Orleans Parish, the Reverend Avery C. Alexander Avenue; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

On motion of Rep. Morrell, the bill was returned to the calendar.

HOUSE BILL NO. 328—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact Chapter 5-F of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:380.31 through 380.36, and R.S. 36:744(O) and 801.10, to create the Garyville Timbermill Museum in the Department of State; to provide relative to the governing authority of the museum including its composition, powers, duties, responsibilities, meetings, and officers; to provide for the adoption of rules and regulations including fees; to provide for receipt and use of funds and property; to provide relative to the authority of the secretary of state with respect to the museum; to provide relative to personnel and budgets of the museum; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Salter on behalf of the Legislative Bureau to Engrossed House Bill No. 328 by Representative Fauchaux

AMENDMENT NO. 1

On page 5, line 2, following "Act" and before "policies" delete ", R.S. 49:950 et seq.,"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Perkins
Alario	Green	Pierre
Alexander	Guillory	Pinac
Ansardi	Hammett	Powell
Barton	Heaton	Pratt
Baudoin	Hebert	Quezaire
Baylor	Hill	Riddle
Bowler	Holden	Romero
Bruce	Hudson	Salter
Bruneau	Hunter	Scalise
Carter	Iles	Schneider
Chaisson	Jenkins	Schwegmann
Clarkson	Jetson	Shaw
Copelin	Johns	Smith, J.D.—50th
Crane	Kennard	Stelly
Curtis	Kenney	Theriot
Damico	Lancaster	Thompson
Daniel	Landrieu	Thornhill
Deville	LeBlanc	Travis
DeWitt	Long	Triche
Diez	Marionneaux	Waddell
Doerge	Martiny	Walsworth
Donelon	McCain	Warner
Dupre	McCallum	Welch
Durand	McDonald	Weston
Farve	Michot	Wiggins
Fauchaux	Mitchell	Wilkerson
Flavin	Montgomery	Willard

Fontenot	Morrell	Windhorst
Frith	Morrish	Winston
Fruge	Murray	Wooton
Gautreaux	Odinot	Wright
Total—96		

NAYS

Total—0

ABSENT

Dimos	Smith, J.R.—30th	Vitter
Hopkins	Strain	
McMains	Toomy	
Total—7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 570—
BY REPRESENTATIVE WILKERSON
AN ACT

To amend and reenact R.S. 36:686 and to enact Chapter 59 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:3621 through 3643, relative to bail enforcement; to create the Louisiana State Board of Bail Enforcement Agents; to provide for a purpose; to provide for definitions; to provide for regulation and licensure of bail enforcement agents; to provide for fees; to provide for fines and penalties; to provide for a special fund; to provide for notification of local law enforcement; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

On motion of Rep. Wilkerson, the bill was returned to the calendar.

HOUSE BILL NO. 857—
BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact Children's Code Article 1137(A) and (C), relative to the surrender of parental rights; to reduce the time within which the alleged or adjudicated father has to file notice of opposition to the adoption; to expedite the time period within which the court must hold a contradictory hearing; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Johns to Engrossed House Bill No. 857 by Representative Johns

AMENDMENT NO. 1

On page 1, line 2, between "Article" and "relative" change "1137(A) and (C)," to "1137(C),"

AMENDMENT NO. 2

On page 1, line 3, after "rights;" delete the remainder of the line and delete line 4 and insert "to"

AMENDMENT NO. 3

On page 1, line 8, between "Article" and "hereby" change "1137(A) and (C) are" to "1137(C) is"

AMENDMENT NO. 4

On page 1, delete lines 13 through 17, and on page 2, delete lines 1 through 3

AMENDMENT NO. 5

On page 2, line 6, after "within" and before "days" change "fifteen" to "ten"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Pinac
Alario	Heaton	Powell
Alexander	Hebert	Pratt
Ansardi	Hill	Quezaire
Barton	Holden	Riddle
Baudoin	Hudson	Romero
Baylor	Hunter	Salter
Bowler	Iles	Scalise
Bruce	Jenkins	Schneider
Bruneau	Jetson	Schwegmann
Chaisson	Johns	Shaw
Clarkson	Kennard	Smith, J.D.—50th
Copelin	Kenney	Stelly
Crane	Lancaster	Theriot
Curtis	Landrieu	Thompson
Damico	LeBlanc	Thornhill
Deville	Long	Travis
DeWitt	Marionneaux	Triche
Diez	Martiny	Waddell
Doerge	McCain	Walsworth
Donelon	McCallum	Warner
Dupre	McDonald	Welch
Durand	McMains	Weston
Farve	Michot	Wiggins
Faucheux	Mitchell	Wilkerson
Flavin	Montgomery	Willard
Fontenot	Morrell	Windhorst
Frith	Morrish	Winston
Fruge	Murray	Wooton
Gautreaux	Odinet	Wright
Glover	Perkins	
Guillory	Pierre	
Total—94		

NAYS

Total—0

ABSENT

Carter	Green	Strain
Daniel	Hopkins	Toomy
Dimos	Smith, J.R.—30th	Vitter
Total—9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

HOUSE BILL NO. 923—

BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 39:1482(A)(1), relative to state contracts; to provide within the state procurement law for special provisions granted the Department of Transportation and Development relative to selection of consultants for certain services; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Daniel moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Carter McCain Strain
 Dimos Smith, J.R.—30th Vitter
 Total—6

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1403—
 BY REPRESENTATIVES FONTENOT, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To enact Part IV-B of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1152 through 1156, relative to sewage and sewerage; to provide for a sewerage tag fee; to provide for the use of the proceeds of the fee; to direct the Louisiana State Law Institute to redesignate certain provisions of current law; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

On motion of Rep. Fontenot, the bill was returned to the calendar.

HOUSE BILL NO. 1522—
 BY REPRESENTATIVES LONG, CLARKSON, JOHNS, WALSWORTH, AND WIGGINS

AN ACT

To enact Chapter 18 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:1201 through 1206, relative to religious freedom; to enact the Religious Freedom Protection Act of 1999; to provide for legislative declarations; to provide for the circumstances under which the government may burden religious freedom; to provide for the assertion of religious rights in judicial and administrative proceedings; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

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

HOUSE BILL NO. 540—
 BY REPRESENTATIVE MARIONNEAUX

AN ACT

To amend and reenact R.S. 15:146(B)(1)(introductory paragraph) and to enact R.S. 15:146(E), relative to the judicial district indigent defender fund; to provide that certain costs shall not be paid by any defendant who retains private counsel; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

On motion of Rep. Marionneaux, the bill was returned to the calendar.

HOUSE BILL NO. 771—
 BY REPRESENTATIVE MARTINY
AN ACT

To authorize and provide the state through the Department of Transportation and Development to transfer certain tracts of land situated in Jefferson Parish to the city of Kenner; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Martiny moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Perkins
Alario	Green	Pierre
Alexander	Guillory	Powell
Ansardi	Hammett	Pratt
Barton	Heaton	Quezaire
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Salter
Bruce	Hopkins	Scalise
Bruneau	Hudson	Schneider
Carter	Hunter	Schwegmann
Chaisson	Iles	Shaw
Clarkson	Jenkins	Smith, J.D.—50th
Copelin	Jetson	Smith, J.R.—30th
Crane	Kennard	Stelly
Curtis	Kenney	Theriot
Damico	Lancaster	Thompson
Daniel	Landrieu	Thornhill
Deville	LeBlanc	Toomy
DeWitt	Long	Triche
Diez	Marionneaux	Waddell
Doerge	Martiny	Walsworth
Donelon	McCallum	Warner
Dupre	McDonald	Weston
Durand	McMains	Wiggins
Farve	Michot	Wilkerson
Faucheux	Mitchell	Willard
Flavin	Montgomery	Windhorst
Fontenot	Morrell	Winston
Frith	Morrish	Wooton
Fruge	Murray	Wright
Gautreaux	Odinot	
Total—95		

NAYS

Total—0

ABSENT

Dimos	Pinac	Vitter
Johns	Strain	Welch
McCain	Travis	
Total—8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

House and House Concurrent Resolutions on Third Reading for Final Consideration

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

HOUSE CONCURRENT RESOLUTION NO. 26—
BY REPRESENTATIVE THERIOT
A CONCURRENT RESOLUTION

To direct the Department of Transportation and Development to install a traffic light at the intersection of Louisiana Highway 1 and Louisiana Highway 3235 in Cut Off, Louisiana, Lafourche Parish no later than one hundred twenty days after passage of this Resolution.

Called from the calendar.

Read by title.

Rep. Theriot moved the adoption of the resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Green	Perkins
Alexander	Guillory	Pierre
Ansardi	Hammett	Powell
Barton	Heaton	Pratt
Baudoin	Hebert	Quezairé
Baylor	Hill	Riddle
Bowler	Holden	Romero
Bruce	Hopkins	Salter
Bruneau	Hudson	Scalise
Carter	Hunter	Schneider
Chaisson	Iles	Schwegmann
Clarkson	Jenkins	Shaw
Copelin	Jetson	Smith, J.D.—50th
Crane	Johns	Stelly
Curtis	Kennard	Theriot
Damico	Kenney	Thompson
Daniel	Lancaster	Thornhill
Deville	Landrieu	Triche
DeWitt	LeBlanc	Waddell
Diez	Long	Walsworth
Doerge	Marionneaux	Warner
Donelon	Martiny	Welch
Dupre	McCallum	Weston
Durand	McDonald	Wiggins
Farve	McMains	Wilkerson
Faucheux	Michot	Willard
Flavin	Mitchell	Windhorst
Fontenot	Montgomery	Winston

Frith
Fruge
Gautreaux
Glover
Total—94

Morrell
Morrish
Murray
Odinet

Wooton
Wright

NAYS

Total—0

ABSENT

Mr. Speaker
Dimos
McCain
Total—9

Pinac
Smith, J.R.—30th
Strain

Toomy
Travis
Vitter

The resolution was adopted.

Ordered to the Senate.

Suspension of the Rules

On motion of Rep. LeBlanc, the rules were suspended in order to take up 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

April 21, 1999

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. 33—
BY REPRESENTATIVE DOWNER
A RESOLUTION

To commend and congratulate Jan Marie Amedee Borne for her twenty-seven years of splendid service as secretary to House Speaker Hunt Downer and to extend to her best wishes for happiness and God's blessings in all her future endeavors.

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

April 21, 1999

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. 140—
BY REPRESENTATIVE HOLDEN AND SENATOR C. FIELDS
A CONCURRENT RESOLUTION

To commend Mrs. Lillian Hall of Crestworth Elementary School for her dedication to the public school system and its students and to congratulate her upon being named East Baton Rouge Parish Principal of the Year.

HOUSE CONCURRENT RESOLUTION NO. 141—
BY REPRESENTATIVE HOLDEN AND SENATOR C. FIELDS
A CONCURRENT RESOLUTION

To commend Mr. Ulysses Joseph of Northeast High School for his dedication to the public school system and its students and to congratulate him upon being named East Baton Rouge Parish Principal of the Year.

HOUSE CONCURRENT RESOLUTION NO. 144—
BY REPRESENTATIVE HOLDEN AND SENATOR C. FIELDS
A CONCURRENT RESOLUTION

To commend Mrs. Elizabeth Walsh of Southeast Middle School for her dedication to the public school system and its students and to congratulate her upon being named East Baton Rouge Parish Middle School Principal of the Year.

HOUSE CONCURRENT RESOLUTION NO. 145—
BY REPRESENTATIVE ALARIO
A CONCURRENT RESOLUTION

To declare May 10 through 14, 1999, as Food Allergy Awareness Week.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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

Privileged Report of the Committee on Enrollment

April 21, 1999

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. 1115—
BY REPRESENTATIVE HUDSON AND SENATORS CRAWINS AND HINES
AN ACT

To amend and reenact R.S. 33:2740.37(B)(1), relative to educational facilities improvement districts; to create such a district in certain parishes; to provide for district boundaries; 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

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

April 21, 1999

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. 59

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

SENATE BILLS

April 21, 1999

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. 116, 177, 221, 362, 365, 396, 413, 453, 454, 457, 512, 596, 641, 646, and 921

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Hill, 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. 116—
BY SENATORS CAIN, BARHAM, SMITH, DYESS, SCHEDLER AND THOMAS

A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana; to allow the state to donate asphalt removed from state roads and highways to certain governing authorities; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

SENATE BILL NO. 177—

BY SENATOR DYESS

AN ACT

To amend and reenact R.S. 40:34(B)(1)(a)(iv), relative to vital records forms; to provide for contents of the birth certificate; to provide for the surname of an illegitimate child in certain circumstances; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 221—

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

AN ACT

To amend and reenact R.S. 36:254(D)(1)(a)(i), relative to the powers and duties of the secretary of the Department of Health and Hospitals; to remove certain requirements of actions that must be taken prior to the implementation of a managed care or voucher system pursuant to a federal waiver in the Medical Assistance Program; to provide an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 362—

BY SENATOR LANDRY AND IRONS

AN ACT

To amend and reenact R.S. 32:295.1(F), relative to the required use of safety belts; to delete the provision prohibiting vehicles and occupants from being detained for failure to wear a safety belt; and to provide for related matters.

Read by title.

SENATE BILL NO. 365—

BY SENATOR LENTINI

AN ACT

To enact R.S. 40:1484.11(5), relative to inspections of amusement attractions or rides; to exempt certain inflatable amusement rides and attractions from the Amusement Rides Safety Law; and to provide for related matters.

Read by title.

SENATE BILL NO. 396—

BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 32:863.1(C)(1)(b), relative to motor vehicles; to provide for the exclusion of Saturdays, Sundays and legal holidays in the computation of time to provide proof of compliance with the Motor Vehicle Safety Responsibility Law; and to provide for related matters.

Read by title.

SENATE BILL NO. 413 (Duplicate of House Bill No. 1341)—

BY SENATOR HEITMEIER AND REPRESENTATIVE TRAVIS AND COAUTHORED BY SENATORS HOLLIS, BEAN, BRANCH, DYESS, JORDAN, MALONE, SCHEDLER, SMITH, AND THOMAS, AND REPRESENTATIVES BARTON, CHAISSON, CLARKSON, DIEZ, DIMOS, FLAVIN, FRITH, GAUTREAU, GLOVER, HEATON, HEBERT, HILL, HOPKINS, JOHNS, LANCASTER, LONG, MARTINY, McDONALD, MCMAINS, MICHOT, MONTGOMERY, PERKINS, PIERRE, PINAC, POWELL, SCALISE, SCHNEIDER, SCHWEGMANN, J.D. SMITH, STELLY, THOMPSON, TRICHE, WADDELL, WALSWORTH AND WIGGINS

AN ACT

To amend and reenact R.S. 9:3141, 3143(1) and (3), 3144(A), (B)(2), and (C), relative to the New Home Warranty Act; to provide for its purpose; to provide for definitions; to provide for exclusions; to provide for exclusiveness of the provisions; and to provide for related matters.

Read by title.

SENATE BILL NO. 453—

BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 42:1102(13) relative to ethics; to provide that the term "immediate family" of a public servant includes certain in-laws; and to provide for related matters.

Read by title.

SENATE BILL NO. 454—

BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 42:1102(8), relative to ethics; to provide for the definition of "controlling interest"; and to provide for related matters.

Read by title.

SENATE BILL NO. 457—

BY SENATORS THOMAS, W. FIELDS, DARDENNE, EWING, HAINKEL AND REPRESENTATIVES TRAVIS, CARTER, DEWITT, DOWNER AND MCMAINS

AN ACT

To enact R.S. 36:254(G) and to repeal R.S. 36:256(D), relative to the Department of Health and Hospitals; to transfer the administrative responsibilities for the state-operated nursing homes for the aged and infirm from the undersecretary to the secretary of the department; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 512—

BY SENATOR CRAVINS AND LANDRY

AN ACT

To amend and reenact R.S. 37:1103(3) and 1107(D), relative to the Louisiana Mental Health Counselor Licensing Act; to revise the definition of "mental health counseling services"; to provide requirements for the renewal of a license by a licensed professional counselor; and to provide for related matters.

Read by title.

SENATE BILL NO. 596—

BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 13:3715.3(A), relative to confidentiality of records of certain healthcare authorities and agencies; to provide that the reports and conclusions of nationally recognized healthcare accreditation authorities and certain licensure agencies of the Department of Health and Hospitals and those committees who make determinations relative to sentinel events are confidential; and to provide for related matters.

Read by title.

SENATE BILL NO. 641—

BY SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 22:1382(B)(3), relative to the Louisiana Insurance Guaranty Association; to provide for the right of intervention in receivership proceedings of insolvent insurance companies; and to provide for related matters.

Read by title.

SENATE BILL NO. 646—
BY SENATOR SMITH

AN ACT

To enact R.S. 9:3518.2, relative to credit cards; to prohibit the unsolicited delivery or issuance of credit cards and certain other activities; to provide penalties; and to provide for related matters.

Read by title.

SENATE BILL NO. 921 (Duplicate of House Bill No. 1136)—
BY SENATOR HEITMEIER AND REPRESENTATIVE PINAC

AN ACT

To enact Chapter 10-B of Title 6 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 6:969.1 through 969.41, and to repeal Chapter 10 of Title 6 of the Louisiana Revised Statutes, comprised of R.S. 6:951 through 964, relative to the Motor Vehicle Sales Finance Act; to provide for a short title; to provide for the scope of the Chapter; to provide for certain exclusions; to provide for a waiver and an agreement to forego rights; to provide relative to agreements to contract and of financing; to provide for definitions; to provide for terms, construction, and additional fees and charges; to provide for construction against implicit repeal; to provide for consumer loans; to provide for a consumer credit sale; to provide for maximum charges after negotiations; to provide for maximum charges after maturity; to provide for the impact of leap years; to provide for variable rates; to provide for maximum delinquency charges; to provide for maximum deferral charges; to provide for charges for checks returned for insufficient funds; to provide for documentation fees; notary fees, transfer of equity and other fees and for disclosure; to provide for the right to prepay; to provide for rebates upon prepayment and prepayment charges; to provide for rebate after acceleration of maturity; to provide for attorney fees; to provide for collection and enforcement costs and expenses; to provide for use of multiple agreements; to provide for consumer credit insurance; to provide for property insurance; to provide for existing insurance; to provide for limitations on insurance rates and contract requirements; to provide for a choice of insurer; to provide for conditions applying to insurance provided by the extender of credit; to provide for cancellation of insurance and refund or credit upon cancellation; to provide for gain from insurance; to provide for the effect of violations on rights of parties; to provide for guidance by commission and advisory opinions; to provide authorization for consumer loans and assignees; to provide for license not required; to provide for licensing procedures; to provide for denial, suspension or revocation of licenses; to provide for investigations and complaints; to provide for powers of the commission; to provide for penalties imposed by the commission; 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. 151
BY REPRESENTATIVE MCDONALD

A CONCURRENT RESOLUTION

To recognize and commend Bob Anderson, Northeast Louisiana State University's fabled sports information director, for his remarkable service to the university and the state, upon the occasion of his induction into the university's Hall of Fame.

Read by title.

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

Ordered to the Senate.

**Introduction of House Bills
and Joint Resolutions**

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

HOUSE BILL NO. 2078—
BY REPRESENTATIVE THERIOT

AN ACT

To amend and reenact R.S. 22:1405(B), 1406.5, and 1435, relative to the COASTAL and FAIR plans; to increase their membership; to include certain public officials or designees and other representatives; and to provide for related matters.

Read by title.

HOUSE BILL NO. 2079—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 38:2311(A)(1)(a) and 2316, relative to the selection of architects for professional services contracts; to provide for the Architects Selection Board; to provide for the selection of architects; to provide for professional services contracts; and to provide for related matters.

Read by title.

HOUSE BILL NO. 2080—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 9:2772(A)(1) through (3) and (C), relative to preemptive periods for certain actions; to reduce the preemptive period for actions involving deficiencies in surveying, design, supervision, or construction of immovables or improvements thereon; and to provide for related matters.

Read by title.

HOUSE BILL NO. 2081—

BY REPRESENTATIVE HUNTER

AN ACT

To enact R.S. 42:1123(27), relative to governmental ethics; to provide for an exception to the Code of Governmental Ethics for any member of a higher education board to be an officer, director, or employee of any state or national bank; and to provide for related matters.

Read by title.

HOUSE BILL NO. 2082—

BY REPRESENTATIVES BOWLER, JENKINS, AND PERKINS

AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide relative to license plates; to create the "CHOOSE LIFE" prestige license plate; to provide for the issuance of such plate; to provide for the design and color of such plate; to provide relative to the fees for such plates; to provide for the creation of the "Choose Life" fund within the state treasury; to provide for the deposit of certain monies into the fund; to provide for the use of such monies; to provide for the qualifications of organizations applying for receipt of such monies; to require annual disbursement of such monies; to require qualified organizations to submit an annual audit; to create the Choose

Life Advisory Council; to provide for membership, terms, duties and pay for members of such Council; to authorize promulgation of rules and regulations; and to provide for related matters.

Read by title.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Education

April 21, 1999

To the Speaker and Members of the House of Representatives:

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

House Bill No. 413, by Montgomery
Reported favorably. (13-0) (Regular)

House Bill No. 615, by Long
Reported with amendments. (14-0) (Regular)

House Bill No. 1555, by Pratt
Reported with amendments. (10-5) (Regular)

House Bill No. 1556, by Pratt
Reported with amendments. (15-0) (Regular)

House Bill No. 1725, by McDonald
Reported with amendments. (12-0) (Regular)

CHARLES MCDONALD
Chairman

Report of the Committee on Administration of Criminal Justice

April 21, 1999

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Administration of Criminal Justice to submit the following report:

House Bill No. 418, by Dupre
Reported favorably. (6-0-1) (Regular)

House Bill No. 420, by Dupre
Reported with amendments. (6-0-1) (Regular)

House Bill No. 703, by Martiny
Reported favorably. (7-0) (Regular)

House Bill No. 759, by Windhorst
Reported with amendments. (8-0) (Regular)

House Bill No. 815, by McCain
Reported with amendments. (8-0) (Regular)

House Bill No. 817, by McCain
Reported favorably. (7-0) (Regular)

House Bill No. 818, by McCain
Reported with amendments. (8-0) (Regular)

House Bill No. 1361, by Windhorst
Reported with amendments. (7-0) (Regular)

House Bill No. 1363, by Windhorst
Reported with amendments. (7-0) (Regular)

House Bill No. 1365, by Windhorst
Reported with amendments. (7-0) (Regular)

House Bill No. 1444, by Windhorst
Reported favorably. (8-0) (Regular)

House Bill No. 1674, by Donelon
Reported favorably. (6-0-1) (Regular)

STEPHEN J. WINDHORST
Chairman

Report of the Committee on Health and Welfare

April 21, 1999

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Health and Welfare to submit the following report:

House Bill No. 171, by Flavin
Reported favorably. (11-0) (Regular)

House Bill No. 921, by Winston
Reported with amendments. (10-0) (Regular)

House Bill No. 1175, by Daniel
Reported with amendments. (9-0) (Local and Consent)

House Bill No. 1184, by Thompson
Reported with amendments. (9-0) (Regular)

House Bill No. 1386, by Alexander
Reported with amendments. (10-0) (Regular)

House Bill No. 1397, by Alexander
Reported with amendments. (10-0) (Regular)

House Bill No. 1618, by Riddle
Reported with amendments. (9-0) (Regular)

House Bill No. 1987, by Riddle
Reported with amendments. (9-0) (Regular)

RODNEY ALEXANDER
Chairman

Report of the Committee on House and Governmental Affairs

April 21, 1999

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on House and Governmental Affairs to submit the following report:

House Concurrent Resolution No. 16, by Murray
Reported favorably. (9-0)

House Bill No. 432, by Dupre
Reported with amendments. (6-3) (Regular)

House Bill No. 459, by Weston
Reported favorably. (7-3) (Regular)

House Bill No. 472, by Copelin
Reported with amendments. (11-0) (Local and Consent)

House Bill No. 810, by Lancaster (Duplicate of SB769)
Reported with amendments. (7-0) (Regular)

House Bill No. 1054, by Lancaster
Reported favorably. (12-0) (Local and Consent)

House Bill No. 1299, by Alario
Reported favorably. (5-4) (Regular)

House Bill No. 2025, by Waddell
Reported favorably. (11-0) (Local and Consent)

Senate Bill No. 447, by Dardenne (Duplicate of HB723)
Reported with amendments. (12-0) (Local and Consent)

Senate Bill No. 708, by Dardenne
Reported favorably. (12-0) (Local and Consent)

CHARLES LANCASTER
Chairman

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

Report of the Committee on Insurance

April 21, 1999

To the Speaker and Members of the House of Representatives:

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

House Bill No. 964, by Donelon
Reported with amendments. (10-0) (Local and Consent)

House Bill No. 982, by Johns
Reported with amendments. (10-0) (Regular)

House Bill No. 1788, by Ansardi
Reported by substitute. (9-0)

House Bill No. 1824, by Donelon
Reported with amendments. (9-0) (Regular)

JAMES DONELON
Chairman

House and House Concurrent Resolutions

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

Motion

On motion of Rep. Quezaire, the Committee on Agriculture was
discharged from further consideration of House Concurrent
Resolution No. 129.

HOUSE CONCURRENT RESOLUTION NO. 129—
BY REPRESENTATIVE QUEZAIRE
A CONCURRENT RESOLUTION

To urge and request the Department of Agriculture and Forestry to
encourage merchants to aggressively promote Louisiana
products.

Read by title.

Motion

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

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

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

Motion

On motion of Rep. Quezaire, the Committee on Appropriations
was discharged from further consideration of House Bill No. 1879.

HOUSE BILL NO. 1879—
BY REPRESENTATIVE QUEZAIRE
AN ACT

To enact R.S. 33:7628, relative to the Louisiana Housing and
Community Development Corporation; to prohibit such
corporation from entering into contracts with certain persons
and businesses; and to provide for related matters.

Read by title.

On motion of Rep. Quezaire, the above bill was recommitted to
the Committee on Municipal, Parochial and Cultural Affairs.

**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:

Motion

On motion of Rep. Windhorst, the Committee on Administration
of Criminal Justice was discharged from further consideration of
Senate Bill No. 879.

SENATE BILL NO. 879—
BY SENATOR ELLINGTON
AN ACT

To amend and reenact R.S. 27:306(E)(2) and the introductory
paragraph of 311(A), relative to video draw poker device
operations; to provide relative to the term of such license; to
remove a sixty day limitation on operations under an existing
license when licensed establishments are sold; and to provide
for related matters.

Read by title.

Motion

Rep. Windhorst moved that Senate Bill No. 879 be designated
as a duplicate of House Bill No. 784.

Which motion was agreed to.

Motion

On motion of Rep. Windhorst, the bill was returned to the calendar.

SENATE BILL NO. 156—
BY SENATOR LENTINI

AN ACT

To enact Section 1-A of Chapter 4 of Title XXIV of Book III of the Louisiana Civil Code, to be comprised of Art. 3493.1, relative to prescription; to provide for a two-year prescriptive period for damages which are sustained as a result of certain criminal acts; to provide for the procedure in which prescription begins to run; to specify limits on the applicability; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 159—
BY SENATORS LENTINI AND ULLO
AN ACT

To enact R.S. 9:164.1, relative to the disposition of unclaimed property; to authorize the clerks of court of parishes with a population in excess of four hundred thousand but less than four hundred ninety thousand according to the 1990 U.S. decennial census to retain abandoned or unclaimed court cost deposits which have remained unclaimed for more than three years; to provide for reclamation by the owner; to provide for the commencement of the three-year period; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 217—
BY SENATOR MALONE

A JOINT RESOLUTION

Proposing to amend Article IV, Section 5(E)(1) of the Constitution of Louisiana, relative to the powers and duties of the governor; to limit the automatic pardon provision to persons convicted of a non-violent crime; to specify an election date for submission of the proposition to electors and provide a ballot proposition.

Read by title.

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

SENATE BILL NO. 507 (Duplicate of House Bill No. 712)—
BY SENATORS CASANOVA AND REPRESENTATIVE WESTON AND
SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 9:2799.5(B) and (D)(1), relative to liability of health care providers; to provide for the limitation of liability of health care providers providing gratuitous health care services pursuant to an agreement with a community health care clinic; to provide for the distribution or posting of notice of the limitation of liability; to provide a definition of a community health care clinic; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 319—BY SENATORS SMITH AND CAIN AND REPRESENTATIVES BRUCE
AND SALTER

AN ACT

To enact R. S. 13:996.58, relative to district courts; to establish a judicial expense fund for the Eleventh Judicial District Court; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

On motion of Rep. Salter, the above bill was referred to the Legislative Bureau.

SENATE BILL NO. 523—
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 23:1291.1(A)(2), relative to workers' compensation; to provide for the method of calculation of assessment of workers' compensation benefits for the office of workers' compensation administration; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

On motion of Rep. Michot, the above bill was referred to the Legislative Bureau.

SENATE BILL NO. 586—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact the introductory paragraph of Code of Civil Procedure Arts. 2786(B) and 2786(B)(2), (C)(3), and (D), 2787, 2789(B), 2790(A), 2791(B)(2) and (C)(3), and 2792, and to enact Code of Civil Procedure Arts. 2785(5), 2786(C)(4), and 2795, relative to modification and enforcement of support orders; to authorize the use of certain federally approved forms for registering support orders; to provide for service of registered support orders; to provide for the requirements of clerks of court relative to such orders; to provide for the jurisdiction of certain courts regarding registered support orders; to provide relative to the time to object to such orders; to provide for the joinder of certain support proceedings; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Wiggins moved that Senate Bill No. 586 be amended to conform with House Bill No. 1147 and sent up the following floor amendments:

HOUSE FLOOR AMENDMENTS

Conforming Amendments proposed by Representative Wiggins to Engrossed Senate Bill No. 586 by Senator Schedler (Duplicate of H.B. No. 1147)

AMENDMENT NO. 1

On page 1, line 3, after "2786(B)" delete "and 2786(B)(2)," and insert "(introductory paragraph) and (2),"

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AMENDMENT NO. 2

On page 1, line 5, delete "modification" and delete lines 6 through 11 in their entirety, and on line 12, delete "support proceedings;" and insert the following:

"intrastate registration of support orders; to provide for the definition of a party to a support order; to provide for the registration of a support order for modification purposes; to provide for notice of the registration of a support order;"

AMENDMENT NO. 3

On page 1, line 15, after "2786(B)" delete "and 2786(B)(2)," and insert "(introductory paragraph) and (2),"

AMENDMENT NO. 4

On page 2, at the beginning of line 8, after "order," delete "the obligor of a support order," and after "or the" insert "state of" and after "Louisiana" insert a comma ","

AMENDMENT NO. 5

On page 2, line 9, insert a comma "," after "Services"

AMENDMENT NO. 6

On page 2, line 10, change "identical to" to "as defined in" and at the end of the line delete "to those"

AMENDMENT NO. 7

On page 2, line 11, delete "defined in" and change "pursuant to" to "or under"

AMENDMENT NO. 8

On page 2, line 12, after "Act" and before the comma "," insert "(UIFSA)"

AMENDMENT NO. 9

On page 2, line 13, change "described" to "stated"

AMENDMENT NO. 10

On page 2, delete line 24 and insert "URESAs or"

AMENDMENT NO. 11

On page 2, line 25, delete "Uniform Interstate Family Support Act (UIFSA)" and insert "UIFSA"

AMENDMENT NO. 12

On page 3, line 3, after "(3)" insert "(a)"

AMENDMENT NO. 13

On page 3, line 5, after "or" delete "issue" and insert "(b) Issue"

AMENDMENT NO. 14

On page 3, line 21, delete "or the date of"

AMENDMENT NO. 15

On page 3, line 22, delete "service" and after "2786(C)(3)" delete the period "." and insert "(a), or within twenty days from the date of service required in Article 2786(C)(3)(b)."

AMENDMENT NO. 16

On page 5, delete line 6, and insert "URESAs or"

AMENDMENT NO. 17

On page 5, line 7, delete "Uniform Interstate Family Support Act (UIFSA)" and insert "UIFSA"

AMENDMENT NO. 18

On page 5, line 12, after "(3)" insert "(a)"

AMENDMENT NO. 19

On page 5, line 14, change "address" to "addresses" and at the end of the line, insert a comma "," after "support" and after "or" delete "issue" and insert "(b) Issue"

AMENDMENT NO. 20

On page 5, line 21, delete "or the date of"

AMENDMENT NO. 21

On page 5, line 22, delete "service" and at the end of the line, delete the period "." after "(3)" and insert "(a), or within twenty days from the date of service required in Article 2791(C)(3)(b)."

AMENDMENT NO. 22

On page 5, delete line 26 in its entirety, and on line 27, delete "nothing in this Subsection" and insert "Nothing herein" and after "construed" delete "to prohibit" and insert "as prohibiting"

AMENDMENT NO. 23

On page 6, line 1, delete "under this Subsection or from" and insert "hereunder nor"

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

Motion

On motion of Rep. Wiggins, the above bill, as amended, was referred to the Legislative Bureau.

SENATE BILL NO. 587— BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 13:4611(1)(d) and (3), relative to contempt of court; to extend the probationary period allowed for contempt of court in certain support and custody or visitation cases; to clarify the applicability of contempt orders to spousal support orders and custody orders; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

On motion of Rep. Wiggins, the above bill was referred to the Legislative Bureau.

SENATE BILL NO. 673—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:1521(C), relative to the Clerks' of Court Retirement and Relief Fund; to increase the benefit accrual rate; to provide for prospective application only; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

Rep. Flavin moved that Senate Bill No. 673 be designated as a duplicate of House Bill No. 719.

Which motion was agreed to.

Rep. Flavin moved that Senate Bill No. 673 be amended to conform with House Bill No. 719 and sent up the following floor amendments:

HOUSE FLOOR AMENDMENTS

Conforming Amendments proposed by Representative Flavin to Engrossed Senate Bill No. 673 by Senator Heitmeier (Duplicate of H.B. No. 719)

AMENDMENT NO. 1

On page 1, line 3, after "Fund;" delete the remainder of the line and on line 4, delete "provide for prospective application only;" and insert the following:

"to provide with respect to the method for calculating benefits; to provide with respect to the benefit accrual rate;"

AMENDMENT NO. 2

On page 1, line 13, after "benefits," delete the remainder of the line and on line 14, delete "1999" and insert "he"

AMENDMENT NO. 3

On page 1, line 14, after "monthly" insert "regular retirement" and after "equal to" delete "three" and delete the remainder of the line and delete lines 15 and 16 in their entirety, and on page 2, delete lines 1 through 8 in their entirety and insert the following:

"the following rates:

(a) Three percent of his monthly average final compensation, multiplied by the number of his years of credited service years of service credit accrued on and before June 30, 1999.

(b) Three and one-third percent of his monthly average final compensation, multiplied by the number of years of service credit accrued on and after July 1, 1999.

(2) Monthly regular retirement benefits as provided in this Subsection shall not to exceed one hundred percent of his monthly average final compensation."

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

Motion

On motion of Rep. Flavin, the above bill, as amended, was referred to the Legislative Bureau.

Suspension of the Rules

On motion of Rep. John Smith, the rules were suspended to permit the Committee on Natural Resources to meet and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

Senate Bill No. 548

Suspension of the Rules

On motion of Rep. Lancaster, the rules were suspended to permit the Committee on House and Governmental Affairs to meet and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Resolution No. 26

Suspension of the Rules

On motion of Rep. Alexander, the rules were suspended to permit the Committee on Health and Welfare to meet and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill Nos. 1677 and 1848

Leave of Absence

Rep. Strain - 1 day

Rep. Vitter - 1 day

Adjournment

On motion of Rep. Triche, at 6:20 P.M., the House agreed to adjourn until Thursday, April 22, 1999, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Thursday, April 22, 1999.

ALFRED W. SPEER
Clerk of the House

C. Wayne Hays
Journal Clerk, *Emeritus*

