

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

FORTY-FOURTH 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

Tuesday, June 1, 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	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	Sneed
Curtis	Lancaster	Stelly
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thompson
Deville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	Martiny	Travis
Doerge	McCain	Triche
Donelon	McCallum	Waddell
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Welch
Faucheux	Mitchell	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson

Frith	Morrish	Willard
Fruge	Murray	Windhorst
Gautreaux	Nevers	Winston
Glover	Odinot	Wooton
Green	Perkins	Wright
Total—102		

ABSENT

Strain
 Total—1

The Speaker announced that there were 102 members present and a quorum.

Prayer

Prayer was offered by Rep. McCallum.

Pledge of Allegiance

Mr. C. W. Cowan 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. Frith, the reading of the Journal was dispensed with.

On motion of Rep. Frith, the Journal of May 27, 1999, was adopted.

Suspension of the Rules

On motion of Rep. Frith, 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:

Message from the Senate

**ASKING CONCURRENCE IN
 SENATE CONCURRENT RESOLUTIONS**

May 27, 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 Nos. 142 and 143

Respectfully submitted,

MICHAEL S. BAER, III
 Secretary of the Senate

Suspension of the Rules

On motion of Rep. McCallum, 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. 142—
BY SENATORS ELLINGTON AND EWING
A CONCURRENT RESOLUTION

To acknowledge the many lasting accomplishments of Governor John J. McKeithen and extend sincere best wishes on the occasion of his eighty-first birthday.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 143—
BY SENATOR EWING AND REPRESENTATIVE DOWNER
A CONCURRENT RESOLUTION

To designate June 1, as Navy Armed Guard Day in recognition and appreciation for the outstanding contributions to the war effort, and countless acts of heroism and bravery performed by members of the United States Navy Armed Guard, throughout both World Wars I and II.

Read by title.

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

Privileged Report of the Committee on Enrollment

June 1, 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. 76—
BY REPRESENTATIVE PRATT
A RESOLUTION

To commend Mrs. Ann Denesse Zanders upon her retirement as president of Xavier University Preparatory School after eight years of unparalleled achievement in that office and twenty-five years of service with that institution; to recognize and record her myriad accomplishments and contributions to Xavier University Preparatory School, the greater New Orleans community, and the state of Louisiana.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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

Privileged Report of the Committee on Enrollment

June 1, 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. 17—
BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact Code of Civil Procedure Articles 2883(B), 2884(B), 2885(C), and 2886(C), relative to probate and the registry of an olographic testament, a nuncupative testament by private act, and a mystic testament; to remove the form requirement that the affidavits of witnesses be executed before a notary and two witnesses; to authorize witnesses to give testimony in the form of an affidavit in lieu of an authentic act, unless the court in its discretion requires the person to appear and testify orally; and to provide for related matters.

HOUSE BILL NO. 44—
BY REPRESENTATIVE WINDHORST
AN ACT

To amend and reenact R.S. 49:968(G), relative to the Administrative Procedure Act; to provide relative to the procedure for the proposal and adoption of certain rules; and to provide for related matters.

HOUSE BILL NO. 88—
BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact R.S. 9:2792.7, relative to offenses and quasi offenses; to provide a statutory definition of a "homeowners association"; and to provide for related matters.

HOUSE BILL NO. 94—
BY REPRESENTATIVE BRUNEAU
AN ACT

To enact Code of Civil Procedure Art. 1915(A)(6), relative to judgments for sanctions and disciplinary actions; to authorize the rendition of a partial, final judgment on the issue of sanctions or disciplinary actions; and to provide for related matters.

HOUSE BILL NO. 98—
BY REPRESENTATIVE MCCAIN
AN ACT

To amend and reenact R.S. 33:103(C)(1)(introductory paragraph) and to enact R.S. 33:103(C)(1)(k), relative to the Iberville Parish planning commission; to authorize and otherwise provide relative to the compensation of the members of such commission; and to provide for related matters.

HOUSE BILL NO. 104—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 13:501(B)(3)(c), relative to single parish district courts; to authorize the Fortieth Judicial District Court to continue holding certain sessions on the east bank of the Mississippi River in St. John the Baptist Parish; and to provide for related matters.

HOUSE BILL NO. 106—
BY REPRESENTATIVES ODINET AND WARNER
AN ACT

To enact R.S. 47:322.39, relative to the state sales and use tax; to dedicate a portion of the state tax on hotel occupancy in St. Bernard Parish; and to provide for related matters.

HOUSE BILL NO. 113—
BY REPRESENTATIVE MCCAIN
AN ACT

To amend and reenact Code of Civil Procedure Art. 3956(2), relative to service of the petition in an "Article 102" divorce in certain circumstances; to provide with respect to evidence establishing the proof of service on the defendant; and to provide for related matters.

HOUSE BILL NO. 132—

BY REPRESENTATIVE DOERGE
AN ACT

To enact R.S. 33:381(C)(13), relative to the village of Shongaloo; to authorize the governing authority of the village to abolish the office of police chief or to provide for the filling of such office by appointment; to provide for the method of appointment and for the salary, term, duties, qualifications, and supervision of an appointed police chief; to authorize the mayor and the board of aldermen to enter a cooperative endeavor for law enforcement services; and to provide for related matters.

HOUSE BILL NO. 142—

BY REPRESENTATIVES JOHN SMITH AND ILES
AN ACT

To amend and reenact R.S. 33:4754(A)(1), relative to the city of Leesville; to authorize the municipal governing authority to take certain actions to maintain safe and healthful conditions on private property including provision for grass and weed cutting, garbage removal, and securing or demolition of dangerous structures; to provide relative to fines, costs, and charges and the enforcement of collection thereof; and to provide for related matters.

HOUSE BILL NO. 146—

BY REPRESENTATIVE DURAND
AN ACT

To enact R.S. 13:2488.80, relative to the City Court of Breaux Bridge; to provide for the transfer of funds from the criminal fund and the civil fund of the court to the operating fund of the court; and to provide for related matters.

HOUSE BILL NO. 210—

BY REPRESENTATIVE DIEZ AND SENATOR LAMBERT
AN ACT

To amend and reenact R.S. 13:756.1(A), relative to the clerk of court of Ascension Parish; to provide for the location of the branch office of the clerk of court office in Ascension Parish; to provide for the functions of the office; and to provide for related matters.

HOUSE BILL NO. 215—

BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 11:428(A), relative to the Louisiana State Employees' Retirement System; to provide with respect to service credit and the criterion used to determine eligibility for the purchase thereof; and to provide for related matters.

HOUSE BILL NO. 242—

BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact Code of Civil Procedure Article 4844(A)(3), (4), and (5), relative to civil jurisdiction for parish and city courts; to increase the jurisdictional amounts in certain eviction proceedings; and to provide for related matters.

HOUSE BILL NO. 354—

BY REPRESENTATIVE FLAVIN
AN ACT

To amend and reenact R.S. 11:1503(8), relative to the Clerks' of Court Retirement and Relief Fund; to provide with respect to definitions; to provide that the clerks' of court expense allowance shall be considered salary for retirement purposes; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 411—

BY REPRESENTATIVES BRUNEAU AND MORRELL
AN ACT

To amend and reenact R.S. 9:228, relative to applications for marriage licenses; to authorize a juvenile court judge to waive the requirement that the applicant submit a birth certificate prior

to the issuance of a marriage license; and to provide for related matters.

HOUSE BILL NO. 452—

BY REPRESENTATIVE BRUCE
AN ACT

To enact R.S. 33:381(C)(13), relative to the village of South Mansfield; to provide for the appointment of the chief of police of the village of South Mansfield, including provisions relative to the qualifications, selection, compensation, and duties of said appointed chief of police; and to provide for related matters.

HOUSE BILL NO. 467—

BY REPRESENTATIVE FLAVIN
AN ACT

To amend and reenact R.S. 11:881(3) and (6), relative to the Teachers' Retirement System, but only applicable to certain employees holding joint membership in the U.S. Civil Service Employees' Retirement System; to provide with respect to the commencement of supplemental benefits and the age requirements relative thereto; to provide for the actuarial reduction of supplemental benefits in certain circumstances; to provide for the selection of an optional method for the payment of death benefits; and to provide for related matters.

HOUSE BILL NO. 578—

BY REPRESENTATIVES TRAVIS, FRITH, AND MURRAY
AN ACT

To amend and reenact R.S. 6:535(C) and 536(C), relative to interstate banking; to prohibit out-of-state banks from entering the state through certain means; and to provide for related matters.

HOUSE BILL NO. 579—

BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 6:127(C) and R.S. 13:3733.1(A)(2) and (G), relative to records of financial institutions; to provide for reproduction of documents; to provide for the definition of "records"; to provide for the use of reproductions of certain instruments; and to provide for related matters.

HOUSE BILL NO. 595—

BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 22:620(A), relative to insurance policy forms; to provide with respect to such forms subject to approval by the commissioner of insurance; and to provide for related matters.

HOUSE BILL NO. 713—

BY REPRESENTATIVE WESTON
AN ACT

To amend and reenact R.S. 51:2131(B), relative to the Louisiana Film and Video Commission; to change the membership of the commission; and to provide for related matters.

HOUSE BILL NO. 748—

BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact R.S. 23:1125, relative to an employee submitting to a medical examination; to provide for receipt of a copy of any medical report generated; and to provide for related matters.

HOUSE BILL NO. 776—

BY REPRESENTATIVE MCCAIN
AN ACT

To repeal Code of Civil Procedure Article 3955, relative to the inapplicability of the declinatory exception of lis pendens in a divorce proceeding filed under Civil Code Article 102.

HOUSE BILL NO. 815—

BY REPRESENTATIVE MCCAIN
AN ACT

To amend and reenact Code of Criminal Procedure Article 339, relative to elections of type of bail; to provide for a single amount of bail for each charge to be fixed by the court; and to provide for related matters.

HOUSE BILL NO. 887—

BY REPRESENTATIVES PINAC, FRITH, AND MURRAY
AN ACT

To amend and reenact R.S. 6:316(A), relative to deposits in banks; to provide relative to pledge of deposit accounts; and to provide for related matters.

HOUSE BILL NO. 931—

BY REPRESENTATIVES MARTINY, ANSARDI, DAMICO, LANCASTER, AND VITTER AND SENATORS HAINKEL, HOLLIS, LENTINI, AND ULLO
AN ACT

To amend and reenact R.S. 42:1441.3(C) and (D) and to enact R.S. 42:1441.3(E) and (F), relative to public liability; to provide for the determination of master of officer of a political subdivision; to provide for certain determinants; to define "political subdivision"; to provide that this Act shall be the exclusive means of imposing liability upon any political subdivision based upon offenses and quasi offenses of another political subdivision; and to provide for related matters.

HOUSE BILL NO. 944—

BY REPRESENTATIVES WINDHORST AND CHAISSON
AN ACT

To amend and reenact Code of Civil Procedure Article 4911(A), relative to civil jurisdiction for justice of the peace courts; to increase the amount in dispute; and to provide for related matters.

HOUSE BILL NO. 952—

BY REPRESENTATIVE MCCAIN
AN ACT

To amend and reenact R.S. 9:315.12, relative to child support; to extend the time period for review of child support guidelines; and to provide for related matters.

HOUSE BILL NO. 1014—

BY REPRESENTATIVE FLAVIN
AN ACT

To amend and reenact R.S. 37:3398(B) and (D) and 3409(A)(introductory paragraph) and (B)(1) and to enact R.S. 37:3409(F), relative to real estate appraisers; to provide for examination; to allow for the levying of fines for violations; to provide for notice of disciplinary charges; to prohibit certain activities during suspension; and to provide for related matters.

HOUSE BILL NO. 1122—

BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact the heading of Part VI-A of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, R.S. 22:231(E) and (F), 232(2), (24), and (25), 233, 234(A)(10), (B), and (F), 235(A) and (C)(1), (3), and (5), 236, 237(A)(1) through (4), (D), (E), and (F)(1), (3), and (5), 238(A)(introductory paragraph) and (4) and (C)(1) through (4), 239(A)(2) and (C) through (E), 239.2(A), 239.3(B), 240(A), (B)(introductory paragraph), (F)(3) and (4), (G), and (H), and 242, relative to the Louisiana Health Insurance Association; to redesignate the association as the Louisiana Health Plan; to provide relative to the membership of its board of directors; and to provide for related matters.

HOUSE BILL NO. 1141—

BY REPRESENTATIVE WADDELL
AN ACT

To amend and reenact R.S. 18:1485(A) and (B) and R.S. 42:1157.1, relative to the manner in which reports and other documents are timely filed with the Board of Ethics; to permit time of hand-delivery on a receipt from a commercial delivery service to establish the time of filing; to provide for filing when the due date falls on holidays or weekends; and to provide for related matters.

HOUSE BILL NO. 1475—

BY REPRESENTATIVE MONTGOMERY
AN ACT

To enact R.S. 1:60, relative to miscellaneous general provisions; to provide that all papers, including applications, forms, reports, returns, statements, and filings of any kind are timely filed with the state, its agencies, boards, and commissions if they are postmarked on or before the due date; to provide relative to applicability; and to provide for related matters.

HOUSE BILL NO. 1482—

BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 27:312(C)(1)(b)(introductory paragraph) and R.S. 33:171, relative to annexation; to provide relative to the distribution of proceeds from video draw poker to municipalities which annex certain areas; and to provide for related matters.

HOUSE BILL NO. 1653—

BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 11:2218(G), relative to the Municipal Police Employees' Retirement System; to provide with respect to contributions, refunds, and the repayment thereof; and to provide for related matters.

HOUSE BILL NO. 1855—

BY REPRESENTATIVES DIEZ, DEWITT, DOWNER, MCMAINS, AND CRANE AND SENATORS DARZENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER
AN ACT

To amend and reenact R.S. 30:2224(A)(2)(introductory paragraph), relative to inactive or abandoned hazardous waste sites; to remove the Department of Transportation and Development from participation in cooperative agreements with certain state departments in regard to inactive or abandoned hazardous waste sites; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 294—

BY REPRESENTATIVE WILKERSON
AN ACT

To amend and reenact R.S. 47:1925.1 and 1925.2(A)(1), to create an assessment district in Claiborne Parish to fund the office of the assessor; and to provide for related matters.

HOUSE BILL NO. 391—

BY REPRESENTATIVE ALEXANDER
AN ACT

To amend and reenact R.S. 47:1925.1 and 1925.2(A)(1), to create an assessment district in Jackson Parish to fund the office of the assessor; and to provide for related matters.

HOUSE BILL NO. 531—

BY REPRESENTATIVES ODINET, FAUCHEUX, FRUGE, GAUTREAUX, HOPKINS, SCHNEIDER, AND TRICHE
AN ACT

To amend and reenact R.S. 56:431(D), relative to the unlawful removal of oysters from leased propagating grounds; to increase the penalty; and to provide for related matters.

HOUSE BILL NO. 564—BY REPRESENTATIVE SALTER
AN ACT

To enact R.S. 47:302.45, 322.39, and 332.45, all relative to the proceeds derived from sales and use taxes on hotel occupancy in Red River Parish; to create the Red River Visitor Enterprise Fund; to provide for deposit of monies into the fund and for the use of such monies; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 599—BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 47:1907(D)(1), (F)(1)(b) and (c), and (G)(1) and (2), relative to assessors; to provide an alternative educational option for recertification requirements; and to provide for related matters.

HOUSE BILL NO. 625—BY REPRESENTATIVE WILKERSON
AN ACT

To amend and reenact R.S. 47:1908(A)(14) and (C)(1), to increase the expense allowance of the assessor of Claiborne Parish; and to provide for related matters.

HOUSE BILL NO. 672—BY REPRESENTATIVE WESTON
AN ACT

To amend and reenact R.S. 47:120.35, relative to state individual income tax checkoffs; to provide for the income tax checkoff for donations to the Children's Trust Fund; and to provide for related matters.

HOUSE BILL NO. 698—BY REPRESENTATIVE HOPKINS
AN ACT

To enact R.S. 33:381(C)(13), relative to the town of Oil City; to provide for the appointment of the chief of police of the town of Oil City, including provisions relative to the qualifications, selection, compensation, and duties of said appointed chief of police; and to provide for related matters.

HOUSE BILL NO. 761—BY REPRESENTATIVE HOPKINS
AN ACT

To enact R.S. 33:381(C)(13), relative to the village of Rodessa; to provide for the appointment of the chief of police of the village of Rodessa, including provisions relative to the qualifications, selection, compensation, and duties of said appointed chief of police; and to provide for related matters.

HOUSE BILL NO. 765—BY REPRESENTATIVE FONTENOT
AN ACT

To amend and reenact R.S. 47:302.41(B), 322.21, and 332.36, relative to state funds; to rename the Livingston Parish Tourism Improvement Fund; to provide for disposition and uses of monies in the fund; and to provide for related matters.

HOUSE BILL NO. 804—BY REPRESENTATIVE COPELIN
AN ACT

To amend and reenact R.S. 17:1519.6 and to enact R.S. 17:1519.3(C)(8), relative to the health care services division of Louisiana State University Medical Center; to delete provisions related to the selection, qualifications, powers, duties, and functions of a private third-party manager for Medical Center of Louisiana at New Orleans; to provide for the management of a part or service of a hospital; and to provide for related matters.

HOUSE BILL NO. 826—BY REPRESENTATIVE WESTON
AN ACT

To enact R.S. 17:1602, to designate the Louisiana State University Museum of Natural History as the official state museum of natural history; to provide that such museum shall be known as the Louisiana Museum of Natural History; and to provide for related matters.

HOUSE BILL NO. 904—BY REPRESENTATIVE MCDONALD
AN ACT

To amend and reenact R.S. 17:7.1(A)(2), relative to the certification of elementary and secondary school teachers; to provide relative to qualifications for entrance into a teacher education program; and to provide for related matters.

HOUSE BILL NO. 915—BY REPRESENTATIVE WINSTON
AN ACT

To enact R.S. 33:4064.4(L), relative to the Environmental Services Commission of St. Tammany Parish; to authorize certain employees of the commission to issue citations for littering throughout the parish; and to provide for related matters.

HOUSE BILL NO. 945—BY REPRESENTATIVE CLARKSON
AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide for a Life Center Full Gospel Baptist Cathedral prestige license plate; and to provide for related matters.

HOUSE BILL NO. 959—BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact R.S. 56:34(A)(1) and to enact R.S. 56:118, relative to violations of wildlife laws; to increase the penalty for initial class four violations; to provide relative to violations of the Migratory Bird Treaty Act of 1972; to establish fines for such violations; to provide for the distribution of revenues from such fines; and to provide for related matters.

HOUSE BILL NO. 989—BY REPRESENTATIVE MCCAIN
AN ACT

To enact R.S. 9:315.16, relative to child support; to authorize the court to award child support beyond the schedule of support in certain circumstances; and to provide for related matters.

HOUSE BILL NO. 1004—BY REPRESENTATIVE TRICHE
AN ACT

To amend and reenact R.S. 32:863(A)(3)(b), relative to the use of certain reinstatement fees imposed by the office of motor vehicles within the Department of Public Safety and Corrections; to specify the uses of a portion of the reinstatement fees relative to salary increases of personnel in the office of motor vehicles; and to provide for related matters.

HOUSE BILL NO. 1017—BY REPRESENTATIVE HAMMETT
AN ACT

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

HOUSE BILL NO. 1083—BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 56:259(C) and to enact R.S. 56:105(D), relative to hunting licenses; to provide for a special permit to hunt beaver at night; and to provide for related matters.

HOUSE BILL NO. 1108—

BY REPRESENTATIVES TRICHE, BAUDOIN, BOWLER, CHAISSON, CLARKSON, CRANE, DAMICO, DANIEL, DIMOS, FAUCHEUX, FRITH, FRUGE, JENKINS, JOHNS, KENNARD, LANCASTER, LANDRIEU, LEBLANC, MCMAINS, MICHOT, MITCHELL, MONTGOMERY, MORRELL, PERKINS, POWELL, QUEZAIRE, ROMERO, SCALISE, TRAVIS, WALSWORTH, WESTON, AND WILLARD AND SENATOR LANDRY

AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide relative to license plates; to create the Coastal Conservation prestige license plate; to provide relative to the design of such plate; to provide relative to the fee for such plates; to designate the use of such fees; to authorize promulgation of rules and regulations; and to provide for related matters.

HOUSE BILL NO. 1207—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 56:116.1(C)(2), relative to hunting; to authorize landowners and farmers to hunt raccoon, opossum, and squirrel in order to protect crops; to provide relative to permits; and to provide for related matters.

HOUSE BILL NO. 1216—

BY REPRESENTATIVE BRUNEAU

AN ACT

To amend and reenact R.S. 17:3361(A)(5), relative to the authority of postsecondary education management boards to lease certain immovable property; to provide guidelines and limitations for such leases to private entities; and to provide for related matters.

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(H) and (I) 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.

HOUSE BILL NO. 1962—

BY REPRESENTATIVE BRUCE

AN ACT

To enact R.S. 33:381(C)(13), relative to the village of Grand Cane; to provide for the appointment of the chief of police of the village of Grand Cane, including provisions relative to the qualifications, selection, compensation, and duties of said appointed chief of police; 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

HOUSE BILLS

May 27, 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. 76
Returned with amendments.

House Bill No. 405
Returned with amendments.

House Bill No. 485
Returned without amendments.

House Bill No. 961
Returned without amendments.

House Bill No. 1258
Returned without amendments.

House Bill No. 1268
Returned without amendments.

House Bill No. 1525
Returned without amendments.

House Bill No. 1527
Returned with amendments.

House Bill No. 1528
Returned without amendments.

House Bill No. 1613
Returned with amendments.

House Bill No. 1868
Returned with amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

SENATE BILLS

June 1, 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. 994 and 1011

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Lancaster, 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. 994 (Duplicate of House Bill No. 1661)—
BY SENATOR C. FIELDS AND REPRESENTATIVE LANCASTER AND
COAUTHORED BY SENATORS DARDENNE AND MALONE
AN ACT

To amend and reenact R.S. 18:44(A) and (B)(5)(b), 110(B)(1), 197, 402(B), (C), and (F)(2), 431(A)(1)(b), 433(G)(1) and (H)(1)(introductory paragraph), 434(A)(1), (C)(introductory paragraph), and (D)(1) and (2), 435(A) and (B), 436, 453, 467(2), 468(A), 552(A)(introductory paragraph), 1272, 1278(B), 1279, 1300(C)(1)(a), 1300.7(A), 1306(A)(4) and (C)(2), 1307(A)(5) and (D), 1308(A)(2)(a), 1311(D)(5)(a), 1314(C)(1) and (2) and (D), 1333(D)(1)(e) and (E)(1), 1355(6), 1401(B), 1402(B)(1)(c), 1405(A), 1406(B), 1407, 1409(B)(1) and (2), 1432(A), 1461(A)(17); to enact R.S. 18:1275.1 through R.S. 1275.23, relative to elections; to provide for a party primary system of elections for congressional offices, including provisions to provide for nomination of candidates for general elections for congressional offices by party primary elections, including a first primary election and a second primary election if no candidate receives a majority vote in the first primary election; for qualification of candidates for congressional office having no party affiliation in the general election; for election in the general election by plurality vote; for voting for congressional offices by a voter registered as affiliated with the party in the party primary elections; to provide for voting of unaffiliated voters in party primaries; to provide for election dates; and to provide for related matters.

Read by title.

SENATE BILL NO. 1011—
BY SENATORS EWING, BAJOIE, CASANOVA, DYESS, HINES, IRONS,
LANDRY AND SCHEDLER
AN ACT

To enact R.S. 46:450.6 and 2404(G)(8), relative to families; to require the Louisiana Children's Trust Fund Board to develop a community-based family center program; to provide for purposes of program; to require the board to promulgate rules; to provide for a pilot project; to require certain reports on the pilot program; and to provide for related matters.

Read by title.

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

May 27, 1999

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

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 60, 75, 76, 134, 135, and 137

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

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

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

Message from the Senate

SIGNED SENATE BILLS AND JOINT RESOLUTIONS

May 27, 1999

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

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Bills:

Senate Bill Nos. 12, 223, 269, 349, 558, 623, 697, 753, and 788

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

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

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

Privileged Report of the Legislative Bureau

June 1, 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. 6
Reported without amendments.

Senate Bill No. 98
Reported without amendments.

Senate Bill No. 100
Reported without amendments.

Senate Bill No. 145
Reported with amendments.

Senate Bill No. 177
Reported without amendments.

Senate Bill No. 209
Reported without amendments.

Senate Bill No. 221
Reported without amendments.

Senate Bill No. 228
Reported without amendments.

Senate Bill No. 256
Reported without amendments.

Senate Bill No. 392
Reported with amendments.

Senate Bill No. 336
Reported without amendments.

Senate Bill No. 354
Reported without amendments.

Senate Bill No. 359
Reported without amendments.

Senate Bill No. 379
Reported without amendments.

Senate Bill No. 429
Reported without amendments.

Senate Bill No. 440
Reported without amendments.

Senate Bill No. 520
Reported without amendments.

Senate Bill No. 536
Reported without amendments.

Senate Bill No. 541
Reported without amendments.

Senate Bill No. 620
Reported without amendments.

Senate Bill No. 661
Reported with amendments.

Senate Bill No. 671
Reported with amendments.

Senate Bill No. 702
Reported without amendments.

Senate Bill No. 709
Reported without amendments.

Senate Bill No. 737
Reported without amendments.

Senate Bill No. 739
Reported without amendments.

Senate Bill No. 776
Reported with amendments.

Senate Bill No. 779
Reported without amendments.

Senate Bill No. 782
Reported without amendments.

Senate Bill No. 825
Reported with amendments.

Senate Bill No. 870
Reported without amendments.

Senate Bill No. 871
Reported without amendments.

Senate Bill No. 881
Reported without amendments.

Senate Bill No. 894
Reported without amendments.

Senate Bill No. 1004
Reported without amendments.

Senate Bill No. 1008
Reported without amendments.

Senate Bill No. 1009
Reported without amendments.

Senate Bill No. 1013
Reported without amendments.

Senate Bill No. 1016
Reported with amendments.

Senate Bill No. 1040
Reported without amendments.

Senate Bill No. 1054
Reported without amendments.

Senate Bill No. 1060
Reported without amendments.

Senate Bill No. 1069
Reported without amendments.

Senate Bill No. 1074
Reported without amendments.

Senate Bill No. 1076
Reported without amendments.

Senate Bill No. 1089
Reported without amendments.

Senate Bill No. 1097
Reported with amendments.

Senate Bill No. 1104
Reported without amendments.

Senate Bill No. 1107
Reported without amendments.

Senate Bill No. 1110
Reported without amendments.

Respectfully submitted,

JOE SALTER
Chairman

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

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

HOUSE CONCURRENT RESOLUTION NO. 246—
BY REPRESENTATIVES DOWNER, ANSARDI, BRUNEAU, DONELON,
AND LANCASTER AND SENATORS BARHAM, BEAN, BRANCH, AND
THEUNISSEN

A CONCURRENT RESOLUTION

To express the condolences and heartfelt sorrow of the Legislature of Louisiana upon the death of Command Sergeant Major (Retired) Harold Bobby Cook, former State Command Sergeant Major of the Louisiana Army National Guard.

Read by title.

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

Ordered to the Senate.

House and House Concurrent Resolutions

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

HOUSE RESOLUTION NO. 78—
BY REPRESENTATIVE MARIONNEAUX
A RESOLUTION

To direct the Department of Transportation and Development to erect highway signs identifying a portion of Louisiana Highway 413 in Pointe Coupee Parish, Louisiana, as "Zach Road".

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 242—
BY REPRESENTATIVE WINSTON
A CONCURRENT RESOLUTION

To urge and request the Louisiana Supreme Court to adopt rules governing the appointment of counsel for children in Child In Need of Care proceedings.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 243—
BY REPRESENTATIVE MCCALLUM
A CONCURRENT RESOLUTION

To create the Louisiana Public Mental Health Review Commission to study the feasibility of restructuring the public mental health system to reflect the challenges facing the system in the twenty-first century.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 245—
BY REPRESENTATIVE WINSTON
A CONCURRENT RESOLUTION

To urge and request the Judicial Council of the Supreme Court of Louisiana to review child support guidelines for the purpose of determining whether those guidelines are sufficient to implement the purposes for which they were enacted, to determine the effects of inflation and economic development on those guidelines, and to recommend any changes which the Judicial Council believes are necessary in order to insure that those guidelines continue to reflect the needs of the children.

Read by title.

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

Senate Bills and Joint Resolutions on Second Reading to be Referred

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

SENATE BILL NO. 25—
BY SENATORS COX AND JORDAN
A JOINT RESOLUTION

Proposing to amend Article III, Section 2(B) of the Constitution of Louisiana, relative to extraordinary sessions of the legislature; to provide that the proclamation for extraordinary sessions of the legislature state in general terms the objects of the session; to provide for the power of the legislature to legislate with regard to such objects; to provide for submission of the proposed amendment to the electors; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

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

SENATE BILL NO. 274—
BY SENATOR SCHEDLER
AN ACT

To amend and reenact R.S. 17:221(E), relative to compulsory school attendance; to provide relative to the mandatory school attendance age; to provide relative to parental consent to withdraw from school; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 570—
BY SENATOR JORDAN
AN ACT

To amend and reenact R.S. 15:574.7(B)(1)(c) and 574.8(B), and to enact R.S. 15:574.7(B)(3) relative to parole; to provide for the custody and supervision of parolees; to provide for modification or suspension of supervision; to provide for violation of conditions of parole; to provide for the summary arrest and confinement of parolees; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 940—
BY SENATOR HAINKEL
AN ACT

To amend and reenact R.S. 46:153.3(B)(3) and to enact R.S. 46:153.3(B)(4), relative to the Medicaid drug formulary; to authorize the Department of Health and Hospitals to develop peer-based prescribing and dispensing practice patterns for health care providers participating in Medicaid and to develop a process to promote such practice patterns; to provide for promulgation of rules and regulations; and to provide for related matters.

Read by title.

Motion

Rep. Alexander moved that Senate Bill No. 940 be designated as a duplicate of House Bill No. 1382.

Which motion was agreed to.

Motion

On motion of Rep. Alexander, the above bill was referred to the Legislative Bureau.

SENATE BILL NO. 1116 (Substitute for Senate Bill No. 981 by Senator Ellington)—
BY SENATOR ELLINGTON

AN ACT

To enact R.S. 49:330, relative to mineral revenue contracts by the state treasurer; to require that the treasurer enter into various contracts in order to establish a firm price for anticipated mineral production subject to severance tax and royalty contract under certain conditions; to provide requirement, limitations, and procedure regarding such authority; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 491 (Duplicate of House Bill No. 404)—
BY SENATOR THOMAS (BY REQUEST) AND REPRESENTATIVE JACK SMITH

AN ACT

To amend and reenact the introductory paragraph of R.S. 56:302(A), R.S. 56:302(B), and (C) and to enact R.S. 56:8(57.1) and 302.3(B)(8) and (9), relative to recreational fishing; to provide for certain gear for which a fishing license shall not be required; to provide for licenses for certain fishing gear; to define certain fishing gear; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

On motion of Rep. Jack Smith, the above bill was referred to the Legislative Bureau.

Motion

On motion of Rep. Weston, the Committee on Civil Law and Procedure was discharged from further consideration of Senate Bill No. 507.

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.

Motion

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

Motion

On motion of Rep. Wiggins, the Committee on Civil Law and Procedure was discharged from further consideration of Senate Bill No. 596.

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.

Motion

On motion of Rep. Wiggins, the above bill was referred to the Legislative Bureau.

Motion

On motion of Rep. Bruneau, the Committee on Appropriations was discharged from further consideration of Senate Bill No. 635.

SENATE BILL NO. 635—
BY SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 9:2343(A), relative to public trusts; to provide that maximum per diem paid a trustee of a public trust for which the state is the beneficiary shall be no greater than the per diem paid to members of the legislature; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 735—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 13:782(A), relative to the compensation of certain clerks of district courts of the various parishes; to provide for an increase in such compensation; to provide for effective dates; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

Rep. Diez moved that Senate Bill No. 735 be designated as a duplicate of House Bill No. 1486.

Which motion was agreed to.

Motion

On motion of Rep. Diez, the above bill was referred to the Legislative Bureau.

SENATE BILL NO. 801—
BY SENATOR MALONE

AN ACT

To enact R.S. 47:463.57 and R.S. 56:10(B)(9), relative to revenue and taxation; to provide relative to license plates; to establish the Coastal Conservation Association license plate; to provide for a fee; to create the "coastal conservation account"; to provide for department approval of logo or symbol; and to provide for related matters.

Called from the calendar.

Read by title.

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

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. 5—

BY REPRESENTATIVE HEBERT

A RESOLUTION

To urge and request the Department of Public Safety and Corrections to consider placing certain elderly and infirm inmates in separate correctional facilities.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

HOUSE RESOLUTION NO. 6—

BY REPRESENTATIVE HEBERT

A RESOLUTION

To urge and request the Department of Public Safety and Corrections to consider and investigate the feasibility, practicality, and effectiveness of developing intensive labor and incarceration programs for inmates in exchange for reduced lengths of incarceration if the inmate successfully completes the program.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

HOUSE RESOLUTION NO. 64—

BY REPRESENTATIVES DOWNER, BRUNEAU, AND LANCASTER

A RESOLUTION

To amend and readopt House Rule 6.8(F) and (G) of the Rules of Order of the House of Representatives to provide relative to the recommitment of legislative instruments with a certain fiscal impact.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Resolution No. 64 by Representative Downer

AMENDMENT NO. 1

On page 1, delete line 13 and insert the following:

"(F)(1) Any legislative instrument originating in the Senate Each bill with an"

AMENDMENT NO. 2

On page 2, at the beginning of line 6, delete "instrument" and insert "House bill ordered engrossed, immediately following the engrossment order, and any such Senate bill"

AMENDMENT NO. 3

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

"(2) The committee shall review the fiscal impact of each such bill recommitted to it and shall review the accuracy of the fiscal note on the bill. The committee shall report such bills to the full House "Recommend Do Pass" or "Recommend Do Not Pass" and shall include in the report a statement indicating the estimated fiscal impact of each such bill in its current form and a statement indicating the accuracy of the fiscal note attached to the bill."

AMENDMENT NO. 4

On page 2, delete line 10, and insert the following:

"(G)(1) Any legislative instrument originating in the Senate Each bill"

AMENDMENT NO. 5

On page 2, line 11, after "decrease in fees" delete the remainder of the line and delete line 12 and insert "or taxes of five hundred thousand"

AMENDMENT NO. 6

On page 2, line 15, after "authorizes" delete "an increase" and insert "a decrease"

AMENDMENT NO. 7

On page 2, line 21, after "any such", delete "instrument" and insert "House bill ordered engrossed, immediately following the engrossment order, and any such Senate bill"

AMENDMENT NO. 8

On page 2, after line 24, insert the following:

"(2) The committee shall review the fiscal impact of each such bill recommitted to it and shall review the accuracy of the fiscal note on the bill. The committee shall report such bills to the full House "Recommend Do Pass" or "Recommend Do Not Pass" and shall include in the report a statement indicating the estimated fiscal impact of each such bill in its current form and a statement indicating the accuracy of the fiscal note attached to the bill."

BE IT FURTHER RESOLVED by the House of Representatives of the Legislature of Louisiana that House Rules 6.8(F) and (G) as herein contained shall become effective if and when Joint Rule No. 20 as contained in Senate Concurrent Resolution No. 92 of this 1999 Regular Session is finally adopted and becomes effective."

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

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

HOUSE RESOLUTION NO. 75—

BY REPRESENTATIVE TRICHE

A RESOLUTION

To request the Department of Wildlife and Fisheries to study the daily take and total possession limits for saltwater recreational fishing.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Resolution No. 75 by Representative Triche

AMENDMENT NO. 1

On page 2, between lines 5 and 6, insert the following:

"BE IT FURTHER RESOLVED that consideration be given in the study and in the recommendations to allowing mobility-impaired fishermen to take up to twice the daily limit."

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

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

**HOUSE CONCURRENT RESOLUTION NO. 202—
BY REPRESENTATIVES FONTENOT AND FAUCHEUX
A CONCURRENT RESOLUTION**

To urge and request the Wildlife and Fisheries Commission to study for possible revision the rules applicable to size and creel limits for black bass on the Amite River, Blind River, Tickfaw River, and Lake Maurepas with the intention of applying the same size and creel limits for black bass as those applicable to the Atchafalaya Basin and the Lake Verret-Lake Palourde area.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Concurrent Resolution No. 202 by Representative Fontenot

AMENDMENT NO. 1

On page 1, line 2, change "direct" to "urge and request"

AMENDMENT NO. 2

On page 1, line 2, delete "adopt rules which apply" and on line 3, delete "to" and insert in lieu thereof "study for possible revision the rules applicable to size and creel limits for black bass on"

AMENDMENT NO. 3

On page 1, line 3, after "Maurepas" insert " with the intention of applying"

AMENDMENT NO. 4

On page 2, line 3, change "directed" to "urged and requested"

AMENDMENT NO. 5

On page 2, line 3, delete "adopt rules which apply to" and insert in lieu thereof "study for possible revision the rules applicable to size and creel limits for black bass on"

AMENDMENT NO. 6

On page 2, line 4, after "Maurepas" insert " with the intention of applying"

AMENDMENT NO. 7

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

"BE IT FURTHER RESOLVED that the Wildlife and Fisheries Commission use the most current biological data available as the basis for their study and that they provide appropriate avenues for public input and comment and incorporate that public input and comment into their study efforts."

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

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

**HOUSE CONCURRENT RESOLUTION NO. 215—
BY REPRESENTATIVES SCHNEIDER, BRUCE, KENNARD, WINDHORST,
AND PERKINS**

A CONCURRENT RESOLUTION

To condemn and reject an article in the July 1998 Psychological Bulletin published by the American Psychological Association (Vol. 124, No. 1, pp. 22-53) which suggests that sexual relations between adults and children may not always be harmful to children.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

**HOUSE CONCURRENT RESOLUTION NO. 220—
BY REPRESENTATIVES WILLARD AND CLARKSON**

A CONCURRENT RESOLUTION

To recognize the historical significance of Lincoln Beach and the importance of its rehabilitation, to express legislative support for its rehabilitation, and to request that the assistant secretary of the office of cultural development of the Department of Culture, Recreation and Tourism evaluate the site for possible inclusion on the National Register of Historic Places.

Read by title.

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

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

**HOUSE CONCURRENT RESOLUTION NO. 221—
BY REPRESENTATIVE MCCALLUM**

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study a successor's rights relative to transfers of succession interests in immovable property prior to the judicial opening of the succession, the effect of creating a peremptive period for actions arising out of transfers of succession interests in immovable property which occurred prior to the judicial opening of the succession, and to report its findings and recommendations to the Legislature of Louisiana no later than January 1, 2001.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

HOUSE CONCURRENT RESOLUTION NO. 233—

BY REPRESENTATIVE LONG

A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors for the University of Louisiana System, the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College, the Board of Supervisors of Southern University and Agricultural and Mechanical College, and the Board of Supervisors of Community and Technical Colleges, in consultation with the Board of Regents, to each adopt policies for the institutions under their respective jurisdictions to provide for the transfer and acceptance of all credits earned by students in programs and courses offered through the Southern Regional Electronic Campus and the application of such credits toward meeting specific degree program requirements.

Read by title.

Reported favorably by the Committee on Education.

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

HOUSE CONCURRENT RESOLUTION NO. 236—

BY REPRESENTATIVES WILKERSON AND DOWNER

A CONCURRENT RESOLUTION

To urge and request the office of state parks of the Department of Culture, Recreation and Tourism and other persons and agencies to proceed with efforts to make Camp Ruston a state commemorative area.

Read by title.

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

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

**Senate Concurrent Resolutions
Reported by Committees**

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

SENATE CONCURRENT RESOLUTION NO. 5—

BY SENATORS HINES, BAJOIE, IRONS AND LANDRY AND REPRESENTATIVES R. ALEXANDER AND ILES

A CONCURRENT RESOLUTION

To direct the office of public health to modify the immunization schedule to require that all students who are entering middle schools be immunized against Hepatitis B unless otherwise indicated.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

SENATE CONCURRENT RESOLUTION NO. 22—

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

A CONCURRENT RESOLUTION

To authorize the Department of Health and Hospitals to implement a Medicaid Region III modified CommunityCARE program, a Medicaid voucher program, a Medicaid center of excellence program, and a Medicaid regional managed care pilot program.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

SENATE CONCURRENT RESOLUTION NO. 40—

BY SENATOR HAINKEL

A CONCURRENT RESOLUTION

To create and provide with respect to the Louisiana Oil and Gas Job Retention Task Force to develop and make recommendations with respect to a strategic plan to retain jobs in Louisiana.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original Senate Concurrent Resolution No. 40 by Senator Hainkel

AMENDMENT NO. 1

On page 2, line 11, after "governor" delete the period "." and insert "or his designee."

AMENDMENT NO. 2

On page 2, line 12, after "governor" delete the period "." and insert "or his designee."

AMENDMENT NO. 3

On page 2, line 13, after "Development" delete the period "." and insert "or his designee."

AMENDMENT NO. 4

On page 2, line 14 after "Labor" delete the period "." and insert "or his designee."

AMENDMENT NO.5

On page 2, line 15 after "Quality" delete the period "." and insert "or his designee."

AMENDMENT NO.6

On page 2, line 16, after "Resources" delete the period "." and insert "or his designee."

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

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

SENATE CONCURRENT RESOLUTION NO. 57—

BY SENATOR COX

A CONCURRENT RESOLUTION

To urge and request the Evidence Code Advisory Committee of the Louisiana State Law Institute to study the tracking, confiscation, and destruction of pornographic material in the possession of law enforcement agencies that is no longer needed as evidence in criminal cases.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

SENATE CONCURRENT RESOLUTION NO. 62—

BY SENATOR HINES

A CONCURRENT RESOLUTION

To continue and provide with respect to the Gene Therapy Research Center Task Force established during the 1998 Regular Session pursuant to Senate Concurrent Resolution No. 23.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original Senate Concurrent Resolution No. 62 by Senator Hines

AMENDMENT NO. 1

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

"(6) The president of Louisiana Tech University or his designee."

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

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

SENATE CONCURRENT RESOLUTION NO. 81—

BY SENATORS JONES AND GREENE

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Education, the Senate Committee on Judiciary C, the House Committee on Education, and the House Committee on the Administration of Criminal Justice to function as a joint committee to study violence in schools.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

SENATE CONCURRENT RESOLUTION NO. 85—

BY SENATORS HINES, COX AND BEAN

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to provide for an additional one hundred personal care attendant Medicaid waiver slots for disabled adults from funds received by the state from any tobacco industry settlement, agreement, or judgment.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

SENATE CONCURRENT RESOLUTION NO. 87—

BY SENATOR SIRACUSA

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Judiciary B and the House Committee on the Administration of Criminal Justice to meet jointly to study the issues regarding the recognition by the state of the Grand Caillou/Dulac Band of Biloxi-Chitimacha, the Isle de Jean Charles Band of Biloxi-Chitimacha, and the Lower Lafourche Band of Biloxi-Chitimacha, and the Pointe-aux-Chien Indian tribe as Indian tribes in Louisiana and the Biloxi-Chitimacha Confederation of Muskogees, Incorporated as a Confederation of Indian Tribes of Louisiana and to make a recommendation to the legislature on whether such recognition should occur.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Concurrent Resolution No. 87 by Senator Siracusa

AMENDMENT NO. 1

On page 2, line 14, after "jointly" and before "and" insert "in the State Capitol in House Committee Room 6"

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

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

SENATE CONCURRENT RESOLUTION NO. 92—

BY SENATORS EWING, DARDENNE, LANDRY, BARHAM, SCHEDLER, HAINKEL, TARVER, AND BEAN

A CONCURRENT RESOLUTION

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

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Concurrent Resolution No. 92 by Senator Ewing

AMENDMENT NO. 1

On page 2, delete lines 4 and 5

AMENDMENT NO. 2

On page 2, line 13, after ""Recommend Do Not Pass"" delete the remainder of the line and insert a period "."

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

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

SENATE CONCURRENT RESOLUTION NO. 114— BY SENATOR CAIN (BY REQUEST)

A CONCURRENT RESOLUTION

To urge and request the president of the United States to exercise the emergency powers delegated by congress to reestablish, restore, and maintain economic parity relative to the price of agricultural products.

Read by title.

Reported favorably by the Committee on Agriculture.

On motion of Rep. Hill, the resolution was ordered 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. 575— BY REPRESENTATIVE MARTINY AN ACT

To amend and reenact R.S. 33:1995 and 2214(B)(1), relative to sick leave for firefighters and certain municipal police officers; to provide relative to the injuries and illnesses to which certain statutory provisions apply; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 688— BY REPRESENTATIVE FAUCHEUX AN ACT

To amend and reenact R.S. 14:80 and to enact R.S. 14:80.1, relative to the crime of carnal knowledge of a juvenile; to provide for felony carnal knowledge of a juvenile; to create the crime of misdemeanor carnal knowledge of a juvenile; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 688 by Representative Fauchaux

AMENDMENT NO. 1

On page 2, line 3, change "twenty-one" to "nineteen"

AMENDMENT NO. 2

On page 2, line 7, change "twenty-one" to "nineteen"

AMENDMENT NO. 3

On page 3, line 5, change "twenty-one" to "nineteen"

AMENDMENT NO. 4

On page 3, line 9, after "years" change the comma "," to a period "." and delete the remainder of the line, and delete lines 10 and 11 in their entirety

AMENDMENT NO. 5

On page 3, line 13, change "twenty-one" to "nineteen"

AMENDMENT NO. 6

On page 3, line 16, after "years" change the comma "," to a period "." and delete the remainder of the line, and on the same page, delete lines 17 and 18 in their entirety

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 844— BY REPRESENTATIVES DURAND AND BRUCE AN ACT

To enact R.S. 14:35.2, relative to crimes; to create the crime of simple battery of the infirm; to provide for definitions; to provide for penalties; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 844 by Representative Durand

AMENDMENT NO. 1

On page 1, line 12, after "stupor," and before "abnormal" delete "or"

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AMENDMENT NO. 2

On page 1, line 13, after "mind" add a comma "," and before "regardless" insert "or other mental or developmental disability."

AMENDMENT NO. 3

On page 1, line 15, after "include" and before "any" insert "but not be limited to"

AMENDMENT NO. 4

On page 2, line 3, after "months" insert a comma "," and delete the remainder of the line and insert "or both."

AMENDMENT NO. 5

On page 2, delete line 4

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 854— BY REPRESENTATIVE HEBERT AN ACT

To amend and reenact R.S. 15:831(B)(2), relative to health care for prisoners in facilities operated by the Department of Public Safety and Corrections; to authorize the department to adopt rules requiring copayments from prisoners for medical and dental treatment received from public hospitals operated by the health care services division of the Louisiana State University Medical Center; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 985— BY REPRESENTATIVE MARTINY AN ACT

To amend and reenact as amended to arrange in proper statutory form and incorporate into the statutes the provisions of Article XIV, Section 15.1(21)(d) and (h), 22(introductory paragraph), (b), (c), and (f), and 24(c) of the Constitution of 1921, continued as statute by Article X, Section 18 of the Constitution of 1974, by amending and reenacting R.S. 33:2491(D) and (H), 2492(introductory paragraph), (b), (c), and (f), and 2494(C), and to amend and reenact R.S. 33:2551(4) and (8), 2552(introductory paragraph), (2), (3), and (6), and 2554(C), relative to municipal fire and police civil service; to provide relative to the testing of candidates for employment and promotion in the classified police service; to provide relative to ranking on lists for employment and promotion and the certification of such lists; to provide relative to the filling of positions by promotion; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1294— BY REPRESENTATIVE MURRAY AN ACT

To enact R.S. 23:1032(C)(3), relative to exclusivity of remedy; to provide for exceptions to civil immunity under workers' compensation law; to provide that workers' compensation exclusivity as a remedy shall not extend to certain persons who remove adequate protection to employees; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Labor and Industrial Relations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Labor and Industrial Relations to Original House Bill No. 1294 by Representative Murray

AMENDMENT NO. 1

On page 1, at the top of the page, after "an employer" and before "adequate safeguards", delete "fails to provide" and insert in lieu thereof "removes"

AMENDMENT NO. 2

On page 1, line 5, after "persons who" and before "adequate protection", delete "fail to provide" and insert in lieu thereof "remove"

AMENDMENT NO. 3

On page 1, line 15, after "(3)", delete the remainder of the line

AMENDMENT NO. 4

On page 1, line 16, at the beginning of the line, delete "an" and insert in lieu thereof "An", and after "principal" and before "an adequate", delete "which fails to provide" and insert in lieu thereof "who removes"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1471— BY REPRESENTATIVES SHAW AND BRUCE AN ACT

To amend and reenact R.S. 13:1000.1 and 1908, relative to the court-appointed special advocacy program in certain parishes; to provide that costs assessed in certain criminal matters are transmitted directly to the sheriff instead of the clerk of court; to specify that such costs are to be used by the sheriff to support the court-appointed special advocate programs in the district; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 1471 by Representative Shaw

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and insert "R.S. 13:1000.1 and 1908"

AMENDMENT NO. 2

On page 1, the beginning of line 3, delete "13:1000.1(B) and 1908(B)"

AMENDMENT NO. 3

On page 1, line 7, change "Children's Advocacy Center/court-appointed" to "court-appointed"

AMENDMENT NO. 4

On page 1, line 8, after "district;" delete the remainder of the line

AMENDMENT NO. 5

On page 1, at the beginning of line 9, delete "a separate audit;"

AMENDMENT NO. 6

On page 1, line 11, after "Section 1." change "R.S. 13:1000.1(A) and 1908(A)" to "13:1000.1 and 1908"

AMENDMENT NO. 7

On page 1, line 13, after "for" delete the remainder of the line

AMENDMENT NO. 8

On page 1, at the beginning of line 14, change "Center/CASA" to "CASA"

AMENDMENT NO. 9

On page 2, line 9, change "Children's Advocacy Center/court-appointed" to "court-appointed"

AMENDMENT NO. 10

On page 2, line 10, after "advocate" and before "programs" change "(Children's Advocacy Center/CASA)" to "(CASA)"

AMENDMENT NO. 11

On page 2, between lines 10 and 11, insert the following:

"B. The ~~clerk of court~~ sheriff shall place all sums collected or received under this Section in a separate account, to be expended on order of the judges of the district, en banc, for the support of court-appointed special advocate (CASA) programs in the district. The court shall cause to be conducted annually an audit of the fund and the books and accounts relating thereto and shall file the same with the office of the legislative auditor where it shall be available for public inspection."

AMENDMENT NO. 12

On page 2, line 12, after "for" delete the remainder of the line

AMENDMENT NO. 13

On page 2, at the beginning of line 13, change "Center/CASA" to "CASA"

AMENDMENT NO. 14

On page 2, line 25, change "Children's Advocacy Center/court-appointed" to "court-appointed"

AMENDMENT NO. 15

On page 2, at the beginning of line 26, change "(Children's Advocacy Center/CASA)" to "(CASA)"

AMENDMENT NO. 16

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

"B. The ~~clerk of court~~ sheriff shall place all sums collected or received under this Section in a separate account, to be expended on order of the judges of the court, en banc, for the support of court-appointed special advocate (CASA) programs in the territorial jurisdiction of the court. The court shall cause to be conducted annually an audit of the fund and the books and accounts relating thereto and shall file the same with the office of the legislative auditor where it shall be available for public inspection."

AMENDMENT NO. 17

On page 3, delete lines 1 and 2

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1598— BY REPRESENTATIVE MONTGOMERY AN ACT

To amend and reenact R.S. 33:2495(B)(2) and 2555(B)(2), relative to fire and police civil service; to provide relative to the formal training required of certain entry level employees; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 1598 by Representative Montgomery

AMENDMENT NO. 1

On page 2, at the beginning of line 10, change "(b)" to "(b)(i)"

AMENDMENT NO. 2

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

"(ii) Nothing in this Paragraph shall be construed to require that a newly appointed firefighter, firefighter/operator, or police officer be terminated should he fail to enroll in or complete formal training within the six-month formal training period."

AMENDMENT NO. 3

On page 4, at the beginning of line 4, change "(b)" to "(b)(i)"

AMENDMENT NO. 4

On page 4, between lines 20 and 21, insert the following:

"(ii) Nothing in this Paragraph shall be construed to require that a newly appointed firefighter, firefighter/operator, or police officer be terminated should he fail to enroll in or complete formal training within the six-month formal training period."

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

On motion of Rep. Weston, 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. 1604—

BY REPRESENTATIVES JETSON, ODINET, PIERRE, AND GAUTREAU
AN ACT

To enact R.S. 30:127(G) and 148.6(C), R.S. 41:1217(E), and R.S. 56:30.2, relative to leased state lands; to require the lessee to maintain public access to public waterways through leased state lands; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

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

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

HOUSE BILL NO. 1825—

BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 36:259(E)(14) and Chapter 14 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:1161 through 1249 and to repeal Chapter 14-A of Title 37, comprised of R.S. 37:1221 through 1229 and Chapter 44 of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:2701 through 2705, all in the Louisiana Revised Statutes of 1950, relative to the practice of pharmacy; to provide for legislative declaration; to provide for statement of purpose, to provide for definitions; to provide for the Louisiana Board of Pharmacy and its membership, qualification, appointment process and pharmacy districts, compensation, terms, officers, powers and duties, meetings, domicile, and records; to provide for fees; to provide for licensing, registration, and certification to practice pharmacy and qualifications thereof; to provide for licensure by examination and by reciprocity; to provide for certificates issued by the board and for duplicate certificates and silver certificates; to provide for renewal of a license, registration, and certification and for waivers of a license renewal; to provide for continuing education; to provide for pharmacy interns and pharmacy technicians; to provide for notification of change of certain addresses by a pharmacist, pharmacy intern, and pharmacy technician; to provide for display of licenses, certificates, and registrations; to prohibit the opening, establishing, operating, or maintaining of a pharmacy with a permit issued by the board; to provide qualifications for the issuance of a permit; to provide for classifications of

permits; to prohibit the compounding and filing of prescriptions under certain circumstances; to provide for the labeling of drugs and prescriptions; to provide for the display of permits; to provide for the equipment required of a pharmacy; to provide for the records of prescriptions and inspections of such records; to provide for renewal of a permit; to authorize the board to enter into certain agreements; to provide for out-of-state pharmacies doing business in the state; to provide discipline of persons practicing pharmacy; to provide grounds for the refusal to issue or to suspend or revoke a license, permit, registration, or certificate to practice pharmacy; to provide for assessing a fine for violation; to provide for enforcement and for injunction, penalties, attorney's fees and costs; to provide for investigation and hearings, issuance of subpoenas and rehearings; to provide for reinstatement or reissuance of licenses, registrations, certificates, and permits; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Health and Welfare.

The substitute was read by title as follows:

HOUSE BILL NO. 2281 (Substitute for House Bill No. 1825 by Representative Johns)—

BY REPRESENTATIVES JOHNS AND ILES
AN ACT

To amend and reenact R.S. 46:2625(C)(2) and to enact R.S. 46:2625(E), relative to pharmacy reports and fees; to provide for suspension by the Louisiana Board of Pharmacy of a pharmacy's registration and permit for failure to timely submit reports and fees; and to provide for related matters.

Read by title.

On motion of Rep. Alexander, the substitute was adopted and became House Bill No. 2281 by Rep. Johns, on behalf of the Committee on Health and Welfare, as a substitute for House Bill No. 1825 by Rep. Johns.

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

HOUSE BILL NO. 1994—

BY REPRESENTATIVE CARTER
AN ACT

To enact Chapter 4-B of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:350 through 352, relative to agriculture; to provide for the preservation of rural lands; to provide for legislative findings; to provide that certain local regulations affecting rural unincorporated areas in certain parishes be submitted to the electors in that area for approval; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Agriculture.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Agriculture to Original House Bill No. 1994 by Representative Hill

AMENDMENT NO. 1

On page 1, delete Representative Hill as author and insert in lieu thereof Representative Carter as author

AMENDMENT NO. 2

On page 1, line 6, after "unincorporated areas" and before "be" insert "in certain parishes"

AMENDMENT NO. 3

On page 2, delete line 7, and insert "generally rural unincorporated lands not be restricted by zoning" and on page 2, line 8, delete "and other land-use"

AMENDMENT NO. 4

On page 2, line 10, after "affecting" and before "rural" insert "certain"

AMENDMENT NO. 5

On page 2, delete lines 11 through and 13, and insert the following:

"Notwithstanding any provision of law to the contrary, prior to the adoption of any zoning regulation, by a parish governing authority of a parish having a population of not more than eighty-five thousand, seven hundred nine and not less than eighty-one thousand, seven hundred nine, according to the July, 1990 census, which impacts in any way a rural."

AMENDMENT NO. 6

On page 2, lines 14 and 17, after "the" insert "parish"

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

On motion of Rep. Hill, 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. 2176—
BY REPRESENTATIVES SCHNEIDER AND JENKINS
AN ACT

To enact R.S. 14:60.1, relative to crimes; to create the crime of home invasion; to provide for penalties; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the regular calendar.

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

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

SENATE BILL NO. 79—
BY SENATOR LANDRY
AN ACT

To amend and reenact R.S. 6:314(A) and 703(15), relative to banks and banking; to provide relative to trust deposits; to provide for disposition of such funds upon the death of the depositor; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 119—
BY SENATOR SCHEDLER
AN ACT

To amend and reenact R.S. 40:1300.52(D)(1)(a), and 1300.53(A)(1)(a), relative to criminal history checks conducted by the office of state police, or other authorized agencies, on certain nonlicensed persons and licensed ambulance personnel; to authorize the office of state police or other authorized agency to provide the criminal history records of such persons to certain employers if the records reveal conviction of certain acts of theft; to prohibit such employers from hiring or contracting with such a person if he has been convicted of such offense; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Reengrossed Senate Bill No. 119 by Senator Schedler

AMENDMENT NO. 1

On page 2, line 9, after "14:6667," add "R.S. 14:67.1 through R.S. 14:67.15,"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 165—
BY SENATOR DARDENNE
AN ACT

To amend and reenact R.S. 46:2663(B), and (D), 2664(A)(4), (C), and (E), and 2666 and to repeal R.S. 46:2662(C) and (D), relative to the Capital Area Human Services District; to remove the termination date; to make technical changes to remove certain provisions that have expired; to provide for the district's functions, powers, and duties relative to providing community-based services and care relating to public health; to provide for the employees; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 234—
BY SENATORS BAJOIE AND IRONS
AN ACT

To enact Part M of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.151 through 1300.154, relative to the treatment of breast cancer; to require physicians and surgeons to discuss and to provide a written summary of treatment alternatives to their patients diagnosed with breast cancer; to provide that failure to so act shall be considered unprofessional conduct; to provide for the content, preparation, revision, and distribution of the summary; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 310—
BY SENATOR DYESS
AN ACT

To amend and reenact R.S. 17:2047(B), 2048.31(B), and 2048.32(A) and to enact R.S. 17:2047(C), 2048.31(C) and R.S. 37:969(A)(6) and 969.1, relative to nurse and health occupations training programs and licensure; to provide relative to student admittance; to require the Board of Supervisors of Community and Technical Colleges to request and obtain criminal history record information on students making application to enroll in nursing and other health occupations training programs; to require the Louisiana State Board of Practical Nurse Examiners to request and obtain state and national criminal history record information from certain state and federal agencies on any person applying for a license or permit which the board is authorized to issue; to authorize the collection of a fee from any applicant for costs incurred in requesting and obtaining any criminal history record information; to provide for definitions; to provide for confidentiality of information; to provide for the release of such information upon written consent of the applicant or by court order; to provide for rules; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported with amendments by the Legislative Bureau.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 310 by Senator Dyess

AMENDMENT NO. 1

On page 7, line 19, following "set" and before "fingerprints" insert "or"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 335—
BY SENATOR BAJOIE
AN ACT

To amend and reenact R.S. 14:95(G), relative to weapons; to allow certain retired auxiliary law enforcement officers the right to carry weapons; to define a reserve or auxiliary law enforcement officer; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Engrossed Senate Bill No. 335 by Senator Bajoie

AMENDMENT NO. 1

On page 2, line 14, after "officers" delete the remainder of the line

AMENDMENT NO. 2

On page 2, line 15, delete "populations of greater than 400,000 and"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 356—
BY SENATORS ULLO AND LANDRY
AN ACT

To amend and reenact R.S. 15:1231 and 1233, and to enact R.S. 15:1237, relative to law enforcement services for the elderly; to create the Aged and Law Enforcement Response Team Program; to provide for objectives, duties and responsibilities; to establish state and parish level participation; to provide for a selection, testing, training and certification program; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Re-reengrossed Senate Bill No. 356 by Senator Ullo

AMENDMENT NO. 1

On page 1, line 7, after "program;" insert "to provide for elderly services officers and district attorneys in each parish;"

AMENDMENT NO. 2

On page 4, between lines 19 and 20, insert the following:

"E. Elderly Services Officers

(1) ALERT may provide funding for one Elderly Services Officer in each parish during the first year of the program, subject to availability of funding and prioritization by the committee and the Louisiana Commission on Law Enforcement and the Administration of Criminal Justice. The individual will be selected by the local agency receiving the grant, in accordance with the selection process outlined in the Elderly Services Officer training program. The Elderly Services Officer shall be a POST certified peace officer, meeting all experience criteria established by the committee and shall complete POST certification as an Elderly Services Officer prior to assuming his duties. Funding for Elderly Services Officers under the ALERT program shall be contingent upon the individual officer receiving certification as an Elderly Services Officer. The program may fund the cost for one certified Elderly Services Officer per parish for the initial phase of the program operation and all costs associated with training subject to availability of funding and prioritization by the committee and the Louisiana Commission on Law Enforcement and the Administration of Criminal Justice.

(2)(a) The Elderly Services Officers shall serve as the primary point of contact between the law enforcement community and the elderly.

(b) The Elderly Services Officers duties shall include the following:

(i) Establishment of educational programs in crime prevention, crime reporting, and referral for senior citizen groups in the community.

(ii) Assistance to all law enforcement agencies in the parish with training and, when necessary, case services in matters pertaining to senior citizens.

(iii) Serve as a referral agent for senior citizens with needs for which the citizen has been unable to determine the appropriate agency for assistance.

(iv) Develop community awareness programs relative to fraud and scam operations, elder abuse, and other crime problems which primarily affect the elderly.

(v) Identify crime trends which affect the elderly, as well as other needs of the elderly in the community, and make an annual report of such matters to the board and the council.

(vi) Assist in cases involving elderly victims or witnesses which are under investigation or processed by the Elderly Services Officer's agency or other law enforcement agency in the parish when requested.

F. Elderly Services Assistant District Attorneys

(1) The district attorney in each judicial district shall designate an assistant district attorney to serve as the elderly services assistant district attorney.

(2) ALERT may provide funding for one elderly services assistant district attorney in each judicial district beginning the second year of the program subject to funding availability and prioritization by the committee and the Louisiana Commission on Law Enforcement and Administration of Criminal Justice. Funding shall be contingent upon certification of the assistant district attorney."

AMENDMENT NO. 3

On page 4, at the beginning of line 20, change "E" to "G"

AMENDMENT NO. 4

On page 4, line 22, after "program" and before "be developed" change "shall" to "may"

AMENDMENT NO. 5

On page 4, at the end of line 23, insert a period "." and delete lines 24 and 25

AMENDMENT NO. 6

On page 5, at the beginning of line 6, change "F" to "H"

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Re-reengrossed Senate Bill No. 356 by Senator Ullo

AMENDMENT NO. 1

On page 1, line 12, following "through" and before "may" change "1236" to "1237"

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 436—
BY SENATORS LANDRY AND IRONS
AN ACT**

To amend and reenact R.S. 46:2263(7)(a)(xi) and (b)(ix) and (8), 2264(A)(4) and 2267 and to enact R.S. 46:2262(D), relative to the identification of hearing impairment in infants; to revise certain definitions; to require hospitals to provide screening for hearing impairment to all newborn infants prior to discharge; to provide an effective date for adoption of rules and regulations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 457—
BY SENATORS THOMAS, W. FIELDS, DARDENNE, EWING, HAINKEL
AND BARHAM 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.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 458—

BY SENATORS SCHEDLER, DARDENNE, EWING, HAINKEL AND BARHAM AND REPRESENTATIVES DEWITT, DOWNER AND MCMAINS
AN ACT

To amend and reenact R.S. 40:2184 and to repeal R.S. 40:2183(C) and (E), relative to licensing of hospices; to eliminate the substitution of Medicare or Joint Commission on Health Care Facilities certification for compliance with the minimum requirements for licensure established by the Department of Health and Hospitals; to repeal the annual license fee; to provide for the promulgation of rules, regulations, and standards for licensure and for revisions thereto; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 505—

BY SENATOR CRAVINS
AN ACT

To enact Chapter 14 of Title 6 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 6:1071 through 1086, relative to check cashing and currency exchanges; to provide for the licensing of persons engaged in currency exchange; to provide for license fees; to provide for revocation of licenses; to provide for regulation of fees charged for currency exchange services; to provide for penalties; to provide that a violation of any provision or requirement of this Chapter is a misdemeanor and shall be punishable by a fine of not less than two hundred and fifty dollars but not more than five hundred dollars, imprisonment for a term of not more than six months, or both; to provide for rules; 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 Reengrossed Senate Bill No. 505 by Senator Cravins

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "enact" insert "amend and reenact R.S. 6:423(D) and to"

AMENDMENT NO. 2

On page 1, line 4, after "exchanges;" and before "to" insert "to provide for the limitation of applicability to and location of certain check cashing facilities;"

AMENDMENT NO. 3

On page 1, line 6, at the beginning of the line after "for" insert "suspension or" and after "licenses" insert "and administrative fines"

AMENDMENT NO. 4

On page 1, line 7, after "provide" delete the remainder of the line and delete lines 8 through 11 and insert "for violations of provisions of the Chapter; to"

AMENDMENT NO. 5

On page 1, line 14, after "Section 1." and before "Chapter" insert "R.S. 6:423(D) is hereby amended and reenacted and"

AMENDMENT NO. 6

On page 1, after line 16, insert the following:

"§423. Check-cashing facility; location of business limited

* * *

D. The provisions of this Section shall not apply to a facility whose fee charged does not exceed one dollar or one percent of the value of the check, draft, money order, or travelers check, whichever is greater, and the cashing service is incidental to the facility's primary business, nor to an individual, partnership, unincorporated association, or corporation that charges no fee to the presenter or payor for the cashing of a check, draft, money order, or traveler's check.

* * *"

AMENDMENT NO. 7

On page 2, at the end of line 13, after "purpose." insert the following:

"Check-casher" does not mean an individual, partnership, unincorporated association, or corporation that charges no fee to the presenter or payor for the cashing of a check, draft, money order, or traveler's check."

AMENDMENT NO. 8

On page 2, at the end of line 19, after "union" and before the period "." insert "or any individual, partnership, unincorporated association, or corporation that charges no fee to the presenter or payor for the cashing of a check, draft, money order, or other commercial paper presented for the same purpose"

AMENDMENT NO. 9

On page 2, line 22, after "License" insert ": certificates"

AMENDMENT NO. 10

On page 2, line 24, at the beginning of the line, delete "A" and insert "Beginning January 1, 2000, a"

AMENDMENT NO. 11

On page 2, line 26, after "license." add "The commissioner shall issue a certificate for each currency exchange location in addition to the license."

AMENDMENT NO. 12

On page 3, line 7, after "residence and" and before "place" insert "principal"

AMENDMENT NO. 13

On page 3, line 9, after "of the" and before "place" insert "principal"

AMENDMENT NO. 14

On page 3, line 12, after "address" and before "and" insert "of the corporation's principal place of business"

AMENDMENT NO. 15

On page 3, line 22, after "at" and before "location" change "the" to "any"

AMENDMENT NO. 16

On page 3, line 23, change "licensed." to "issued a certificate." and on line 24, after "C." insert "(1)"

AMENDMENT NO. 17

On page 4, line 2, after "of" and before "hundred" change "two" to "three"

AMENDMENT NO. 18

On page 4, delete lines 4 through 9 in their entirety.

AMENDMENT NO. 19

On page 4, at the beginning of line 10, change "(4)" to "(2)(a)"

AMENDMENT NO. 20

On page 4, at the end of line 10, after "of" delete "one" and at the beginning of line 11, change "hundred" to "two hundred fifty"

AMENDMENT NO. 21

On page 4, between line 13 and 14, insert the following:

"(2) If the commissioner has not received the annual renewal fee from a licensee by the sixteenth day of January, as determined by the postmarked date, he shall notify the licensee by United States mail and assess a late fee of one hundred dollars.

(3) If the commissioner has not received the annual renewal fee and late fee by March thirty-first, the license to engage in currency exchange and all certificates issued for currency exchange locations shall lapse without a hearing or notification, and the license and certificates shall not be reinstated. However, the person whose license and certificates have lapsed may apply for a new license and certificates."

AMENDMENT NO. 22

On page 5, line 1, after "than the" and before "day" change "thirtieth" to "sixtieth"

AMENDMENT NO. 23

On page 5, line 4, after "applicant" and before "if" insert "and a certificate for each currency exchange location"

AMENDMENT NO. 24

On page 5, at the end of line 8, after "denial" and before the period "." insert "and shall indicate the day upon which a hearing pursuant to the Administrative Procedure Act will be held"

AMENDMENT NO. 25

On page 5, line 15, after "shall" delete the remainder of the line and delete line 16 in its entirety and insert in lieu thereof "surrender the certificate for such location changed and/or apply for a certificate for any new location."

AMENDMENT NO. 26

On page 5, line 17, after "The" and before "application" delete "amended"

AMENDMENT NO. 27

On page 5, delete line 20 in its entirety and insert "a certificate for the new location or locations."

AMENDMENT NO. 28

On page 5, line 21, after "of the" and before "the" change "amended license." to "new certificate."

AMENDMENT NO. 29

On page 5, line 22, after "for" delete the remainder of the line and insert "each new certificate."

AMENDMENT NO. 30

On page 5, line 26, after "A." and before "The" insert "(1)" and after "license" and before "if" insert "or fine a licensee as provided for in Paragraph (A)(2) of this Section, or both."

AMENDMENT NO. 31

On page 6, delete lines 2 and 3 in their entirety.

AMENDMENT NO. 32

On page 6, at the beginning of line 4, change "(3)" to "(a)"

AMENDMENT NO. 33

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

AMENDMENT NO. 34

On page 6, at the beginning of line 11, change "(5)" to "(c)"

AMENDMENT NO. 35

On page 6, between lines 13 and 14, insert the following:

"(d) The licensee has failed to pay a fine assessed pursuant to this Chapter.

(2) Any person subject to this Chapter who violates a provision of this Chapter may be fined by the commissioner up to five hundred dollars for each violation. The commissioner may maintain a civil action in a court of competent jurisdiction to recover such fines, together with his costs and attorney fees incident to such action."

AMENDMENT NO. 36

On page 6, line 14, after "revoked" and before "until" insert "or a fine assessed"

AMENDMENT NO. 37

On page 6, line 21, after "license" and before "shall" insert "and/or assessing a fine" and at the end of line 21, change "or revocation" to ", revocation, or fine"

AMENDMENT NO. 38

On page 6, at the end of line 22, after "date" and before the period "." insert "for the suspension or revocation, or a date by which the fine shall be paid"

AMENDMENT NO. 39

On page 6, line 24, after "licensee" and before "to" insert "along with all location certificates"

AMENDMENT NO. 40

On page 7, at the end of line 6, change "offense" to "violation"

AMENDMENT NO. 41

On page 9, at the beginning of line 15, before "A violation" insert "A."

AMENDMENT NO. 42

On page 9, between lines 20 and 21, insert the following:

"B. The commissioner, through an administrative action or the district attorney of any judicial district, may maintain an action to enjoin violations of this Chapter.

C. Costs and reasonable attorney fees shall be awarded to the commissioner or a district attorney in all injunctive actions where the commissioner or district attorney successfully enforces this Chapter."

AMENDMENT NO. 43

On page 9, at the end of line 21, after "account" insert "; examinations"

AMENDMENT NO. 44

On page 10, between lines 1 and 2, insert the following:

"C.(1) The commissioner, through his employees, may examine the records of a loan broker at any time during normal business hours without prior notice.

(2) If the licensee's records are located outside this state, the licensee, at the commissioner's option, shall make them available to the commissioner at a location within this state convenient to the commissioner, or pay the reasonable and necessary expenses for the commissioner or his representatives to examine them at the place where they are maintained. The commissioner may designate representatives, including comparable officials of the state in which the records are located, to inspect them on his behalf."

AMENDMENT NO. 45

On page 10, between lines 18 and 19, insert the following:

"Section 2. The requirement to obtain a license and the provisions of this Act regulating check cashers and currency exchange shall be applicable beginning January 1, 2000."

AMENDMENT NO. 46

On page 10, at the beginning of line 19, after "Section" change "2." to "3."

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 505 by Senator Cravins

AMENDMENT NO. 1

In House Committee Amendments proposed by the House Committee on Commerce to Reengrossed Senate Bill No. 505 by Senator Cravins, in Amendment No. 25, on line 33, following "changed" and before "apply" change "and/or" to "and"

AMENDMENT NO. 2

In House Committee Amendments proposed by the House Committee on Commerce to Reengrossed Senate Bill No. 505 by Senator Cravins, in Amendment No. 30, on line 11, following "Paragraph," change "(A)(2) of this Section" to "2 of this Subsection"

AMENDMENT NO. 3

In House Committee Amendments proposed by the House Committee on Commerce to Reengrossed Senate Bill No. 505 by Senator Cravins, in Amendment No. 37, on line 2, following "insert" and before "assessing" change "and/or" to "or"

AMENDMENT NO. 4

On page 5, line 19, following "the" and before "is" change "amendment" to "application"

AMENDMENT NO. 5

On page 8, line 19 and page 8, line 22, and page 8, line 27 and page 9, line 4, following "Subsection" and before "of" change "D" to "B"

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

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

Under the rules, placed on the regular calendar.

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.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 591—
BY SENATORS SCHEDLER, CASANOVA, HINES AND THOMAS
AN ACT

To enact R.S. 37:1287.1, relative to physicians; to require the reporting of certain convictions and entry of pleas of guilty or nolo contendere of or by a physician to the Louisiana State Board of Medical Examiners; to provide immunity for reporting such information; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 592—
BY SENATORS SCHEDLER AND CASANOVA
AN ACT

To enact R.S. 37:1285(A)(31), relative to the Louisiana State Board of Medical Examiners; to provide that the board may refuse to issue or may suspend, revoke, or impose probationary or other restrictions on a physician's license for failure to timely report certain actions which constitute a violation of the practice act; to provide an exception; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 593—
BY SENATORS SCHEDLER AND CASANOVA
AN ACT

To enact R.S. 37:1270(A)(8), relative to the Louisiana State Board of Medical Examiners; to authorize the board to establish minimum requirements relative to continuing education for the renewal or reinstatement of any license or permit issued by the board; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 600—
BY SENATOR SCHEDLER
AN ACT

To enact R.S. 37:2160.1, relative to contractors; to provide for certain requirements in any emergency disaster; to provide for penalties; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 690—
BY SENATOR HAINKEL
AN ACT

To amend and reenact Code of Criminal Procedure Art. 340, relative to the amount of bail in felony cases and schedules of bail in noncapital cases; to increase the population census; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 721—
BY SENATOR W. FIELDS
AN ACT

To amend and reenact R. S. 17:405(A), relative to a drug-free zone; to expand the definition of a "drug-free zone" to include any building or area owned by any quasi-public agency or body and used or operated as a community center; and any public housing dwelling; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 732—
BY SENATORS SCHEDLER AND CASANOVA
AN ACT

To amend and reenact R.S. 37:1268, relative to the Louisiana State Board of Medical Examiners; to provide for the compensation and expenses of board members; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 732 by Senator Schedler

AMENDMENT NO. 1

On page 1, line 16, following "of" and before "office" change "their" to "his"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 761—

BY SENATORS BEAN, HINES, BAJOEIE, CAMPBELL, CASANOVA, CRAVINS, DARDENNE, DYESS, ELLINGTON, EWING, C. FIELDS, HOLLIS, IRONS, JOHNSON, JORDAN, LAMBERT, LANDRY, MALONE, ROBICHAUX, ROMERO, SCHEDLER, SIRACUSA, SMITH, THEUNISSEN AND THOMAS

AN ACT

To enact R.S. 22:230.3, relative to health insurance; to provide for coverage of certain patients participating in selected clinical trials; to provide for approval of entities conducting such trials; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Reengrossed Senate Bill No. 761 by Senator Bean

AMENDMENT NO. 1

On page 3, line 23, after "B." delete "All" and insert the following:

"Except as otherwise provided in Subsection C of this Section, the provisions of this Section shall apply to all"

AMENDMENT NO. 2

On page 3, at the end of line 24, delete the period "." and insert the following:

"effective for plan years beginning on or after January 1, 2000."

AMENDMENT NO. 3

On page 5, delete lines 26 and 27 in their entirety

AMENDMENT NO. 4

On page 6, delete lines 1 through 12 in their entirety

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 789—

BY SENATOR THOMAS

AN ACT

To enact R.S. 40:1234(H) and (I), relative to duties of emergency medical personnel; to provide for emergency medical service protocol in parishes without organized or functional medical societies; to require the Department of Health and Hospitals to promulgate rules relative to statewide emergency medical service protocols; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Engrossed Senate Bill No. 789 by Senator Thomas

AMENDMENT NO. 1

On page 1, line 2, change "40:1234(H)" to "40:1234(G), (H),"

AMENDMENT NO. 2

On page 1, line 3, after "personnel;" and before "to provide" insert "to provide that violations of such duties shall constitute a misdemeanor;"

AMENDMENT NO. 3

On page 1, line 9, change "40:1234(H)" to "40:1234(G), (H),"

AMENDMENT NO. 4

On page 1, between lines 12 and 13, insert the following:

"G. Any individual, training organization, organization, or other entity violating the provisions of this Section shall be guilty of a misdemeanor, conviction of which shall subject the offender to a fine of not less than five hundred dollars nor more than one thousand dollars for each separate offense."

Reported without amendments by the Legislative Bureau.

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

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

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

SENATE BILL NO. 790—

BY SENATOR THOMAS (BY REQUEST)

AN ACT

To enact R.S. 17:262, relative to required courses of study; to require instruction relative to the flag of the United States of America; to require such instruction to be incorporated in the social studies curriculum by the fifth grade in public elementary schools; to provide for the promulgation of rules and regulations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 798—

BY SENATOR BOISSIERE

AN ACT

To enact Subpart D of Chapter 9 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1291, relative to the Louisiana Hospitality Research Program; to provide for its creation; to provide for its purpose; to provide for its administration; to establish an advisory committee and provide for its membership, functions, and duties; to provide for development of a plan of operation; to provide for funding and record keeping; 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 Reengrossed Senate Bill No. 798 by Senator Boissiere

AMENDMENT NO. 1

On page 1, line 3, after "51:1291" and before the comma "," insert "and 1292"

AMENDMENT NO. 2

On page 1, line 8, after "keeping;" and before "and" insert "to provide for implementation of the program;"

AMENDMENT NO. 3

On page 1, line 11, after "51:1291" and before the comma "," insert "and 1292"

AMENDMENT NO. 4

On page 4, after line 24, insert the following:

"§1292. Implementation

The secretary of the Department of Culture, Recreation and Tourism shall not be required to implement the provisions of this Subpart unless and until such funds for the implementation of the program are made available in accordance with the provisions of R.S. 51:1291(E)."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 829—

BY SENATOR BAJOE

AN ACT

To amend and reenact R.S. 36:259(K) and Part XXXVIII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1299.181 through 1299.183, relative to the Minority Health Affairs Council; to re-create the council; to change the name of the council; to provide for the membership, filling of vacancies, meetings, compensation, domicile, election of officers, powers and duties, and termination; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 873—

BY SENATOR HAINKEL

AN ACT

To amend and reenact Code of Criminal Procedure Art. 338, relative to the form and contents of bail orders; to designate the 1990 Decennial Census as the measure of population; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 874—

BY SENATOR HAINKEL

AN ACT

To amend and reenact Code of Criminal Procedure Art. 342, relative to the increase or reduction of bail and sufficiency of security; to determine population by census; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

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.

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 Engrossed Senate Bill No. 921 by Senator Heitmeier

AMENDMENT NO. 1

On page 3, line 12, after "of" and before "shall" change "another state" to "the residence of the consumer"

AMENDMENT NO. 2

On page 8, line 21, after "fees," and before "manufactured" delete "other fees" and on line 22, after "fees," and before "and" insert "other fees"

AMENDMENT NO. 3

On page 9, line 23, after "fees" and before "and" delete the comma ",."

AMENDMENT NO. 4

On page 15, line 8, after "than" and before "years" change "2" to "two"

AMENDMENT NO. 5

On page 15, line 11, after "than" and before "years" change "4" to "four"

AMENDMENT NO. 6

On page 15, line 15, after "than" and before "years" change "4" to "four"

AMENDMENT NO. 7

On page 22, at the beginning of line 12, change "fifty" to "thirty-five"

AMENDMENT NO. 8

On page 27, line 16, after "may" and before "require" insert "request or"

AMENDMENT NO. 9

On page 30, line 14, after "property" insert a period "." and delete the remainder of the line and delete lines 15 through 18 in their entirety and on line 19, delete "not be at the best available rates."

AMENDMENT NO. 10

On page 32, at the end of line 10, after "dissolution," insert "The contract or agreement must briefly indicate the kind, coverage, term, and amount of premium of such insurance."

AMENDMENT NO. 11

On page 34, delete lines 15 through 18 in their entirety and at the beginning of line 19, before "(a)" insert "A.(1)"

AMENDMENT NO. 12

On page 35, line 1, after "consumer," delete the remainder of the line and at the beginning of line 2, delete "representative capacity" and insert in lieu thereof "or his representative"

AMENDMENT NO. 13

On page 35, line 15, after "rebate" and before "the" change "with" to "within"

AMENDMENT NO. 14

On page 36, delete lines 14 and 15 in their entirety and at the beginning of line 16, before "(a)" insert "(2)"

AMENDMENT NO. 15

On page 37, line 7, after "B." and before "An" delete "Corrected violations."

AMENDMENT NO. 16

On page 38, line 10, after "violation," delete the remainder of the line and at the beginning of line 11, delete "are not subject to class action adjudication."

AMENDMENT NO. 17

On page 43, at the end of line 22, after "by" change "registered" to "certified"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 977—
BY SENATOR JOHNSON

AN ACT

To enact R.S. 14:107.3, relative to the criminal offense of blighting of property; to provide for the offense; to provide for definitions; to provide for penalties; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 977 by Senator Johnson

AMENDMENT NO. 1

On page 1, line 11, after "mean" and before "those" delete "and include"

AMENDMENT NO. 2

On page 1, line 16, after "condition" and before "are" insert a comma ","

AMENDMENT NO. 3

On page 2, line 1, after "blighted" delete the remainder of the line and delete lines 2 through 5, and insert the following:

" and have been declared to be a public nuisance by an administrative hearing officer acting pursuant to R.S. 13:2575 or 2576, or any other applicable law."

AMENDMENT NO. 4

On page 2, line 15, after "(a)" change "Is" to "The property is"

AMENDMENT NO. 5

On page 2, line 19, after "(b)" change "Is" to "The property is"

AMENDMENT NO. 6

On page 2, line 21, after "maintained" and before "thereby" insert a comma ","

AMENDMENT NO. 7

On page 3, delete lines 9 and 10, and insert the following: "to correct all existing housing violations on the blighted property."

AMENDMENT NO. 8

On page 3, line 14, after "offender" delete the remainder of the line and delete line 15, and insert "correct all existing housing violations on the blighted property."

AMENDMENT NO. 9

On page 3, line 19, after "offender" delete the remainder of the line and delete line 20, and insert "correct all existing housing violations on the blighted property."

AMENDMENT NO. 10

On page 3, line 27, after "performance of" delete the remainder of the line and insert "correction of housing violations on the blighted property provided"

AMENDMENT NO. 11

On page 4, line 5, after "otherwise," delete the remainder of the line and insert "correction of housing violations on the blighted property."

AMENDMENT NO. 12

On page 4, line 10, after "violations." change "Repairs to conditions" to "Correction of housing violations"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1048 (Substitute for Senate Bill No. 928 by Senator Johnson)—

BY SENATOR JOHNSON

AN ACT

To amend and reenact R.S. 36:109(R), the heading of Chapter 20 of Title 51 of the Louisiana Revised Statutes of 1950, and R.S. 51:1751, 1752(1), (2), (3), (4) and (5), 1753(A), (B)(2), (3), and (4), 1754(A), 1755(A) and (D), 1756(1), (2), (5), and (6), 1757, 1758, 1760(A) and (B), 1761, 1764, 1765(A) and (C)(2), and to enact R.S. 51:1755(F), relative to economic development; to provide for the Louisiana Small and Emerging Business Act; to provide for applications; to provide for certification; to provide for duties, to provide for reports; to provide for complaints; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 1072—

BY SENATOR ELLINGTON

AN ACT

To enact R.S. 40:4.11, relative to community-type sewage systems and public water systems; to provide relative to determinations on permits regarding community-type sewage systems and public water systems; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1078—

BY SENATOR W. FIELDS

AN ACT

To amend and reenact R. S. 14:95.2(D) and to enact R.S. 14:54.3.1 and R.S. 17:416.12; relative to offenses affecting the public safety; to provide penalties for carrying a firearm, or dangerous weapon, by a student or nonstudent on school property, at a school sponsored function, or firearm-free zone; to provide for communicating of false information of planned bombing; to require schools to inform students of the consequences of violent acts committed on school property, at a school function or in a firearm-free school zone; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 1078 by Senator W. Fields

AMENDMENT NO. 1

On page 1, at the end of line 8, after "school" add "sponsored"

AMENDMENT NO. 2

On page 1, line 14, after "property" change "or firearm-free zone" to "at a school sponsored function, or in a firearm-free zone"

AMENDMENT NO. 3

On page 2, line 1, after "or" and before "firearm-free" insert "in a"

AMENDMENT NO. 4

On page 2, line 12, after "probation" change ", parole, or suspension of sentence." to "or parole."

AMENDMENT NO. 5

On page 2, line 16, after "evaluated" and before "through" delete "by a psychologist or psychiatrist"

AMENDMENT NO. 6

On page 3, at the beginning of line 22, delete "by a psychologist or a psychiatrist"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1099—
BY SENATOR DARDENNE

AN ACT

To enact Subpart J of Part VIII of Chapter 1 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:463, relative to sports trading cards; to provide that the payment of consideration or the venturing of money in order to participate in certain activities regarding sports trading cards shall be an unfair method of competition and an unfair or deceptive act or practice; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

Reconsideration

HOUSE BILL NO. 311—

BY REPRESENTATIVES THORNHILL, GREEN, MONTGOMERY, AND WILKERSON

AN ACT

To amend and reenact R.S. 13:3881(A)(3) through (5) and to enact R.S. 13:3881(A)(6), relative to exemptions from seizure; to provide for the exemption of one vehicle with an equity value of five thousand dollars or less; and to provide for related matters.

Read by title.

On motion of Rep. Montgomery, the vote by which the above House Bill failed to pass on the previous legislative day was reconsidered.

Returned to the calendar under the rules.

Suspension of the Rules

On motion of Rep. McDonald, 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:

Local and Consent Calendar

HOUSE BILL NO. 529—

BY REPRESENTATIVE MCDONALD
AN ACT

To enact R.S. 11:166, relative to the Municipal Police Employees' Retirement System and the Municipal Employees' Retirement System; to provide with respect to membership; to provide with respect to service credit and the actuarial cost for the transfer thereof; and to provide for related matters.

Read by title.

Rep. McDonald moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Pinac
Alario	Heaton	Powell
Alexander	Hebert	Pratt
Barton	Hill	Quezaire
Baudoin	Holden	Riddle
Baylor	Hopkins	Romero
Bruce	Hudson	Salter
Bruneau	Hunter	Scalise
Carter	Iles	Schwegmann
Chaisson	Jenkins	Shaw
Clarkson	Jetson	Smith, J.D.—50th
Copelin	Kennard	Smith, J.R.—30th
Crane	Kenney	Sneed
Curtis	Landrieu	Theriot
Damico	LeBlanc	Thompson
Daniel	Long	Thornhill

Deville	Marionneaux	Toomy
DeWitt	McCain	Travis
Diez	McCallum	Triche
Doerge	McDonald	Waddell
Dupre	McMains	Walsworth
Durand	Michot	Warner
Farve	Mitchell	Welch
Faucheux	Montgomery	Wiggins
Fontenot	Morrell	Willard
Frith	Morrish	Windhorst
Fruge	Murray	Winston
Gautreaux	Nevers	Wooton
Glover	Odinet	Wright
Green	Perkins	
Guillory	Pierre	
Total—91		

NAYS

Total—0

ABSENT

Ansardi	Johns	Stelly
Bowler	Lancaster	Strain
Donelon	Martiny	Weston
Flavin	Schneider	Wilkerson
Total—12		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. McDonald 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. 1599—
BY REPRESENTATIVE WINSTON
AN ACT

To enact R.S. 11:2218(J), relative to the Municipal Police Employees' Retirement System, but only applicable to members whose employing municipality elects coverage; to provide with respect to service credit and benefits; to provide an effective date; 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	Powell
Alario	Hammett	Pratt
Alexander	Heaton	Quezaire
Barton	Hebert	Riddle
Baudoin	Hill	Romero
Baylor	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	Johns	Sneed
Curtis	Kennard	Stelly
Damico	Kenney	Theriot

Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	McCain	Travis
Doerge	McCallum	Triche
Donelon	McDonald	Waddell
Dupre	Michot	Walsworth
Durand	Mitchell	Warner
Farve	Montgomery	Welch
Faucheux	Morrell	Weston
Flavin	Morrish	Wiggins
Fontenot	Murray	Wilkerson
Frith	Nevers	Willard
Fruge	Odinet	Windhorst
Gautreaux	Perkins	Winston
Glover	Pierre	Wooton
Green	Pinac	Wright
Total—96		

NAYS

Total—0

ABSENT

Ansardi	Marionneaux	Strain
Bowler	Martiny	
Lancaster	McMains	
Total—7		

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. 1897—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 11:2213(11) and to enact R.S. 11:2214.2, relative to the Municipal Police Employees' Retirement System; to provide with respect to definitions and membership; to provide regarding the admission of certain employees, and the retention of certain other employees whose membership arose as the result of error; to provide an effective date; and to provide for related matters.

Read by title.

Rep. Montgomery 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
Barton	Hebert	Quezaire
Baudoin	Hill	Riddle
Baylor	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	Smith, J.R.—30th
Curtis	Kennard	Sneed
Damico	Kenney	Theriot
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneau	Travis
Doerge	McCallum	Triche
Donelon	McDonald	Waddell
Dupre	McMains	Walsworth
Durand	Michot	Warner
Farve	Mitchell	Welch
Faucheux	Montgomery	Weston
Flavin	Morrell	Wiggins
Fontenot	Morrish	Wilkerson
Frith	Murray	Willard
Fruge	Nevers	Windhorst
Gautreaux	Odinet	Winston
Glover	Perkins	Wooton
Green	Pierre	Wright
Total—96		

NAYS

Total—0

ABSENT

Ansardi	Martiny	Strain
Bowler	McCain	
Lancaster	Stelly	
Total—7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Montgomery 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. 1973—

BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 11:2256(A)(1) and (2) and (C) and to enact R.S. 11:2256(A)(4) and (5), relative to the Firefighters' Retirement System; to provide with respect to benefits and the accrual rate used for the computation thereof; to provide with respect to reemployment of retirees and contributions; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 2088—

BY REPRESENTATIVE STELLY
AN ACT

To enact R.S. 33:102.1, relative to the regulation of amateur radio antennas; to provide that no parish or municipality may enact or enforce an ordinance or regulation that is in conflict with the ruling of the Federal Communications Commission or other regulations related to amateur radio service adopted under federal law; and to provide for related matters.

Read by title.

Rep. Johns moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Ansardi	Lancaster	Stelly
Bowler	Martiny	Strain
Green	Quezaire	
Total—8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Johns 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. 2125—

BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 33:4576(B)(3), relative to the West Calcasieu Parish Community Center Authority; to provide relative to the governance of the authority including the terms of members; and to provide for related matters.

Read by title.

Rep. Johns moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Pratt
Alario	Heaton	Quezairé
Alexander	Hebert	Riddle
Barton	Hill	Romero
Baudoin	Holden	Salter
Baylor	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Sneed
Crane	Kenney	Stelly
Curtis	Landrieu	Theriot
Damico	LeBlanc	Thompson
Daniel	Long	Thornhill
Déville	Marionneaux	Toomy
DeWitt	McCain	Travis
Diez	McCallum	Triche
Doerge	McDonald	Waddell
Donelon	McMains	Walsworth
Dupré	Michot	Warner
Durand	Mitchell	Welch
Farve	Montgomery	Weston
Faucheux	Morrell	Wiggins
Flavin	Morrish	Wilkerson
Fontenot	Murray	Willard
Frith	Nevers	Windhorst
Früge	Odinet	Winston
Gautreaux	Perkins	Wooton
Glover	Pierre	Wright
Green	Pinac	
Guillory	Powell	
Total—97		

NAYS

Total—0

ABSENT

Ansardi	Jetson	Martiny
Bowler	Lancaster	Strain
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Johns 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. 2157—

BY REPRESENTATIVE COPELIN

AN ACT

To enact Part V of Chapter 3 of Code Title XXI of Code Book II of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:5041, relative to privileges on movable and immovables; to provide for privileges for persons who provide security services, or maintenance, custodial, or janitorial services, or consumable goods, or printed material for in-store advertising or promotional purposes for certain supermarkets; to provide for the effective date of those privileges; and to provide for related matters.

Read by title.

Rep. Murray 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
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bruce	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Jetson	Smith, J.R.—30th
Copelin	Johns	Sneed
Crane	Kennard	Stelly
Curtis	Kenney	Theriot
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Déville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	McCain	Triche
Doerge	McCallum	Waddell
Donelon	McDonald	Walsworth
Dupré	McMains	Warner
Durand	Michot	Welch
Farve	Mitchell	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard
Frith	Murray	Windhorst
Früge	Nevers	Winston
Gautreaux	Odinet	Wooton
Glover	Perkins	Wright
Green	Pierre	
Guillory	Pinac	
Total—97		

NAYS

Total—0

ABSENT

Ansardi	Lancaster	Schwegmann
Bowler	Martiny	Strain
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Murray 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.

Explanation of Vote

Rep. Schwegmann disclosed a possible conflict of interest and recused herself from casting her vote on the final passage of the above bill.

HOUSE BILL NO. 986—

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact Code of Civil Procedure Article 3753, relative to judgments; to provide relative to cancellation of notices of pendency; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1055—

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 9:5383, relative to immovable property; to provide relative to transfers involving in globo assumption of vendors' privileges and/or mortgages on more than one parcel of immovable property; and to provide for related matters.

Read by title.

Motion

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

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.

Rep. Perkins 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	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bruce	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Schwegmann
Chaisson	Jenkins	Shaw
Clarkson	Jetson	Smith, J.D.—50th
Copelin	Johns	Smith, J.R.—30th
Crane	Kennard	Sneed
Curtis	Kenney	Stelly
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thompson
Deville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	McCain	Travis
Doerge	McCallum	Triche
Donelon	McDonald	Waddell
Dupre	McMains	Walsworth
Durand	Michot	Warner
Farve	Mitchell	Welch
Faucheux	Montgomery	Weston
Flavin	Morrell	Wiggins
Fontenot	Morrish	Wilkerson

Frith	Murray	Willard
Fruge	Nevers	Windhorst
Gautreaux	Odinot	Winston
Glover	Perkins	Wooton
Green	Pierre	Wright
Guillory	Pinac	

Total—98

NAYS

Total—0

ABSENT

Ansardi	Lancaster	Strain
Bowler	Martiny	
Total—5		

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. 2256—

BY REPRESENTATIVE WINSTON

AN ACT

To enact Part L-IV of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.151, relative to child advocacy centers; to establish the Child Advocacy Center Support Fund; to provide for the deposit of monies into the fund; to provide for uses of monies in the fund; 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	Hammett	Powell
Alario	Heaton	Pratt
Alexander	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bruce	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Schwegmann
Chaisson	Jenkins	Shaw
Clarkson	Jetson	Smith, J.D.—50th
Copelin	Johns	Smith, J.R.—30th
Crane	Kennard	Sneed
Curtis	Kenney	Stelly
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thompson
Deville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	McCain	Travis
Doerge	McCallum	Triche
Donelon	McDonald	Waddell
Dupre	McMains	Walsworth
Durand	Michot	Warner
Farve	Mitchell	Welch
Faucheux	Montgomery	Weston

Flavin	Morrell	Wiggins
Fontenot	Morrish	Wilkerson
Frith	Murray	Willard
Fruge	Nevers	Windhorst
Gautreaux	Odinet	Winston
Glover	Perkins	Wooton
Green	Pierre	Wright
Guillory	Pinac	
Total—98		

NAYS

Total—0

ABSENT

Ansardi	Lancaster	Strain
Bowler	Martiny	
Total—5		

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.

Suspension of the Rules

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

SENATE BILL NO. 889—
BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 48:381.2(C)(4), relative to utilities and facilities; to provide relative to the secretary of the Department of Transportation and Development authority to promulgate rules and regulations concerning the permitting of rights-of-ways for fiber-optic cable and wireless telecommunications providers; to provide for safety regulations and maintenance standards; and to provide for related matters.

Suspension of the Rules

On motion of Rep. Jack Smith, and under a suspension of the rules, the above bill was taken up out of its regular order at this time.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jack Smith to Engrossed Senate Bill No. 889 by Senator Landry

AMENDMENT NO. 1

On page 1, line 2, after "(C)(4)" insert "and to enact R.S. 48:381.2(F)"

AMENDMENT NO. 2

On page 1, line 7, after "standards;" insert "to provide relative to certain fees;"

AMENDMENT NO. 3

On page 1, line 10, after "reenacted" insert "and R.S. 48:381.2(F) is hereby enacted"

AMENDMENT NO. 4

On page 2, after line 6, insert the following:

"F. The fee for fiber optic telecommunication installations placed within a controlled access highway right-of-way shall not exceed two thousand two hundred dollars. The department may reduce fees in exchange for shared resources. The department is authorized to reduce fees for its agents, defined for the purposes of this Subsection as those applicants who erect facilities on behalf of the department in order to conduct department work.

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. Jack Smith, the amendments were adopted.

Rep. Jack Smith 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	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bruce	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Schwegmann
Chaisson	Jenkins	Shaw
Clarkson	Jetson	Smith, J.D.—50th
Copelin	Johns	Smith, J.R.—30th
Crane	Kennard	Sneed
Curtis	Kenney	Stelly
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thompson
Deville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	McCain	Travis
Doerge	McCallum	Triche
Donelon	McDonald	Waddell
Dupre	McMains	Walsworth
Durand	Michot	Warner
Farve	Mitchell	Welch
Faucheux	Montgomery	Weston
Flavin	Morrell	Wiggins
Fontenot	Morrish	Wilkerson
Frith	Murray	Willard
Fruge	Nevers	Windhorst

Gautreaux	Odinot	Winston
Glover	Perkins	Wooton
Green	Pierre	Wright
Guillory	Pinac	
Total—98		

NAYS

Total—0

ABSENT

Ansardi	Lancaster	Strain
Bowler	Martiny	
Total—5		

The Chair declared the above bill was finally passed.

Rep. Jack Smith 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. Hunter, 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. 1955—
BY REPRESENTATIVE HUNTER
AN ACT

To enact R.S. 17:164.2, relative to school buses used to transport students; to require that certain buses be equipped with seat belts; to specify the type of seat belt to be used; to provide relative to rules and regulations of the State Board of Elementary and Secondary Education; to provide relative to compliance and funding; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 2111—
BY REPRESENTATIVES HEBERT, DOWNER, ALEXANDER, BARTON, BAYLOR, BRUNEAU, CLARKSON, CURTIS, DEVILLE, DOERGE, DUPRE, DURAND, FAUCHEUX, FONTENOT, FRUGE, GAUTREAUX, GLOVER, HILL, HOPKINS, HUDSON, ILES, MITCHELL, MONTGOMERY, ODINET, PINAC, POWELL, QUEZAIRE, ROMERO, SCHWEGMANN, JACK SMITH, THERIOT, TRICHE, WADDELL, WALSWORTH, WIGGINS, WILKERSON, WILLARD, WINSTON, WRIGHT, AND NEVERS AND SENATORS EWING, HAINKEL, BEAN, BOISSIERE, CAIN, COX, CRAVINS, ELLINGTON, W. FIELDS, GREENE, HINES, IRONS, JONES, ROMERO, SCHEDLER, TARVER, AND THOMAS
AN ACT

To enact R.S. 17:421.6, relative to the use of certain state funds for pay increases; to require city and parish school boards receiving certain excess state funds to provide pay increases for school employees; to provide definitions; to provide guidelines and conditions for such pay increases; to require city and parish school boards not receiving such excess funds also to provide pay increases for school employees pursuant to an appropriation of funds for this purpose; to provide relative to amounts; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Hebert, and under a suspension of the rules, consideration of the above bill was deferred at this time.

HOUSE BILL NO. 2248—
BY REPRESENTATIVE HEBERT
AN ACT

To enact R.S. 17:100.6, relative to school closures and consolidations; to prohibit such closures and consolidations without parents' consent in certain parishes; to provide for effectiveness and applicability; to provide exceptions; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 170—
BY REPRESENTATIVE ALARIO
A JOINT RESOLUTION

Proposing an amendment to the Constitution of Louisiana, to amend Article VII, Section 20(A)(3) and to add Article VII, Section 20(A)(4), to authorize a procedure for increasing the homestead exemption applicable to ad valorem taxes levied solely within the parish by a special ad valorem taxing district located solely within a parish; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Alario, and under a suspension of the rules, consideration of the above bill was deferred at this time.

HOUSE BILL NO. 1673—
BY REPRESENTATIVE MCDONALD
AN ACT

To enact R.S. 17:81.9, to provide relative to the civil liability of school boards and their members for student conduct specified circumstances; to provide limitations; to provide definitions; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1784—
BY REPRESENTATIVE MCMAINS
AN ACT

To amend and reenact Civil Code Article 2315, relative to damages; to provide for compensable damages; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 2246—

BY REPRESENTATIVE WARNER
AN ACT

To enact Chapter 8-F of Title 45 of the Louisiana Revised Statutes of 1950, to be composed of R.S. 45:844.1 through 844.4, relative to telecommunication services access; to provide for legislative intent; to provide for definitions; to provide for nondiscrimination by property owner; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 2273 (Substitute for House Bill No. 978 by Representative Hebert)—

BY REPRESENTATIVE HEBERT
AN ACT

To amend and reenact R.S. 13:5104, relative to actions against the state and state agencies; to provide relative to venue for suits against the state or any state agency; to provide for exceptions; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 137—

BY REPRESENTATIVE FARVE
AN ACT

To amend and reenact R.S. 39:101(B)(1)(a), relative to capital outlay budget development; to require school boards to submit their proposed capital projects through the senator and representative in whose district the project will be located; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 807—

BY REPRESENTATIVE GREEN
AN ACT

To amend and reenact Code of Civil Procedure Articles 1462(B) and 1467, relative to production of documents and things; to provide for requests for admissions; to provide for answers and objections; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 862—

BY REPRESENTATIVE LANDRIEU
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay certain judgments of the Board of Tax Appeals; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Landrieu to Engrossed House Bill No. 862 by Representative Landrieu

AMENDMENT NO. 1

On page 2, between lines 13 and 14 insert the following:

"Section 5. The sum of Two Hundred Seventy-Three Thousand Two Hundred Ninety-two and No/100 (\$273,292.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 1999-2000 to be used to pay the final judgment in the suit entitled "Texas Gas Transmission Corporation vs. State of Louisiana", bearing Number 4818, on the docket of the Board of Tax Appeals, state of Louisiana.

Section 6. The sum of One Hundred Twenty-seven Thousand Six Hundred Sixty-six and 84/100 (\$127,666.84) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 1999-2000 to be used to pay the final judgment in the suit entitled "American Express Travel Related Services vs. State of Louisiana", bearing Number 5004, on the docket of the Board of Tax Appeals, state of Louisiana.

Section 7. The sum of Fifty-five Thousand Seven Hundred Thirty-six and 45/100 (\$55,736.45) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 1999-2000 to be used to pay the judgment in the suit entitled "Crawler Supply Company, Inc. vs. State of Louisiana", bearing Number 4207, on the docket of the Board of Tax Appeals, state of Louisiana.

Section 8. The sum of One Hundred Seventy Thousand Three Hundred Twenty-two and No/100 (\$170,322.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 1999-2000 to be used to pay the judgment in the suit entitled "Belden Wire & Cable Company vs. State of Louisiana", bearing Number 4827, on the docket of the Board of Tax Appeals, state of Louisiana."

AMENDMENT NO. 2

On page 2, line 14, change "Section 5." to "Section 9."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Alexander	Heaton	Quezaire
Barton	Hebert	Riddle
Baudoin	Hill	Romero
Baylor	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	Johns	Sneed
Curtis	Kennard	Stelly
Damico	Kennedy	Theriot
Daniel	Landrieu	Thompson

Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneau	Travis
Doerge	McCain	Triche
Donelon	McCallum	Waddell
Dupre	McDonald	Warner
Durand	Michot	Welch
Farve	Mitchell	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Murray	Willard
Frith	Nevers	Windhorst
Fruge	Odinet	Winston
Gautreaux	Perkins	Wooton
Glover	Pierre	Wright
Green	Pinac	
Total—95		

NAYS

Total—0

ABSENT

Ansardi	Martiny	Strain
Bowler	McMains	Walsworth
Lancaster	Morrish	
Total—8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 897—
BY REPRESENTATIVES FAUCHEUX AND DANIEL
AN ACT

To enact R.S. 47:315.4 and 1711, relative to local sales and use tax; to authorize certain tax credits for sales and use taxes paid if there is a waiver of the homestead exemption; to provide certain terms, conditions, procedures, and requirements; and to provide for related matters.

Read by title.

Rep. Faucheux 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
Barton	Hebert	Quezaire
Baudoin	Hill	Riddle
Baylor	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	Smith, J.R.—30th
Curtis	Kennard	Sneed
Damico	Kennedy	Stelly
Daniel	Landrieu	Theriot
Deville	LeBlanc	Thompson

DeWitt	Long	Toomy
Diez	Marionneau	Travis
Doerge	McCain	Triche
Donelon	McCallum	Waddell
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Welch
Faucheux	Mitchell	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Frith	Murray	Willard
Fruge	Nevers	Windhorst
Gautreaux	Odinet	Winston
Glover	Perkins	Wooton
Green	Pierre	Wright
Total—96		

NAYS

Total—0

ABSENT

Ansardi	Martiny	Thornhill
Bowler	Morrish	
Lancaster	Strain	
Total—7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 899—
BY REPRESENTATIVES HUDSON AND KENNARD
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for the Fiscal Year 1998-1999 to the Department of Public Safety and Corrections-Public Safety Services, office of state police for payment of legal fees incurred by Colonel Kenneth D. Norris and Major R. L. Montgomery in their successful defense of criminal evidence presented against them before the Grand Jury for the Fourteenth Judicial District for the parish of Calcasieu.

Read by title.

Rep. Hudson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Pratt
Alario	Heaton	Quezaire
Alexander	Hebert	Riddle
Barton	Hill	Romero
Baudoin	Holden	Salter
Baylor	Hopkins	Scalise
Bowler	Hudson	Schneider
Bruce	Hunter	Schwegmann
Bruneau	Iles	Shaw
Carter	Jenkins	Smith, J.D.—50th
Chaisson	Jetson	Smith, J.R.—30th
Clarkson	Johns	Sneed
Copelin	Kennard	Stelly
Curtis	Kennedy	Theriot
Damico	Lancaster	Thompson

Daniel	Landrieu	Thornhill
Deville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Marionneaux	Triche
Doerge	McCain	Waddell
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Mitchell	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard
Frith	Murray	Windhorst
Fruge	Nevers	Winston
Gautreaux	Odinet	Wooton
Glover	Perkins	Wright
Green	Pinac	
Guillory	Powell	
Total—97		

NAYS

Crane
Total—1

ABSENT

Ansardi	Morrish	Strain
Martiny	Pierre	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hudson 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.

Local and Consent Calendar

HOUSE BILL NO. 1973—
BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 11:2256(A)(1) and (2) and (C) and to enact R.S. 11:2256(A)(4) and (5), relative to the Firefighters' Retirement System; to provide with respect to benefits and the accrual rate used for the computation thereof; to provide with respect to reemployment of retirees and contributions; 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	Powell
Alario	Hammett	Pratt
Alexander	Heaton	Quezaire
Ansardi	Holden	Riddle
Barton	Hopkins	Romero
Baudoin	Hudson	Salter
Baylor	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	Sneed
Crane	Landrieu	Stelly
Curtis	LeBlanc	Theriot
Damico	Long	Thompson
Daniel	Marionneaux	Thornhill
Deville	McCain	Toomy
Diez	McCallum	Travis
Doerge	McDonald	Triche
Donelon	McMains	Waddell
Dupre	Michot	Walsworth
Durand	Mitchell	Warner
Farve	Montgomery	Welch
Faucheux	Morrell	Weston
Flavin	Morrish	Wiggins
Fontenot	Murray	Wilkerson
Frith	Nevers	Willard
Fruge	Odinet	Windhorst
Gautreaux	Perkins	Winston
Glover	Pierre	Wooton
Green	Pinac	Wright
Total—96		

NAYS

Total—0

ABSENT

Bowler	Hill	Strain
DeWitt	Lancaster	
Hebert	Martiny	
Total—7		

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.

Regular Calendar

HOUSE BILL NO. 1784—
BY REPRESENTATIVE MCMAINS
AN ACT

To amend and reenact Civil Code Article 2315, relative to damages; to provide for compensable damages; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

Rep. Thornhill moved that the bill be returned to the calendar.

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

Ansardi	Guillory	Mitchell
Barton	Heaton	Morrell
Baudoin	Hill	Murray
Baylor	Holden	Pratt

Bruce	Hudson	Quezaire
Carter	Hunter	Riddle
Copelin	Iles	Theriot
Curtis	Jetson	Thornhill
Donelon	Landrieu	Welch
Farve	Marionneaux	Weston
Faucheux	Martiny	Willard
Green	McCain	Wooton
Total—36		

NAYS

Mr. Speaker	Jenkins	Scalise
Alario	Johns	Schneider
Alexander	Kennard	Schwegmann
Bowler	Kenney	Shaw
Bruneau	Lancaster	Smith, J.D.—50th
Chaisson	LeBlanc	Smith, J.R.—30th
Clarkson	Long	Sneed
Crane	McCallum	Stelly
Damico	McDonald	Thompson
Deville	McMains	Toomy
DeWitt	Michot	Travis
Diez	Montgomery	Triche
Doerge	Morrish	Waddell
Flavin	Nevers	Walsworth
Fontenot	Odinot	Warner
Frith	Perkins	Wiggins
Fruge	Pierre	Windhorst
Gautreaux	Pinac	Winston
Hebert	Powell	Wright
Hopkins	Romero	
Total—59		

ABSENT

Daniel	Glover	Strain
Dupre	Hammett	Wilkerson
Durand	Salter	
Total—8		

The House refused to return the bill to the calendar.

Rep. McMains moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hopkins	Romero
Alexander	Jenkins	Scalise
Barton	Johns	Schneider
Bowler	Kennard	Schwegmann
Bruneau	Kenney	Shaw
Clarkson	Lancaster	Smith, J.D.—50th
Crane	LeBlanc	Smith, J.R.—30th
Damico	Long	Sneed
Daniel	McCallum	Stelly
DeWitt	McDonald	Thompson
Diez	McMains	Toomy
Donelon	Michot	Travis
Dupre	Montgomery	Triche
Durand	Morrish	Waddell
Flavin	Nevers	Walsworth
Frith	Odinot	Warner
Fruge	Perkins	Wiggins
Gautreaux	Pierre	Windhorst
Hammett	Pinac	Winston
Hebert	Powell	Wright
Total—60		

NAYS

Alario	Green	Morrell
Ansardi	Guillory	Murray
Baudoin	Heaton	Pratt
Baylor	Hill	Quezaire
Carter	Holden	Riddle
Chaisson	Hunter	Theriot
Copelin	Iles	Thornhill
Curtis	Jetson	Welch
Deville	Landrieu	Weston
Doerge	Marionneaux	Willard
Farve	Martiny	Wooton
Faucheux	McCain	
Fontenot	Mitchell	
Total—37		

ABSENT

Bruce	Hudson	Strain
Glover	Salter	Wilkerson
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.

Suspension of the Rules

On joint motion of Reps. Daniel, Durand, and Dupre, and under a suspension of the rules, the above roll call was corrected to reflect them as voting yea.

HOUSE BILL NO. 953—

BY REPRESENTATIVE MCMAINS
AN ACT

To enact R.S. 42:874(B)(9), relative to powers and duties of the Board of Trustees of the State Employees Group Benefits Program; to provide for the procurement of internal auditing services; and to provide for related matters.

Read by title.

Motion

Rep. McMains moved that House Bill No. 953 be designated as a duplicate of Senate Bill No. 341.

Which motion was agreed to.

Rep. McMains 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	Sneed
Curtis	Lancaster	Stelly
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thompson
Deville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	Martiny	Travis
Doerge	McCain	Triche
Donelon	McCallum	Waddell
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Welch
Faucheux	Mitchell	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Frith	Morrish	Willard
Fruge	Murray	Windhorst
Gautreaux	Nevers	Winston
Glover	Odinet	Wooton
Green	Perkins	Wright
Total—102		

NAYS

Total—0

ABSENT

Strain
Total—1

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. 955—
BY REPRESENTATIVES MCMAINS AND JETSON
AN ACT

To amend and reenact R.S. 42:821(A)(1)(c) and 851(A)(1)(c)(i), relative to the contribution rate of the state for the State Employees Group Benefits Program; to provide for a minimum contribution by the state for health and medical coverage and life insurance coverage; and to provide for related matters.

Read by title.

Motion

Rep. McMains moved that House Bill No. 955 be designated as a duplicate of Senate Bill No. 398.

Which motion was agreed to.

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	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	Sneed
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	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrish	Willard
Frith	Murray	Windhorst
Fruge	Nevers	Winston
Gautreaux	Odinet	Wooton
Glover	Perkins	Wright
Green	Pierre	
Total—101		

NAYS

Total—0

ABSENT

Morrell
Total—2

Strain

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.

Speaker Pro Tempore Bruneau in the Chair

HOUSE BILL NO. 170—
BY REPRESENTATIVE ALARIO
A JOINT RESOLUTION

Proposing an amendment to the Constitution of Louisiana, to amend Article VII, Section 20(A)(3) and to add Article VII, Section 20(A)(4), to authorize a procedure for increasing the homestead exemption applicable to ad valorem taxes levied solely within the parish by a special ad valorem taxing district located solely within a parish; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Suspension of the Rules

On motion of Rep. Alario, and under a suspension of the rules, the above bill was taken up out of its regular order at this time.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Engrossed House Bill No. 170 by Representative Alario

AMENDMENT NO. 1

On page 1, line 5, between "parish" and "by", insert "or"

AMENDMENT NO. 2

On page 2, line 10, between "parish" and "by" insert "or"

AMENDMENT NO. 3

On page 3, at the end of line 22, insert "or"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jenkins to Engrossed House Bill No. 170 by Representative Alario

AMENDMENT NO. 1

On page 1, delete lines 4, 5, and 6, and insert in lieu thereof the following:

"annually increase the homestead exemption in accordance with the consumer price index increase, to"

AMENDMENT NO. 2

On page 2, line 7, after "purposes." delete the remainder of the line and delete lines 8 through 25, and insert thereof the following:

"(4)(a) The amount of the homestead exemption shall be adjusted each year in accordance with the increase in the consumer price index increase according to the rules established by the Louisiana Tax Commission or its successor"

AMENDMENT NO. 3

On page 3, delete lines 1 through 13

AMENDMENT NO. 4

On page 3, delete lines 21 through 23, and insert in lieu thereof the following:

"To increase in accordance with the consumer price index increase."

AMENDMENT NO. 5

On page 3, line 24, delete the word "parish."

Rep. Jenkins moved the adoption of the amendments.

Rep. Gautreaux objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Hill	Scalise
Ansardi	Jenkins	Shaw
Baudoin	Kennard	Smith, J.D.—50th
Bowler	Lancaster	Smith, J.R.—30th
Bruce	Long	Sneed
Carter	Marionneaux	Thompson
Clarkson	Martiny	Thornhill
Crane	McCain	Toomy
Damico	Murray	Travis
Deville	Nevers	Triche
DeWitt	Odinet	Walsworth
Diez	Perkins	Warner
Donelon	Pierre	Weston
Fontenot	Powell	Wiggins
Green	Quezaire	Windhorst
Hebert	Romero	Winston
Total—48		

NAYS

Alexander	Guillory	Montgomery
Barton	Hammett	Morrell
Baylor	Heaton	Morrish
Bruneau	Holden	Pinac
Chaisson	Hopkins	Pratt
Copelin	Hudson	Riddle
Curtis	Hunter	Schwegmann
Daniel	Iles	Stelly
Doerge	Johns	Theriot
Farve	Kenney	Waddell
Faucheux	Landrieu	Welch
Flavin	LeBlanc	Willard
Frith	McCallum	Wright
Fruge	McMains	
Gautreaux	Michot	
Total—43		

ABSENT

Mr. Speaker	Jetson	Schneider
Dupre	McDonald	Strain
Durand	Mitchell	Wilkerson
Glover	Salter	Wooton
Total—12		

The amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Hebert	Scalise
Ansardi	Hill	Schneider
Baudoin	Hunter	Shaw
Baylor	Jenkins	Smith, J.D.—50th
Bowler	Kennard	Sneed
Carter	Lancaster	Theriot
Clarkson	Long	Thompson
Crane	Marionneaux	Thornhill
Curtis	Martiny	Toomy
Damico	Morrell	Travis
Deville	Murray	Triche

DeWitt	Nevers	Walsworth
Donelon	Odinet	Warner
Farve	Perkins	Wiggins
Fontenot	Pierre	Willard
Green	Powell	Windhorst
Guillory	Quezaire	Wright
Heaton	Romero	
Total—53		

NAYS

Mr. Speaker	Gautreaux	Montgomery
Alexander	Hammett	Morrish
Barton	Holden	Pinac
Bruce	Hopkins	Pratt
Bruneau	Hudson	Riddle
Chaisson	Iles	Schwegmann
Daniel	Johns	Smith, J.R.—30th
Diez	Kenney	Stelly
Doerge	Landrieu	Waddell
Dupre	LeBlanc	Welch
Durand	McCain	Weston
Faucheux	McCallum	Wilkerson
Flavin	McDonald	Winston
Frith	McMains	Wooton
Frige	Michot	
Total—44		

ABSENT

Copelin	Jetson	Salter
Glover	Mitchell	Strain
Total—6		

Failed to pass.

Motion to reconsider pending.

HOUSE BILL NO. 1049—
BY REPRESENTATIVE FARVE

AN ACT

To enact R.S. 39:101.1, relative to capital outlay budget development; to create the Future Direction Committee as an advisory committee to the Board of Elementary and Secondary Education; to provide a procedure for public elementary and secondary school systems to request capital outlay funds; and to provide for related matters.

Read by title.

Rep. Farve moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Odinet
Alario	Green	Pierre
Alexander	Guillory	Pinac
Ansardi	Hammett	Powell
Barton	Heaton	Pratt
Baudoin	Hebert	Quezaire
Baylor	Hill	Riddle
Bowler	Holden	Romero
Bruce	Hopkins	Salter
Bruneau	Hudson	Schwegmann
Carter	Iles	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Sneed
Copelin	Kennard	Stelly
Crane	Kenney	Theriot

Curtis	Lancaster	Thompson
Damico	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneau	Travis
Diez	Martiny	Triche
Doerge	McCain	Waddell
Dupre	McCallum	Walsworth
Durand	McDonald	Warner
Farve	McMains	Welch
Faucheux	Mitchell	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Frith	Morrish	Willard
Frige	Murray	Wooton
Gautreaux	Nevers	Wright
Total—90		

NAYS

Daniel	Michot	Windhorst
Donelon	Perkins	Winston
Jenkins	Scalise	
Landrieu	Schneider	
Total—10		

ABSENT

Hunter	Smith, J.R.—30th	Strain
Total—3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Farve 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.

Suspension of the Rules

On joint motion of Reps. Daniel, Schneider, Landrieu, Windhorst, and Winston, and under a suspension of the rules, the above roll call was corrected to reflect them as voting nay.

HOUSE BILL NO. 137—
BY REPRESENTATIVE FARVE

AN ACT

To amend and reenact R.S. 39:101(B)(1)(a), relative to capital outlay budget development; to require school boards to submit their proposed capital projects through the senator and representative in whose district the project will be located; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Farve moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Morrish
Alario	Guillory	Murray
Alexander	Hammett	Pierre
Ansardi	Heaton	Pinac
Baudoin	Hebert	Pratt
Baylor	Holden	Quezaire
Bruce	Hopkins	Romero
Carter	Hudson	Schwegmann

Chaisson	Hunter	Shaw
Clarkson	Iles	Smith, J.D.—50th
Copelin	Jetson	Smith, J.R.—30th
Curtis	Johns	Stelly
Damico	Kennard	Theriot
Deville	Landrieu	Thornhill
Doerge	LeBlanc	Travis
Dupre	Marionneaux	Triche
Farve	Martiny	Warner
Fauchoux	McCain	Welch
Flavin	McCallum	Weston
Frith	Mitchell	Wilkerson
Gautreaux	Montgomery	Willard
Glover	Morrell	
Total—65		

NAYS

Barton	Long	Sneed
Bowler	McDonald	Thompson
Bruneau	Michot	Toomy
Crane	Nevers	Waddell
Daniel	Odinet	Walsworth
Donelon	Perkins	Wiggins
Fruge	Powell	Windhorst
Jenkins	Riddle	Winston
Kenney	Scalise	Wooton
Lancaster	Schneider	Wright
Total—30		

ABSENT

DeWitt	Fontenot	Salter
Diez	Hill	Strain
Durand	McMains	
Total—8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Farve 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.

Suspension of the Rules

On motion of Rep. Winston, and under a suspension of the rules, the above roll call was corrected to reflect her as voting nay.

HOUSE BILL NO. 807—

BY REPRESENTATIVE GREEN

AN ACT

To amend and reenact Code of Civil Procedure Articles 1462(B) and 1467, relative to production of documents and things; to provide for requests for admissions; to provide for answers and objections; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Green to Engrossed House Bill No. 807 by Representative Green

AMENDMENT NO. 1

On page 1, line 2, after "Articles" and before "1462(B)" insert "1458,"

AMENDMENT NO. 2

On page 1, line 7, after "Articles" and before "1462(B)" insert "1458,"

AMENDMENT NO. 3

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

"Art. 1458. Interrogatories to parties; procedures for use

A. Each interrogatory shall be answered separately and fully in writing under oath, unless it is objected to, in which event the reasons for objection shall be stated in lieu of an answer. The answers are to be signed by the person making them.

B.(1) The party upon whom the interrogatories have been served shall serve a copy of the answers, and objections if any, within fifteen days after the service of the interrogatories, except that a defendant may serve answers or objections within thirty days after service of the petition upon that defendant ~~and the~~.

(2) The state and its political subdivisions may serve a copy of the answers or objections within thirty days after service of the interrogatories, except that the extended delays authorized by this Paragraph shall not apply to adjudications and hearings governed under Chapter 13-B of Title 49 of the Louisiana Revised Statutes of 1950.

C. The court may allow the party upon whom the interrogatories have been served a shorter or longer time to respond.

D. The party submitting the interrogatories may move for an order under Article 1469 with respect to any objection to or other failure to answer an interrogatory."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Green	Odinet
Alexander	Guillory	Pierre
Baylor	Hill	Pratt
Carter	Holden	Quezaire
Chaisson	Hudson	Schwegmann
Copelin	Hunter	Stelly
Curtis	Iles	Thompson
Damico	Jetson	Toomy
DeWitt	Johns	Travis
Diez	Long	Triche
Doerge	McCallum	Warner
Dupre	McDonald	Welch
Farve	Mitchell	Weston
Fauchoux	Montgomery	Wilkerson
Frith	Morrell	Willard
Glover	Murray	Wright
Total—48		

NAYS

Ansardi	Hebert	Riddle
Barton	Hopkins	Scalise
Baudoin	Jenkins	Schneider
Bowler	Kennard	Shaw

Bruce	Kenney	Smith, J.D.—50th
Bruneau	Lancaster	Smith, J.R.—30th
Clarkson	Landrieu	Sneed
Crane	LeBlanc	Theriot
Daniel	Marionneau	Thornhill
Deville	Martiny	Waddell
Donelon	McCain	Walsworth
Durand	McMains	Wiggins
Flavin	Michot	Windhorst
Fontenot	Morrish	Winston
Fruge	Nevers	Wooton
Hammett	Perkins	
Heaton	Powell	
Total—49		

ABSENT

Mr. Speaker	Pinac	Salter
Gautreaux	Romero	Strain
Total—6		

The Chair declared the above bill failed to pass.

Rep. Jenkins 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. 1955—
BY REPRESENTATIVE HUNTER
AN ACT

To enact R.S. 17:164.2, relative to school buses used to transport students; to require that certain buses be equipped with seat belts; to specify the type of seat belt to be used; to provide relative to rules and regulations of the State Board of Elementary and Secondary Education; to provide relative to compliance and funding; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hunter to Engrossed House Bill No. 1955 by Representative Hunter

AMENDMENT NO. 1

On page 1, line 3, after "with" delete the remainder of the line and at the beginning of line 4, delete "type of seat belt to be used; and insert "occupant restraint systems;"

AMENDMENT NO. 2

On page 1, line 9, after "regulations;" and before "required;" change "seat belts" to "occupant restraint systems"

AMENDMENT NO. 3

On page 1, line 16, after "students" delete the remainder of the line and delete lines 17 and 18 and insert "shall be equipped with occupant restraint systems by not later than June 30, 2004."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hunter to Engrossed House Bill No. 1955 by Representative Hunter

AMENDMENT NO. 1

On page 1, line 16 after the word "used" and before the words "the transportation" delete "in" and insert "primarily for".

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Heaton	Pinac
Alario	Hill	Powell
Barton	Holden	Pratt
Baudoin	Hopkins	Quezaire
Baylor	Hudson	Schneider
Bruce	Hunter	Schwegmann
Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Jetson	Sneed
Copelin	Kennard	Stelly
Crane	Kenney	Thompson
Curtis	Landrieu	Thornhill
Damico	Long	Travis
Diez	Marionneau	Waddell
Donelon	McCain	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Mitchell	Weston
Faucheux	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Gautreaux	Murray	Willard
Glover	Nevers	Winston
Green	Odinot	Wooton
Guillory	Perkins	
Hammett	Pierre	
Total—73		

NAYS

Alexander	Fruge	Salter
Ansardi	Hebert	Scalise
Bowler	Johns	Smith, J.R.—30th
Bruneau	Lancaster	Theriot
Daniel	McCallum	Toomy
Deville	Michot	Triche
Doerge	Morrish	Windhorst
Flavin	Riddle	Wright
Frith	Romero	
Total—26		

ABSENT

DeWitt	Martiny
LeBlanc	Strain
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hunter 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 joint motion of Rep. Wiggins and Crane, and under a suspension of the rules, the above roll call was corrected to reflect them as voting yea.

HOUSE BILL NO. 2246—

BY REPRESENTATIVE WARNER
AN ACT

To enact Chapter 8-F of Title 45 of the Louisiana Revised Statutes of 1950, to be composed of R.S. 45:844.1 through 844.4, relative to telecommunication services access; to provide for legislative intent; to provide for definitions; to provide for nondiscrimination by property owner; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Warner to Engrossed House Bill No. 2246 by Representative Warner

AMENDMENT NO. 1

On page 2, line 8, delete the phrase "nonresidential and residential." and insert in lieu thereof "and nonresidential."

AMENDMENT NO. 2

On page 2, at the end of line 10, change the period "." to a comma "," and add "while at the same time balancing the private property rights of property owners."

AMENDMENT NO. 3

On page 3, between lines 25 and 26 insert:

"B. Property owners and telecommunications carriers shall make every reasonable effort to negotiate terms and conditions for access, which may be evidenced by license, access, or similar customary agreements.

C. A property owner may impose upon a telecommunications carrier or tenant reasonable and nondiscriminatory terms and conditions and charge reasonable, nondiscriminatory compensation to the telecommunications carrier or tenant, including reasonable, nondiscriminatory compensation for installation, operation, maintenance, and removal of telecommunications equipment reasonably necessary to provide telecommunications service to tenants. The property owner shall offer nondiscriminatory terms, conditions, and compensation arrangements to all similarly situated telecommunications carriers.

D. A property owner may establish reasonable, nondiscriminatory terms and conditions with respect to the occupation, use, security, or aesthetics of its property."

AMENDMENT NO. 4

On page 3, at the beginning of line 26, change "B." to "E."

AMENDMENT NO. 5

On page 4, line 16, after "with the" delete the remainder of the line and insert in lieu thereof "occupation, use, security, or aesthetics"

AMENDMENT NO. 6

On page 5, line 1, between "contract" and "with" add "or any extension of an existing contract"

AMENDMENT NO. 7

On page 5, at the beginning of line 4, change "C." to "F."

AMENDMENT NO. 8

On page 5, at the end of line 11, change the period "." to a comma "," and add "or residential dwelling, or facility of any not-for-profit entity."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pratt
Alario	Guillory	Quezaire
Alexander	Hammett	Riddle
Ansardi	Heaton	Romero
Barton	Hebert	Salter
Baudoin	Hill	Scalise
Baylor	Holden	Schneider
Bowler	Hudson	Schwegmann
Bruce	Hunter	Smith, J.D.—50th
Bruneau	Iles	Smith, J.R.—30th
Carter	Jetson	Stelly
Chaisson	Kennard	Thompson
Clarkson	Kenney	Thornhill
Copelin	Landrieu	Toomy
Curtis	LeBlanc	Travis
Damico	Long	Triche
Daniel	Martiny	Walsworth
Deville	McCain	Warner
DeWitt	McCallum	Welch
Doerge	McDonald	Weston
Dupre	McMains	Wiggins
Durand	Mitchell	Wilkerson
Farve	Montgomery	Willard
Faucheux	Morrell	Windhorst
Frith	Murray	Winston
Fruge	Pierre	Wooton
Gautreaux	Pinac	Wright
Glover	Powell	
Total—83		

NAYS

Crane	Jenkins	Odinet
Diez	Johns	Perkins
Donelon	Lancaster	Shaw
Flavin	Marionneaux	Theriot
Fontenot	Michot	Waddell
Hopkins	Nevers	
Total—17		

ABSENT

Morrish	Sneed	Strain
Total—3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Warner 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. 1090—
BY REPRESENTATIVE MARIONNEAUX
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the final judgments in the suits entitled "Ohmeda, Inc. v. John N. Kennedy, Secretary of the Department of Revenue and Taxation, State of Louisiana", and "Multimedia Radio, Inc. vs. Secretary, Department of Revenue, State of Louisiana"; and to provide for related matters.

Read by title.

Rep. Marionneaux 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	Sneed
Curtis	Lancaster	Stelly
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thompson
Deville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	Martiny	Travis
Doerge	McCain	Triche
Donelon	McCallum	Waddell
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Welch
Faucheux	Mitchell	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Frith	Morrish	Willard
Fruge	Murray	Windhorst
Gautreaux	Nevers	Winston
Glover	Odinet	Wooton
Green	Perkins	Wright
Total—102		

NAYS

Total—0

ABSENT

Strain
Total—1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Marionneaux 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. 1242—
BY REPRESENTATIVE HOLDEN
AN ACT

To enact Part IV of Chapter 11 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:2251 through 2262, relative to the creation of an authority to provide certain financial assistance for public schools; to create the Louisiana Education Facilities Authority as a political subdivision of the state; to provide for the use of monies in the fund; and to provide for related matters.

Read by title.

Rep. Holden 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	Hunter	Scalise
Bruneau	Iles	Schwegmann
Carter	Jetson	Shaw
Chaisson	Johns	Smith, J.D.—50th
Clarkson	Kennard	Smith, J.R.—30th
Copelin	Kenney	Sneed
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
Dupre	McMains	Warner
Durand	Michot	Welch
Farve	Mitchell	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard
Frith	Murray	Windhorst
Fruge	Nevers	Winston
Gautreaux	Odinet	Wooton
Glover	Perkins	Wright
Total—99		

NAYS

Jenkins
Total—2

ABSENT

Hudson
Total—2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Holden 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. 1390—

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

AN ACT

To amend and reenact Code of Civil Procedure Articles 2412 and 2413, relative to garnishment; to provide for service of certain garnishment petitions on judgment debtors employed by the executive branch of state government; to provide for delays for answering; to require that notice of certain motions be made by certified mail; 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

Alario	Guillory	Powell
Alexander	Hammett	Pratt
Ansardi	Heaton	Quezairé
Barton	Hebert	Romero
Baylor	Hopkins	Scalise
Bruce	Hudson	Schneider
Chaisson	Iles	Schwegmann
Clarkson	Johns	Shaw
Copelin	Kennard	Smith, J.D.—50th
Crane	Kenny	Smith, J.R.—30th
Curtis	Landrieu	Sneed
Damico	Long	Stelly
Daniel	Marionneaux	Thompson
Deville	Martiny	Thornhill
DeWitt	McCain	Toomy
Diez	McCallum	Travis
Doerge	McDonald	Triche
Donelon	McMains	Waddell
Dupre	Michot	Walsworth
Durand	Mitchell	Warner
Faucheux	Montgomery	Weston
Flavin	Morrell	Wiggins
Fontenot	Morrish	Willard
Frith	Nevers	Windhorst
Früge	Odinet	Winston
Gautreaux	Perkins	Wooton
Glover	Pierre	Wright
Green	Pinac	
Total—83		

NAYS

Baudoin	Holden	Murray
Bowler	Hunter	Riddle
Bruneau	Jenkins	Theriot
Carter	Jetson	Welch
Farve	Lancaster	
Hill	LeBlanc	
Total—16		

ABSENT

Mr. Speaker	Strain
Salter	Wilkerson
Total—4	

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. 1391—

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

AN ACT

To amend and reenact R.S. 46:446(B), relative to Medicaid reimbursement; to provide for inclusion of certain information in notice to the Department of Health and Hospitals prior to compromise of any claim for damages or compensation involving Medicaid recipients; 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	Pierre
Alario	Hammett	Pinac
Alexander	Heaton	Powell
Ansardi	Hebert	Pratt
Barton	Hill	Quezairé
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	Kenny	Sneed
Curtis	Lancaster	Stelly
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thompson
Deville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	Martiny	Travis
Doerge	McCain	Triche
Donelon	McCallum	Waddell
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Welch
Faucheux	Mitchell	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Frith	Morrish	Willard
Früge	Murray	Windhorst
Gautreaux	Nevers	Winston
Glover	Odinet	Wooton
Green	Perkins	Wright
Total—102		

NAYS

Total—0

ABSENT

Strain
Total—1

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. 1393—

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

AN ACT

To amend and reenact Code of Civil Procedure Article 2411(C) and R.S. 13:3913, relative to garnishment; to provide that a garnishment, other than of wages of an employee, is not continuing in nature; 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

Alario	Glover	Pinac
Alexander	Green	Powell
Ansardi	Hammett	Quezairé
Barton	Heaton	Riddle
Baudoin	Hebert	Romero
Baylor	Hill	Salter
Bruce	Hopkins	Schneider
Clarkson	Iles	Schwegmann
Copelin	Jenkins	Shaw
Crane	Johns	Smith, J.D.—50th
Curtis	Kennard	Smith, J.R.—30th
Damico	Kenney	Sneed
Daniel	Lancaster	Stelly
DeWitt	Long	Thompson
Diez	Martiny	Thornhill
Doerge	McCallum	Toomy
Donelon	McDonald	Travis
Dupre	McMains	Triche
Durand	Michot	Waddell
Faucheux	Montgomery	Warner
Flavin	Morrell	Wiggins
Fontenot	Morrish	Windhorst
Frith	Odinet	Winston
Früge	Perkins	Wooton
Gautreaux	Pierre	Wright

NAYS

Bowler	Hunter	Pratt
Bruneau	Jetson	Theriot
Carter	Landrieu	Welch
Chaisson	LeBlanc	Weston
Deville	Marionneaux	Wilkerson
Farve	McCain	Willard
Guillory	Mitchell	
Holden	Murray	

ABSENT

Mr. Speaker	Nevers	Strain
Hudson	Scalise	Walsworth

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. 986—

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact Code of Civil Procedure Article 3753, relative to judgments; to provide relative to cancellation of notices of pendency; 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	Guillory	Pierre
Alario	Hammett	Pinac
Alexander	Heaton	Powell
Ansardi	Hebert	Pratt
Barton	Hill	Quezairé
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	Sneed
Curtis	Lancaster	Stelly
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thompson
Deville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	Martiny	Travis
Doerge	McCain	Triche
Donelon	McCallum	Waddell
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Welch
Faucheux	Mitchell	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Frith	Morrish	Willard
Früge	Murray	Windhorst
Gautreaux	Nevers	Winston
Glover	Odinet	Wooton
Green	Perkins	Wright

Total—102

NAYS

Total—0

ABSENT

Strain
Total—1

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.

HOUSE BILL NO. 1055—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 9:5383, relative to immovable property; to provide relative to transfers involving in globo assumption of vendors' privileges and/or mortgages on more than one parcel of immovable property; 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	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	Sneed
Curtis	Lancaster	Stelly
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thompson
Deville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	Martiny	Travis
Doerge	McCain	Triche
Donelon	McCallum	Waddell
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Welch
Faucheux	Mitchell	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Frith	Morrish	Willard
Fruge	Murray	Windhorst
Gautreaux	Nevers	Winston
Glover	Odinet	Wooton
Green	Perkins	Wright
Total—102		

NAYS

Total—0

ABSENT

Strain
Total—1

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.

HOUSE BILL NO. 1405—
BY REPRESENTATIVE DAMICO
AN ACT

To enact R.S. 47:1907(I), relative to assessors; to provide for certain increases in the annual compensation of assessors; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Engrossed House Bill No. 1405 by Representative Damico

AMENDMENT NO. 1

On page 1, line 18, change "eight" to "ten"

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

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

NAYS

Denville
Total—1

ABSENT

Mitchell Strain
Total—2

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.

Speaker Downer in the Chair

Suspension of the Rules

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

Petitions, Memorials and Communications

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

Privileged Report of the Committee on Enrollment

June 1, 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. 235

BY REPRESENTATIVE WELCH
A CONCURRENT RESOLUTION

To express the condolences and heartfelt sorrow of the Legislature of Louisiana to the family of Lillie B. Coleman upon her death.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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

Privileged Report of the Committee on Enrollment

June 1, 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. 20—

BY REPRESENTATIVES ANSARDI, BRUCE, AND FRITH
AN ACT

To amend and reenact R.S. 14:34.5(A)(3), relative to the crime of battery of a correctional facility employee; to clarify that certain acts must be committed by an offender; and to provide for related matters.

HOUSE BILL NO. 52—

BY REPRESENTATIVES WELCH, DOWNER, BAUDOIN, BAYLOR, BOWLER, CARTER, CLARKSON, COPELIN, CRANE, CURTIS, DANIEL, FARVE, GAUTREAUX, GLOVER, GUILLORY, HEATON, HOLDEN, HUDSON, HUNTER, JENKINS, JETSON, MCCAIN, MITCHELL, MORRELL, MURRAY, PIERRE, POWELL, PRATT, QUEZAIRE, RIDDLE, ROMERO, SHAW, THOMPSON, WESTON, WILKERSON, AND WILLARD
AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide relative to license plates; to create the McKinley High School prestige license plate; to provide for the color and design of such plates; to provide relative to donations and fees for such plates; to provide for the use of such donations and fees; and to provide for related matters.

HOUSE BILL NO. 102—

BY REPRESENTATIVE CHAISSON AND SENATOR LANDRY
AN ACT

To amend and reenact R.S. 15:145(E), relative to the indigent defender boards for certain parishes; to provide that board members may be paid per diem for attendance at board meetings; and to provide for related matters.

HOUSE BILL NO. 109—

BY REPRESENTATIVES WINDHORST, BRUNEAU, DUPRE, ROMERO, FRITH, AND MURRAY
AN ACT

To enact R.S. 15:301.1, relative to sentencing; to provide with respect to criminal sentences without benefit of probation, parole, or suspension of sentence; to provide time limitations for amending sentences; to provide for amendment of criminal sentences not in conformity with criminal statutes upon the court's own motion or motion of the district attorney; and to provide for related matters.

HOUSE BILL NO. 154—

BY REPRESENTATIVE DOERGE
AN ACT

To enact R.S. 13:996.50(F), relative to court costs; to provide for an additional fee in certain criminal cases in the district court for Webster Parish to be used to defray certain costs related to parish prisoners; and to provide for related matters.

HOUSE BILL NO. 357—

BY REPRESENTATIVE MCCAIN AND SENATOR LANDRY
AN ACT

To amend and reenact R.S. 33:1420.1(C), relative to the retirement program for retired employees of the city of Plaquemine; to provide with respect to the definition of the term "retired employee"; to provide regarding the number of years a full-time city employee must have been employed to be considered a "retired employee"; and to provide for related matters.

HOUSE BILL NO. 390—

BY REPRESENTATIVE ALEXANDER
AN ACT

To amend and reenact R.S. 47:1908(A)(25) and (C)(1), to increase the expense allowance of the assessor of Jackson Parish; and to provide for related matters.

HOUSE BILL NO. 483—

BY REPRESENTATIVE DEWITT
AN ACT

To amend and reenact R.S. 23:1472(12)(F)(V)(a)(i), relative to agricultural labor; to provide for technical changes to the definition of agricultural labor; and to provide for related matters.

HOUSE BILL NO. 484—
BY REPRESENTATIVES DEWITT AND WINDHORST
AN ACT

To amend and reenact R.S. 23:1693(B)(3), relative to garnishment of unemployment insurance benefits; to permit the issuance of a garnishment order by an administrative agency; and to provide for related matters.

HOUSE BILL NO. 621—
BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 23:1223, relative to deductions from workers' compensation benefits; to provide for the method of offset; and to provide for related matters.

HOUSE BILL NO. 623—
BY REPRESENTATIVE PINAC
AN ACT

To enact R.S. 22:228(D), 250.7(C)(1)(d), (2)(a)(iii), and (3) and (F), and 250.13(C)(1)(d), (2)(a)(iii), and (3) and (F), relative to health insurance; to provide with respect to health insurance issuers discontinuing to offer products in the individual or group market; to provide relative to nonrenewal of health insurance coverage; and to provide for related matters.

HOUSE BILL NO. 678—
BY REPRESENTATIVE FONTENOT
AN ACT

To amend and reenact R.S. 11:411(introductory paragraph) and to enact R.S. 11:411(9), relative to the Louisiana State Employees' Retirement System; to provide with respect to membership; to provide regarding service credit and the actuarial purchase thereof; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 707—
BY REPRESENTATIVE PINAC
AN ACT

To enact R.S. 47:1907(A)(3), relative to assessors; to provide for participation by assessors in deferred compensation plans; and to provide for related matters.

HOUSE BILL NO. 795—
BY REPRESENTATIVE TOOMY
AN ACT

To repeal R.S. 26:73(D)(3), relative to applications for special Class "R" restaurant permits; to repeal the requirement that the application contain a copy of an affidavit from the local health department.

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.

HOUSE BILL NO. 878—
BY REPRESENTATIVES GREEN, ANSARDI, BOWLER, DAMICO, DONELON, LANCASTER, AND VITTER AND SENATORS LENTINI AND ULLO
AN ACT

To amend and reenact R.S. 33:113.1(A)(1), relative to administrative procedures for approving or certifying certain plats involving modifications of existing parcels of land; to provide for such modifications qualifying for such administrative approval or certification; and to provide for related matters.

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.

HOUSE BILL NO. 1101—
BY REPRESENTATIVES STELLY, JOHNS, AND FLAVIN
AN ACT

To amend and reenact R.S. 33:1236(49)(b)(i) and 4754(A)(1) and (3) and (C)(1) and to repeal R.S. 33:1236(21)(e), relative to property maintenance; to provide relative to materials which may be removed from private property; to provide relative to the authority of the governing authorities of Calcasieu Parish and Cameron Parish to take certain actions to maintain safe and healthful conditions on private property, including provision for grass and weed cutting, garbage removal, and securing or demolition of dangerous structures; to provide relative to fines, costs, and charges and the enforcement of collection thereof; and to provide for related matters.

HOUSE BILL NO. 1212—
BY REPRESENTATIVE DAMICO
AN ACT

To amend and reenact R.S. 13:967(C)(1) and (2)(a), relative to court reporters for the Twenty-fourth Judicial District Court; to provide for court reporter fees on matters on appeal; to provide for contracts for transcripts of testimony; and to provide for related matters.

HOUSE BILL NO. 1236—
BY REPRESENTATIVE MCDONALD
AN ACT

To enact R.S. 49:191(12) and to repeal R.S. 49:191(10)(k), relative to the Department of Education, including provisions to provide for the re-creation of the Department of Education and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

HOUSE BILL NO. 1332—
BY REPRESENTATIVES LEBLANC AND THOMPSON
AN ACT

To amend and reenact R.S. 47:322.28(B)(2), relative to the distribution of the proceeds of a portion of the state sales tax on hotel occupancy in Lafayette Parish; to provide for allocation of certain monies in the Lafayette Parish Visitor Enterprise Fund; and to provide for related matters.

HOUSE BILL NO. 1423—
BY REPRESENTATIVES WINDHORST, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER
AN ACT

To amend and reenact R.S. 36:405(A)(1)(b), relative to the organization of the Department of Public Safety and Corrections; to authorize the deputy secretary of public safety services to appoint a designee to represent him on certain boards and commissions; and to provide for related matters.

HOUSE BILL NO. 1529—
BY REPRESENTATIVES HEBERT, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER
AN ACT

To enact R.S. 56:332(L), relative to taking of crabs; to establish a recreational daily and possession limit for blue crabs; and to provide for related matters.

HOUSE BILL NO. 1530—

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

AN ACT

To amend and reenact R.S. 56:326(F)(4), relative to size and possession limits for commercial fish; to provide penalties for possession of undersize crabs; and to provide for related matters.

HOUSE BILL NO. 1558—

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. 56:500(B), relative to fishing; to provide relative to shrimp and recreational possession limits; to provide relative to the amount of shrimp which can be taken with a castnet from a land vehicle; and to provide for related matters.

HOUSE BILL NO. 1566—

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

AN ACT

To amend and reenact R.S. 56:36, relative to wildlife and fisheries; to provide relative to violations and penalties; to provide relative to class six violations and penalties; and to provide for related matters.

HOUSE BILL NO. 1567—

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

AN ACT

To amend and reenact R.S. 56:497(C) and (D), relative to bait shrimp permits; to provide relative to penalties for violation of the bait shrimp regulations; and to provide for related matters.

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.

HOUSE BILL NO. 1650—

BY REPRESENTATIVE BAUDOIN

AN ACT

To amend and reenact R.S. 17:1946(B), relative to the operation of residential schools for certain children; to include visually impaired children and the Louisiana School for the Visually Impaired in provisions relative to such schools; and to provide for related matters.

HOUSE BILL NO. 1824—

BY REPRESENTATIVES DONELON AND MARTINY AND SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 22:2092.1(B), 2092.2(1), (8), (10), (11), (13), (15), (16), (17)(a) and (b)(introductory paragraph) and (vi), (18)(introductory paragraph), (c), and (e), (19), 2092.3, 2092.4(3), 2092.5(B) and (C)(2), 2092.6 through 2092.9, 2092.10, 2092.11(A)(introductory paragraph), (1)(introductory paragraph) and (a), (2), (3)(b) and (4), and (B), 2092.13, and 2092.14, to enact R.S. 22:2092.2(4.1), 2092.2(17)(b)(vii) and (viii), (18)(h), 2092.6.1, 2092.8.1 through 2092.8.5, and 2092.9.1 through 2092.9.4, and to repeal R.S. 22:2092.11(C), relative to title insurance; to provide for the Louisiana Title Insurance Act; to provide for agents; to provide for title insurers; to provide for examinations; to provide for underwriting contracts; to provide for terminations; to provide

for restrictions; to provide for audits; to provide for escrows; to provide for funds; to provide for rules; and to provide for related matters.

HOUSE BILL NO. 2039—

BY REPRESENTATIVE WINSTON AND SENATOR BAJOIE

AN ACT

To enact Subpart U of Part I of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.61, relative to state individual income tax checkoffs; to provide for a method for individuals to donate a portion of any refund due to Louisiana Breast Cancer Task Force; to provide for collection and disbursement of the donation by the Department of Revenue; and to provide for related matters.

HOUSE BILL NO. 2113—

BY REPRESENTATIVES HAMMETT AND 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.

HOUSE BILL NO. 298—

BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact R.S. 13:967(I), relative to the Twenty-fourth Judicial District Court; to increase certain filing fees in civil cases; and to provide for related matters.

HOUSE BILL NO. 299—

BY REPRESENTATIVE TOOMY

AN ACT

To enact R.S. 13:1000.2, relative to the Twenty-fourth Judicial District Court; to authorize the court to collect a fee on suits brought by the district attorney on worthless checks; to set the amount of the fee; and to provide for related matters.

HOUSE BILL NO. 313—

BY REPRESENTATIVE DEWITT

AN ACT

To amend and reenact R.S. 33:1432.1(A)(1), relative to the qualifications of deputy sheriffs for employment; to delete the residency requirement for deputy sheriffs; and to provide for related matters.

HOUSE BILL NO. 337—

BY REPRESENTATIVE TOOMY AND SENATOR JORDAN

AN ACT

To enact R.S. 49:191(12) and to repeal R.S. 49:191(10)(f), relative to the Department of Justice, including provisions to provide for the re-creation of the Department of Justice and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

HOUSE BILL NO. 342—

BY REPRESENTATIVE WINDHORST AND SENATORS LANDRY AND LENTINI

AN ACT

To amend and reenact R.S. 14:139.1(C), relative to the crime of political payroll padding by sheriffs; to provide for certain exceptions from the crime; and to provide for related matters.

HOUSE BILL NO. 485—

BY REPRESENTATIVE FAUCHEUX AND SENATOR LAMBERT

AN ACT

To authorize and provide for the transfer, lease, or cooperative endeavor of certain state property in St. James Parish to the town of Gramercy from the Department of Transportation and Development; to provide terms and conditions; and to provide for related matters.

HOUSE BILL NO. 506—

BY REPRESENTATIVES WINDHORST, FRITH, AND SCHNEIDER AND SENATOR LENTINI

AN ACT

To amend and reenact R.S. 15:574.4(A)(1), relative to parole eligibility; to provide with respect to parole eligibility; and to provide for related matters.

HOUSE BILL NO. 759—

BY REPRESENTATIVE WINDHORST AND SENATOR LENTINI

AN ACT

To amend and reenact R.S. 22:627(B)(2) and (C)(2) and 1404.3, relative to fees imposed on criminal bail bonds; to provide that additional fees imposed do not exceed statutory limitations; to provide with regard to imposition of policy fees; and to provide for related matters.

HOUSE BILL NO. 882—

BY REPRESENTATIVES ANSARDI AND MCMAINS AND SENATOR LANDRY

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.

HOUSE BILL NO. 961—

BY REPRESENTATIVE JACK SMITH

AN ACT

To amend and reenact R.S. 56:325(A)(6) and (7) and (B) and to enact R.S. 56:325(A)(8) through (13), relative to catfish and shad; to provide size and creel limits; and to provide for related matters.

HOUSE BILL NO. 1258—

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

AN ACT

To amend and reenact R.S. 30:128(B)(1), relative to penalties imposed for the untimely submission to the State Mineral Board for approval of transfers and assignments of mineral leases or mineral rights owned by the state; and to provide for related matters.

HOUSE BILL NO. 1268—

BY REPRESENTATIVES DURAND, DEWITT, DOWNER, MCMAINS, DIEZ, CRANE, DANIEL, FLAVIN, FRITH, HEBERT, AND HILL AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To authorize the state to exchange and convey title to certain state property in St. Martin Parish for certain properties owned by Atchafalaya Land Corporation; to provide terms and conditions; and to provide for related matters.

HOUSE BILL NO. 1288—

BY REPRESENTATIVE ANSARDI

AN ACT

To amend and reenact R.S.10:1-105(2), 9-103(1)(a), 9-104(i) and (m), 9-105(3), 9-106, 9-304(1), 9-305(1), Chapter 5 of Title 10 of the Louisiana Revised Statutes of 1950, comprised of R.S. 10:5-101 through 5-117, and to enact R.S. 10:9-104(n), relative to letters of credit; to provide for a revision of the uniform commercial laws on letters of credit; to provide for conforming amendments; and to provide for related matters.

HOUSE BILL NO. 1525—

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

AN ACT

To amend and reenact R.S. 56:8(12)(a)(introductory paragraph) and (69) and 301.2(introductory paragraph) and to enact R.S. 56:8(69.1) and 301.2(B), relative to wildlife and fisheries; to provide relative to the obtaining of certain commercial licenses by persons or entities who are not United States citizens or not organized and domiciled in the United States; to provide definitions, requirements, and fees; and to provide for related matters.

HOUSE BILL NO. 1528—

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

AN ACT

To enact R.S. 56:14, relative to sale of fish and wildlife; to provide relative to prohibited acts involving interstate commerce; to provide for definitions; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 1563—

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

AN ACT

To amend and reenact R.S. 56:495(A)(13) through (24), (26) and (27), (29) through (31), (34), (35), (46.1), (46.2), and (54) and to enact R.S. 56:495(A)(27.1), relative to the inside/outside shrimp line; to alter the line in Zone 2 to conform to the existing coastline after changes resultant from coastal erosion and subsidence; and to provide for related matters.

HOUSE BILL NO. 1565—

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

AN ACT

To amend and reenact R.S. 56:326(A), relative to size limits for commercial fish; to prohibit the selling or purchase of commercial fish species under or over the prescribed size or creel limit; and to provide for related matters.

HOUSE BILL NO. 1593—

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

AN ACT

To enact R.S. 49:191(11)(g) and to repeal R.S. 49:191(10)(b), relative to the Department of Environmental Quality, including provisions to provide for the re-creation of the Department of Environmental Quality and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

HOUSE BILL NO. 1753—

BY REPRESENTATIVE MCDONALD

AN ACT

To amend and reenact R.S. 17:8(C) and (G), 8.1, 352(A)(1), and 415.1(C) and R.S. 39:1615(D), all relative to school books for students; to provide relative to contracts with publishers for purchase of school books and contracts for a school book depository; to provide relative to sale, donation, and disposal of unusable school books; to provide relative to textbook adoption procedures; and to provide for related matters.

HOUSE BILL NO. 1822—
BY REPRESENTATIVES TOOMY, BRUCE, AND MURRAY
AN ACT

To enact R.S. 14:93.2.3, relative to the crime of second degree cruelty to juveniles; to provide for creation of the crime; to provide for definitions; to provide for penalties; 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

HOUSE BILLS

June 1, 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. 29
Returned with amendments.

House Bill No. 61
Returned without amendments.

House Bill No. 103
Returned without amendments.

House Bill No. 117
Returned without amendments.

House Bill No. 121
Returned without amendments.

House Bill No. 127
Returned without amendments.

House Bill No. 130
Returned without amendments.

House Bill No. 205
Returned without amendments.

House Bill No. 211
Returned without amendments.

House Bill No. 213
Returned without amendments.

House Bill No. 266
Returned without amendments.

House Bill No. 275
Returned without amendments.

House Bill No. 278
Returned without amendments.

House Bill No. 282
Returned without amendments.

House Bill No. 283
Returned without amendments.

House Bill No. 291
Returned with amendments.

House Bill No. 309
Returned without amendments.

House Bill No. 316
Returned without amendments.

House Bill No. 325
Returned with amendments.

House Bill No. 328
Returned without amendments.

House Bill No. 330
Returned without amendments.

House Bill No. 332
Returned without amendments.

House Bill No. 338
Returned without amendments.

House Bill No. 345
Returned with amendments.

House Bill No. 378
Returned without amendments.

House Bill No. 395
Returned without amendments.

House Bill No. 409
Returned with amendments.

House Bill No. 412
Returned with amendments.

House Bill No. 415
Returned without amendments.

House Bill No. 424
Returned with amendments.

House Bill No. 443
Returned with amendments.

House Bill No. 444
Returned with amendments.

House Bill No. 445
Returned without amendments.

House Bill No. 446
Returned with amendments.

House Bill No. 459
Returned without amendments.

House Bill No. 461
Returned with amendments.

House Bill No. 471
Returned without amendments.

House Bill No. 479
Returned without amendments.

House Bill No. 496
Returned with amendments.

House Bill No. 499
Returned with amendments.

House Bill No. 504
Returned with amendments.

House Bill No. 513
Returned without amendments.

House Bill No. 519
Returned with amendments.

House Bill No. 521
Returned without amendments.

House Bill No. 541
Returned without amendments.

House Bill No. 582
Returned without amendments.

House Bill No. 583
Returned without amendments.

House Bill No. 584
Returned without amendments.

House Bill No. 585
Returned without amendments.

House Bill No. 603
Returned without amendments.

House Bill No. 676
Returned without amendments.

House Bill No. 695
Returned with amendments.

House Bill No. 703
Returned without amendments.

House Bill No. 767
Returned without amendments.

House Bill No. 768
Returned without amendments.

House Bill No. 769
Returned without amendments.

House Bill No. 781
Returned without amendments.

House Bill No. 799
Returned without amendments.

House Bill No. 856
Returned without amendments.

House Bill No. 864
Returned without amendments.

House Bill No. 916
Returned without amendments.

House Bill No. 917
Returned without amendments.

House Bill No. 947
Returned without amendments.

House Bill No. 1002
Returned without amendments.

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

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

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

HOUSE RESOLUTION NO. 79—
BY REPRESENTATIVE MORRELL
A RESOLUTION

To direct city, municipal, and university law enforcement officers to cease the impounding of motor vehicles until verified by the Department of Insurance that no record exists of compliance with the compulsory liability security laws.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 247—
BY REPRESENTATIVE HEBERT
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the feasibility of reorganizing or restructuring small, rural school districts in Louisiana with a particular focus on school districts with a total of approximately five public schools, including one high school, and to consider in such study any financial, demographic, economic, academic, and transportation issues related to such reorganization or restructuring and to report its findings and recommendations, including any recommendations for reducing the enrollment of students at the high school in such a district, in writing to the House Committee on Education and the Senate Committee on Education prior the beginning of the 2000 Regular Session.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 248—
BY REPRESENTATIVE PERKINS
A CONCURRENT RESOLUTION

To encourage each city and parish school board to adopt any necessary policies to permit teachers to maintain any or all records mandated by law, regulation, or requirement of the State Board of Elementary and Secondary Education, the state Department of Education, the school board, or any school administrative personnel or school system under the jurisdiction of the board, through the use of electronic data processing.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 249—

BY REPRESENTATIVE CURTIS

A CONCURRENT RESOLUTION

To urge and request the Louisiana Student Financial Assistance Commission, in consultation with the Board of Regents and the public postsecondary education management boards, to study issues related to permitting certain students to qualify for an Opportunity Award under the Tuition Opportunity Program for Students based on student performance as a college freshman, including but not limited to issues of equity in providing the benefits of this financial assistance program to Louisiana students from all walks of life who demonstrate the ability to be successful in postsecondary education and issues of financial cost and benefit to the state associated with expanding the program for such students, and to report study findings and recommendations in writing to the House Committee on Education, the House Committee on Appropriations, the Senate Committee on Education, and the Senate Committee on Finance by not later than February 1, 2000.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 250—

BY REPRESENTATIVES FAUCHEUX, QUEZAIRE, CHAISSON, AND ANSARDI AND SENATORS LANDRY AND LAMBERT

A CONCURRENT RESOLUTION

To urge and request the Louisiana Highway Safety Commission to study the cause or causes of the Mother's Day bus accident which occurred in New Orleans, Louisiana, and to report its findings and recommendations for prevention of future bus accidents to the House and Senate Transportation, Highways and Public Works Committees prior to January 1, 2000.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 251—

BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To commend and congratulate the Supreme Court of Louisiana, the members of the Uniform Rules Committee of the Judicial Council of the Supreme Court of Louisiana, and the members of the Statewide Uniform Court Rules Committee of the Louisiana State Bar Association who are working on a joint project to bring uniform rules of district court to all of the judicial districts in the state.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 252—

BY REPRESENTATIVE SCHNEIDER

A CONCURRENT RESOLUTION

To commend the 1999 Saint Paul's High School baseball team on being the state champion in class 4-A baseball competition.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 253—

BY REPRESENTATIVE PERKINS

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to adopt rules and procedures permitting a city or parish school board, under specified circumstances, to add elective courses to its program of studies for high school students without obtaining the approval of the state Department of Education and for BESE to treat successful completion of such courses by students in the same manner as successful completion by students of elective courses that have been approved by the department.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 254—

BY REPRESENTATIVE DANIEL

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to develop, adopt, and submit to the legislature for its approval and funding a minimum foundation program formula based on the state providing funding for the costs of classroom teachers, instructional materials and supplies, transportation services, and food services and on city and parish school boards providing funding for all other costs of the program of education.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 255—

BY REPRESENTATIVE WIGGINS

A CONCURRENT RESOLUTION

To urge and request the Department of Culture, Recreation and Tourism and the Department of Transportation and Development to preserve a portion of Military Highway as an historical route.

Read by title.

Lies over under the rules.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Appropriations

June 1, 1999

To the Speaker and Members of the House of Representatives:

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

House Bill No. 2138, by LeBlanc
Reported favorably. (9-0-1) (Regular)

Senate Bill No. 146, by Lentini
Reported favorably. (9-0-1) (Regular)

Senate Bill No. 249, by Dardenne
Reported favorably. (9-0-1) (Regular)

Senate Bill No. 296, by Greene
Reported with amendments. (9-0-1) (Regular)

Senate Bill No. 351, by Ullo
Reported favorably. (9-0-1) (Regular)

Senate Bill No. 353, by Ullo
Reported with amendments. (9-0-1) (Regular)

Senate Bill No. 485, by Landry
Reported favorably. (9-0-1) (Regular)

Senate Bill No. 486, by Landry
Reported favorably. (9-0-1) (Regular)

Senate Bill No. 487, by Landry
Reported favorably. (9-0-1) (Regular)

Senate Bill No. 831, by Romero
Reported favorably. (9-0-1) (Regular)

Senate Bill No. 1021, by Jones
Reported favorably. (9-0-1) (Regular)

Senate Bill No. 1038, by Robichaux
Reported favorably. (9-0-1) (Regular)

Senate Bill No. 1108, by Thomas
Reported favorably. (9-0-1) (Regular)

JERRY LUKE LEBLANC
Chairman

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

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

June 1, 1999

To the Speaker and Members of the House of Representatives:

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

House Bill No. 1418, by Kennard
Reported with amendments. (9-0) (Local and Consent)

Senate Bill No. 75, by Dyess
Reported favorably. (8-0) (Regular)

Senate Bill No. 403, by Lambert
Reported with amendments. (7-0) (Regular)

Senate Bill No. 502, by Hainkel
Reported with amendments. (8-0) (Regular)

Senate Bill No. 545, by Branch
Reported with amendments. (7-0) (Regular)

Senate Bill No. 574, by Jordan
Reported favorably. (7-0) (Regular)

Senate Bill No. 736, by Ellington
Reported with amendments. (9-0) (Regular)

JOHN C. DIEZ
Chairman

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

Suspension of the Rules

On motion of Rep. McMains, the rules were suspended to permit
the Committee on Civil Law and Procedure to meet at adjournment
on Wednesday, June 2, 1999, 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. 54, 704, 1057, and 2237

Senate Bill Nos. 15, 339, 431, 488, 624, 687, 754, 755, 836, 984,
and 1063

Leave of Absence

Rep. Strain - 1 day

Adjournment

On motion of Rep. Wooton, at 6:20 P.M., the House agreed to
adjourn until Wednesday, June 2, 1999, at 9:00 A.M.

The Speaker of the House declared the House adjourned until
9:00 A.M., Wednesday, June 2, 1999.

ALFRED W. SPEER
Clerk of the House

C. Wayne Hays
Journal Clerk, *Emeritus*