

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

FIFTY-NINTH 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
Monday, June 21, 1999

The House of Representatives was called to order at 8:30 A.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	Odinet	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 Dr. Scott L. Tatum.

Pledge of Allegiance

Rep. Bruce 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. Wiggins, the Journal of June 11, 1999, was corrected to reflect him as voting yea on final passage of Senate Bill No. 86.

On motion of Rep. Frith, the Journal of June 20, 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 five minutes for opening remarks and all subsequent speakers on the instrument to three minutes.

Privileged Report of the Committee on Enrollment

June 21, 1999

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

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

The following House Resolutions have been properly enrolled:

HOUSE RESOLUTION NO. 94—
BY REPRESENTATIVE HOLDEN

A RESOLUTION

To urge and request the Department of Social Services to take necessary measures to promote the Individual Development Account Program to recipients of the Temporary Assistance for Needy Families (TANF), and to study the feasibility of providing tax incentives to contributors to individual development accounts, and to study the feasibility of the state providing a match for the funds accumulated in each individual development account.

HOUSE RESOLUTION NO. 97—
BY REPRESENTATIVE FARVE

A RESOLUTION

To urge and request the secretary of the Department of Health and Hospitals and the Louisiana State University Medical Center, health care services division, to take actions necessary to provide for the utilization of the hyperbaric chamber at the Medical Center of Louisiana - New Orleans for nonemergency treatments, including for healing of wounds to avoid amputation.

HOUSE RESOLUTION NO. 98—
BY REPRESENTATIVE POWELL

A RESOLUTION

To urge and request local building permit offices throughout the state to issue blue placards to owners of property who supervise the work on their property and who are, in effect, acting as contractors, and to urge and request financial institutions to require a copy of the builder's license and building contract from the owner of the property when taking a residential construction loan or interim financing loan application.

HOUSE RESOLUTION NO. 99—
BY REPRESENTATIVE HEBERT

A RESOLUTION

To urge and request any board, commission, department, division, agency, office, or other entity within the executive, judicial, or legislative branch of state government when utilizing voice mail to require their staff to employ courteous practices, to have an employee answer the telephone when possible, and to provide for a method by which a caller can "opt out" of the voice mail system and reach the switchboard when an employee is not able to answer the telephone.

HOUSE RESOLUTION NO. 102—
BY REPRESENTATIVE FARVE

A RESOLUTION

To request that the House Committee on Administration of Criminal Justice study the use of amnesty for reducing drug-related crimes.

HOUSE RESOLUTION NO. 103—
BY REPRESENTATIVE FAUCHEUX

A RESOLUTION

To urge and request that the Department of Insurance and the Department of Health and Hospitals study the availability of health and hospitalization insurance in the river parishes.

HOUSE RESOLUTION NO. 105—
BY REPRESENTATIVES BARTON, ALARIO, ANSARDI, BAYLOR, BOWLER, COPELIN, GLOVER, HEATON, HOPKINS, LANCASTER, MARTINY, MONTGOMERY, MURRAY, PRATT, ROMERO, STELLY, TRAVIS, AND WADDELL

A RESOLUTION

To direct the Louisiana Gaming Control Board not to prohibit donations from gaming licensees or permittees to public, private or parochial elementary or secondary schools or youth groups and to direct the House Committee on Administration of Criminal Justice not to approve any rules which would prohibit such a donation.

HOUSE RESOLUTION NO. 106—
BY REPRESENTATIVE FARVE

A RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to devise and implement, beginning with the 2000-2001 school year, a standardized student identification numbering system for the purpose of collecting information and data regarding public school students and to discontinue the use by the board, the state Department of Education, or any local school board, school administrator, or other school employee of students' social security numbers for such purpose.

HOUSE RESOLUTION NO. 107—
BY REPRESENTATIVE HEBERT

A RESOLUTION

To urge and request the Board of Regents, in cooperation with each of the public postsecondary education management boards, to study the adequacy and appropriateness of the policies, standards, and guidelines adopted by the Board of Regents and by the individual management boards to assess and certify the English fluency of college and university instructional faculty as required by R.S. 17:3388, determine the extent to which the management boards and institutions under their control and

supervision comply with and enforce the provisions of said statute, and report in writing to the House Committee on Education and to the Senate Committee on Education on study findings and recommendations by not later than February 1, 2000.

HOUSE RESOLUTION NO. 108—
BY REPRESENTATIVE HEBERT

A RESOLUTION

To urge and request the Louisiana Public Service Commission to study and subsequently implement uniform formats for all utility bills, including but not limited to bills for telephone service, electricity, water, sewage treatment, cable television, and any wireless telecommunications services, which shall provide the consumer with a clearly detailed bill containing a complete and accurate itemization of all charges, fees, and taxes being collected.

HOUSE RESOLUTION NO. 109—
BY REPRESENTATIVES HEBERT, FRITH, MORRELL, MURRAY, AND WESTON

A RESOLUTION

To urge and request the Louisiana Public Service Commission to study the feasibility of lowering pay telephone rates for local calls made from hospitals and elderly care facilities in this state, including but not limited to nursing homes, skilled nursing facilities, assisted living facilities, adult residential care homes, and adult day care facilities, from thirty-five cents per call to ten cents.

HOUSE RESOLUTION NO. 110—
BY REPRESENTATIVE LONG

A RESOLUTION

To urge and request the Board of Supervisors of Community and Technical Colleges, in consultation with the Board of Regents, to adopt policies to permit and encourage the technical colleges under the jurisdiction of the board to participate in the Southern Regional Electronic Campus.

HOUSE RESOLUTION NO. 111—
BY REPRESENTATIVE LONG

A RESOLUTION

To request the House Committee on Civil Law and Procedure to study the ramifications of enacting a state law to prohibit laws, ordinances, rules, and regulations that restrict a person's free exercise of religion, except under certain conditions, and to report the findings of the committee to the legislature prior to the convening of the 2000 Regular Session.

HOUSE RESOLUTION NO. 113—
BY REPRESENTATIVE FAUCHEUX

A RESOLUTION

To urge and request the state Board of Elementary and Secondary Education to comprehensively examine actions taken by city and parish school boards, school system staffs, and school administrators to prevent school violence and to deal with incidents of violence in schools and on school property, including but not limited to a survey of the availability and use of, and training in the use of, metal detection devices and other search techniques and of procedures in place to control access to school property and facilities, and to report study findings and recommendations for legislation or administrative actions to improve the preparedness of Louisiana's public school systems and personnel to deal with school violence.

HOUSE RESOLUTION NO. 114—
BY REPRESENTATIVE FAUCHEUX

A RESOLUTION

To urge and request the Louisiana Student Financial Assistance Commission to study and make recommendations to the House Committee on Education and the Senate Committee on Education concerning the payment or repayment to the state of

costs to the state of a TOPS award for any student who is a recipient of a TOPS award and who moves from the state after graduation.

HOUSE RESOLUTION NO. 115—

BY REPRESENTATIVE JETSON

A 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 and analyze the academic eligibility requirements of the Tuition Opportunity Program for Students and determine if such requirements promote equity in providing benefits to Louisiana students from all walks of life who demonstrate the ability to be successful in postsecondary education, to provide that the study shall specifically determine if the program's arbitrarily established minimum high school grade point average or arbitrarily established minimum composite norm-referenced test score, or both, have an unjustified disparate impact on program participation by any identifiable group or groups of students or otherwise unfairly limit participation by worthy and academically successful students, to provide that the study also shall determine whether or not revision of certain of these eligibility requirements as proposed by House Bill No. 1876 of the 1999 Regular Session of the legislature provides a better and more fair approach, and to provide that the commission shall report on study findings and recommendations in writing to the House Committee on Education and the Senate Committee on Education prior to the 2000 Regular Session of the legislature.

HOUSE RESOLUTION NO. 116—

BY REPRESENTATIVE FARVE

A RESOLUTION

To urge and request the Department of Social Services to enter into a cooperative endeavor with the Institute For Responsible Fatherhood and Family Revitalization to establish a program designed to promote responsible fatherhood and family revitalization.

HOUSE RESOLUTION NO. 117—

BY REPRESENTATIVE FARVE

A RESOLUTION

To commend Chief Richard Pennington and the C.O.P.S. Program of the New Orleans Police Department.

HOUSE RESOLUTION NO. 118—

BY REPRESENTATIVE GLOVER

A RESOLUTION

To urge and request the Louisiana Gaming Control Board to require the eligible racing facilities conducting slot machine gaming to plan to recruit, train, and upgrade minorities in all employment classifications and to provide the maximum practical opportunities, for participation by the broadest number of minority-owned businesses.

HOUSE RESOLUTION NO. 119—

BY REPRESENTATIVE FARVE

A RESOLUTION

To commend and congratulate the inmates from the Dixon Correctional Institute in Jackson, Louisiana, for the diligent performance of their duties at the State Capitol, and to thank them for their efficiency and courteous demeanor.

HOUSE RESOLUTION NO. 120—

BY REPRESENTATIVE CARTER

A RESOLUTION

To commend and congratulate Mr. Morris E. Easley upon his recent retirement as Probation and Parole Director with the Louisiana Department of Public Safety and Corrections.

HOUSE RESOLUTION NO. 121—

BY REPRESENTATIVE GLOVER

A RESOLUTION

To urge and request that the Louisiana Gaming Control Board require eligible horse racing facilities that conduct slot machine gaming give preferential treatment to Louisiana firms and residents in the procurement of all resources and goods and in the awarding of contracts for services and entertainment.

HOUSE RESOLUTION NO. 122—

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

A RESOLUTION

To express the condolences of the House of Representatives to the family of Mr. Guy Joseph Lato.

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 21, 1999

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

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

The following House Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 62—

BY REPRESENTATIVE DURAND

A CONCURRENT RESOLUTION

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

HOUSE CONCURRENT RESOLUTION NO. 135—

BY REPRESENTATIVE HAMMETT

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install signalization at the intersection of LA Hwy. No. 15 and Delaware Street in Ferriday, Louisiana, and to direct the department to provide a status report to the appropriate representative.

HOUSE CONCURRENT RESOLUTION NO. 268—

BY REPRESENTATIVE FARVE

A CONCURRENT RESOLUTION

To commend each city and parish school system which is in compliance with the United States Department of Agriculture's Dietary Guidelines for Americans as stipulated in the United

States Department of Agriculture's Healthy School Meal Initiative, relative to providing school children with a diet low in fat, saturated fat, and cholesterol and moderate in salt, sodium, and sugars, and to encourage each city and parish school system which is not in compliance with such guidelines to make any necessary adjustments to bring all cycle menus into compliance by not later than July 1, 2001.

HOUSE CONCURRENT RESOLUTION NO. 285—

BY REPRESENTATIVE GLOVER

A CONCURRENT RESOLUTION

To create an advisory committee to study the effects of and make recommendations to certain standing legislative committees concerning changes in the composition of the Shreveport municipal fire and police civil service board made by the Act which originated as House Bill No. 2274 of the 1999 Regular Session of the Louisiana Legislature.

HOUSE CONCURRENT RESOLUTION NO. 290—

BY REPRESENTATIVE WILLARD

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 uniform policies for the institutions under their respective supervision and management to provide for notification of parents of students who are victims of serious crimes or injuries on campus.

HOUSE CONCURRENT RESOLUTION NO. 296—

BY REPRESENTATIVE TRICHE AND SENATOR LANDRY

A CONCURRENT RESOLUTION

To urge and request the city of Thibodaux to use a portion of the parish transportation allocation to fund the project to widen Louisiana Highway 20 in Thibodaux north near Rienzi Drive.

HOUSE CONCURRENT RESOLUTION NO. 317—

BY REPRESENTATIVE FARVE

A CONCURRENT RESOLUTION

To urge and request the State Board of Barber Examiners to review certain matters, including the way in which its members are appointed, with particular regard to achieving racial equity, and to report the findings of such review and the final resolutions reached to the Clerk of the Louisiana Legislature by noon on June 30, 1999.

HOUSE CONCURRENT RESOLUTION NO. 320—

BY REPRESENTATIVE DURAND

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to provide Medicaid reimbursement for hospice care through the use of proceeds from the multistate tobacco settlement.

HOUSE CONCURRENT RESOLUTION NO. 323—

BY REPRESENTATIVE MURRAY

A CONCURRENT RESOLUTION

To approve the proposed casino support services contract between the Louisiana Gaming Control Board and the city of New Orleans.

HOUSE CONCURRENT RESOLUTION NO. 324—

BY REPRESENTATIVE FARVE

A CONCURRENT RESOLUTION

To urge and request the Louisiana Notary Association to develop a program relative to providing pro bono notarial services to the indigent and to the elderly, to encourage its members to participate in the program, and to report the results of the

program prior to the beginning of the 2000 Regular Session of the Legislature.

HOUSE CONCURRENT RESOLUTION NO. 332—

BY REPRESENTATIVE PRATT

A CONCURRENT RESOLUTION

To urge and request each of the state public postsecondary management boards to require institutions to provide information to incoming freshmen and transfer students to increase awareness of the occurrence of date rape, and to designate September twenty-fourth through September thirtieth of each year as "Date Rape Awareness Week".

HOUSE CONCURRENT RESOLUTION NO. 334—

BY REPRESENTATIVES MURRAY AND FARVE

A CONCURRENT RESOLUTION

To urge and request the Orleans Parish Landmark Commission to consider designating 917 North Tonti Street, New Orleans, Louisiana 70119 as an historic landmark.

HOUSE CONCURRENT RESOLUTION NO. 336—

BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To urge and request that the Department of Insurance and the Department of Health and Hospitals study the availability of health and hospitalization insurance in the river parishes.

HOUSE CONCURRENT RESOLUTION NO. 337—

BY REPRESENTATIVES BARTON AND MONTGOMERY

A CONCURRENT RESOLUTION

To urge and request the Insurance Rating Commission to study the disparity in the costs of workers' compensation insurance for horsemen in Louisiana as compared to other Southern states.

HOUSE CONCURRENT RESOLUTION NO. 339—

BY REPRESENTATIVE FARVE

A CONCURRENT RESOLUTION

To urge and request the Louisiana Supreme Court to adopt a juvenile diversion program for nonviolent offenders in New Orleans.

HOUSE CONCURRENT RESOLUTION NO. 341—

BY REPRESENTATIVE WRIGHT

A CONCURRENT RESOLUTION

To urge and request the office of family support of the Department of Social Services to develop a brochure for custodial parents explaining options for collecting unpaid child support.

HOUSE CONCURRENT RESOLUTION NO. 342—

BY REPRESENTATIVE WRIGHT

A CONCURRENT RESOLUTION

To memorialize congress not to cut the Social Security and other government pensions of recipients who marry or remarry.

HOUSE CONCURRENT RESOLUTION NO. 343—

BY REPRESENTATIVE CLARKSON

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take all possible measures at the federal level to ensure that the community of Algiers, Louisiana, will be provided with acute health care services in the future.

HOUSE CONCURRENT RESOLUTION NO. 345—

BY REPRESENTATIVE CLARKSON

A CONCURRENT RESOLUTION

To urge and request the U.S. Department of Housing and Urban Development to state its intentions regarding the Fischer Housing Development in Algiers, Louisiana, which is under the local jurisdiction of the Housing Authority of New Orleans (HANO).

HOUSE CONCURRENT RESOLUTION NO. 347—

BY REPRESENTATIVE FARVE AND SENATORS BAJAIE, BARHAM, BEAN, BOISSIERE, BRANCH, CAIN, CAMPBELL, CASANOVA, COX, CRAVINS, DARDENNE, DEAN, DYESS, ELLINGTON, EWING, C. FIELDS, W. FIELDS, GREENE, HAINKEL, HEITMEIER, HINES, HOLLIS, IRONS, JOHNSON, JONES, JORDAN, LAMBERT, LANDRY, LENTINI, MALONE, ROBICHAUX, ROMERO, SCHEDLER, SIRACUSA, SMITH, TARVER, THEUNISSEN, THOMAS, AND ULLO

A CONCURRENT RESOLUTION

To commend Madlyn Bagneris for her service as secretary of the Department of Social Services.

HOUSE CONCURRENT RESOLUTION NO. 348—

BY REPRESENTATIVE WILKERSON

A CONCURRENT RESOLUTION

To commend and congratulate Gibsland-Coleman High School for one hundred fourteen years of continuous operation on the same campus.

HOUSE CONCURRENT RESOLUTION NO. 350—

BY REPRESENTATIVE DOWNER AND SENATORS BAJAIE, BARHAM, BEAN, BOISSIERE, BRANCH, CAIN, CAMPBELL, CASANOVA, COX, CRAVINS, DARDENNE, DEAN, DYESS, ELLINGTON, EWING, C. FIELDS, W. FIELDS, GREENE, HAINKEL, HEITMEIER, HINES, HOLLIS, IRONS, JOHNSON, JONES, JORDAN, LAMBERT, LANDRY, LENTINI, MALONE, ROBICHAUX, ROMERO, SCHEDLER, SIRACUSA, SMITH, TARVER, THEUNISSEN, THOMAS, AND ULLO

A CONCURRENT RESOLUTION

To urge and request the Honorable M. J. "Mike" Foster, Governor of Louisiana, to proclaim Tuesday, June 6, 2000, as a day of remembrance and celebration in honor of the opening of The National D-Day Museum in New Orleans.

HOUSE CONCURRENT RESOLUTION NO. 352—

BY REPRESENTATIVE SCALISE AND SENATOR HOLLIS

A CONCURRENT RESOLUTION

To commend and congratulate Jefferson Elementary School in Jefferson, Louisiana, for being selected as one of the national winners of the annual *Business Week* Awards for Instructional Innovation.

HOUSE CONCURRENT RESOLUTION NO. 354—

BY REPRESENTATIVE WILKERSON

A CONCURRENT RESOLUTION

To commend Judge Jenifer Ward Clason for her commitment to and outstanding achievements in service to her community and the women of this state and for being the first woman judge elected to the Second Judicial District Court of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 355—

BY REPRESENTATIVE CRANE

A CONCURRENT RESOLUTION

To urge and request each of the public postsecondary education management boards to exercise the authority granted them by R.S. 17:3351(A)(5)(b) and establish, by not later than the Fall semester of the 2001-2002 academic year, tuition and attendance fees applicable to a nonresident student at each institution under its supervision and management that at least equal the median amount of tuition and attendance fees applicable to nonresident students at institutions in states comprising the Southern Regional Education Board, excluding Louisiana, which are in the same category as established and most recently reported by the Southern Regional Education Board.

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 21, 1999

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

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

The following House Bills have been properly enrolled:

HOUSE BILL NO. 141—

BY REPRESENTATIVE SHAW

AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide relative to license plates; to create the Captain Shreve High School, Shreveport, Louisiana, prestige 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. 297 (Duplicate of Senate Bill No. 705)—

BY REPRESENTATIVE FRUGE AND AND SENATOR CRAVINS AND COAUTHORED BY REPRESENTATIVES HUDSON, BAUDOIN, AND HUNTER

AN ACT

To amend and reenact Section 4 of Act No. 289 of the 1980 Regular Session of the Legislature as amended by Act No. 642 of the 1984 Regular Session of the Legislature, relative to the St. Landry Parish Solid Waste Disposal Commission; to authorize the commission to enter into agreements with local governments in the parish for the use of certain funds of the commission for road improvements; and to provide for related matters.

HOUSE BILL NO. 305—

BY REPRESENTATIVES HILL, HAMMETT, BRUCE, DEWITT, FAUCHEUX, FLAVIN, FRITH, GUILLORY, HUDSON, JOHNS, LONG, MCDONALD, PIERRE, PINAC, QUEZAIRE, JOHN SMITH, STELLY, TRICHE, WARNER, AND GAUTREAUX AND SENATORS CAIN, DYESS, AND HINES

AN ACT

To amend and reenact R.S. 56:767, relative to private property surrounded by a wildlife management area; to provide for hunting and fishing regulations on such property; and to provide for related matters.

HOUSE BILL NO. 331—

BY REPRESENTATIVE MURRAY AND SENATOR COX

AN ACT

To enact Code of Civil Procedure Article 253.3, relative to random assignment of cases; to authorize duty judges to hear emergency matters; and to provide for related matters.

HOUSE BILL NO. 389—

BY REPRESENTATIVES MCMAINS, DEWITT, AND DOWNER

AN ACT

To amend and reenact R.S. 12:91 and 1314, relative to liability of officers and directors of certain business organizations and members and managers of limited liability companies; to provide for liability based on a standard of gross negligence and the requirements of the business judgment rule; to provide relative to the fiduciary duty rules applicable to business organizations and limited liability companies; and to provide for related matters.

HOUSE BILL NO. 412—

BY REPRESENTATIVE CARTER

AN ACT

To amend and reenact Code of Criminal Procedure Article 887(A), relative to court costs; to authorize the magistrates of mayor's courts to suspend court costs in criminal cases; and to provide for related matters.

HOUSE BILL NO. 903—

BY REPRESENTATIVES MCCAIN, DEVILLE, HEBERT, HOPKINS, LEBLANC, SALTER, AND TRICHE

AN ACT

To amend and reenact R.S. 27:19(C), 92(C)(1), 270(B), 312(C)(2), and 392(B)(2)(b), relative to the use of certain gaming proceeds derived by the state from riverboat gaming, land-based casino operations, video draw-poker device operations, and the operation of slot machines at eligible facilities; to provide for use of a portion of such monies to support functions of the Department of Justice related to gaming enforcement and administration; and to provide for related matters.

HOUSE BILL NO. 1444—

BY REPRESENTATIVES WINDHORST AND SCALISE

AN ACT

To amend and reenact R.S. 14:98(B)(introductory paragraph) and (C)(introductory paragraph), relative to the crime of operating a motor vehicle while intoxicated; to provide with regard to penalties for certain offenders; and to provide for related matters.

HOUSE BILL NO. 1848 (Duplicate of Senate Bill No. 903)—

BY REPRESENTATIVE WESTON AND SENATOR DARDENNE AND COAUTHORED BY REPRESENTATIVES CARTER, CURTIS, DANIEL, DURAND, GLOVER, GUILLORY, HOLDEN, HUDSON, MITCHELL, PIERRE, QUEZAIRE, RIDDLE, THORNHILL, AND FRITH

AN ACT

To amend and reenact R.S. 13:3734(A)(1), R.S. 14:81.2(D)(1), R.S. 15:440.4(A)(5), R.S. 22:669(A)(4) and (B), R.S. 23:1021(11), R.S. 24:932(4), Chapter 35 of Title 37, to be comprised of 37:2701 through 2723, R.S. 37:3372(9)(b), R.S. 40:1098.2(5)(b), 1299.39(A)(1)(a)(ii)(introductory paragraph), and 1299.41(A)(1), Children's Code Articles 326(A)(7), 1172, 1173(A)(2), and 1272(D), Code of Criminal Procedure Article 644(D)(1), and Code of Evidence Article 510(A)(4)(c), relative to the profession of social worker; to provide for licensure, certification, and registration of the various classifications of social workers; to provide for the scope of practice for each of the various classifications of social workers; to change the name of the board charged with the regulation of the profession and to provide relative to the powers, duties, and responsibilities of the board; to provide relative to the composition of the board; to provide relative to the qualifications required for the various classifications of social workers; to provide for fees to be charged by the board; to provide for the disciplinary powers of the board; to provide for privileged communication between social workers and clients; to provide for penalties for certain violations; 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.

Petitions, Memorials and Communications

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

**STATE OF MARYLAND
GENERAL ASSEMBLY**

SENATE JOINT RESOLUTION 7
ENROLLED RESOLUTION

Introduced by Senators Hollinger and Bromwell

A Senate Joint Resolution concerning

State Regulation of Self-Funded Employer-Based Health Plans

FOR the purpose of requesting the United States Congress to amend the Employment Retirement Income Security Act of 1974 (ERISA) to authorize each state to monitor and to regulate self-funded employer-based health plans and to make a specific amendment to the ERISA, urging other state legislatures to enact a resolution similar to this resolution, and directing a copy of this resolution to be forwarded to certain individuals

WHEREAS, The McCarran-Ferguson Act, passed by the U S Congress in 1945, established a statutory framework whereby responsibility for regulating insurance and the insurance industry was left largely to the states, and

WHEREAS, The Employee Retirement Income Security Act of 1974 (ERISA) significantly altered this concept by creating a federal framework for regulating employer-based pension and welfare benefit plans, including health plans, and

WHEREAS, ERISA effectively prohibits states from directly regulating many employer-based health plans because ERISA preempts state regulation of self-insured plans, and

WHEREAS, Available data suggests that self-funding of employer-based health plans is increasing at a significant rate among both small and large businesses, and

WHEREAS, Between 1989 and 1993, the United States General Accounting Office estimates that the number of self-funded plan enrollees increased by about 6,000,000 individuals, and

WHEREAS, Approximately 40% to 50% of employer-based health plans are presently self-funded by employers that retain most or all of the financial risk for their respective health plans, and

WHEREAS, With the growth in the self-funding of health plans, states have lost regulatory oversight over a growing portion of the health market, and

WHEREAS, Recent federal court decisions have struck down state laws regulating insured health plans by expanding ERISA's current preemption of state laws regulating self-insured plans to laws relating to insured plans, and

WHEREAS, As these phenomena continue, state governments are losing their ability to manage their health care markets, and

WHEREAS, Many state legislatures, such as the Maryland General Assembly, have taken significant actions to increase access to care, to control costs, and to regulate against abuses by health plans, and

WHEREAS, ERISA preemption is a significant obstacle to the states adopting a wide range of health care reform and consumer protection strategies, and

WHEREAS, The states' inability to protect consumers enrolled in self-funded health plans that fail to provide the consumers' anticipated level of health care is gradually eroding the public's confidence in the American health care system because self-funded plans are afforded an unfair advantage over traditional health Insurance plans due to a lack of adequate state or federal accountability, regulation, or remedy for the ERISA plan members who are denied coverage, and

WHEREAS, Over the past 24 years, state governments have gradually realized that ERISA is an impediment to ensuring adequate consumer protection for all individuals with employer-based health care coverage and to enacting administrative simplification and cost reduction reforms that could improve the efficiency and equity of their health care markets, and

WHEREAS, ERISA plan participants, their dependents, and their treating physicians believe that they have been denied coverage for medically necessary procedures because ERISA's remedy provisions have been narrowly interpreted and ERISA's preemption provisions have been broadly interpreted, thereby creating substantial economic incentives, with few disincentives for plan administrators to deny medically necessary benefits legitimately covered under ERISA plans; and

WHEREAS, The time has now come for the states to aggressively seek changes in ERISA to give them more flexibility in regulating health plans at the state level, to increase access to health care, and to lower health care costs; now, therefore, be it

RESOLVED BY THE GENERAL ASSEMBLY OF MARYLAND, That this General Assembly hereby requests the U. S. Congress to amend the Employment Retirement Income Security Act of 1974 (ERISA) to authorize each state to monitor and to regulate self-funded employer-based health plans in the interests of providing greater consumer protection and affecting significant health care reforms at the state level through the offices of the various insurance commissioners and states' attorneys general. Additionally, the United States Department of Labor should cooperatively refer complaints to the offices of the various insurance commissioners and states attorneys general; and be it further

RESOLVED, That 502(a)(1)(B) of ERISA, which currently reads: "(B) to recover benefits due to him under the terms of his plan, to enforce his rights under the terms of his plan, to enforce his rights under the terms of the plan, or clarify his rights to future benefits under the terms of the plan;" be amended to read: "(B) to recover benefits due to him under the terms of his plan, to recover from the fiduciary compensatory damages caused by the fiduciary's failure to pay benefits due under the terms of the plan, to enforce his rights under the terms of the plan, or to timely authorize assurance of payment and clarify his rights to future benefits under the terms of the plans;" and be it further

RESOLVED, That this General Assembly most fervently urges and encourages each state legislative body in the nation to enact this resolution, or one similar in context and form, as a show of solidarity in petitioning the federal government for greater state authority and responsibility in regulating self-funded employer-based health plans; and be it further

RESOLVED, That a copy of this Resolution be forwarded by the Department of Legislative Services to the Honorable Parris N. Glendening, Governor of Maryland; The Honorable Thomas v. Mike Miller, Jr., President of the State of Maryland; and the Honorable Casper R. Taylor, Jr., Speaker of the house of Delegates; and be it further

RESOLVED, That a copy of this Resolution be forwarded by the Department of Legislative Services to the National Conference of State Legislatures, 444 North Capitol Street, N. W., Suite 515, Washington, D.C. 20001; and be it further

RESOLVED, That a copy of this Resolution be forwarded by the Department of Legislative Services to the President of the United States; the Secretary of the United States Department of Labor; the Speaker and the Clerk of the United States of House of Representatives; the President and the Secretary of the United States Senate; and to the presiding officer of each chamber of each state legislature in the nation; and be it further

RESOLVED, That a copy of this Resolution be forwarded by the Department of Legislative Services to the Maryland Congressional Delegation: Senators Paul S. Sarbanes and Barbara A. Mikulski, Senate Office Building, Washington, D.C. 20510; and Representatives Wayne T. Gilchrest, Robert L. Ehrlich Jr., Benjamin L. Cardin, Albert R. Wynn, Steny Hamilton Hoyer, Roscoe G. Bartlett, Elijah E. Cummings, and Constance A. Morella, House Office Building, Washington, D. C. 20515

**STATE OF MARYLAND
GENERAL ASSEMBLY**

By: Delegates Hubbard, Hurson, Guns, Busch, Hammen, Oaks, Rudolph, Morhaim, Billings, Goldwater, and Pitkin

HOUSE JOINT RESOLUTION 8

A House Joint Resolution concerning

State Regulation of Self-Funded Employer-Based Health Plans

For the purpose of requesting the United States Congress to amend the Employment Retirement Income Security Act of 1974 (ERISA) to authorize each state to monitor and to regulate self-funded employer-based health plans in order to increase access to care, to control costs, and to regulate against abuse by health plans, and to make a specific amendment to the ERISA, urging other state legislatures to enact a resolution similar to this resolution, and directing a copy of this resolution to be forwarded to certain individuals

WHEREAS, The McCarran-Ferguson Act, passed by the U S Congress in 1945, established a statutory framework whereby responsibility for regulating insurance and the insurance industry was left largely to the states, and

WHEREAS, The Employee Retirement Income Security Act of 1974 (ERISA) significantly altered this concept by creating a federal framework for regulating employer-based pension and welfare benefit plans, including health plans, and

WHEREAS, ERISA effectively prohibits states from directly regulating many employer-based health plans because ERISA preempts state regulation of self-insured plans, and

WHEREAS, Available data suggests that self-funding of employer-based health plans is increasing at a significant rate among both small and large businesses, and

WHEREAS, Between 1989 and 1993, the United States General Accounting Office estimates that the number of self-funded plan enrollees increased by about 6,000,000 individuals; and

WHEREAS, Approximately 40% to 50% of employer-based health plans are presently self-funded by employers that retain most or all of the financial risk for their respective health plans; and

WHEREAS, With the growth in the self-funding of health plans, states have lost regulatory oversight over a growing portion of the health market; and

WHEREAS, Recent federal court decisions have struck down state laws regulating self-insured health plans by expanding ERISA's current preemption of state laws regulating self-insured plans to laws relating to insured plans, and

WHEREAS, As these phenomena continue, state governments are losing their ability to manage their health care markets; and

WHEREAS, Many state legislatures, such as the Maryland General Assembly, have taken significant actions to increase access to care, to control costs, and to regulate against abuses by health plans; and

WHEREAS, ERISA preemption is a significant obstacle to the states adopting a wide range of health care reform and consumer protection strategies; and

WHEREAS, The states' inability to protect consumers enrolled in self-funded health plans that fail to provide the consumers' anticipated level of health care is gradually eroding the public's confidence in the American health care system because self-funded plans are afforded an unfair advantage over traditional health insurance plans due to a lack of adequate state or federal accountability, regulation, or remedy for the ERISA plan members who are denied coverage; and

WHEREAS, Over the past 24 years, state governments have gradually realized that ERISA is an impediment to ensuring adequate consumer protection for all individuals with employer-based health care coverage and to enacting administrative simplification and cost reduction reforms that could improve the efficiency and equity of their health care markets; and

WHEREAS, ERISA plan participants, their dependents, and their treating physicians believe that they have been denied coverage for medically necessary procedures because ERISA's remedy provision have been narrowly interpreted and ERISA's preemption provisions have been broadly interpreted, thereby creating substantial economic incentives, with few disincentives for plan administrators to deny medically necessary benefits legitimately covered under ERISA plans; and

WHEREAS, The time has now come for the states to aggressively seek changes in ERISA to give them more flexibility in regulating health plans at the state level, to increase access to health care, and to lower health care costs; now, therefore, be it

RESOLVED BY THE GENERAL ASSEMBLY OF MARYLAND, That this General Assembly hereby requests the U. S. Congress to amend the Employment Retirement Income Security Act of 1974 (ERISA) to authorize each state to monitor and to regulate self-funded employer-based plans in the interests of providing greater consumer protection and effecting significant health care reforms at the state level through the offices of the various insurance commissioners and states' attorneys general. Additionally, the United States Department of Labor should cooperatively refer complaints to the offices of the various insurance commissioners and states' attorneys general; and be it further

RESOLVED, That 502(a)(1)(B) of ERISA, which currently reads: "(B) to recover benefits due to him under the terms of his plan, to enforce his rights under the terms of the plan, or to clarify his rights to future benefits under the terms of the plan;" be amended to read: "(B) to recover benefits due to him under the terms of his plan, to recover from the fiduciary compensatory damages caused by the fiduciary's failure to pay benefits due under the terms of the plan, to enforce his rights under the terms of the plan, or to timely authorize assurance of payment and clarify his rights to future benefits under the terms of the plans;" and be it further

RESOLVED, That this General Assembly most fervently urges and encourages each state legislative body in the nation to enact this resolution, or one similar in context and form, as a show of solidarity in petitioning the federal government for greater state authority and responsibility in regulating self-funded employer-based health plans; and be it further

RESOLVED, That a copy of this Resolution be forwarded by the Department of Legislative Services to the National Conference of State Legislatures, 444 North Capitol Street, N.W., Suite 515, Washington, D.C. 20001; and be it further

RESOLVED, That a copy of this Resolution be forwarded by the Department of Legislative Services to the President of the United States; the Secretary of the United States Department of Labor; the Speaker and the Clerk of the United States House of Representatives; the President and the Secretary of the United States Senate; and to the presiding officer of each chamber of each state legislature in the nation; and be it further

RESOLVED, That a copy of this Resolution be forwarded by the Department of Legislative Services to the Maryland Congressional Delegation: Senators Paul S. Sarbanes and Barbara A. Mikulski, Senate Office Building, Washington, D. C. 20510; and Representatives Wayne T. Gilchrest, Robert L. Ehrlich, Jr., Benjamin L. Cardin, Albert R. Wynn, Steny Hamilton Hoyer, Roscoe G. Bartlett, Elijah E. Cummings, and Constance A. Morella, House Office Building, Washington, D. C. 20515.

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

June 21, 1999

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

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

Senate Concurrent Resolution No. 171

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

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

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 171—
BY SENATOR EWING

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Judiciary C and the House Committee on the Administration of Criminal Justice to function as a joint committee to study the dissemination of materials harmful to minors by electronic mail, Internet, or commercial on-line services.

Read by title.

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

June 21, 1999

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

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

House Concurrent Resolution No. 190
Returned without amendments.

House Concurrent Resolution No. 241
Returned without amendments.

House Concurrent Resolution No. 356
Returned without amendments.

House Concurrent Resolution No. 357
Returned without amendments.

House Concurrent Resolution No. 358
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

June 20, 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. 117, 124, 131, 136, 138, 145, 154, 159, 166, and 167

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

June 20, 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. 110, 151, 158, 270, 393, 426, 441, 454, 476, 511, 559, 597, 672, 819, 820, 886, 977, 1089, 858, 1036, 116, 256, 257, 294, 863, 1031, and 1075.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to Senate Bill No. 855.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to Senate Bill No. 1067.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 20, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to Senate Bill No. 1008.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 20, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to Senate Bill No. 889.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 20, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to Senate Bill No. 761.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 20, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to Senate Bill No. 806.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 20, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to Senate Bill No. 15.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 20, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 1997.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 20, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 1954.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 20, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 1921.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 20, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 1906.

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

Message from the Senate**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 20, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 1858.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 20, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 1167.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate**INDEFINITELY POSTPONED
CONFERENCE COMMITTEE REPORT**

June 20, 1999

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

I am directed to inform your honorable body that the Senate has indefinitely postponed the report of the Conference Committee on the disagreement to House Bill No. 1047.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate**RECOMMITTAL TO
CONFERENCE COMMITTEE REPORT**

June 20, 1999

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

I am directed to inform your honorable body that the Senate has recommitted the report of the Conference Committee on the disagreement to House Bill No. 1709.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 170—

BY SENATOR WILSON FIELDS

A CONCURRENT RESOLUTION

To create the Used Oil Study Commission to study and make recommendations relative to the safe collection, treatment, and disposal of used oil in Louisiana.

Read by title.

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

**House Bills and Joint Resolutions
Returned from the Senate with Amendments**

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

HOUSE BILL NO. 504—

BY REPRESENTATIVE WINDHORST

AN ACT

To enact R.S. 49:191(11)(g) and to repeal R.S. 36:408(B)(2), R.S. 40:1485.3(A) and (B), and R.S. 49:191(10)(m), relative to the termination of legislative authority of existing statutory agencies, including provisions to provide for the re-creation of the Department of Public Safety and Corrections and the statutory entities made a part of the department by law, except the division of charitable gaming control, office of state police; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Called from the calendar.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 504 by Representative Windhorst

AMENDMENT NO. 1

On page 1, line 2, after "to repeal" delete the remainder of the line and on line 3 delete "40:1485.3(A) and (B), and"

AMENDMENT NO. 2

On page 1, line 7, after "law" delete the remainder of the line and on line 8, delete "control, office of state police"

AMENDMENT NO. 3

On page 1, line 14, after "law" delete the remainder of the line

AMENDMENT NO. 4

On page 2, line 1, after "Act" delete the remainder of the line and on line 2, delete "charitable gaming control, office of state police,"

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AMENDMENT NO. 5

On page 2, line 4, after "Corrections" delete the remainder of the line and on line 5, delete "police"

AMENDMENT NO. 6

On page 2, delete lines 9 and 10

AMENDMENT NO. 7

On page 2, line 11, change "Section 5." to "Section 4."

AMENDMENT NO. 8

On page 2, line 24, after "law" delete the remainder of the line and delete line 25 and insert a period

AMENDMENT NO. 9

On page 3, delete line 1, and insert "Section 5. R.S."

AMENDMENT NO. 10

On page 3, line 2, change "are" to "is" and change "their" to "its"

AMENDMENT NO. 11

On page 3, line 3, change "Section 7." to "Section 6."

Rep. Windhorst moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Alexander	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Salter
Baylor	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	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	Toomy
DeWitt	Marionneaux	Travis
Doerge	McCallum	Triche
Donelon	McDonald	Waddell
Dupre	McMains	Walsworth
Durand	Michot	Warner
Farve	Montgomery	Welch
Faucheux	Morrill	Weston
Flavin	Morrish	Wiggins
Fontenot	Nevers	Wilkerson
Frith	Odinot	Windhorst
Fruge	Perkins	Winston
Gautreaux	Pierre	Wooton
Green	Pinac	Wright
Total—87		

NAYS

Total—0

ABSENT

Ansardi	Hunter	Romero
Bowler	Lancaster	Strain
Carter	Martiny	Thornhill
Diez	McCain	Willard
Glover	Mitchell	
Heaton	Murray	
Total—16		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 504: Reps. Windhorst, Salter, and Wright.

Acting Speaker LeBlanc in the Chair

Conference Committee Reports for Consideration

The following Conference Committee Reports were taken up and acted upon as follows:

CONFERENCE COMMITTEE REPORT

House Bill No. 92 By Representative Schneider, et al.

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 92 by Representative Schneider, et al., recommend the following concerning the Reengrossed bill:

1. That Senate Floor Amendment No. 1 proposed by Senator Dardenne and adopted by the Senate on June 11, 1999, be rejected.
2. That the following amendment to the Reengrossed bill be adopted:

AMENDMENT NO. 1

On page 4, line 6, after "commission" and before "shall" insert a comma "," and "as provided for in this Part."

Respectfully submitted,

Representative Matthew P. "Pete" Schneider, III
Representative F. Charles "Chuck" McMains, Jr.
Representative C. Emile "Peppi" Bruneau, Jr.
Senator Arthur J. "Art" Lentini
Senator Chris Ullo
Senator Tom Schedler

Rep. Schneider moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Powell
Alario	Heaton	Pratt
Alexander	Hill	Quezaire
Ansardi	Holden	Riddle
Barton	Hopkins	Romero
Baudoin	Hudson	Salter
Baylor	Hunter	Scalise
Bowler	Iles	Schneider
Bruce	Jenkins	Schwegmann
Bruneau	Jetson	Shaw
Chaisson	Johns	Smith, J.D.—50th
Clarkson	Kennard	Smith, J.R.—30th
Copelin	Kenney	Sneed
Crane	Landrieu	Stelly
Damico	LeBlanc	Theriot
Deville	Long	Thompson
DeWitt	Marionneaux	Thornhill
Diez	Martiny	Toomy
Doerge	McCain	Travis
Donelon	McCallum	Triche
Dupre	McDonald	Waddell
Durand	McMains	Walsworth
Farve	Michot	Warner
Faucheux	Montgomery	Welch
Flavin	Morrell	Weston
Fontenot	Morrish	Wiggins
Frith	Murray	Wilkerson
Fruge	Nevers	Willard
Gautreaux	Odinot	Windhorst
Glover	Perkins	Winston
Green	Pierre	Wooton
Guillory	Pinac	Wright
Total—96		

NAYS

Total—0

ABSENT

Carter	Hebert	Strain
Curtis	Lancaster	
Daniel	Mitchell	
Total—7		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 140 By Representative Long

June 18, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 140 by Representative Long, recommend the following concerning the Reengrossed bill:

1. That Amendment No. 1 proposed by the Senate Committee on Retirement and adopted by the Senate on June 7, 1999, be rejected.

1. That Amendment Nos. 2 through 4 proposed by the Senate Committee on Retirement and adopted by the Senate on June 7, 1999, be adopted.
2. That the following amendments to the Reengrossed bill be adopted:

AMENDMENT NO. 1

On page 1, delete lines 6 through 8, and insert the following:

"payment thereof; to provide regarding reporting procedures applicable to the reemployment of retirees and certain assessments relative thereto; and to provide for related matters."

AMENDMENT NO. 2

On page 2, after line 24, add:

"Section 2. A. Notwithstanding the provisions of any other law to the contrary, and specifically including the provisions of R.S. 11:707 and 737, any liability of Northwestern State University of Louisiana arising as a result of audit findings by the Teachers' Retirement System, pertaining in whole or in part to Fiscal Year 1996-1997, that the university failed to give notice of any retiree's return to active service and an erroneous payment of benefits resulted therefrom, is hereby clearly and unequivocally extinguished by operation of law.

B. The provisions of this Section shall become effective on July 1, 1999."

Respectfully submitted,

Representative Jimmy D. Long, Sr.
 Representative Victor T. Stelly
 Representative Joe R. Salter
 Senator Francis C. Heitmeier
 Senator Jesse K. Hollis, Jr.
 Senator John T. Schedler

Rep. Long moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Heaton	Powell
Alario	Hebert	Pratt
Alexander	Hill	Quezaire
Barton	Holden	Riddle
Baudoin	Hopkins	Romero
Baylor	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Iles	Schneider
Chaisson	Jenkins	Schwegmann
Clarkson	Jetson	Shaw
Copelin	Johns	Smith, J.D.—50th
Crane	Kennard	Smith, J.R.—30th
Curtis	Kenney	Sneed
Damico	Landrieu	Stelly
Deville	LeBlanc	Theriot
DeWitt	Long	Thompson
Diez	Marionneaux	Thornhill
Doerge	McCain	Toomy
Donelon	McCallum	Travis
Dupre	McDonald	Triche
Durand	McMains	Waddell

Farve	Michot	Walsworth
Faucheux	Mitchell	Warner
Flavin	Montgomery	Welch
Fontenot	Morrell	Weston
Frith	Morrish	Wiggins
Frige	Murray	Wilkerson
Gautreaux	Nevers	Willard
Glover	Odinet	Windhorst
Green	Perkins	Winston
Guillory	Pierre	Wooton
Hammett	Pinac	Wright
Total—96		

NAYS

Total—0

ABSENT

Ansardi	Daniel	Strain
Bowler	Lancaster	
Carter	Martiny	
Total—7		

The Conference Committee Report was adopted.

Speaker Downer in the Chair

CONFERENCE COMMITTEE REPORT

House Bill No. 214 By Representative Marionneaux

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 214 by Representative Marionneaux, recommend the following concerning the Reengrossed bill:

1. That the Legislative Bureau Amendments adopted by the Senate on April 27, 1999, be adopted.
2. That the Senate Floor Amendments proposed by Senator Hines and adopted by the Senate on April 26, 1999, be adopted.
3. That the Senate Floor Amendments proposed by Senator Hines and adopted by the Senate on May 4, 1999, be adopted.
4. That the following amendments to the Reengrossed bill be adopted:

AMENDMENT NO. 1

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

"D. This Section shall not apply to the use by a surviving spouse of the human ova or sperm of the deceased spouse in order to conceive a child, provided that prior to his death the deceased spouse signed a consent form authorizing such a donation."

Respectfully submitted,

Representative Robert M. Marionneaux, Jr.
 Representative Stephen J. Windhorst
 Senator Donald E. Hines
 Senator John T. "Tom" Schedler
 Senator Jerry A. Thomas

Rep. Marionneaux moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Jenkins
 Total—1

ABSENT

Ansardi	Lancaster	Strain
Bowler	Martiny	
Hudson	Pratt	
Total—7		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 232 By Representative Barton

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 232 by Representative Barton, recommend the following concerning the Engrossed bill:

1. That the Senate Committee Amendments proposed by the Senate committee on Local and Municipal Affairs and adopted by the Senate on June 4, 1999, be adopted.
2. That the Senate Floor Amendments proposed by Senator Campbell and adopted by the Senate on June 10, 1999, be rejected.
3. That the following amendment to the Engrossed bill be adopted:

AMENDMENT NO. 1

On page 2, after line 4, insert the following:

"Section 2. This Act shall become effective on July 1, 1999; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 1999, or on the day following such approval by the legislature, whichever is later."

Respectfully submitted,

Representative Robert Barton
 Representative Jerry Luke LeBlanc
 Senator Max Malone
 Senator Diana Bajoie
 Senator John J. Hainkel, Jr.

Rep. Barton moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pinac
Alario	Guillory	Powell
Alexander	Hammett	Pratt
Ansardi	Heaton	Quezaire
Barton	Holden	Riddle
Baylor	Hudson	Romero
Bruce	Hunter	Salter
Bruneau	Iles	Scalise
Carter	Jenkins	Schwegmann
Chaisson	Jetson	Shaw
Clarkson	Johns	Smith, J.D.—50th
Copelin	Kenney	Smith, J.R.—30th
Crane	Landrieu	Sneed
Curtis	LeBlanc	Stelly
Damico	Long	Theriot
Daniel	Marionneaux	Thompson
Deville	Martiny	Thornhill
DeWitt	McCain	Toomy
Doerge	McCallum	Travis
Donelon	McDonald	Triche
Dupre	McMains	Waddell
Durand	Michot	Warner
Farve	Mitchell	Welch
Faucheux	Morrell	Wilkerson
Flavin	Morrish	Willard
Frith	Murray	Windhorst
Fruge	Nevers	Winston
Gautreaux	Odinet	Wooton
Glover	Pierre	
Total—86		

NAYS

Baudoin	Hill	Schneider
Diez	Hopkins	Walsworth
Fontenot	Montgomery	Wiggins
Hebert	Perkins	Wright
Total—12		

ABSENT

Bowler	Lancaster	Weston
Kennard	Strain	
Total—5		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 233 By Representatives Downer, et al.

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 233 by Representatives Downer, et al., recommend the following concerning the Engrossed bill:

1. That Senate Floor Amendments Nos. 1 through 4 proposed by Senator Dardenne and adopted by the Senate on June 14, 1999, be adopted.
2. That the following amendment be adopted:

AMENDMENT NO. 1

In Senate Floor Amendment No. 4 proposed by Senator Dardenne and adopted by the Senate on June 14, 1999, on page 1, delete line 18 in its entirety and insert in lieu thereof the following:

"Intelligence Project. However, a general virtual code blueprint and a demonstrable and marketable major segment of a virtual code shall be delivered to the Law Institute before the close of the fiscal year. Additionally, the Law Institute shall report to the Budgetary Control Council not later than March 1, 2000, relative to the project's progress in meeting the deliverables goal."

Respectfully submitted,

Representative Hunt Downer
 Representative Emile Bruneau
 Representative Jerry Luke LeBlanc
 Senator Randy L. Ewing
 Senator John Joseph Hainkel, Jr.
 Senator John L. Dardenne, Jr.

Rep. LeBlanc moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander	Heaton	Pratt
Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Iles	Schwegmann
Carter	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
Green	Pierre	

Total—101

NAYS

Total—0

ABSENT

Jenkins	Strain
Total—2	

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 1072 By Representative Alexander

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1072 by Representative Alexander, recommend the following concerning the Engrossed bill:

1. That Senate Committee Amendments Nos. 1 and 2 proposed by the Senate Committee on Insurance and adopted by the Senate on June 8, 1999, be adopted.
2. That Senate Committee Amendment No. 3 proposed by the Senate Committee on Insurance and adopted by the Senate on June 8, 1999, be rejected.
3. That the following amendment to the Engrossed bill be adopted:

AMENDMENT NO. 1

On page 4, line 11, after "after" delete the remainder of the line and at the beginning of line 12, delete "of this Act." and insert "January 1, 2000."

Respectfully submitted,

Representative James J. Donelon
 Representative Rodney M. Alexander
 Representative Jay B. McCallum
 Senator Gregory W. Tarver, Sr.
 Senator Donald E. Hines
 Senator John T. "Tom" Schedler

Rep. Donelon moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—100

NAYS

Total—0

ABSENT

Glover	Heaton	Strain
Total—3		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 1362 By Representative Windhorst

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1362 by Representative Windhorst, recommend the following concerning the Reengrossed bill:

1. That Senate Committee Amendments Nos. 1 through 6 proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 14, 1999, be rejected.
2. That the following amendments to the Reengrossed bill be adopted.

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and delete lines 3 and 4 in their entirety and insert "R.S. 4:705(2) as enacted by House Bill No. 1365 of the 1999 Regular Session of the Legislature to add such provision to Chapter 11 of Title 4 as enacted by House Bill No. 1365 of the 1999 Regular Session of the Legislature, relative to the powers and duties of the office of charitable gaming to increase"

AMENDMENT NO. 2

On page 1, delete lines 8 through 10 and insert the following:

"Section 1. R.S. 4:705(2) as enacted by House Bill No. 1365 of the 1999 Regular Session of the Legislature is hereby amended and reenacted to add such provision to Chapter 11 of Title 4 as enacted by House Bill No. 1365 of the 1999 Regular Session of the Legislature to read as follows:"

AMENDMENT NO. 3

On page 1, delete lines 11 through 17 in their entirety

AMENDMENT NO. 4

On page 2, delete lines 1 through 11 in their entirety and insert in lieu thereof the following:

"§705. Office functions, duties, and responsibilities

The office shall have the following functions, duties, and responsibilities:

* * *

(2) To establish, assess, and collect the following fees for issuance of licenses and special licenses and for license renewals as follows:

(a) Manufacturer's license and renewal fee shall be two thousand five hundred dollars.

(b) Distributor's license and renewal fee shall not be more than two hundred fifty dollars, except the license and renewal fee for a private contractor licensed to conduct games of chance authorized under the provisions of R.S. 4:729 shall be two hundred dollars.

(c) Licensed organization's license and renewal fee shall be seventy-five dollars.

(d) Special events license and renewal fee shall be one hundred dollars.

(e) Commercial lessor's license and renewal fee shall be five hundred dollars."

AMENDMENT NO. 5

On page 2, after line 11 insert the following:

"Section 2. Notwithstanding the provisions of Section 5 of House Bill No. 1365 of this 1999 Regular Session of the Louisiana Legislature, which has been finally passed by both houses of the Louisiana Legislature, the provisions of this Act shall supersede and take precedence over any conflicting provisions contained in House Bill No. 1365 of this 1999 Regular Session."

Respectfully submitted,

Representative Stephen J. Windhorst
 Representative Joe R. Salter
 Representative Thomas David Wright
 Senator Noble E. Ellington
 Senator Jesse Kendrick "Ken" Hollis, Jr.
 Senator John L. "Jay" Dardenne, Jr.

Rep. Windhorst moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Schneider
 Total—1

ABSENT

Curtis	Holden	Wooton
Doerge	Mitchell	
Donelon	Strain	
Total—7		

The Conference Committee Report, having received a two-thirds vote of the elected members, was adopted.

CONFERENCE COMMITTEE REPORT
House Bill No. 1453 By Representative Martiny

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1453 by Representative Martiny, recommend the following concerning the Engrossed bill:

- 1. That Senate Committee Amendment No. 1, proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on June 3, 1999, be adopted.
2. That the following amendments to the Engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, between "to" and "enact" insert "amend and reenact R.S. 33:1564(C) and to"

AMENDMENT NO. 2

On page 1, at the end of line 6, add "to require release of certain information by coroners;"

AMENDMENT NO. 3

On page 1, line 9, after "Section 1." and before "R.S." insert " R.S. 33:1564(C) is hereby amended and reenacted and"

AMENDMENT NO. 4

On page 3, after line 5, insert the following:

"§1564. Notification of next of kin
* * *

C. The coroner or his designee may shall release to the news media or any family member the reported name, age, preliminary diagnosis, and status of death, whether unclassified or classified, pending final autopsy or investigation results concerning a death under investigation. However, nothing in this Subsection shall authorize the release of the information set forth herein prior to notification of the next of kin to the deceased unless no next of kin can be determined or, despite reasonable efforts by the coroner's office, no next of kin can be located. This Subsection shall not require the release of information in non-coroner cases or in cases pertaining to criminal litigation in contravention of the provisions of R.S. 33:1563(J)."

AMENDMENT NO. 5

On page 3, line 2, after "Subsection" delete the comma "," and insert "and notwithstanding the provisions of R.S. 33:1564(C)."

Respectfully submitted,

Representative Daniel R. Martiny
Representative Charles D. Lancaster
Representative Jennifer Sneed
Senator John L. "Jay" Dardenne
Senator Chris Ullo
Senator Jerry A. Thomas

Rep. Martiny moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives and their counts for YEAS, including Mr. Speaker, Alario, Alexander, Ansardi, Barton, Baudoin, Baylor, Bowler, Bruce, Bruneau, Carter, Chaisson, Clarkon, Copelin, Crane, Curtis, Damico, Daniel, Deville, DeWitt, Diez, Doerge, Donelon, Dupre, Durand, Farve, Faucheux, Flavin, Fontenot, Frith, Fruge, Gautreaux, Green, Guillory, Total—100.

NAYS

Total—0

ABSENT

Table listing names of representatives and their counts for ABSENT, including Glover, Heaton, Strain, Total—3.

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 1712 By Representative Montgomery

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1712 by Representative Montgomery, recommend the following concerning the Engrossed bill:

1. That Amendment No. 2 proposed by the Senate Committee on Retirement and adopted by the Senate on May 25, 1999, be rejected.
2. That the following amendments to the Engrossed bill be adopted:

AMENDMENT NO. 1

On page 2, line 3, between "to" and "as" delete "contributions" and insert:

"the following:

(i) Contributions"

AMENDMENT NO. 2

On page 2, line 4, after "Paragraph" add a period "." and delete "and the" and insert:

"(ii) The"

AMENDMENT NO. 3

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

"(iii) A deferred retirement option plan participant shall be treated as retired for purposes of eligibility to serve in an active member position on the board of trustees."

Respectfully submitted,

Representative Billy Montgomery
 Representative Victor T. Stelly
 Representative Thomas R. Warner
 Senator Francis C. Heitmeier
 Senator Ron J. Landry
 Senator Lynn B. Dean

Rep. Montgomery moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammitt	Powell
Alexander	Heaton	Pratt
Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Iles	Schwegmann
Carter	Jenkins	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	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	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard
Frith	Murray	Windhorst
Fruge	Nevers	Winston
Gautreaux	Odinet	Wooton
Glover	Perkins	Wright
Green	Pierre	
Total—101		

NAYS

Total—0

ABSENT

Mitchell	Strain
Total—2	

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 1923 By Representatives McMains, Ansardi, and McCain

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1923 by Representatives McMains, Ansardi, and McCain, recommend the following concerning the Reengrossed bill:

1. That the Senate Committee Amendments proposed by the Senate Committee on Judiciary A and adopted by the Senate on June 2, 1999, be adopted.
2. That the Legislative Bureau Amendments proposed by the Legislative Bureau and adopted by the Senate on June 4, 1999, be adopted.
3. That Senate Floor Amendments Nos. 1 through 4 proposed by Senator Cain and adopted by the Senate on June 10, 1999, be adopted.
4. That Senate Floor Amendments Nos. 5 and 6 proposed by Senator Cain and adopted by the Senate on June 10, 1999, be rejected.

Respectfully submitted,

Representative F. Charles McMains, Jr.
 Representative Audrey A. McCain
 Senator Ron Landry
 Senator Chris Ullo

Rep. McCain moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Alexander	Heaton	Quezaire
Ansardi	Hebert	Riddle
Barton	Hill	Romero
Baudoin	Holden	Salter
Baylor	Hopkins	Scalise
Bowler	Hudson	Schneider
Bruce	Hunter	Schwegmann
Bruneau	Iles	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
Deville	Marionneaux	Travis
DeWitt	Martiny	Triche
Diez	McCain	Waddell
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Welch
Durand	Michot	Weston
Farve	Mitchell	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrell	Willard
Fontenot	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Nevers	Wooton
Gautreaux	Odinet	Wright
Glover	Pierre	
Green	Pinac	
Total—100		

NAYS

Jenkins	Perkins
Total—2	

ABSENT

Strain
Total—1

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 2079 By Representative Daniel

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 2079 by Representative Daniel, recommend the following concerning the Engrossed bill:

1. That the Senate Floor Amendments proposed by Senator Lambert and adopted by the Senate on June 16, 1999, be rejected.

2. That the Senate Floor Amendments proposed by Senator Landry and adopted by the Senate on June 16, 1999, be rejected.
3. That the following amendments to the Engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 5, after "architects: and before "to provide for" insert: "to provide relative to the election and term of members of the board;"

AMENDMENT NO. 2

On page 1, line 14, change "seven" to "eight"

AMENDMENT NO. 3

On page 2, line 13, after the period "." and before "The" insert:

"In addition to the elected members and user agency representative, the assistant director of facility planning and control shall participate as the seventh member of the board."

AMENDMENT NO. 4

On page 3, line 7, change "seventh" to "eighth"

AMENDMENT NO. 5

On page 3, after line 18, insert the following:

"Section 2. The current Louisiana State Board of Architectural Examiners is hereby authorized and directed to conduct an election for membership on the Louisiana Architects Selection Board under the provisions of this Act. The election shall be conducted at a time and in such a manner that the members elected pursuant to such election shall begin their respective terms on September 15, 1999. Notwithstanding any provision of law to the contrary, the term of office of any member serving on the board on September 14, 1999, shall terminate at midnight on September 14, 1999.

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

Respectfully submitted,

Representative William Daniel
 Representative Vic Stelly
 Senator Ron Landry
 Senator Louis Lambert
 Senator Paulette Irons

Rep. Daniel moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

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

Baylor	Holden	Romero
Bowler	Hopkins	Salter
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
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	Lancaster	Thompson
Daniel	Landrieu	Thornhill
Deville	LeBlanc	Toomy
DeWitt	Long	Travis
Diez	Marionneaux	Triche
Doerge	Martiny	Waddell
Donelon	McCain	Walsworth
Dupre	McCallum	Warner
Durand	McDonald	Welch
Farve	McMains	Weston
Faucheux	Michot	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard
Frith	Morrish	Windhorst
Fruge	Nevers	Winston
Gautreaux	Odinet	Wooton
Glover	Perkins	Wright
Total—99		

NAYS

Scalise
Total—1

ABSENT

Mitchell	Murray	Strain
Total—3		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 2119 By Representatives Waddell and Winston

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 2119 by Representatives Waddell and Winston, recommend the following concerning the Engrossed bill:

1. That the Senate Floor Amendments Nos. 1 through 9 proposed by Senator Irons adopted by the Senate June 16, 1999, be rejected.

Respectfully submitted,

Representative Wayne Waddell
Representative Charles D. Lancaster, Jr.
Representative Diane Winston
Senator Jay Dardenne
Senator Ron Bean
Senator Paulette R. Irons

Rep. Waddell moved to adopt the Conference Committee Report.

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 Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 2136 By Representative Downer

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 2136 by Representative Downer, recommend the following concerning the Engrossed bill:

1. That all the amendments proposed by the Senate Committee on Retirement and adopted by the Senate on June 7, 1999, be rejected.

Respectfully submitted,

Representative Huntington B. Downer, Jr.
 Representative Victor T. Stelly
 Representative Ronnie Johns
 Senator Francis C. Heitmeier
 Senator Ronald C. Bean
 Senator Lambert C. Boissiere, Jr.

Rep. Stelly moved to adopt the Conference Committee Report.

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 Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 2174 By Representative Stelly

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 2174 by Representative Stelly, recommend the following concerning the Engrossed bill:

1. That the amendments proposed by the Senate Committee on Retirement and adopted by the Senate on May 25, 1999, be adopted.
2. That the following amendments to the Engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, delete lines 3 through 5 in their entirety and insert "R.S. 11:102(B)(2)(c) and 153.1, relative to all state and statewide public retirement systems; to provide with respect to the purchase of credit for certain military service;"

AMENDMENT NO. 2

On page 1, at the beginning of line 15, delete "R.S. 11:102(B)(2)(c) is" and insert "R.S. 11:102(B)(2)(c) and 153.1 are"

AMENDMENT NO. 3

On page 2, after line 26, add:

"§153.1. Service credit; state national guard; coast guard; reserve forces

A.(1) Any member of a state or statewide public retirement system shall be eligible to purchase credit for service in the state national guard, coast guard, or reserve forces, subject to the provisions of this Section.

(2) In order to obtain such credit the member shall pay into the applicable system an amount required under the provisions of R.S. 11:158. The amount to be paid shall be paid in one lump sum or in such installments as shall be agreed upon by the member and the applicable board of trustees, but all such payments shall be paid in full within three years after the date of the application for purchase of credit for such service.

B.(1) Any such employee seeking to purchase credit for military service under the provisions of this Section shall first submit to the applicable state or statewide public retirement system an official copy of the employee's retirement points as maintained by the employee's respective military branch.

(2) Any such employee shall be entitled to purchase military credit in the applicable state or statewide public retirement system based on his accrued points and in an amount equal to one day of retirement credit for each point, not to exceed a total of four years of retirement credit.

C.(1) Any purchase of credit under the provisions of this Section shall be subject to the provisions of R.S. 11:153(E), (F), and (G).

(2) Each state and statewide public retirement system shall cause to be promulgated such regulations as are necessary for the administration of such purchases made pursuant to this Section.

D. The provisions of this Section shall apply to all purchases of credit for service in the state national guard, coast guard, or reserve forces, which are transacted on and after July 1, 1999. The provisions of R.S. 11:153 shall govern all such purchases transacted on or before June 20, 1999."

Respectfully submitted,

Representative Victor T. Stelly
 Representative Daniel T. Flavin
 Representative Ronnie Johns
 Senator John J. Hainkel, Jr.
 Senator Ron J. Landry

Rep. Stelly moved to adopt the Conference Committee Report.

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 Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 2230 By Representatives Damico, et al.

June 19, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 2230 by Representatives Damico, et al., recommend the following concerning the Reengrossed bill:

1. That Senate Committee Amendment No. 1, proposed by the Senate Committee on Environmental Quality and adopted by the Senate on June 10, 1999, be adopted.
2. That Senate Committee Amendment No. 2, proposed by the Senate Committee on Environmental Quality and adopted by the Senate on June 10, 1999, be rejected.

Respectfully submitted,

Representative N. J. Damico
 Representative Daniel Martiny
 Representative Melvin Holden
 Senator Louis J. Lambert
 Senator Max Malone
 Senator Ronald Bean

Rep. Damico moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander	Heaton	Pratt
Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Iles	Schwegmann
Carter	Jenkins	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	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	Montgomery	Wiggins

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

NAYS

Total—0

ABSENT

Mitchell	Strain
Total—2	

The Conference Committee Report was adopted.

Speaker Pro Tempore Bruneau in the Chair

CONFERENCE COMMITTEE REPORT

House Bill No. 2242 By Representative Curtis

June 18, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 2242 by Representative Curtis, recommend the following concerning the Engrossed bill:

1. That Senate Committee Amendment No. 1 proposed by the Senate Committee on Local and Municipal Affairs and adopted by the Senate on June 1, 1999, be adopted.
2. That Senate Floor Amendments Nos. 1 and 2 proposed by Senator Dyess and adopted by the Senate on June 3, 1999, be rejected.
3. That Senate Floor Amendments Nos. 3 through 12, proposed by Senator Dyess and adopted by the Senate on June 3, 1999, be adopted.
4. That the Legislative Bureau amendment adopted by the Senate on June 2, 1999, be rejected.
5. That the following amendments to the Engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 33:2740.46," insert "2740.47, and 2740.48,"

AMENDMENT NO. 2

On page 1, line 2, change "the city of Alexandria;" to "economic development districts;"

AMENDMENT NO. 3

On page 1, at the end of line 3, after "Alexandria" delete the semi-colon ";" and insert "and the New Orleans Central City Economic Development District;"

AMENDMENT NO. 4

On page 1, line 4, change "district;" to "districts;"

AMENDMENT NO. 5

On page 1, line 5, change "district," to "districts,"

AMENDMENT NO. 6

On page 1, line 7, change "district" to "Alexandria Central Economic Development District"

AMENDMENT NO. 7

On page 1, line 8, between "bonds;" and "and to" insert "to provide relative to the governing authority of economic districts in certain parishes;"

AMENDMENT NO. 8

On page 1, line 13, change "R.S. 33:2740.46 is" to "R.S. 33:2740.46, 2740.47, and 2740.48 are"

AMENDMENT NO. 9

On page 7, between lines 13 and 14, insert the following:

"§2740.47. New Orleans Central City Economic Development District

A. The New Orleans Central City Economic Development District, hereinafter referred to as the "district", is hereby created and is declared to be a body politic and political subdivision of the state of Louisiana, as defined in Article VI, Section 44 of the Constitution of Louisiana. The district, acting through its board of commissioners, the governing authority of said district, is hereby granted all of the rights, powers, privileges, and immunities granted to political subdivisions for industrial, commercial, research, and economic development purposes, excluding the powers of expropriation and taxation.

B. The district is established for the primary object and purpose of establishing and adopting a master economic development plan for the central city area.

C. The boundaries of the district shall be comprised of that area of the city bounded by Howard Avenue, Carondelet Street, Simon Bolivar, and Washington Ave.

D.(1) The board of commissioners, hereinafter referred to as the "board", shall be composed of the following members:

(a)(i) One member shall be the mayor of New Orleans or his designee.

(ii) One member shall be appointed by the mayor of New Orleans.

(b) One member shall be the city councilman who represents the district or his designee.

(c)(i) One member shall be the state senator who represents the district or his designee.

(ii) One member shall be appointed by the state senator who represents the district.

(d) Each state representative who represents the district shall be a member or shall appoint a designee.

(e) Three members shall be members of and appointed by Central City Partnership.

(f) Two members shall be members of and appointed by the Aretha Castle Halley Business Association.

(2) The state senator who represents the district shall call the first meeting of the board no later than January 31, 2000. At the first meeting the members shall elect a chair, a vice chairman, secretary, and any other officers needed.

(3) In preparation of the economic development plan, as provided in Subsection A of this Section, the board shall make careful and comprehensive surveys and studies of present conditions and future economic growth of the district. A plan shall be made with the general purpose of guiding and accomplishing coordinated, adjusted, and harmonious economic development of the district, which will, in accordance with present and future needs, best promote the natural, cultural, and economic resources of the district and the citizens and businesses in the district.

§2740.48. Board of commissioners, certain economic and industrial development districts

Notwithstanding any provision of law to the contrary, members of the board of commissioners in an economic and industrial development district in any parish with a population of between seventy-eight thousand and eighty-four thousand as of the most recent federal census shall be eligible for reappointment to the board at the expiration of any full or interim term. Furthermore, nine members of such a board shall constitute a quorum."

Respectfully submitted,

Representative Israel B. Curtis
 Representative Sharon Weston
 Representative Wilfred Pierre
 Senator B. G. Dyess
 Senator Diana E. Bajoie
 Senator Charles D. Jones

Rep. Curtis moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

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

Fruge	Nevers	Windhorst
Gautreaux	Perkins	Winston
Green	Pierre	Wooton
Guillory	Pinac	Wright
Hammett	Powell	
Hebert	Pratt	
Total—91		

NAYS

Morrish	Odinot
Total—2	

ABSENT

Baudoin	Fontenot	Strain
Daniel	Glover	Toomy
DeWitt	Heaton	
Diez	LeBlanc	
Total—10		

The Conference Committee Report was adopted.

Suspension of the Rules

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

Petitions, Memorials and Communications

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

Message from the Senate

RECOMMITAL OF CONFERENCE COMMITTEE REPORT

June 21, 1999

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

I am directed to inform your honorable body that the Senate has recommitted the report of the Conference Committee on the disagreement to House Bill No. 886.

Respectfully submitted,

MICHAEL S. BAER, III
 Secretary of the Senate

Message from the Senate

ADOPTION OF CONFERENCE COMMITTEE REPORT

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 1072.

Respectfully submitted,

MICHAEL S. BAER, III
 Secretary of the Senate

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 998.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 635.

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

Message from the Senate

**RECOMMITTAL OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has recommitted the report of the Conference Committee on the disagreement to House Bill No. 369.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 233.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 214.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 140.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 92.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 49.

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

Conference Committee Reports for Consideration

The following Conference Committee Reports were taken up and acted upon as follows:

CONFERENCE COMMITTEE REPORT

House Bill No. 2251 By Representative Flavin

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 2251 by Representative Flavin, recommend the following concerning the Engrossed bill:

1. That Amendment Nos. 1, 2, and 4, proposed by the Senate Committee on Retirement and adopted by the Senate on June 7, 1999, be rejected.
2. That Amendment No. 3 proposed by the Senate Committee on Retirement and adopted by the Senate on June 7, 1999, be adopted.

Respectfully submitted,

Representative Daniel T. Flavin
 Representative Victor T. Stelly
 Representative Ronnie Johns
 Senator Francis C. Heitmeier
 Senator Ron J. Landry
 Senator John T. Schedler

Rep. Flavin moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

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

Farve	Mitchell	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Frith	Morrish	Willard
Fruge	Murray	Windhorst
Gautreaux	Nevers	Winston
Glover	Odinot	Wooton
Green	Perkins	Wright
Guillory	Pierre	
Hammett	Pinac	
Total—100		

NAYS

Total—0

ABSENT

Diez	Fontenot	Strain
Total—3		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 1793 By Representative Alexander

June 21, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1793 by Representative Alexander, recommend the following concerning the Engrossed bill:

1. That Senate Committee Amendments Nos. 1 through 5 proposed by the Senate Committee on Local and Municipal Affairs and adopted by the Senate on June 9, 1999, be adopted.
2. That the following amendment to the Engrossed bill be adopted.

AMENDMENT NO. 1

On page 1, line 12, after "of the" change "most recent" to "1990"

Respectfully submitted,

Representative Rodney Alexander
 Representative Sharon Weston
 Representative Jay McCallum
 Senator Randy Ewing
 Senator Diana E. Bajoie
 Senator Mike Smith

Rep. Alexander moved to adopt the Conference Committee Report.

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 Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 15 by Senator Romero

June 20, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 15 by Senator Romero recommend the following concerning the Reengrossed bill:

1. That House Floor Amendments Nos. 1 through 3 proposed by Representative Durand and adopted by the House on June 14, 1999, be rejected.

Respectfully submitted,

Senator Craig F. Romero
Senator John L. "Jay" Dardenne, Jr.
Senator J. Lomax Jordan, Jr.
Representative Sydnie Mae Durand
Representative F. Charles McMains
Representative Errol "Romo" Romero

Rep. Romero moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—100

NAYS

Total—0

ABSENT

Farve
Total—3
Glover
Strain

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 54 by Senators Landry

June 18, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 54 by Senator Landry recommend the following concerning the Re-reengrossed bill:

1. That House Committee Amendment Nos. 1 through 3 proposed by the House Committee on Ways and Means and adopted by the House on June 9, 1999, be adopted.
2. That the following amendments to the Re-reengrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 51:1," add "291,"

AMENDMENT NO. 2

On page 1, line 5, after the semicolon ":" add "to name and designate the Louisiana Superdome as the "John J. McKeithen Superdome"; to provide relative to trade names, trademarks, and service marks reserved to the district;"

AMENDMENT NO. 3

On page 1, line 7, after "R.S. 51:1," add "291,"

AMENDMENT NO. 4

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

"§291. Purpose

A. This Subpart is enacted pursuant to the provisions of Paragraph (T) of Section 47 of Article XIV of the Louisiana Constitution authorizing the Legislature to more fully define the rights and obligations of the Louisiana Stadium and Exposition District.

B. The legislature hereby finds and declares that the terms "Superdome", "Louisiana Superdome", "John J. McKeithen Superdome", "Dome (d) Stadium", "Louisiana Dome (d) Stadium", and "Louisiana Dome", and the general design, appearance and configuration of the stadium being constructed by the Louisiana Stadium and Exposition District, and the following logo -- "L'S" -- which comprises three elements (a) a curved line which follows the general configuration of the Mississippi River in downtown New Orleans, Louisiana, (b) a straight vertical line across the curved line which generally represents the Greater Mississippi River Bridge, and (c) a circular dot which generally represents the approximate geographical location of the stadium facility, are particularly, exclusively and uniquely descriptive in the State of Louisiana of the stadium being constructed by the Louisiana Stadium and Exposition District in New Orleans, Louisiana. It is therefore within the public interest that these terms and said general design, appearance and configuration of the stadium and the special "L'S" logo be reserved to the Louisiana Stadium and Exposition District in order to prevent unauthorized commercial exploitation thereof, it being the intent hereof that said terms and said general design, appearance and configuration and said special "L'S" logo be used commercially in the state of Louisiana only when authorized by the Louisiana Stadium and Exposition District.

* * *

AMENDMENT NO. 5

On page 2, line 5, after ""Louisiana Superdome"", add ""John J. McKeithen Superdome""

AMENDMENT NO. 6

On page 3, between lines 10 and 11, add the following:

"Section 2. Notwithstanding any law to the contrary, the Louisiana Superdome is hereby named and designated as the "John J. McKeithen Superdome"."

AMENDMENT NO. 7

On page 3, line 11, after "Section" change "2" to "3"

Respectfully submitted,

Senator Ron Landry
 Senator John Hainkel
 Senator Randy Ewing
 Representative John C. "Juba" Diez
 Representative Sherman Copeland
 Representative Edwin R. Murray

Rep. Copelin moved to adopt the Conference Committee Report.

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 Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 242 by Senator Landry

May 10, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 242 by Senator Landry recommend the following concerning the Engrossed bill:

- 1. That House Floor Amendments Nos. 1 through 3 and 5 adopted on April 8, 1999, be accepted.
2. That House Floor Amendments Nos. 4 and 6 adopted on April 8, 1999, be rejected.
3. That the following amendments to the Engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, delete lines 13 and 14 and insert:

"do all other things incidental thereto, Along the main line levees of the Mississippi river, levee boards and levee and drainage boards may construct bicycle paths and walkways along the top of the"

AMENDMENT NO. 2

On page 2, after line 5, insert the following:

"R.S. 38:301(E) is all proposed new law.

E. (1) Neither a levee board nor a levee and drainage board that constructs a bicycle path or walkway as provided in Subsection A, nor the owner, operator or lessee of property utilized for levee and levee drainage purposes, shall be liable for any personal injury, property damage, or other loss which occurs while a person enters onto such property to utilize the bicycle path or walkway constructed by the levee board or the levee and drainage board.

(2) Nothing contained in this Section shall prevent or restrict a landowner, operator, lessee or adjacent landowners from the normal, reasonable and foreseeable use of levee property upon which a bicycle path or walkway is constructed.

(3) Nothing contained in this Section shall be construed to require the removal or modification of any existing structure or pipeline lawfully placed upon or crossing a levee in order to construct a bicycle path or walkway."

Respectfully submitted,

Senator Ron Landry
Senator Louis Lambert
Senator Mike Smith
Representative Juba Diez
Representative Mitch Theriot
Representative Joel Chaisson

Rep. Chaisson moved to recommit the bill to the Conference Committee.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—101

NAYS

Windhorst
Total—1

ABSENT

Strain
Total—1

The House agreed to recommit the bill to the Conference Committee.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 392 by Senator Dardenne

June 18, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 392 by Senator Dardenne recommend the following concerning the Reengrossed bill:

- 1. That House Committee Amendment Nos. 1 through 6 proposed by the House Committee on Labor and Industrial Relations and adopted by the House on June 2, 1999, be rejected.

2. That Legislative Bureau Amendments Nos. 1 through 5 proposed by the Legislative Bureau and adopted by the House on June 2, 1999, be rejected.

Respectfully submitted,

Senator Jay Dardenne
 Senator Charles D. Jones
 Senator Craig F. Romero
 Representative Charles W. DeWitt
 Representative Daniel R. Martiny
 Representative Charles D. Lancaster, Jr.

Rep. Martiny moved to adopt the Conference Committee Report.

As a substitute motion, Rep. Morrell moved to recommit the bill to the Conference Committee.

Rep. Martiny objected.

The vote recurred on the substitute motion.

By a vote of 38 yeas and 59 nays, the House refused to recommit the bill to the Conference Committee.

Rep. Martiny insisted on his motion to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Green	Quezairé
Alexander	Hammett	Riddle
Ansardi	Hill	Salter
Barton	Hopkins	Scalise
Bowler	Iles	Schneider
Bruce	Kennard	Shaw
Bruneau	Kenney	Smith, J.D.—50th
Chaisson	Lancaster	Smith, J.R.—30th
Crane	Long	Sneed
Damico	Marionneau	Theriot
Daniel	Martiny	Thompson
DeWitt	McCain	Thornhill
Diez	McDonald	Toomy
Doerge	Michot	Triche
Donelon	Montgomery	Waddell
Dupre	Morrish	Walsworth
Durand	Nevers	Warner
Faucheux	Odinet	Windhorst
Fontenot	Pierre	Winston
Frith	Pinac	Wooton
Früge	Powell	Wright
Total—63		

NAYS

Baudoin	Hebert	Schwegmann
Baylor	Holden	Travis
Carter	Jenkins	Welch
Clarkson	Morrell	Weston
Copelin	Murray	Wiggins
Deville	Perkins	Wilkerson
Farve	Pratt	Willard
Guillory	Romero	
Total—23		

ABSENT

Mr. Speaker	Hudson	McCallum
Curtis	Hunter	McMains
Flavin	Jetson	Mitchell
Gautreaux	Johns	Stelly
Glover	Landrieu	Strain
Heaton	LeBlanc	
Total—17		

The Conference Committee Report was adopted.

Reconsideration

On motion of Rep. Alario, the motion to reconsider the vote by which the Conference Committee Report to Senate Bill No. 54 was adopted was reconsidered.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 598 by Senator Schedler

June 20, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 598 by Senator Schedler recommend the following concerning the Engrossed bill:

1. That the House Committee Amendments proposed by the House Committee on Transportation, Highways, and Public Works and adopted by the House on May 27, 1999, be adopted.

Respectfully submitted,

Senator Tom Schedler
 Senator Paulette Irons
 Representative John "Juba" Diez
 Representative D. A. "Butch" Gautreaux
 Representative Mitchell R. Theriot

Rep. Diez moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pratt
Alario	Guillory	Quezairé
Alexander	Hammett	Riddle
Ansardi	Heaton	Romero
Barton	Hebert	Salter
Baudoin	Hill	Scalise
Baylor	Holden	Schneider
Bowler	Hopkins	Schwegmann
Bruce	Hudson	Shaw
Bruneau	Hunter	Smith, J.D.—50th
Chaisson	Iles	Smith, J.R.—30th
Clarkson	Jetson	Sneed
Copelin	Johns	Stelly
Crane	Kennard	Theriot
Curtis	Kenney	Thompson
Damico	Lancaster	Thornhill
Daniel	Landrieu	Toomy

Deville	Long	Travis
DeWitt	Martiny	Triche
Diez	McCallum	Waddell
Doerge	McDonald	Walsworth
Donelon	McMains	Warner
Dupre	Michot	Welch
Durand	Montgomery	Weston
Farve	Morrell	Wiggins
Faucheux	Morrish	Wilkerson
Flavin	Murray	Willard
Fontenot	Nevers	Winston
Frith	Odinet	Wooton
Fruge	Pierre	Wright
Gautreaux	Pinac	

NAYS

Total—0

ABSENT

Carter	Marionneaux	Powell
Glover	McCain	Strain
Jenkins	Mitchell	Windhorst
LeBlanc	Perkins	

Total—11

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 648 by Senator Smith

June 20, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 648 by Senator Smith recommend the following concerning the Engrossed bill:

1. That House Floor Amendment No. 1 proposed by Representative McCain and adopted by the House on June 10, 1999, be adopted.
2. That House Floor Amendment No. 2 proposed by Representative McCain and adopted by the House on June 10, 1999, be rejected.
3. That the following amendments to the Engrossed bill be adopted:

AMENDMENT NO. 1

On page 3, line 10, after "scene," insert the following:

"However, if a bodily substance sample for a toxicology screen is extracted at the accident scene, the extraction procedure shall be performed outside of public view."

Respectfully submitted,

Senator Mike Smith
 Senator Noble Ellington
 Senator Don Hines
 Representative Jay McCallum
 Representative Audrey McCain
 Representative Joseph Toomy

Rep. McCallum moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Pratt
Alario	Heaton	Quezaire
Alexander	Hebert	Riddle
Ansardi	Holden	Romero
Barton	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
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Martiny	Travis
Diez	McCain	Triche
Doerge	McCallum	Waddell
Donelon	McDonald	Walsworth
Dupre	Michot	Warner
Durand	Mitchell	Welch
Farve	Montgomery	Weston
Faucheux	Morrell	Wiggins
Flavin	Morrish	Wilkerson
Fontenot	Murray	Willard
Frith	Nevers	Windhorst
Fruge	Odinet	Winston
Gautreaux	Perkins	Wooton
Glover	Pierre	Wright
Green	Pinac	
Guillory	Powell	
Total—97		

NAYS

Total—0

ABSENT

Baudoin	Hill	McMains
Curtis	Marionneaux	Strain

Total—6

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 685 by Senator Dardenne

June 20, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 685 by Senator Dardenne recommend the following concerning the Engrossed bill:

1. That House Floor Amendments Nos. 1 through 4 proposed by Representative Montgomery and adopted by the House of Representatives on June 15, 1999, be adopted.

Respectfully submitted,

Sentor Jay Dardenne
 Senator Paulette Irons
 Senator Chris Ullo
 Representative Charles A. Riddle, III
 Representative Billy Montgomery
 Representative Rodney Alexander

Rep. Riddle moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pinac
Alario	Guillory	Pratt
Alexander	Hammett	Quezaire
Ansardi	Heaton	Riddle
Barton	Hebert	Romero
Baylor	Holden	Salter
Bowler	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Carter	Iles	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	Sneed
Crane	Kenney	Stelly
Curtis	Lancaster	Theriot
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	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	Pierre	Wright
Total—96		

NAYS

Jenkins Perkins
 Total—2

ABSENT

Baudoin	Marionneaux	Strain
Hill	Powell	
Total—5		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 761 by Senator Bean

June 20, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 761 by Senator Bean recommend the following concerning the Reengrossed bill:

1. That House Committee Amendment Nos. 3 and 4 proposed by the House Committee on Insurance and adopted by the House of Representatives on June 1, 1999 be adopted.
2. That House Committee Amendment Nos. 1 and 2 proposed by the House Committee on Insurance and adopted by the House of Representatives on June 1, 1999 be rejected.
3. That House Floor Amendments proposed by the Representative Martiny and adopted by the House of Representatives on June 11, 1999 be rejected.
4. That the following amendments be to the Reengrossed bill be adopted:

AMENDMENT NO. 1

On page 3, line 21, between "Section" and the comma "," insert the following:

"and Part VI-D of Chapter 1 of this Title"

AMENDMENT NO. 2

On page 3, delete lines 23 and 24 in their entirety and insert in lieu thereof the following:

"B. The provisions of this Section shall apply to all health insurance coverage issued by a health insurance insurer for delivery in this state, except limited benefit and short duration health insurance policies that provide cash benefits directly to the insured when hospitalized, injured or ill. The provisions of this Section as applied to the State Employees Group Benefits Program shall become effective on July 1, 2000."

AMENDMENT NO. 3

On page 5, between lines 25 and 26, insert the following:

"H. The commissioner may promulgate necessary rules and regulations, pursuant to R.S. 22:3, to provide for submission of annual reports by health insurers describing clinical trials for which coverage was provided to insureds, subscribers, or enrollees."

Respectfully submitted,

Senator Ronald C. Bean
 Senator Donald E. Hines
 Senator Gregory W. Tarver, Sr.
 Representative James J. Donelon
 Representative Daniel R. Martiny
 Representative Dan W. Morrish

Rep. Donelon moved to adopt the Conference Committee Report.

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	Holden	Scalise
Baylor	Hopkins	Schneider
Bowler	Hudson	Schwegmann
Bruce	Hunter	Shaw
Bruneau	Iles	Smith, J.D.—50th
Carter	Jenkins	Smith, J.R.—30th
Chaisson	Johns	Sneed
Clarkson	Kenney	Stelly
Copelin	Landriou	Theriot
Crane	LeBlanc	Thompson
Damico	Long	Thornhill
Daniel	Martiny	Toomy
Deville	McCallum	Travis
DeWitt	McDonald	Triche
Diez	McMains	Waddell
Doerge	Michot	Walsworth
Donelon	Mitchell	Warner
Dupre	Montgomery	Welch
Farve	Morrell	Weston
Faucheux	Morrish	Wiggins
Flavin	Murray	Wilkerson
Fontenot	Nevers	Willard
Frith	Odinot	Windhorst
Frige	Perkins	Winston
Gautreaux	Pierre	Wooton
Glover	Pinac	Wright
Total—93		

NAYS

Total—0

ABSENT

Curtis	Kennard	Powell
Durand	Lancaster	Strain
Hill	Marionneaux	
Jetson	McCain	
Total—10		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 806 by Senator Landry

June 20, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 806 by Senator Landry recommend the following concerning the Engrossed bill:

1. That House Floor Amendment No. 1 proposed by Representative Green and adopted by the House on June 11, 1999 be rejected.
2. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 13, after "criminally" add ", when the state or its agent has failed to return the information requested in a timely manner so that notification cannot be made within the seven-day period as required in R.S. 32:1720, as long as he does make the notification, as provided in R.S. 32:1720, within three days of receiving the information."

Respectfully submitted,

Senator Ron Landry
 Senator Mike Smith
 Senator Tom Schedler
 Representative John "Juba" Diez
 Representative Heulette "Clo" Fontenot

Rep. Diez moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pinac
Alario	Guillory	Powell
Alexander	Hammett	Pratt
Ansardi	Heaton	Quezaire
Barton	Hebert	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	Theriot
Curtis	Lancaster	Thompson
Damico	Landriou	Thornhill
Daniel	LeBlanc	Toomy
Deville	Long	Travis
DeWitt	Martiny	Triche
Diez	McCain	Waddell
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Dupre	McMains	Welch
Durand	Michot	Weston
Farve	Mitchell	Wiggins
Faucheux	Montgomery	Wilkerson
Flavin	Morrish	Willard
Fontenot	Murray	Windhorst
Frith	Nevers	Winston
Frige	Odinot	Wooton
Gautreaux	Perkins	Wright
Glover	Pierre	
Total—98		

NAYS

Total—0

ABSENT

Hill	Morrell	Strain
Marionneaux	Stelly	
Total—5		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 854 by Senator Dardenne

June 18, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 854 by Senator Dardenne recommend the following concerning the Reengrossed bill:

1. That House Committee Amendments Nos. 1 through 6 proposed by the House Committee on House and Governmental Affairs and adopted by the House on May 7, 1999 be adopted.
2. That Legislative Bureau Amendment No. 1 adopted by the House on May 7, 1999 be adopted.
3. That House Floor Amendments Nos. 1 through 3 proposed by Representative Waddell and adopted by the House on June 9, 1999 be adopted.
4. That House Floor Amendments Nos. 1 and 2 proposed by Representative Jenkins and adopted by the House on June 9, 1999 be rejected.

Respectfully submitted,

Senator John L. "Jay" Dardenne, Jr.
 Senator Robert J. Barham
 Senator Tom Greene
 Representative Emile "Peppi" Bruneau
 Representative Charles Lancaster, Jr.
 Representative Robert Waddell

Rep. Lancaster moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Powell
Alario	Guillory	Pratt
Alexander	Hammett	Quezaire
Ansardi	Heaton	Riddle
Barton	Hebert	Romero
Baudoin	Holden	Salter
Baylor	Hopkins	Scalise
Bowler	Hudson	Schneider
Bruce	Hunter	Schwegmann
Bruneau	Iles	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
Deville	Martiny	Travis
DeWitt	McCain	Triche
Diez	McCallum	Waddell
Doerge	McDonald	Walsworth
Donelon	McMains	Warner
Dupre	Michot	Welch
Durand	Mitchell	Weston
Farve	Montgomery	Wiggins
Faucheux	Morrish	Wilkerson
Flavin	Murray	Willard
Fontenot	Nevers	Windhorst
Frith	Odinot	Winston
Fruge	Perkins	Wooton
Gautreaux	Pierre	Wright
Glover	Pinac	

Total—98

NAYS

Total—0

ABSENT

Hill	Marionneaux	Strain
Jenkins	Morrell	
Total—5		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 889 by Senator Landry

June 20, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 889 by Senator Landry recommend the following concerning the Engrossed bill:

1. That House Floor Amendments proposed by Representative Jack Smith and adopted by the House on June 1, 1999 be rejected.
2. That the following amendments to the Engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, after "(C)" add "(2) and" and after "(4)" add "and to enact R.S. 48:381.2(F) and 381.3

AMENDMENT NO. 2

On page 1, line 6, after the semicolon ";" add "to provide relative to wireless telecommunication tower management;"

AMENDMENT NO. 3

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

AMENDMENT NO.4

On page 1, line 10, after "(C)" add "(2) and" after "(4)" change "is" to "are" and after "reenacted" add "and R.S. 48:381.2(F) and 381.3 are hereby enacted"

AMENDMENT NO. 5

On page 2, between lines 3 and 4 add the following:

"(2) Requirements for telecommunication resources to be provided to the state in instances where "shared resources" agreements are utilized. As used in this Section, "shared resources" shall include in-kind services.

* * *

AMENDMENT NO. 6

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

R.S. 381.2(F) is all proposed new law.

"F. The fee for fiber optic telecommunication installations placed within a controlled access highway right-of-way shall not exceed the actual cost of the administration of the program. 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.

§381.3. Rights-of-way; wireless telecommunications tower managers

R.S. 48:381.3 is all proposed new law.

The chief engineer or his duly authorized representative may enter into agreements with a wireless telecommunications tower manager to manage such towers for specified periods as follows:

(1) One or more telecommunications towers owned and operated solely by the department may be managed for a period less than that set forth in Article 3473 of the Civil Code.

(2) Telecommunication towers in either of the following categories may be managed for a period less than that set forth in Article 3486 of the Civil Code:

(a) One or more telecommunication towers owned or operated by the department which have been strengthened by the wireless telecommunications tower manager.

(b) One or more telecommunication towers erected by the wireless telecommunications tower manager on public or highway rights-of-way.

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."

Respectfully submitted,

Senator Ron Landry
Senator Mike Smith
Senator Paulette Irons
Representative Jack D. Smith
Representative John "Juba" Diez
Representative Dirk Deville

Rep. Jack Smith moved to adopt the Conference Committee Report.

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
Bowler	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	Lancaster	Theriot
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneaux	Travis
Doerge	McCain	Triche
Donelon	McCallum	Waddell
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Welch
Faucheux	Mitchell	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrish	Wilkerson
Frith	Murray	Willard
Fruge	Nevers	Windhorst
Gautreaux	Odinet	Winston
Glover	Perkins	Wooton
Green	Pierre	Wright
Total—99		

NAYS

Total—0

ABSENT

Ansardi	Morrell
Martiny	Strain
Total—4	

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 1050 by Heitmeier

June 20, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 1050 by Senator Heitmeier recommend the following concerning the Engrossed bill:

1. That House Floor Amendments No. 1 through 5 proposed by Representative LeBlanc and adopted by the House of Representatives on June 14, 1999, be rejected.
2. That the following amendments to the Reengrossed bill be adopted:

AMENDMENT NO. 1

On page 2, line 9, after "subdivisions" insert the following:

", other than the Department of Public Safety and Corrections and the Department of Wildlife and Fisheries, and headquartered in a municipality with a population in excess of four hundred fifty thousand, and"

AMENDMENT NO. 2

On page 2, line 12, after "areas" delete the remainder of the line and delete line 13 and on line 14 delete "hundred fifty thousand"

Respectfully submitted,

Senator Francis C. Heitmeier
 Senator Lambert Boissiere
 Senator Noble Ellington
 Representative Steve Windhorst
 Representative Joe Toomy
 Representative Jerry LeBlanc

Rep. Windhorst moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Alexander	Heaton	Quezairé
Ansardi	Hebert	Riddle
Barton	Holden	Romero
Baylor	Hopkins	Salter
Bowler	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	Lancaster	Theriot
Daniel	Landrieu	Thompson
Deville	LeBlanc	Thornhill
DeWitt	Long	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	Morrish	Wilkerson
Frith	Murray	Willard
Fruge	Odinet	Windhorst
Gautreaux	Perkins	Winston

Glover	Pierre	Wooton
Green	Pinac	Wright
Total—96		

NAYS

Total—0

ABSENT

Baudoin	Marionneaux	Strain
Bruce	Morrell	
Hill	Nevers	
Total—7		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 1060 by Barham

June 18, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 1060 by Barham recommend the following concerning the Engrossed bill:

1. That House Floor Amendment Nos. 1 through 4 proposed by Representative Jack Smith and adopted by the House on June 4, 1999, be adopted.
2. That House Floor Amendment Nos. 1 through 3 proposed by Representative Marionneaux and adopted by the House on June 4, 1999, be rejected.
3. That the following amendments to the Engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 4, between "Parish;" and "to" insert the following:

"to direct the transfer of certain properties in West Feliciana Parish between the Department of Wildlife and Fisheries and the office of state parks, Department of Culture, Recreation and Tourism; to transfer certain properties located in Iberia and St. Martin Parishes from the Department of Culture, Recreation and Tourism to the state land office;"

AMENDMENT NO. 2

On page 3, between lines 5 and 6 insert the following:

"Section 4. The Department of Wildlife and Fisheries, within one year of the effective date of this Section, shall transfer approximately three hundred sixty-five acres of property within the Tunica Wildlife Management Area to the office of state parks, Department of Culture, Recreation and Tourism, as described:

TRACT ONE: A certain tract or parcel of land, together with all buildings and improvements thereon and with all the rights, ways, privileges, servitudes, prescriptions and advantages thereunto belonging or in any way appertaining, consisting of all of the property owned by the Department of Wildlife and Fisheries in Township 1 South, Range 4 West, Section 54, West Feliciana Parish, Louisiana, lying to the west and southwest of an artificial boundary identified as the Old L & A Rail Road grade and extending to the Mississippi River per the Edgar Tobin Aerial Survey, Map Number P-365; and,

TRACT TWO: A certain tract or parcel of land, together with all buildings and improvements thereon and with all the rights, ways, privileges, servitudes, prescriptions and advantages thereunto belonging or in any way appertaining, consisting of all of the property owned by the Department of Wildlife and Fisheries in Township 1 south, Range 4 West, Sections 28 and 54, West Feliciana Parish, Louisiana, lying to the south and west of an artificial boundary identified as a road or trail known to the parties herein authorized, and commencing in the northwest corner of Section 54 and extending in a northeasterly direction into Section 28 and thereafter turning and extending in a southeasterly direction back to the section line common to Sections 28 and 54 and thereafter turning and extending in a southwesterly direction through Section 54 to the old L & A Rail Road grade identified above. See attached plat.

Section 5. The office of state parks, Department of Culture, Recreation and Tourism, within one year of the effective date of this Section, shall transfer approximately three hundred acres to the Department of Wildlife and Fisheries as described:

Property transferred to the State of Louisiana by Exchange Oil and Gas Corporation on the 29th day of October, 1982, and more particularly described to wit:

TRACT ONE: A certain tract or parcel of land, together with all buildings and improvements thereon, and all the rights, ways, privileges, servitudes, prescriptions and advantages thereunto belonging or in anywise appertaining, situated in Section 69, Township 1 South, Range 4 West, St. Helena Meridian, West Feliciana Parish, Louisiana, containing 132.04 acres, more or less, and described as follows: Beginning at the Southwest corner of Section 69, thence North 0 degrees 30 minutes east 43.60 chains to an X on a gum tree, thence East 32.60 chains to an X on a Holly and Gum at the intersection of Mrs. Row's fence; thence North 82 degrees 15 minutes West 7.00 chains to a corner; thence south 8 degrees 00 minutes West 6.00 chains to a corner; thence West 22.84 chains to point of beginning.

TRACT TWO: A certain tract or parcel of land, together with all buildings and improvements thereon and with all the rights, ways, privileges, servitudes, prescriptions and advantages thereunto belonging or in anywise appertaining, situated in Section 79, Township 1 South Range 4 West, St. Helena Meridian, West Feliciana Parish, Louisiana, containing 108.83 acres, more or less, and bounded now or formerly as follows: On the North by Lot Number 4 of the partition of the lands of the heirs of J. H. Hobgood; on the East by Louisiana State Highway Number 66; formerly Highway No. 124, on the South by lands of the heirs of Steve Bellish and Douglas M. Hamilton and on the West by lands of Douglas M. Hamilton, less and except 50 acres thereof sold by Dr. John H. Hobgood, et al to the State of Louisiana, as will appear by reference to said act of sale of record in Book 45, at page 322 of the conveyance records of West Feliciana Parish, Louisiana.

TRACT THREE: A certain tract or parcel of land, together with all buildings and improvements thereon and all the rights thereunto belonging or anywise appertaining, situated in Sections 78 and 79, 92 and 96, Township 1 South, Range 4 West, St. Helena Meridian, West Feliciana Parish, Louisiana, being more particularly shown as Lot Number 5 on map of survey by R. F. Havard and James H. Kilbourne, Surveyor, which is attached to that certain act of partition between the heirs of Henry Hobgood and recorded in Book 44, page 373 of the conveyance records of West Feliciana Parish, Louisiana, containing 108.83 acres.

Being the same property acquired on June 23, 1970 by the Exchange Oil and Gas Corporation and registered in the records of the Clerk of Court of West Feliciana Parish, State of Louisiana, entry Nos. 9973 and 9974 in COB 61, folio 241, etc.

Section 6. The secretary of the Department of Wildlife and Fisheries, the assistant secretary of the office of the state parks, and the secretary of the Department of Culture, Recreation and Tourism are hereby authorized, empowered and directed to prepare such documents as may be necessary to convey, assign and transfer title to the property described in Sections 4 and 5 of this Act.

Section 7. The following property is hereby transferred from the Department of Culture, Recreation and Tourism to the State Land Office:

That portion of undeveloped lands in Fausse Pointe State Park lying adjacent to the south of the Ceabon Pipeline Canal, all located in Iberia and St. Martin parishes.

Section 8. The secretary of the Department of Culture, Recreation and Tourism and the director of the State Land Office are hereby authorized, empowered and directed to prepare such documents as may be necessary to convey, assign and transfer title to the property described in Section 7 of this Act from the Department of Culture, Recreation and Tourism to the registrar of the State Land Office."

AMENDMENT NO. 3

On page 3, line 6, change "Section 4" to "Section 9"

Respectfully submitted,

Senator Robert J. Barham
 Senator Thomas A. Greene
 Senator Craig F. Romero
 Representative John R. Smith
 Representative Jack D. Smith

Rep. Walsworth moved to recommit the bill to the Conference Committee.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Hammett	Pratt
Alexander	Heaton	Quezairé
Ansardi	Hebert	Riddle
Barton	Hill	Romero
Baudoin	Holden	Salter
Baylor	Hopkins	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	Kennedy	Stelly
Crane	Landrieu	Theriot
Curtis	Long	Thompson
Damico	Marionneaux	Thornhill
Daniel	Martiny	Toomy
Denville	McCain	Travis
DeWitt	McCallum	Triche
Diez	McDonald	Waddell
Doerge	McMains	Walsworth
Donelon	Michot	Warner
Dupre	Mitchell	Welch
Durand	Montgomery	Weston
Farve	Morrell	Wiggins

Faucheux	Morrish	Wilkerson
Flavin	Murray	Willard
Fontenot	Nevers	Windhorst
Frith	Odinot	Winston
Fruge	Perkins	Wooton
Glover	Pierre	Wright
Green	Pinac	
Guillory	Powell	
Total—97		

NAYS

Total—0

ABSENT

Mr. Speaker	Hudson	LeBlanc
Gautreaux	Lancaster	Strain
Total—6		

The House agreed to recommit the bill to the Conference Committee.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 1067 by Boissiere

June 20, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 1067 by Senator Boissiere recommend the following concerning the Reengrossed bill:

1. That House Committee Amendments proposed by the House Committee on Retirement and adopted by the House of Representatives on June 14, 1999, be rejected.
2. That House Floor Amendment No. 1 proposed by Representative Murray and adopted by the House of Representatives on June 14, 1999, be rejected.

Respectfully submitted,

Senator Francis C. Heitmeier
 Senator Lambert Boissiere
 Senator Don Cravins
 Representative Ed Murray
 Representative Vic Stelly
 Representative Pinkie Wilkerson

Rep. Murray moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Perkins
Alario	Guillory	Pinac
Alexander	Hammett	Powell
Ansardi	Heaton	Pratt
Barton	Hebert	Quezaire
Baudoin	Hill	Riddle
Baylor	Holden	Romero
Bowler	Hopkins	Salter

Bruce	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Schwegmann
Chaisson	Jenkins	Shaw
Clarkson	Jetson	Smith, J.D.—50th
Copelin	Johns	Smith, J.R.—30th
Crane	Kennard	Sneed
Curtis	Kenney	Stelly
Damico	Lancaster	Theriot
Daniel	Landrieu	Thompson
Deville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	Martiny	Travis
Doerge	McCallum	Triche
Donelon	McDonald	Waddell
Dupre	McMains	Walsworth
Farve	Michot	Warner
Faucheux	Mitchell	Welch
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Frith	Morrish	Willard
Fruge	Murray	Wooton
Gautreaux	Nevers	Wright
Glover	Odinot	
Total—95		

NAYS

Total—0

ABSENT

Durand	Pierre	Windhorst
LeBlanc	Strain	Winston
McCain	Weston	
Total—8		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

**House Concurrent Resolution No. 259
 By Representative Alexander**

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Concurrent Resolution No. 259 by Representative Alexander, recommend the following concerning the Reengrossed resolution:

1. That the Senate Floor Amendment proposed by Senator Bajoie and adopted by the Senate on June 18, 1999, be rejected.

Respectfully submitted,

Representative Rodney Alexander
 Representative Kay Iles
 Representative Melinda Schwegmann
 Senator Donald Hines
 Senator Noble Ellington

Rep. Alexander moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander	Heaton	Pratt
Ansardi	Hebert	Quezairé
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	Theriot
Curtis	Lancaster	Thompson
Damico	Landrieu	Thornhill
Daniel	Long	Toomy
Deville	Martiny	Travis
DeWitt	McCallum	Triche
Diez	McDonald	Waddell
Doerge	McMains	Walsworth
Donelon	Michot	Warner
Dupre	Mitchell	Welch
Farve	Montgomery	Wiggins
Fauchoux	Morrell	Willard
Flavin	Morrish	Windhorst
Fontenot	Murray	Winston
Früge	Nevers	Wooton
Gautreaux	Odinet	Wright
Glover	Perkins	
Green	Pierre	
Total—94		

NAYS

Total—0

ABSENT

Durand	Marionneaux	Strain
Frith	McCain	Weston
LeBlanc	Stelly	Wilkerson
Total—9		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 1775 By Representative Donelon

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1775 by Representative Donelon, recommend the following concerning the Reengrossed bill:

1. That the amendment proposed by the Senate Committee on Insurance and adopted by the Senate on June 3, 1999 be rejected.
2. That Senate Floor Amendments proposed by Senator Cravins and adopted by the Senate on June 9, 1999 be rejected.
3. That Senate Floor Amendments proposed by Senator Bean and adopted by the Senate on June 9, 1999 be rejected.
4. That the following amendments to the Reengrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, after "337" and before "and 1301(A)(2)" insert ", 861(A)(introductory paragraph), 1005(J), 1114(K)(2)(f) and (M)(2),"

AMENDMENT NO. 2

On page 1, line 3, at the beginning of the line before "relative" change "22:774(C) and 1351.1," to the following:

"22:2.1, 5(16) and (17), 774(C), 1113(A)(2)(a)(xx), 1192.1, and 1451(G),"

AMENDMENT NO. 3

On page 1, line 7, after "commissioner;" and before "and to" insert the following:

"to provide for public records, procedures, forms, methods, and conditions; to provide for admissibility into evidence; to provide for electronic signatures; to provide for definitions; to provide for life insurance; to provide for small companies and exemptions from certain reporting, registration, and filings; to provide for rules and regulations; to provide for contract services for continuing education; to provide for home service life insurance; to provide for licensing, marketing, and other requirements;"

AMENDMENT NO. 4

On page 1, line 9, after "337" and before "and 1301(A)(2)" insert ", 861(A)(introductory paragraph), 1005(J), 1114(K)(2)(f) and (M)(2),"

AMENDMENT NO. 5

On page 1, line 10, after "R.S." and before "are" change "22:774(C) and 1351.1" to the following:

"22:2.1, 5(16) and (17), 774(C), 1113(A)(2)(a)(xx), 1192.1, and 1451(G),"

AMENDMENT NO. 6

On page 1, between lines 11 and 12 insert the following:

"§2.1. Public records; forms and methods; electronic signatures and filings; timely filing of papers

A. Notwithstanding any other provision of law to the contrary, any public record maintained by the commissioner of insurance may be kept in any written, photographic, microfilm, or other similar form or method, or may be kept by any magnetic, electronic, optical, or similar form of data compilation which is approved for such use in a rule promulgated by the commissioner. No such magnetic, electronic, optical, or similar form of data compilation shall be approved unless it provides reasonable safeguards against erasure or alteration.

B. The commissioner may, at his discretion, cause any public record maintained by him or any part thereof be microfilmed, or otherwise reproduced, in order to accomplish efficient storage and preservation of such records.

C. A certified copy of a public record maintained by the commissioner shall be deemed to be an original for all purposes and shall be admissible in evidence in all courts or administrative agencies as if it were the original.

D. Subject to such guidelines and limitations as may be promulgated by the commissioner, electronic signatures are hereby authorized.

E. The commissioner shall promulgate rules to regulate the use of electronic signatures. Such rules may include any or all of the following:

(1) Limitations upon which documents may be signed electronically.

(2) Security requirements, which may include but not be limited to the following:

(a) The use of alphanumeric or similar codes, fingerprints, or other identifying methods.

(b) Prohibitions against disclosure of codes or other identifiers to other persons.

(c) Responsibility of individuals for unauthorized signatures.

F. The commissioner may permit or require rate, form or any other filings, along with any accompanying supplementary rate information or supporting information, to be filed electronically.

G. If the commissioner permits or requires electronic filings pursuant to Paragraph F of this Section, the commissioner shall arrange for payment of filing fees by electronic funds transfer.

H. The time for acting on filings made electronically shall be the same as the time for acting on filings made in writing. Filings made electronically shall be considered received by the commissioner when received in the electronic data processing system used by the commissioner to review filings, unless received on a weekend or legal holiday, in which case filings are deemed received on the next business day. Communications from the commissioner to persons making filings electronically shall be considered received by that person when the communication is sent to the person making the filing.

I. Grounds for approval, disapproval or withdrawal of approval for filings made electronically shall be the same grounds for these actions as to filings made in writing, except that the commissioner may waive filing requirements relating to filings made in writing, such as requirements for original signatures or the number of copies, and the commissioner may disapprove or withdraw approval of a filing if it does not comply with the commissioner's requirements for electronic filings.

J. Filings made electronically shall be subject to the law of this state relating to inspection of public records pursuant to the Public Records Act, Title 44 of the Louisiana Revised Statutes, or any other applicable law.

K. The commissioner may promulgate rules and regulations which the commissioner deems necessary for the administration of electronic filings.

L. Notwithstanding any other law to the contrary, the filing of papers, including but not limited to applications, forms, reports, returns, statements, and filings of any kind with the commissioner subject to the exceptions and provisions in Paragraphs A through K above shall not be subject to the provisions of R.S. 1:60 but shall be subject to other relevant provisions of law or rules or regulations of the commissioner.

* * *

§5. General definitions

In this code, unless the context otherwise requires, the following definitions shall be applicable:

* * *

(16) "Directive" means a written communication or order issued by or on behalf of the commissioner of insurance to a person whose activities are regulated by this Title, which instructs the person to act in conformance with this Title, or any rule or regulation adopted in accordance with the Administrative Procedure Act.

(17) "Small company" shall mean a domestic life insurer which does business exclusively in the state of Louisiana, with admitted assets not exceeding ten million dollars and having gross annual premiums not exceeding two million dollars.

* * *

AMENDMENT NO. 7

On page 3, between lines 6 and 7 insert the following:

"§861. Reports; risk-based capital

A. Unless it appears in the discretion of the commissioner that the condition of a small company renders the continuance of its business hazardous to the public or its insureds, a small company shall not be required to submit to the department a risk-based capital report required by this Section. Every other domestic insurer shall submit to the department on or prior to March first of each year a report of its risk-based capital levels as of the end of the prior calendar year, in a form that contains information required by the risk-based capital instructions. In addition, every other domestic insurer shall file the risk-based capital report:

* * *

§1005. Registration of insurers

* * *

J. Exemptions

(1) The provisions of this Section shall not apply to any insurer, information, or transaction if and to the extent that the commissioner by rule, regulation, or order shall exempt the same from the provisions of this Section.

(2) Unless it appears in the discretion of the commissioner that the condition of a small company renders the continuance of its business hazardous to the public or its insureds, a small company shall not be required to submit to the department a registration statement required by this Section, but shall be considered a registered insurer for the purposes of the following:

(a) Subsection E of this Section,

(b) R.S. 22:1006(A), and

(c) R.S. 22:1007.

* * *

§1113. Requirements; general license; penalties; validity of contracts

A.

* * *

(2) No insurance agent, insurance broker, surplus lines insurance broker, or insurance solicitor shall make an application for, procure, negotiate for, or place for others, any policies for any lines of insurance as to which he is not then qualified and duly licensed.

(a) An insurance agent may receive qualification for a license in one or more of the following lines:

* * *

(xx) Home service life.

* * *

§1114. Requirements; additional

* * *

K.

* * *

(2) The following shall be exempt from the requirement for a written examination:

* * *

(f) Any applicant for a license to represent an industrial life, health; and accident, service, or nonprofit, or home service insurer or an insurer which currently sells a combination of ordinary and industrial life, health, and accident insurance which has more than fifty percent of its premium income from industrial premium income. For the purpose of this Subsection only, industrial premium income is defined as premiums payable on a monthly or more frequent basis, written by debit agents operating under a debit agency system.

* * *

M.

* * *

(2)(a) A temporary license shall be issued by the commissioner of insurance to an applicant who represents a combination insurer. A "combination insurer", for purposes of this Subsection only, is defined as an insurer which currently sells a combination of ordinary and industrial insurance which has in excess of fifty percent of its premiums income from industrial life insurance. The temporary license shall only be issued to an applicant where the appointing insurer shall certify to the commissioner that the applicant, when appointed, will be primarily engaged in the sale of policies and the collection of premiums payable on a monthly or more frequent basis marketed under a debit agency system. The temporary license shall remain in effect for ninety days from the issuance of the license. Within that period, the temporary licensee shall successfully complete a written examination for the class or classes of business in which the agent is engaged. The authority to act as a home service

life insurance agent shall be granted to an applicant by the commissioner for a time period to commence with the date of certified mailing of the license application by the insurer and shall terminate upon the issuance or denial of a permanent license. The sponsoring insurer must certify that the applicant will be primarily engaged in the selling and servicing of guaranteed life insurance products on the basis set forth in the "Home Service Marketing Distribution System" as defined in Subparagraph (c) of this Paragraph. The insurer must have a reasonable expectation that the applicant meets the requirements for licensure set forth in Subsection L of this Section. For the purpose of limiting the authority contained herein, a guaranteed life product means a policy in which the premiums, face amount of coverage, and nonforfeiture values, if any, are guaranteed at issue by its provisions.

(b) The holder of a permanent license to represent a combination or industrial insurer shall be required to take the written examination in the event he is employed by an ordinary company. A home service life insurance agent shall be required to obtain a life insurance license if his duties exceed those defined in Subparagraph (a) of this Paragraph.

(c) "Home service marketing distribution system" is a system of marketing insurance products in which fifty percent or more of the premium income is derived from policies of insurance which are sold, serviced, or collected by agents visiting in the home or business of the insured, owner, or premium payor and in which policies are issued on a monthly or more frequent premium payment basis or by single premium payment and in which the agent is charged and debited with the responsibility for collection of the premium payments.

* * *

§1192.1 Contract services

The commissioner may contract, in accordance with the provisions of R.S. 39:1551, et seq., with one or more private continuing education services to conduct the administration of continuing education required by this Part. The commissioner may require that the provider of the individual continuing education courses pay the cost of the reporting directly to the continuing education service contracted by the commissioner. The continuing education service contracted by the commissioner shall be responsible for reporting the credits and attendance of the continuing education programs required by this Part. For purposes of this Section, "provider of the continuing education course" shall mean that person in whose name the course is taught, whether the person is a private continuing education service contracted by the department or another provider contracted by the private continuing education service which may be authorized by the commissioner.

* * *

§1451. Annual reports required

* * *

G. Unless it appears in the discretion of the commissioner that the condition of a small company renders the continuance of its business hazardous to the public or its insureds, a small company shall be exempted from the following filings required by this Section:

- (1) Quarterly statements.
- (2) Management discussion and analysis accompanying the annual statement.
- (3) Computer diskette filings of the annual statement."

AMENDMENT NO. 8

On page 3, delete lines 16 through 25.

Respectfully submitted,

Representative James J. "Jim" Donelon
 Representative Shirley D. Bowler
 Representative Dan W. Morrish
 Senator Gregory W. Tarver, Sr.
 Senator Ronald C. "Ron" Bean
 Senator Donald R. "Don" Cravins

Rep. Donelon moved to adopt the Conference Committee Report.

As a substitute, Rep. Bowler moved to recommit the bill to the Conference Committee.

Rep. Donelon objected.

The vote recurred on the substitute motion.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Hammett	Shaw
Ansardi	Hopkins	Smith, J.D.—50th
Barton	Hunter	Smith, J.R.—30th
Baudoin	Iles	Sneed
Bowler	Jenkins	Theriot
Bruce	Kennard	Thornhill
Clarkson	Lancaster	Toomy
Crane	Marionneaux	Travis
Curtis	Martiny	Triche
Damico	McCain	Waddell
Deville	Mitchell	Walsworth
DeWitt	Montgomery	Warner
Diez	Nevers	Willard
Doerge	Perkins	Windhorst
Durand	Pinac	Wooton
Fauchoux	Powell	Wright
Glover	Quezaire	
Green	Scalise	
Total—52		

NAYS

Alexander	Holden	Murray
Baylor	Hudson	Pierre
Bruneau	Jetson	Pratt
Chaisson	Johns	Riddle
Copelin	Kenney	Romero
Donelon	Landrieu	Salter
Dupre	Long	Schneider
Farve	McCallum	Stelly
Flavin	McDonald	Thompson
Fruge	McMains	Welch
Guillory	Michot	Weston
Heaton	Morrell	Wilkerson
Hill	Morrish	Winston
Total—39		

ABSENT

Mr. Speaker	Frith	Odinet
Carter	Gautreux	Schwegmann
Daniel	Hebert	Strain
Fontenot	LeBlanc	Wiggins
Total—12		

The House agreed to recommit the bill to the Conference Committee.

CONFERENCE COMMITTEE REPORT

House Bill No. 1868 By Representative Donelon

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1868 by Representative Donelon, recommend the following concerning the Reengrossed bill:

1. That Senate Committee Amendments Nos. 1, 4, 5, and 7 through 11 proposed by the Senate Committee on Insurance and adopted by the Senate on May 13, 1999, be adopted.
2. That Senate Committee Amendments Nos. 2, 3, and 6 proposed by the Senate Committee on Insurance and adopted by the Senate on May 13, 1999, be rejected.
3. That Amendment No. 1 proposed by the Legislative Bureau and adopted by the Senate on May 17, 1999, be adopted.
4. That the following amendments to the Reengrossed bill be adopted.

AMENDMENT NO. 1

On page 1, at the end of line 2, delete "and" and delete line 3 in its entirety and insert "1112(1), 1241, and 1245 and R.S. 23:1293(A)(3), to enact R.S. 22:5(16), 6(15), (16), and (17), 624(B)(8) and (9),"

AMENDMENT NO. 2

On page 1, line 4, after "644.1," insert "1451(G), and Subpart B of Part III of Chapter 6 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1421 through 1429,"

AMENDMENT NO. 3

On page 1, line 12, after "commissioner;" insert the following:

"to provide relative to insurance fraud; to provide for an insurance fraud investigation unit within the Department of Public Safety and Corrections; to provide for the powers, duties, and responsibilities; to provide for the duties and responsibilities of insurers; to provide immunity from liability; to provide with respect to rewards; to provide for reports to the legislature; to provide for reports of fraud investigations within the Department of Insurance; to provide relative to the confidentiality of certain records; to provide for a special assessment fee; to create a special fund;"

AMENDMENT NO. 4

On page 1, line 17, after "624(B)(8) and (9)," delete "and" and change "and 644.1" to "644.1, and 1451(G),"

AMENDMENT NO. 5

On page 4, delete line 11 in its entirety

AMENDMENT NO. 6

On page 5, between lines 7 and 8, insert the following:

"Section 2. R.S. 22:1241 and 1245 are hereby amended and reenacted to read as follows:

§1241. Purpose and powers

The purpose of this Part is to create within the Department of Insurance a section of insurance fraud. This section shall be charged with the responsibility, when requested by the commissioner of insurance, to conduct investigations and background criminal checks on all applicants for a license or certificate of authority to transact a business of insurance. In the event the applicant is a corporation, partnership, or other legal entity, the criminal searches shall be limited to those individuals who are directors, officers, employees, consultants, or individuals who own or control at least ten percent of the entity. If the section has reason to believe, whether acting on its own initiative or as a result of complaints, that a person has engaged in, or is engaging in, an act or practice that violates this Part or any other provision of the Insurance Code, it may examine and investigate into the affairs of such person and may administer oaths and affirmations, serve subpoenas ordering the attendance of witnesses, and collect evidence. If during the course of investigation, the Department of Insurance determines that there may be a violation of any criminal law, the investigation shall then be turned over to the Louisiana Department of Justice, the Department of Public Safety and Corrections, public safety services, office of state police, and other appropriate law enforcement and/or prosecutorial agency, for further investigation, enforcement, or prosecution.

* * *

§1245. Duties of companies and others

Any person, company, or other legal entity including but not limited to those engaged in the business of insurance, including agents, brokers, and adjusters, which believes that a fraudulent claim is being made, shall within sixty days of the receipt of such notice, send to the section of insurance fraud, on a form prescribed by the section, the information requested and such additional information relative to the claim and the parties claiming loss or damages because of an occurrence and/or accident as the section may require. The section of insurance fraud shall review such reports and select such claims as, in its judgment, may require further investigation. It shall then cause an independent examination of the facts surrounding such claim to be made to determine the extent, if any, to which fraud, deceit, or intentional misrepresentation of any kind exists in the submission of the claim. The section of insurance fraud shall report any alleged violations of law which its investigations disclose to the appropriate licensing agency, the insurance fraud investigation unit of public safety services, office of state police, the Department of Justice, and prosecutive authority having jurisdiction with respect to any such violation.

* * *

Section 3. R.S. 23:1293(A)(3) is hereby amended and reenacted to read as follows:

§1293. Confidentiality of records; exceptions; penalties for violation

A.

* * *

(3) Nothing in this Section shall prohibit the communication of facts, documents, or other information which are part of an employee's record if requested by a federal or state prosecuting attorney, by the office of state police, public safety services, Department of Public Safety and Corrections, in the conduct of an

insurance fraud investigation, or by the attorney general of this state. The office may also share information with any state or federal agency for the purpose of investigating or determining tax fraud or the offset of any governmental benefit or worker's compensation benefits.

* * *

Section 4. Subpart B of Part III of Chapter 6 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1421 through 1429, is hereby enacted to read as follows:

SUBPART B. INSURANCE FRAUD INVESTIGATION UNIT

§1421. Definitions

As used in this Chapter, the following words shall have the following meanings:

(1) "Commissioner" means commissioner of insurance.

(2) "Fraud unit" or "unit" means the insurance fraud investigation unit within the office of state police, Department of Public Safety and Corrections.

(3) "Fraud support unit" means the insurance fraud support unit within the Department of Justice.

(4) "Insurance fraud" means any commission or attempted commission of criminal acts or practices as provided in R.S. 22:1242, 1243, or 1244 which involves any type of insurance as provided in R.S. 22:6.

(5) "Insurance policy" means a contract or other written instrument between an insured and insurer setting forth the obligations and responsibilities of each party.

(6) "Insurance premium finance company" means a person engaged or purporting to engage in the business of advancing money, directly or indirectly, to an insurer or producer at the request of an insured pursuant to the terms of a premium finance agreement, including but not limited to loan contracts, notes, agreements, or obligations, wherein the insured has assigned the unearned premiums, accrued dividends, or loss payments as security for such advancement in payment of premiums on insurance policies only, and does not include the financing of insurance premiums purchased in connection with the financing of goods and services.

(7) "Insurance professional" means an adjuster, agent, managing general agent, surplus lines broker, reinsurance intermediary, insurance consultant, broker, or attorney-in-fact.

(8) "Insurance transaction", "insurance business", and "business of insurance" include solicitation, negotiations preliminary to execution of an insurance contract, execution of an insurance contract and the transaction of matters subsequent to execution of a contract and arising out of it, and matters arising out of any relationship among or between an insured, an insurer and a third party for which an insurance policy provides coverage.

(9) "Insured" means any person covered by an insurance policy.

(10) "Insurer" means any person or company subject to regulation pursuant to Title 22 of the Louisiana Revised Statutes.

§1422. Insurance fraud investigation unit; powers and duties

A. There is hereby created an insurance fraud investigation unit in the Department of Public Safety and Corrections, public safety services, office of state police. The purposes of this unit shall be to:

(1) Initiate independent inquiries and conduct independent investigations into allegations of insurance fraud in any municipality

or parish of the state of Louisiana and perform other related law enforcement duties.

(2) Respond to notification or complaints alleging insurance fraud generated by federal, state, and local police, other law enforcement authorities, governmental agencies or units, and any other person.

(3) Review notices and reports of insurance fraud, select the incidents of suspected fraud that, in its judgment, require further detailed investigation, and conduct the investigations.

B. The insurance fraud investigation unit shall have the authority to:

(1) Issue subpoenas to examine any person under oath and to compel the production of records, books, papers, contracts, and other documents. Subpoenas shall be served in the same manner as if issued by a district court. If any person fails to obey a subpoena issued and served pursuant to this Subsection, upon application of the insurance fraud investigation unit, the Nineteenth Judicial District Court or the district court in the judicial district where the subpoena was served may issue an order requiring the person to comply with the subpoena. Any failure to obey the order of the court may be punished by the court as contempt.

(2) Administer oaths and affirmation.

(3) Share records and evidence with federal, state, or local law enforcement or regulatory agencies.

(4) Make criminal referrals to prosecuting authorities. The district attorney of the judicial district where a criminal referral has been made shall, for the purpose of assisting in such prosecution, have the authority to appoint as special deputy district attorneys, licensed attorneys in the employment of the insurance fraud investigation unit. The district attorney shall have the right and discretion to proceed against any person or organization on criminal referrals.

(5) Conduct investigations outside of this state. If the information the fraud unit seeks to obtain is located outside this state, the person from whom the information is sought may make the information available to the fraud unit to examine at the place where the information is located. The fraud unit may designate representatives, including officials of the state in which the matter is located, to inspect the information on behalf of the fraud unit, and the fraud unit may respond to similar requests from officials of other states.

C. The police employees of the unit shall have the same duties and powers as are provided for other police employees of the office in R.S. 40:1379 and such other duties as are assigned by the deputy secretary of public safety services of the Department of Public Safety and Corrections.

§1423. Access to evidence, documentation, and related materials

A. The insurance investigation fraud unit is authorized to have direct access to information compiled by the Federal Bureau of Investigation, as contained in the National Crime Identification Center.

B. The unit is authorized to request access to evidence, documentation, and related materials located within this state pertinent to an investigation or examination and in the possession or control of an insurer or an insurance professional. The person so requested shall either make the material available to the unit or shall

make the material available for inspection or examination by a designated representative of the unit.

§1424. Reporting suspected fraud

A. If any person or any insurer, any employee thereof, or any insurance professional has knowledge of or has reason to believe that a violation of R.S. 22:1242, 1243, or 1244 will be, is being, or has been committed, that person shall notify the insurance fraud investigation unit and shall furnish and disclose any information in his possession concerning the fraudulent act to the unit subject to any legal privilege protecting such information.

B. All applications for insurance and all claim forms provided and required by an insurer or required by law as a condition of payment of a claim shall contain a statement, permanently affixed to or included as a part of the application or claim form, that clearly states in substance the following:

"Any person who knowingly presents a false or fraudulent claim for payment of a loss or benefit or knowingly presents false information in an application for insurance is guilty of a crime and may be subject to fines and confinement in prison."

C. The lack of the statement required by Subsection B of this Section shall not constitute a defense in any criminal prosecution. The statement shall not be required to appear on applications and forms relating to reinsurance.

§1425. Receipt of information; immunity from liability

A. Any insurer providing information to an authorized representative of the unit pursuant to this Subpart shall have the right to request relevant information and receive the information requested within thirty days.

B. There shall be no cause of action in the nature of defamation, libel, slander, invasion of privacy, negligence, or any other cause of action against any person furnishing information concerning any suspected, anticipated, or completed criminal or fraudulent insurance act as described in this Part which involve any type of insurance as defined in R.S. 22:6. This immunity from liability shall apply when the information is provided to or received from a person employed by or authorized by an insurer whose activities include the investigation or reporting of suspected fraudulent insurance acts. The immunity shall apply to furnishing, disclosing, or requesting information on such suspected fraudulent insurance acts to or from the unit as to a person employed by or authorized by other insurers or insurer organizations acting in the same capacity including the National Association of Insurance Commissioners, another insurer, any federal or state governmental entity established for the purposes of detecting and preventing insurance fraud, or the National Insurance Crime Bureau.

C. No insurer, its officers or employees, insurance professional, or any other person shall be subject to such cause of action for cooperating with or furnishing evidence or information regarding any suspected criminal violation to the unit.

D. This Section shall not provide immunity for those disclosing or furnishing false information with actual malice or willful intent to injure any person.

E. This Section shall not abrogate or modify in any way jurisprudential or statutory privileges or immunities heretofore enjoyed by any person or entity described in this Section, nor shall it authorize the unit to make public insurance company records which are proprietary in nature.

§1426. Reward fund

The Department of Public Safety and Corrections, office of state police, in cooperation with and with voluntarily funding by authorized insurers and insurance professionals, may establish and operate a fund to offer monetary rewards for information sufficient to procure conviction in a court of appropriate jurisdiction of a person or persons responsible for insurance fraud. No law enforcement officer, employee of the office of commissioner of insurance, employee of an insurance company, or any insurance professional shall be eligible to receive such reward.

§1427. Reports

The insurance fraud investigation unit shall submit an annual report to the governor and the insurance committees of each house of the legislature no later than February fifteenth of each year on the progress made in deterring insurance fraud. Such report shall detail:

(1) All expenditures and receipts of the insurance fraud investigation unit.

(2) The uses to which these funds were put, including payment of salaries and expenses, purchases of equipment and supplies, and other expenditures by type.

(3) The results achieved as a consequence of such expenditures, including the number of notifications or inquiries received, the number of inquiries and investigations undertaken, the number of inquiries to which an investigation was not initiated, the number of arrests, the number of files presented to prosecutors, the number of prosecutions, the number of convictions, and the total dollar amount of restitution resulting from the operation of the insurance fraud investigation unit.

§1428. Special assessment; creation of fund

A.(1) Except as provided in Paragraph (2) of this Subsection, the commissioner of insurance may assess a fee on the direct premiums received by each insurer licensed by the Department of Insurance to conduct business in this state. Such fee shall be imposed by rule adopted by the commissioner in accordance with the Administrative Procedure Act, R.S. 49:950 et seq. The total fees assessed for any year shall not exceed the amount necessary to pay the costs of investigation, enforcement, and prosecution of insurance fraud in this state by the programs to which funds are allocated in Paragraph (4) of this Subsection. The total fee assessed in any year shall not exceed an amount equal to 0.000375 multiplied times the annual direct premium dollars received that are subject to the fee.

(2) The fee shall not be assessed on premiums received on life insurance policies, annuities, credit insurance, reinsurance contracts, reinsurance agreements, or reinsurance claims transactions. The fee shall not be assessed on fifty percent of the premiums received on health and accident insurance policies.

(3) On and after January 1, 2002, if the fee assessed for the previous year exceeds by five percent of the cumulative costs of the previous year of operating the insurance fraud programs to which funds are allocated, the fee assessment for the next year shall be reduced by the amount of the excess in proportion to the assessment.

(4) The fees collected shall be used solely for the purposes of this Subpart and shall be allocated as follows:

(a) Seventy-five percent of the fees collected shall be allocated to the insurance fraud investigation unit within the office of state police.

(b) Fifteen percent of the fees collected shall be allocated to the Department of Justice to be used solely for the insurance fraud support unit.

(c) Ten percent of the fees collected shall be allocated to the Department of Insurance to be used solely for the section of insurance fraud.

B. The fee established in this Section shall be paid to commissioner of insurance and shall be deposited immediately upon receipt into the state treasury.

C. After compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana relative to the Bond Security and Redemption Fund, an amount equal to that deposited as required by Subsection B of this Section shall be credited to a special fund hereby created in the state treasury to be known as the Insurance Fraud Investigation Fund. The monies in this fund shall be used solely as provided by Subsection A of this Section and only in the amounts appropriated by the legislature. All unexpended and unencumbered monies in this fund at the end of the fiscal year shall remain in such fund.

§1429. Sunset

This Subpart shall be null, void, and unenforceable on July 1, 2004."

AMENDMENT NO. 7

On page 5, line 8, after "Section" change "2." to " 5."

AMENDMENT NO. 8

On page 5, at the beginning of line 11, change "Section 3." to "Section 6."

AMENDMENT NO. 9

On page 5, at the beginning of line 18, delete "Section 4. The provisions of Section 2" and insert "Section 7. The provisions of Section 5"

AMENDMENT NO. 10

On page 5, after line 19, insert the following:

"Section 8. The provision of Sections 2, 3, and 4 of this Act shall become effective on January 1, 2000."

Respectfully submitted,

Representative James J. "Jim" Donelon
Representative Charles W. "Charlie" DeWitt, Jr.
Senator Ronald C. "Ron" Bean
Senator Donald R. "Don" Cravins

Rep. Donelon moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Ansardi	Heaton	Quezaire
Barton	Hebert	Riddle
Baudoin	Hill	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	Kenney	Sneed
Curtis	Lancaster	Stelly
Damico	Landrieu	Theriot
Daniel	Long	Thompson
Deville	Marionneaux	Thornhill
DeWitt	Martiny	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	Pierre	Wooton
Green	Pinac	Wright
Total—96		

NAYS

Bowler	Perkins
Total—2	

ABSENT

Alexander	Kennard	Strain
Holden	LeBlanc	
Total—5		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 540 by Senator Hines

June 18, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 540 by Senator Hines recommend the following concerning the Engrossed bill:

1. That House Floor Amendments proposed by Representative Deville and adopted by the House on June 15, 1999 be rejected.
2. That the following amendments to the Engrossed bill be adopted.

AMENDMENT NO. 1

On page 1, line 5, after "incarcerated" insert "or when the parents are legally separated or living apart"

AMENDMENT NO. 2

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

"D. If the parents of a minor child or children of the marriage are legally separated or living apart for a period of six months, the grandparents or siblings of the child or children may have reasonable visitation rights to the child or children during their minority, if the court in its discretion find that such visitation rights would be in the best interest of the child or children."

Respectfully submitted,

Senator Donald E. Hines
 Senator J. "Max" Jordan, Jr.
 Senator Jay Dardenne
 Representative Troy Hebert
 Representative John Dirk Deville
 Representative F. Charles McMains

Rep. Deville moved to adopt the Conference Committee Report.

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	Hopkins	Schneider
Bowler	Hudson	Schwegmann
Bruce	Hunter	Shaw
Bruneau	Iles	Smith, J.D.—50th
Carter	Jenkins	Smith, J.R.—30th
Chaisson	Johns	Sneed
Clarkson	Kennard	Stelly
Copelin	Kenney	Theriot
Crane	Lancaster	Thompson
Curtis	Landrieu	Thornhill
Damico	Long	Toomy
Daniel	Marionneaux	Travis
Deville	Martiny	Triche
DeWitt	McCallum	Waddell
Diez	McDonald	Walsworth
Doerge	McMains	Warner
Donelon	Michot	Welch
Dupre	Montgomery	Weston
Farve	Morrell	Wiggins
Faucheux	Morrish	Wilkerson
Flavin	Murray	Willard
Fontenot	Odinet	Windhorst
Frith	Perkins	Winston
Fruge	Pierre	Wooton
Gautreaux	Pinac	Wright
Glover	Powell	
Total—95		

NAYS

Total—0

ABSENT

Durand	LeBlanc	Nevers
Holden	McCain	Strain
Jetson	Mitchell	
Total—8		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 893 by Senator Jones

June 20, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 893 by Senator Jones recommend the following concerning the Reengrossed bill:

1. That House Floor Amendments No. 1 and 2 proposed by Representative Windhorst and adopted by the House on June 15, 1999, be rejected.
2. That House Floor Amendments No. 1 through No. 4 proposed by Representative Hunter and adopted by the House on June 15, 1999, be rejected.

Respectfully submitted,

Senator Charles D. Jones
 Senator Noble Ellington
 Senator Lomax Jordan
 Representative Willie Hunter, Jr.
 Representative Edwin R. Murray

Rep. Hunter moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Curtis	McCain	Mitchell
LeBlanc	McMains	Strain
Total—6		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 1076 by Senator Dean

June 21, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 1076 by Senator Dean recommend the following concerning the Engrossed bill:

1. That all House Committee Amendments proposed by the House Committee on Natural Resources and adopted by the House of Representatives on June 2, 1999 be rejected.
2. That the following amendments be adopted:

AMENDMENT NO. 1

On page 1, line 9, between "reports;" and "and to" insert the following:

"to provide for payment of funds to judicially expropriated owners;"

AMENDMENT NO. 2

On page 5, between lines 6 and 7 insert the following:

"(C) Notwithstanding any other law or court order to the contrary, the Orleans Levee District shall pay the claims for royalties, plus interest in those amounts determined under Act No. 1364 of the 1997 Regular Session to all "judicially expropriated owners" of land in the Bohemia Spillway as identified in Exhibit "A" in the "Motion and Order For Leave to Pay Claims" filed in the Twenty-fifth District Court for the parish of Plaquemines, State of Louisiana, Docket Number 31-357 on December 8, 1998. After the effective date of this Act, the Orleans Levee District, upon receiving appropriate identification from the individual claimants listed in said Exhibit "A", shall pay to those claimants a sum equal to the amount of their claims as shown in said Exhibit "A". The payments made by the Orleans Levee District, as legislatively mandated herein, shall not be construed as a waiver of any of the rights, claims, appeals, writs or defenses of the Orleans Levee District as to any other claimants, nor even as to the "judicially expropriated owners" except to the extent of payments made under this Act."

Respectfully submitted,

Senator Lynn B. Dean
 Senator Craig F. Romero
 Representative Kenneth L. Odinet, Sr.
 Representative Stephen J. Windhorst
 Representative Ernest D. Wooton

Rep. Wooton moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. Speaker	McCain	Mitchell
LeBlanc	McMains	Strain
Total—6		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 450 by Senator Dardenne

June 21, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 450 by Senator Dardenne recommend the following concerning the Reengrossed bill:

1. That House Committee Amendments No. 1, 3, 4, 5, 6, 8, 9, 12, 13, 14, 16, 17, and 18 proposed by the House Committee on House and Governmental Affairs and adopted by the House on April 22, 1999, be adopted.

2. That House Committee Amendments No. 2, 7, 10, 11, and 15 proposed by the House Committee on House and Governmental Affairs and adopted by the House on April 22, 1999, be rejected.
3. That House Floor Amendment No. 1 proposed by Representative Copelin and adopted by the House on April 28, 1999, be adopted.
4. That House Floor Amendment No. 1 proposed by Representative Lancaster and adopted by the House on April 28, 1999, be adopted.
5. That Amendments No. 1 and 2 proposed by the Legislative Bureau and adopted on June 26, 1999, be adopted.
6. That the following amendments to the Reengrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 6, after "Ethics;" delete the remainder of the line and insert the following:

"to make the imposition of late fees for not timely filing certain campaign finance reports discretionary; to make the imposition of certain civil penalties discretionary; to provide for the maximum late fees"

AMENDMENT NO. 2

On page 2, delete lines 25 through 27, and on page 3, delete lines 1 through 27, and on page 4, delete lines 1 through 14, and insert in lieu thereof the following:

"(3)(a) If a person, other than a political committee, required to file is supporting or opposing a candidate or candidates, the penalty applicable to such candidate or candidates as provided in Subparagraph (a),(b), or (c) of Paragraph (2) of this Subsection shall apply.

(b) If a person, other than a political committee, required to file is supporting or opposing candidates with different penalty levels, the penalty shall be the highest penalty for any such candidate.

(4)(a) For reports required by this Chapter which are required to be filed between the time a candidate qualifies and election day, in addition to any penalties required by which may be imposed under this Section or any other law, the supervisory committee ~~shall~~ may impose on any person required to file such a report who has not filed such report by the sixth day after the report is due, after a hearing by the supervisory committee pursuant to the provisions of R.S. 18:1511.4(C), with notice to the party who is the subject of the hearing, an additional civil penalty not to exceed ten thousand dollars.

(b) For all other reports required by this Chapter, in addition to any penalties required by which may be imposed by this Section or any other law, the supervisory committee ~~shall~~ may impose on any person required to file such a report who has not filed such report by the eleventh day after the report is due, after a hearing by the supervisory committee pursuant to the provisions of R.S. 18:1511.4(C), with notice to the party who is the subject of the hearing, an additional civil penalty not to exceed ten thousand dollars.

B. Any candidate, the treasurer or chairman of any political committee, or any other person required to file reports under this Chapter who knowingly and willfully fails to disclose, or knowingly and willfully fails to accurately disclose, any information required by this Chapter to be disclosed in the reports required herein, ~~shall~~ may

be assessed a civil penalty for each day until such information is disclosed by amendment to the appropriate report of such candidate, political committee, or other person. "Knowingly and willfully", for purposes of this Subsection, means conduct which could have been avoided through the exercise of due diligence. Such penalties shall be as provided in Subsection A above.

C. Notwithstanding the provisions of Subsection A of this Section and the provisions of R.S. 42:1157, for committees that are supporting, opposing, or otherwise influencing the nomination or election of a person to public office the maximum amount of the penalty that shall be imposed for knowingly failing to file or knowingly failing to timely file any reports required by this chapter for a special election shall be the total of the expenditures made for the purpose of supporting, opposing, or otherwise influencing the nomination or election of a person or persons to public office in such special election or the maximum penalty under the provisions of Subsection A of this Section, whichever is less. This Subsection shall not apply to a candidate's principal campaign committee or any designated subsidiary committee of a candidate.

Section 2. R.S. 42:1119(B)(2)(a)(ii), 1124(D) and 1157(A)(1) are hereby amended and reenacted and R.S. 42:1157(A)(5) is hereby enacted to read as follows:"

AMENDMENT NO. 3

On page 4, line 24, after "this" delete the remainder of the line and delete lines 25 and 26 in their entirety and insert the following:

"Item may be assessed a late fee of fifty dollars per day, not to exceed one thousand five hundred dollars, subject to the provisions of R.S. 42:1157.2

(b) * * *

AMENDMENT NO. 4

On page 5, line 6, after "this" delete the remainder of the line and delete line 7 in its entirety and insert the following:

"Item may be assessed a late fee of fifty dollars per day, not to exceed one thousand five hundred dollars, subject to the provisions of R.S. 42:1157.2"

Respectfully submitted,

Senator Jay Dardenne
 Senator Robert Barham
 Senator Thomas Greene
 Representative Charles Lancaster
 Representative Sherman Copelin
 Representative C. E. "Peppi" Bruneau, Jr.

Rep. Lancaster moved to adopt the Conference Committee Report.

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	Hopkins	Schneider
Bowler	Hudson	Schwegmann
Bruce	Iles	Shaw
Bruneau	Jenkins	Smith, J.D.—50th
Carter	Johns	Smith, J.R.—30th
Chaisson	Kennard	Sneed
Clarkson	Kenney	Stelly
Copelin	Lancaster	Theriot
Crane	Landrieu	Thompson
Curtis	Long	Thornhill
Damico	Marionneaux	Toomy
Daniel	Martiny	Travis
Deville	McCain	Triche
DeWitt	McCallum	Waddell
Diez	McDonald	Walsworth
Doerge	McMains	Warner
Donelon	Michot	Welch
Dupre	Mitchell	Weston
Durand	Montgomery	Wiggins
Farve	Morrell	Wilkerson
Faucheux	Morrish	Willard
Flavin	Murray	Windhorst
Fontenot	Nevers	Winston
Frith	Perkins	Wooton
Fruge	Pierre	Wright
Gautreaux	Pinac	
Glover	Powell	
Total—97		

NAYS

Total—0

ABSENT

Holden	Jetson	Odinet
Hunter	LeBlanc	Strain
Total—6		

The Conference Committee Report, having received a two-thirds vote of the elected members, was adopted.

Suspension of the Rules

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

House and House Concurrent Resolutions on Third Reading for Final Consideration

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

HOUSE CONCURRENT RESOLUTION NO. 263—
 BY REPRESENTATIVE LANDRIEU
 A CONCURRENT RESOLUTION

To create a special joint legislative committee on juvenile courts and juvenile justice to study and make recommendations regarding the resource needs of the four juvenile courts of the state, and possibly other courts having juvenile jurisdiction, with respect to the adequacy of their operational funding and capital facilities, and the availability of secured detention, alternative sanctions, and treatment services in their respective jurisdictions.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bruneau to Engrossed House Concurrent Resolution No. 263 by Representative Landrieu

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line and at the beginning of line 3, delete "justice" and insert in lieu thereof "urge and request the House Committee on the Judiciary and the Senate Judiciary B Committee to meet and function as a joint committee"

AMENDMENT NO. 2

On page 2, line 6, after "that the" delete the remainder of the line and insert in lieu thereof "Legislature of Louisiana does hereby request the House Committee on the Judiciary and the Senate Judiciary B Committee to meet and function as a joint committee"

AMENDMENT NO. 3

On page 2, delete lines 7 through 9 in their entirety and at the beginning of line 10, delete "purpose of the committee is"

AMENDMENT NO. 4

On page 2, line 19, after "to the" delete the remainder of the line and delete line 20 in its entirety and on line 21, delete "president of the "Senate" and insert in lieu thereof "legislature"

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

On motion of Rep. Landrieu, the resolution, as amended, was adopted.

Ordered to the Senate.

Conference Committee Reports for Consideration

The following Conference Committee Reports were taken up and acted upon as follows:

CONFERENCE COMMITTEE REPORT

Senate Bill No. 113 by Senator Ewing

June 20, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 113 by Senator Ewing recommend the following concerning the Engrossed bill:

1. That House Floor Amendment Nos. 1 through 3 proposed by Representative Wilkerson and adopted by the House on April 13, 1999 be rejected.
2. That House Floor Amendment No. 1 proposed by Representative Michot and adopted by the House on May 25, 1999 be rejected.
3. That the following amendments to the Reengrossed bill be adopted:

AMENDMENT NO. 1

On page 2, between lines 6 and 7 insert:

"(l) Armed forces identification number."

AMENDMENT NO. 2

On page 2, line 9, between "obtain" and "credit" insert

", whether contemporaneously or not,"

AMENDMENT NO.3

On page 2, delete lines 11 through 13 in their entirety

AMENDMENT NO.4

On page 2, line 14, change "(2)" to "C.(1)"

AMENDMENT NO. 5

On page 2, line 19, change "(3)" to "(2)"

AMENDMENT NO. 6

On page 2, line 25, change "(4)" to "(3)"

AMENDMENT NO. 7

On page 2, line 27, change "one" to "three"

AMENDMENT NO. 8

On page 3, line 4, change "(5)" to "(4)"

AMENDMENT NO. 9

On page 3, line 6, change "one" to "three"

AMENDMENT NO. 10

On page 3, at the end of line 17, after "victim" insert " and any other person who has suffered a financial loss as a result of the offense"

Respectfully submitted,

Senator Randy L. Ewing
 Senator J. Lomax Jordan, Jr.
 Senator Charles D. Jones
 Representative Stephen J. Windhorst
 Representative Michael John Michot

Rep. Michot moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander	Heaton	Pratt
Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schwegmann
Bruneau	Iles	Shaw
Carter	Jenkins	Smith, J.D.—50th

Chaisson	Jetson	Smith, J.R.—30th
Clarkson	Johns	Sneed
Copelin	Kennard	Stelly
Crane	Kenney	Theriot
Curtis	Lancaster	Thompson
Damico	Landrieu	Thornhill
Daniel	LeBlanc	Toomy
Deville	Long	Travis
DeWitt	Marionneaux	Triche
Diez	Martiny	Waddell
Doerge	McCain	Walsworth
Donelon	McCallum	Warner
Dupre	McDonald	Welch
Durand	McMains	Weston
Farve	Michot	Wiggins
Faucheux	Mitchell	Wilkerson
Flavin	Morrell	Willard
Fontenot	Morrish	Windhorst
Frith	Murray	Winston
Fruge	Nevers	Wooton
Gautreaux	Odinet	Wright
Glover	Perkins	
Green	Pierre	
Total—100		

NAYS

Total—0

ABSENT

Montgomery	Schneider	Strain
Total—3		

The Conference Committee Report was adopted.

Reconsideration

Rep. Stelly moved to reconsider the vote by which the Conference Committee Report for Senate Bill No. 362 was rejected.

Rep. Perkins objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Powell
Barton	Hill	Quezaire
Bruneau	Holden	Schneider
Chaisson	Hopkins	Shaw
Clarkson	Johns	Smith, J.R.—30th
Crane	Kennard	Stelly
Curtis	Landrieu	Thompson
Diez	LeBlanc	Triche
Donelon	Marionneaux	Waddell
Dupre	Martiny	Warner
Durand	McMains	Wiggins
Flavin	Michot	Wilkerson
Frith	Montgomery	Windhorst
Gautreaux	Morrish	Winston
Glover	Nevers	
Green	Pinac	
Total—46		

NAYS

Alario	Fontenot	Perkins
Alexander	Fruge	Pierre

Ansardi	Hammett	Pratt
Baudoin	Heaton	Romero
Baylor	Hebert	Salter
Bowler	Hunter	Scalise
Carter	Iles	Smith, J.D.—50th
Copelin	Jenkins	Thornhill
Damico	Jetson	Toomy
Deville	Kenney	Travis
DeWitt	Lancaster	Welch
Doerge	Morrell	Weston
Farve	Murray	Willard
Faucheux	Odinet	Wooton
Total—42		

ABSENT

Bruce	McCallum	Sneed
Daniel	McDonald	Strain
Hudson	Mitchell	Theriot
Long	Riddle	Walsworth
McCain	Schwegmann	Wright
Total—15		

The House agreed to reconsider the vote by which the Conference Committee Report was rejected.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 362 by Senator Landry

June 19, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 362 by Senators Landry and Irons recommend the following concerning the Engrossed bill:

1. That House Floor Amendment No. 1 proposed by Representative Copelin and adopted by the House on June 2, 1999 be rejected.
2. That House Floor Amendments No. 1 and 2 proposed by Representative Murray and adopted by the House on June 2, 1999 be rejected.
3. That the following amendments to the Engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 3, after the semicolon ";" delete the remainder of the line and add in lieu thereof " to prohibit the search or inspection of a motor vehicle or its contents solely because of a failure to wear a safety belt; to provide relative to probable cause;"

AMENDMENT NO. 2

On page 1, at the beginning of line 4, delete "being detained for failure to wear a safety belt;"

AMENDMENT NO. 3

On page 1, line 11, after "F." delete the remainder of the line and add in lieu thereof "Probable cause for violation of this Section shall be based solely upon a law enforcement officer's clear and unobstructed

view of a person not restrained as required by this Section. A law enforcement officer may not search or inspect a motor vehicle, its contents, the driver, or a passenger solely because of a violation of this Section."

AMENDMENT NO. 4

On page 1, delete lines 12 and 13 in their entirety

Respectfully submitted,

Senator Ron Landry
Senator J. Lomax, Jr.
Senator Arthur J. Lentini
Representative John C. "Juba" Diez
Representative Victor Stelly

Rep. Stelly moved to adopt the Conference Committee Report.

Motion

Rep. Copelin moved to table the entire subject matter.

By a vote of 42 yeas and 53 nays, the House refused to table the entire subject matter.

Rep. Stelly insisted on his motion to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Riddle
Barton	Hill	Salter
Bruce	Holden	Schneider
Bruneau	Hopkins	Schwegmann
Carter	Hunter	Shaw
Chaisson	Johns	Sneed
Clarkson	Kennard	Stelly
Crane	Landrieu	Theriot
Curtis	LeBlanc	Thompson
Daniel	Marionneaux	Waddell
Diez	Martiny	Walsworth
Doerge	McCain	Warner
Donelon	McMains	Weston
Dupre	Michot	Wiggins
Durand	Montgomery	Wilkerson
Faucheux	Morrish	Willard
Flavin	Nevers	Windhorst
Frith	Pinac	Winston
Gautreaux	Powell	
Green	Quezaire	
Total—58		

NAYS

Alario	Hammett	Pratt
Alexander	Heaton	Romero
Ansardi	Hebert	Scalise
Baudoin	Iles	Smith, J.D.—50th
Baylor	Jenkins	Smith, J.R.—30th
Bowler	Jetson	Thornhill
Copelin	Kenney	Toomy
Damico	Lancaster	Travis
Deville	Morrell	Triche
Farve	Murray	Welch
Fontenot	Odinet	Wooton

Fruge	Perkins	Wright
Glover	Pierre	
Total—38		

ABSENT

DeWitt	McCallum	Strain
Hudson	McDonald	
Long	Mitchell	
Total—7		

The Conference Committee Report was adopted.

Suspension of the Rules

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

Speaker Downer in the Chair

Suspension of the Rules

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

Petitions, Memorials and Communications

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

Message from the Senate

ADOPTION OF CONFERENCE COMMITTEE REPORT

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 1867.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

ADOPTION OF CONFERENCE COMMITTEE REPORT

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 1793.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 1712.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 1453.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 1639.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 1592.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 1500.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 1923.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 2136.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 2119.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 2079.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 504: Senators Ellington, Heitmeier, and Jordan.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 21, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1371: Senators Hollis, Campbell, and Theunissen.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Recess

On motion of Rep. McCain, the Speaker Pro Tempore declared the House at recess until 1:00 P.M.

After Recess

Speaker Pro Tempore Emile Bruneau called the House to order at 1:00 P.M.

ROLL CALL

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

PRESENT

Alario	Guillory	Powell
Alexander	Hill	Pratt
Ansardi	Holden	Quezaire
Barton	Hopkins	Riddle
Baudoin	Hudson	Romero
Baylor	Hunter	Scalise
Bowler	Iles	Schwegmann
Bruce	Jenkins	Shaw
Bruneau	Jetson	Smith, J.D.—50th
Carter	Johns	Smith, J.R.—30th
Chaisson	Kennard	Sneed
Clarkson	Kenney	Stelly
Copelin	Lancaster	Theriot
Crane	Landrieu	Thompson
Damico	Long	Thornhill
Daniel	Marionneaux	Toomy
Deville	Martiny	Travis
DeWitt	McCain	Triche
Diez	McDonald	Waddell
Doerge	McMains	Walsworth
Dupre	Michot	Warner
Durand	Montgomery	Welch
Farve	Morrell	Weston
Faucheux	Morrish	Wiggins
Flavin	Murray	Wilkerson
Fontenot	Nevers	Windhorst
Frith	Odinet	Winston
Fruge	Perkins	Wright
Gautreaux	Pierre	
Green	Pinac	
Total—88		

ABSENT

Mr. Speaker	Heaton	Salter
Curtis	Hebert	Schneider
Donelon	LeBlanc	Strain
Glover	McCallum	Willard
Hammett	Mitchell	Wooton
Total—15		

The Speaker announced there were 88 members present and a quorum.

**Petitions, Memorials and
Communications**

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to Senate Bill No. 388.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to Senate Bill No. 406.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to Senate Bill No. 310.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to Senate Bill No. 450.

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

Message from the Senate

**RECOMMITTAL OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has recommitted the report of the Conference Committee on the disagreement to Senate Bill No. 562.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to Senate Bill No. 113.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to Senate Bill No. 1076.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to Senate Bill No. 1060.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to Senate Bill No. 893.

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

Message from the Senate

**RECOMMITTAL OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has recommitted the report of the Conference Committee on the disagreement to Senate Bill No. 598.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to Senate Bill No. 540.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to Senate Bill No. 54.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 2251.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 2242.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 2174.

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. 131—
BY REPRESENTATIVE BARTON
A RESOLUTION**

To urge and request the State Board of Elementary and Secondary Education to take formal action to strongly encourage city and parish school boards to spend the increase for the 1999-2000 school year in unrestricted minimum foundation program funding, if applicable, and the increase for such school year in other unrestricted monies made available through the reduction provided by law in school system operating costs only for the purposes of implementing the school and district accountability system, instituting appropriate student remediation services related to the high-stakes testing program, and providing meaningful salary increases for classroom teachers as defined in House Bill No. 2044 of the 1999 Regular Session; to request the state board to collect and report in writing to the House Committee on Education and the Senate Committee on Education by not later than February 1, 2000, accurate and comparable information from public school systems anticipating such increases in funds for the 1999-2000 school year showing the amount of the expected increase and the purposes for which the school system has budgeted the expected increase for use during the 1999-2000 school year with specific information as to what percentage of such increase is budgeted for each of the purposes stated above; and to request the board to collect and report in writing to the House Committee on Education and the Senate Committee on Education by not later than September 1,

2000, accurate and comparable information from public school systems actually receiving such increases for the 1999-2000 school year showing the amount of the increase and the purposes for which the school system expended the increase during the 1999-2000 school year with specific information as to each of such purposes.

Read by title.

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

HOUSE RESOLUTION NO. 132—
BY REPRESENTATIVE HOLDEN
A RESOLUTION

To express the condolences of the House of Representatives upon the death of Mr. Gregory K. Burchell of Baton Rouge.

Read by title.

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

HOUSE RESOLUTION NO. 133—
BY REPRESENTATIVE HOLDEN
A RESOLUTION

To express the condolences and heartfelt sorrow of the House of Representatives of the Legislature of Louisiana for the untimely death of Leon Williams of Baton Rouge, Louisiana.

Read by title.

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

HOUSE RESOLUTION NO. 134—
BY REPRESENTATIVE HOLDEN
A RESOLUTION

To express the condolences of the House of Representatives to the family of Frank "Tiekie" Saia.

Read by title.

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

HOUSE RESOLUTION NO. 135—
BY REPRESENTATIVE WELCH
A RESOLUTION

To commend and congratulate the Honorable Raymond A. Jetson upon the conclusion of his last term in office after sixteen years as a member of the Louisiana House of Representatives, to express appreciation for his distinguished service as a member of this body, and to recognize his effective contributions to the House, the city of Baton Rouge, and the state of Louisiana.

Read by title.

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

HOUSE RESOLUTION NO. 136—
BY REPRESENTATIVES KENNARD, MONTGOMERY, WARNER, CRANE, DANIEL, ALARIO, POWELL, CARTER, DIEZ, FONTENOT, SCALISE, DEVILLE, NEVERS, AND HOLDEN
A RESOLUTION

To commend and congratulate former Louisiana State University head basketball coach Dale Brown upon his induction into the Louisiana Sports Hall of Fame, and for his distinguished twenty-five year career during which he established an exemplary basketball program at Louisiana State University.

Read by title.

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

HOUSE RESOLUTION NO. 137—
BY REPRESENTATIVE HOLDEN
A RESOLUTION

To express the condolences and the heartfelt sorrow of the House of Representatives of the Legislature of Louisiana upon the death of Ms. Mildred Spicer West.

Read by title.

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

HOUSE RESOLUTION NO. 138—
BY REPRESENTATIVE WILKERSON
A RESOLUTION

To express the condolences and heartfelt sorrow of the House of Representatives of the Legislature of Louisiana for the untimely death of Jeffrey Donovan Perry of Baton Rouge, Louisiana.

Read by title.

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

HOUSE RESOLUTION NO. 139—
BY REPRESENTATIVE HOLDEN
A RESOLUTION

To express the condolences of the Louisiana House of Representatives upon the death of Jimmie Tyrone Hives and to remember Jimmie Tyrone Hives as a devoted husband, father, and grandfather.

Read by title.

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

HOUSE RESOLUTION NO. 140—
BY REPRESENTATIVE SCHNEIDER
A RESOLUTION

To commend and congratulate Ed Stout, chairman of Acme Brick Company, for excellence achieved during fifty years in the brick sales and manufacturing industry.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 360—
BY REPRESENTATIVES WIGGINS, THORNHILL, FRUGE, FRITH, SHAW, BAUDOIN, DIEZ, FONTENOT, JENKINS, WRIGHT, AND PERKINS
A CONCURRENT RESOLUTION

To authorize the public, private, or parochial elementary and secondary school boards of this state to adopt rules or policies concerning donations from gaming licensees or permittees to the schools within those systems which are more restrictive than rules adopted or administrative actions enforced by the Louisiana Gaming Control Board.

Read by title.

On motion of Rep. Wiggins, 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 CONCURRENT RESOLUTION NO. 353—
BY REPRESENTATIVES JENKINS, DEWITT, AND WIGGINS
A CONCURRENT RESOLUTION

To commend and congratulate the Honorable Carl N. Gunter, Jr. for his twenty years of distinguished service as a member of the Louisiana House of Representatives, and to express the appreciation of the Legislature of Louisiana for his accomplishments and contributions to the people of Louisiana.

Called from the calendar.

Read by title.

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

Ordered to the Senate.

Suspension of the Rules

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

House and House Concurrent Resolutions on Third Reading for Final Consideration

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

HOUSE RESOLUTION NO. 104—
BY REPRESENTATIVE GLOVER
A RESOLUTION

To urge and request each public postsecondary education management board to establish special tuition and attendance fee amounts for nonresident students attending institutions at which nonresident students comprise twenty percent or more of the institution's enrollment and to provide, notwithstanding the authority granted by R.S. 17:3351(A)(5)(b), that such amounts shall not exceed the tuition and attendance fee amounts established for students at the institution who are Louisiana residents by more than ten percent.

Called from the calendar.

Read by title.

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

Conference Committee Reports for Consideration

The following Conference Committee Reports were taken up and acted upon as follows:

CONFERENCE COMMITTEE REPORT

House Bill No. 504 By Representative Windhorst

June 21, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 504 by Representative Windhorst, recommend the following concerning the Reengrossed bill:

1. That the Senate Committee Amendments proposed by the Senate Committee on Judiciary B and adopted by the Senate on May 26, 1999, be rejected.
2. That the following amendments to the Reengrossed bill be adopted:

AMENDMENT NO. 1

On page 2, line 24, after "except" change "the" to "that the"

AMENDMENT NO. 2

On page 2, line 25, after "police" and before the period "." insert "shall cease to exist on December 31, 1999, or when the Department of Revenue, office of charitable gaming assumes regulatory authority of charitable gaming, whichever is sooner"

Respectfully submitted,

Representative Stephen J. Windhorst
Representative Joe R. Salter
Representative Thomas R. "Tommy" Wright
Senator J. Lomax "Max" Jordan, Jr.
Senator Noble Edward Ellington
Senator Francis C. Heitmeier

Rep. Windhorst moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

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

Fontenot	Murray	Winston
Frith	Nevers	Wooton
Fruge	Odinet	Wright
Gautreaux	Perkins	
Glover	Pierre	
Total—97		

NAYS

McCain	Montgomery	Riddle
Total—3		

ABSENT

Hunter	Stelly	Strain
Total—3		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 743 By Representative Crane

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 743 by Representative Crane, recommend the following concerning the Reengrossed bill:

1. That Senate Committee Amendments Nos. 1 through 3, proposed by the Senate Committee on Judiciary C and adopted by the Senate on June 9, 1999, be adopted.

Respectfully submitted,

Representative Carl Crane
 Representative Stephen J. Windhorst
 Representative Warren Triche
 Senator J. Lomax Jordan, Jr.
 Senator Arthur J. "Art" Lentini

Rep. Crane moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

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

Deville	LeBlanc	Thornhill
DeWitt	Long	Toomy
Diez	Marionneau	Travis
Doerge	Martiny	Triche
Donelon	McCain	Waddell
Dupre	McCallum	Walsworth
Durand	McDonald	Warner
Farve	McMains	Welch
Faucheux	Michot	Weston
Flavin	Mitchell	Wiggins
Fontenot	Montgomery	Wilkerson
Frith	Morrish	Willard
Fruge	Murray	Windhorst
Gautreaux	Nevers	Winston
Glover	Perkins	Wooton
Green	Pierre	Wright
Total—99		

NAYS

Morrell
Total—1

ABSENT

Damico	Odinet	Strain
Total—3		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 1187 By Representative Winston, et al.

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1187 by Representative Winston, et al., recommend the following concerning the Reengrossed bill:

1. That all Senate Committee Amendments proposed by the Senate Committee on Finance and adopted by the Senate on June 10, 1999, be adopted.
2. That the following amendments to the Reengrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 5, after "grounds;", insert "to provide a preference for works of art of Louisiana artists;"

AMENDMENT NO. 2

On page 4, at the end of line 16, insert "When selecting such works of art, preference shall be given to works of art of Louisiana artists."

Respectfully submitted,

Representative Diane Winston
 Representative Jerry Luke LeBlanc
 Representative Melinda Schwegmann
 Senator John Hainkel, Jr.
 Senator Diana Bajoie
 Senator Jay Dardenne

Rep. Winston moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hebert	Powell
Alario	Hill	Pratt
Alexander	Holden	Riddle
Ansardi	Hopkins	Romero
Barton	Hudson	Salter
Baylor	Hunter	Scalise
Bowler	Iles	Schneider
Bruce	Jenkins	Schwegmann
Bruneau	Jetson	Shaw
Carter	Johns	Smith, J.D.—50th
Chaisson	Kennard	Smith, J.R.—30th
Clarkson	Kenney	Sneed
Copelin	Lancaster	Stelly
Crane	Landrieu	Theriot
Curtis	LeBlanc	Thompson
Damico	Long	Thornhill
Daniel	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
Guillory	Perkins	Wright
Hammett	Pierre	
Heaton	Pinac	
Total—97		

NAYS

Deville
Total—1

ABSENT

Baudoin	Green	Strain
Glover	Quezaire	
Total—5		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 1424 By Representative Crane, et al.

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1424 by Representative Crane, et al., recommend the following concerning the Engrossed bill:

1. That Senate Floor Amendment No. 1 proposed by Senator Jordan and adopted by the Senate on June 15, 1999 be rejected.
2. That the following amendment to the Engrossed bill be adopted:

On page 1, delete lines 9 through 12 and insert in lieu thereof: "In any civil proceeding, no state agency shall be obliged by subpoena to provide any document, record, or any other item for which reasonable cost or fee has not been paid."

Respectfully submitted,

Representative Carl Crane
Representative Jerry Luke LeBlanc
Representative Warren Triche
Senator John Hainkel, Jr.
Senator Jay Dardenne

Rep. Crane moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Pinac
Alario	Heaton	Powell
Alexander	Hebert	Pratt
Ansardi	Hill	Quezaire
Barton	Holden	Riddle
Baudoin	Hopkins	Romero
Baylor	Hudson	Salter
Bowler	Hunter	Scalise
Bruce	Iles	Schneider
Bruneau	Jenkins	Schwegmann
Carter	Jetson	Shaw
Chaisson	Johns	Smith, J.D.—50th
Clarkson	Kennard	Smith, J.R.—30th
Copelin	Kenney	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
Fontenot	Morrell	Wilkerson
Frith	Morrish	Willard
Fruge	Murray	Windhorst
Gautreaux	Nevers	Winston
Glover	Odinet	Wooton
Green	Perkins	Wright
Guillory	Pierre	
Total—101		

NAYS

Total—0

ABSENT

Flavin	Strain
Total—2	

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 54 by Senator Landry

June 20, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 54 by Senator Landry recommend the following concerning the Re-reengrossed bill:

1. That House Committee Amendment Nos. 1 through 3 proposed by the House Committee on Ways and Means and adopted by the House on June 9, 1999 be adopted.

Respectfully submitted,

Senator Ron Landry
 Senator John Hainkel
 Senator Randy Ewing
 Representative John A. Alario, Jr.
 Representative Sherman Copelin
 Representative Edwin R. Murray

Rep. Murray moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander	Heaton	Pratt
Ansardi	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Iles	Schwegmann
Carter	Jenkins	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	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	Montgomery	Wiggins
Flavin	Morrell	Wilkerson
Fontenot	Morrish	Willard
Frith	Murray	Windhorst
Fruge	Nevers	Winston
Gautreaux	Odinet	Wooton
Glover	Perkins	Wright
Green	Pierre	
Total—101		

NAYS

Total—0

ABSENT

Mitchell
 Total—2 Strain

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 562 by Senator Jordan

June 20, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 562 by Senator Jordan recommend the following concerning the Engrossed bill:

1. That House Floor Amendment Nos. 1 through 8 proposed by Representative McCain and adopted by the House on May 19, 1999 be adopted.
2. That House Floor Amendment No. 1 proposed by Representative Green and adopted by the House of June 11, 1999 be adopted.
3. That House Floor Amendments proposed by Representative Perkins and adopted by the House on June 11, 1999 be adopted.

Respectfully submitted,

Senator J. Lomax Jordan, Jr.
 Senator Charles D. Jones
 Senator Ron Landry
 Representative Anthony Richard Perkins
 Representative Stephen J. Windhorst

Rep. McCain moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Perkins
Alario	Hammett	Pierre
Alexander	Heaton	Pinac
Ansardi	Hebert	Powell
Barton	Hill	Pratt
Baudoin	Holden	Quezaire
Baylor	Hopkins	Riddle
Bowler	Hudson	Romero
Bruce	Hunter	Salter
Bruneau	Iles	Scalise
Carter	Jenkins	Schneider
Chaisson	Jetson	Schwegmann
Clarkson	Johns	Shaw
Copelin	Kennard	Smith, J.D.—50th
Crane	Kenney	Smith, J.R.—30th
Curtis	Lancaster	Stelly

Damico	Landriou	Theriot
Daniel	LeBlanc	Thompson
Deville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	Martiny	Travis
Doerge	McCain	Triche
Donelon	McCallum	Waddell
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Mitchell	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard
Frith	Morrish	Windhorst
Fruge	Murray	Winston
Glover	Nevers	Wooton
Green	Odinet	Wright

Total—99

NAYS

Total—0

ABSENT

Gautreaux	Strain
Sneed	Walsworth
Total—4	

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 1775 By Representative Donelon

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1775 by Representative Donelon, recommend the following concerning the Reengrossed bill:

1. That the amendment proposed by the Senate Committee on Insurance and adopted by the Senate on June 3, 1999 be rejected.
2. That Senate Floor Amendments proposed by Senator Cravins and adopted by the Senate on June 9, 1999 be rejected.
3. That Senate Floor Amendments proposed by Senator Bean and adopted by the Senate on June 9, 1999 be rejected.
4. That the following amendments to the Reengrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, after "337" and before "and 1301(A)(2)" insert ", 861(A)(introductory paragraph), 1005(J), 1114(K)(2)(f) and (M)(2),"

AMENDMENT NO. 2

On page 1, line 3, at the beginning of the line before "relative" change "22:774(C) and 1351.I," to the following:

"22:2.1, 5(16) and (17), 774(C), 1113(A)(2)(a)(xx), and 1451(G),"

AMENDMENT NO. 3

On page 1, line 7, after "commissioner;" and before "and to" insert the following:

"to provide for public records, procedures, forms, methods, and conditions; to provide for admissibility into evidence; to provide for electronic signatures; to provide for definitions; to provide for life insurance; to provide for small companies and exemptions from certain reporting, registration, and filings; to provide for rules and regulations; to provide for home service life insurance; to provide for licensing, marketing, and other requirements;"

AMENDMENT NO. 4

On page 1, line 9, after "337" and before "and 1301(A)(2)" insert ", 861(A)(introductory paragraph), 1005(J), 1114(K)(2)(f) and (M)(2),"

AMENDMENT NO. 5

On page 1, line 10, after "R.S." and before "are" change "22:774(C) and 1351.I," to the following:

"22:2.1, 5(16) and (17), 774(C), 1113(A)(2)(a)(xx), and 1451(G),"

AMENDMENT NO. 6

On page 1, between lines 11 and 12 insert the following:

"§2.1. Public records; forms and methods; electronic signatures and filings; timely filing of papers

A. Notwithstanding any other provision of law to the contrary, any public record maintained by the commissioner of insurance may be kept in any written, photographic, microfilm, or other similar form or method, or may be kept by any magnetic, electronic, optical, or similar form of data compilation which is approved for such use in a rule promulgated by the commissioner. No such magnetic, electronic, optical, or similar form of data compilation shall be approved unless it provides reasonable safeguards against erasure or alteration.

B. The commissioner may, at his discretion, cause any public record maintained by him or any part thereof be microfilmed, or otherwise reproduced, in order to accomplish efficient storage and preservation of such records.

C. A certified copy of a public record maintained by the commissioner shall be deemed to be an original for all purposes and shall be admissible in evidence in all courts or administrative agencies as if it were the original.

D. Subject to such guidelines and limitations as may be promulgated by the commissioner, electronic signatures are hereby authorized.

E. The commissioner shall promulgate rules to regulated the use of electronic signatures. Such rules may include any or all of the following:

(1) Limitations upon which documents may be signed electronically.

(2) Security requirements, which may include but not be limited to the following:

(a) The use of alphanumeric or similar codes, fingerprints, or other identifying methods.

(b) Prohibitions against disclosure of codes or other identifiers to other persons.

(c) Responsibility of individuals for unauthorized signatures.

F. The commissioner may permit or require rate, form or any other filings, along with any accompanying supplementary rate information or supporting information, to be filed electronically.

G. If the commissioner permits or requires electronic filings pursuant to Paragraph F. of this Section, the commissioner shall arrange for payment of filing fees by electronic funds transfer.

H. The time for acting on filings made electronically shall be the same as the time for acting on filings made in writing. Filings made electronically shall be considered received by the commissioner when received in the electronic data processing system used by the commissioner to review filings, unless received on a weekend or legal holiday, in which case filings are deemed received on the next business day. Communications from the commissioner to persons making filings electronically shall be considered received by that person when the communication is sent to the person making the filing.

I. Grounds for approval, disapproval or withdrawal of approval for filings made electronically shall be the same grounds for these actions as to filings made in writing, except that the commissioner may waive filing requirements relating to filings made in writing, such as requirements for original signatures or the number of copies, and the commissioner may disapprove or withdraw approval of a filing if it does not comply with the commissioner's requirements for electronic filings.

J. Filings made electronically shall be subject to the law of this state relating to inspection of public records pursuant to the Public Records Act, Title 44 of the Louisiana Revised Statutes, or any other applicable law.

K. The commissioner may promulgate rules and regulations which the commissioner deems necessary for the administration of electronic filings.

L. Notwithstanding any other law to the contrary, the filing of papers, including but not limited to applications, forms, reports, returns, statements, and filings of any kind with the commissioner subject to the exceptions and provisions in Paragraphs A. through K. above shall not be subject to the provisions of R.S. 1:60 but shall be subject to other relevant provisions of law or rules or regulations of the commissioner.

* * *

§5. General definitions

In this code, unless the context otherwise requires, the following definitions shall be applicable:

* * *

(16) "Directive" means a written communication or order issued by or on behalf of the commissioner of insurance to a person whose activities are regulated by this Title, which instructs the person to act in conformance with this Title, or any rule or regulation adopted in accordance with the Administrative Procedure Act.

(17) "Small company" shall mean a domestic life insurer which does business exclusively in the state of Louisiana, with admitted assets not exceeding ten million dollars and having gross annual premiums not exceeding two million dollars.

* * *"

AMENDMENT NO. 7

On page 3, between lines 6 and 7 insert the following:

"§861. Reports; risk-based capital

A. Unless it appears in the discretion of the commissioner that the condition of a small company renders the continuance of its business hazardous to the public or its insureds, a small company shall not be required to submit to the department a risk-based capital report required by this Section. Every other domestic insurer shall submit to the department on or prior to March first of each year a report of its risk-based capital levels as of the end of the prior calendar year, in a form that contains information required by the risk-based capital instructions. In addition, every other domestic insurer shall file the risk-based capital report:

* * *

§1005. Registration of insurers

* * *

J. Exemptions

(1) The provisions of this Section shall not apply to any insurer, information, or transaction if and to the extent that the commissioner by rule, regulation, or order shall exempt the same from the provisions of this Section.

(2) Unless it appears in the discretion of the commissioner that the condition of a small company renders the continuance of its business hazardous to the public or its insureds, a small company shall not be required to submit to the department a registration statement required by this Section, but shall be considered a registered insurer for the purposes of the following:

(a) Subsection E of this Section,

(b) R.S. 22:1006(A), and

(c) R.S. 22:1007.

* * *

§1113. Requirements; general license; penalties; validity of contracts

A.

* * *

(2) No insurance agent, insurance broker, surplus lines insurance broker, or insurance solicitor shall make an application for, procure, negotiate for, or place for others, any policies for any lines of insurance as to which he is not then qualified and duly licensed.

(a) An insurance agent may receive qualification for a license in one or more of the following lines:

* * *

(xx) Home service life.

* * *

§1114. Requirements; additional

* * *

K.

* * *

(2) The following shall be exempt from the requirement for a written examination:

* * *

(f) Any applicant for a license to represent an industrial life, health; and accident, service, or nonprofit, or home service insurer or an insurer which currently sells a combination of ordinary and industrial life, health, and accident insurance which has more than fifty percent of its premium income from industrial premium income. For the purpose of this Subsection only, industrial premium income is defined as premiums payable on a monthly or more frequent basis, written by debit agents operating under a debit agency system.

* * *

M.

* * *

(2)(a) A temporary license shall be issued by the commissioner of insurance to an applicant who represents a combination insurer. A "combination insurer", for purposes of this Subsection only, is defined as an insurer which currently sells a combination of ordinary and industrial insurance which has in excess of fifty percent of its premiums income from industrial life insurance. The temporary license shall only be issued to an applicant where the appointing insurer shall certify to the commissioner that the applicant, when appointed, will be primarily engaged in the sale of policies and the collection of premiums payable on a monthly or more frequent basis marketed under a debit agency system. The temporary license shall remain in effect for ninety days from the issuance of the license. Within that period, the temporary licensee shall successfully complete a written examination for the class or classes of business in which the agent is engaged. The authority to act as a home service life insurance agent shall be granted to an applicant by the commissioner for a time period to commence with the date of certified mailing of the license application by the insurer and shall terminate upon the issuance or denial of a permanent license. The sponsoring insurer must certify that the applicant will be primarily engaged in the selling and servicing of guaranteed life insurance products on the basis set forth in the "Home Service Marketing Distribution System" as defined in Subparagraph (c) of this Paragraph. The insurer must have a reasonable expectation that the applicant meets the requirements for licensure set forth in Subsection L of this Section. For the purpose of limiting the authority contained herein, a guaranteed life product means a policy in which the premiums, face amount of coverage, and nonforfeiture values, if any, are guaranteed at issue by its provisions.

(b) ~~The holder of a permanent license to represent a combination or industrial insurer shall be required to take the written examination in the event he is employed by an ordinary company. A home service life insurance agent shall be required to obtain a life insurance license if his duties exceed those defined in Subparagraph (a) of this Paragraph.~~

(c) "Home service marketing distribution system" is a system of marketing insurance products in which fifty percent or more of the premium income is derived from policies of insurance which are sold, serviced, or collected by agents visiting in the home or business of the insured, owner, or premium payor and in which policies are issued on a monthly or more frequent premium payment basis or by single premium payment and in which the agent is charged and

debited with the responsibility for collection of the premium payments.

* * *

AMENDMENT NO. 8

On page 3, between lines 15 and 16, insert the following:

"§1451. Annual reports required

* * *

G. Unless it appears in the discretion of the commissioner that the condition of a small company renders the continuance of its business hazardous to the public or its insureds, a small company shall be exempted from the following filings required by this Section:

(1) Quarterly statements.

(2) Management discussion and analysis accompanying the annual statement.

(3) Computer diskette filings of the annual statement."

AMENDMENT NO. 9

On page 3, delete lines 16 through 25.

Respectfully submitted,

Representative James J. "Jim" Donelon
 Representative Shirley D. Bowler
 Representative Dan W. Morrish
 Senator Gregory W. Tarver, Sr.
 Senator Ronald C. "Ron" Bean
 Senator Donald R. "Don" Cravins

Rep. Donelon moved to adopt the Conference Committee Report.

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	Jenkins	Schneider
Carter	Jetson	Schwegmann
Chaisson	Johns	Shaw
Clarkson	Kennard	Smith, J.D.—50th
Copelin	Kenney	Smith, J.R.—30th
Crane	Lancaster	Sneed
Curtis	Landrieu	Stelly
Daniel	LeBlanc	Theriot
Deville	Long	Thompson
DeWitt	Marionneaux	Toomy
Diez	Martiny	Travis
Doerge	McCain	Triche
Donelon	McCallum	Waddell

Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Mitchell	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard
Frith	Morrish	Windhorst
Fruge	Murray	Winston
Gautreaux	Nevers	Wright
Glover	Odinet	
Green	Perkins	
Total—97		

NAYS

Total—0

ABSENT

Damico	Strain	Walsworth
Iles	Thornhill	Wooton
Total—6		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 406 by Senator Heitmeier

June 21, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 406 by Senator Heitmeier recommend the following concerning the Engrossed bill:

1. That House Floor Amendments No. 1 through 4 proposed by Representative Daniel and adopted by the House of Representatives on May 25, 1999, be rejected.
2. That the following amendments to the Engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 11:1162(A)(7)" and insert "R.S. 11:441(F) and 1162(A)(7) and to enact R.S. 11:721.1(C)"

AMENDMENT NO. 2

On page 1, line 3, after "System" insert ", the Louisiana State Employees' Retirement System, and the Teachers' Retirement System of Louisiana"

AMENDMENT NO. 3

On page 1, line 4, after "trustees;" insert "to provide with respect to the reemployment of certain retirees; to provide for retirement eligibility at any age after twenty-five years of service for employees of the bridge police section of the Crescent City Connection Division of the Department of Transportation and Development;"

AMENDMENT NO. 4

On page 1, delete line 8, and insert "Section 1. R.S. 11:441(F) and 1162(A)(7) are hereby amended and reenacted and R.S. 11:721.1(C) is hereby enacted to read"

AMENDMENT NO. 5

On page 1, between lines 9 and 10, insert:

"§441. Eligibility for retirement

* * *

F. Notwithstanding the provisions of Subsection A of this Section or any other provision of law to the contrary, employees of the bridge police section of the Crescent City Connection Division of the Department of Transportation and Development who are members of the system shall be eligible for retirement at any age upon attaining twenty-five or more years of service credit, at least ten of which were served immediately prior to application for retirement in a position with the bridge police section of the Crescent City Connection Division of the Department of Transportation and Development. ~~This retirement option shall only be available to employees hired after July 1, 1997, and the employee contribution rate shall be 8.5% for these employees.~~

* * *

§721.1. Option to participate in system

* * *

R.S. 11:721.1(C) is all proposed new law.

C. Notwithstanding any provision of law to the contrary, any person who has a doctorate degree and who was employed by the State Board of Elementary and Secondary Education for at least seven years and who is or was employed by the East Baton Rouge Parish School System for at least sixteen years and who is employed by that system at any time during 1999 as supervisor of social studies teachers shall not have their retirement benefits reduced or suspended during such employment.

* * *"

Respectfully submitted,

Senator Francis C. Heitmeier
 Senator Ron Landry
 Senator Lambert Boissiere
 Representative Vic Stelly
 Representative William Daniel
 Representative Mike Walsworth

Rep. Daniel moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

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

Damico	Landrieu	Theriot
Daniel	LeBlanc	Thompson
Deville	Long	Thornhill
Diez	Marionneaux	Toomy
Doerge	Martiny	Triche
Donelon	McCain	Waddell
Dupre	McCallum	Warner
Durand	McDonald	Welch
Farve	Michot	Weston
Faucheux	Mitchell	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard
Frith	Morrish	Windhorst
Fruge	Murray	Winston
Gautreaux	Nevers	Wooton
Glover	Odinot	Wright
Green	Perkins	
Guillory	Pierre	
Total—94		

NAYS

Total—0

ABSENT

Barton	Jetson	Strain
Baudoin	McMains	Travis
DeWitt	Riddle	Walsworth
Total—9		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 1060 by Senator Barham

June 20, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 1060 by Barham recommend the following concerning the Engrossed bill:

1. That House Floor Amendment Nos. 1 through 4 proposed by Representative Jack Smith and adopted by the House on June 4, 1999, be adopted.
2. That House Floor Amendment Nos. 1 through 3 proposed by Representative Marionneaux and adopted by the House on June 4, 1999, be rejected.
3. That the following amendments to the Engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 4, between "Parish;" and "to" insert the following:

"to direct the transfer of certain properties in West Feliciana Parish between the Department of Wildlife and Fisheries and the office of state parks, Department of Culture, Recreation and Tourism;"

AMENDMENT NO. 2

On page 3, between lines 5 and 6 insert the following:

"Section 6. The Department of Wildlife and Fisheries, within one year of the effective date of this Section, shall transfer approximately three hundred sixty-five acres of property within the Tunica Wildlife Management Area to the office of state parks, Department of Culture, Recreation and Tourism, as described:

TRACT ONE: A certain tract or parcel of land, together with all buildings and improvements thereon and with all the rights, ways, privileges, servitudes, prescriptions and advantages thereunto belonging or in any way appertaining, consisting of all of the property owned by the Department of Wildlife and Fisheries in Township 1 South, Range 4 West, Section 54, West Feliciana Parish, Louisiana, lying to the west and southwest of an artificial boundary identified as the Old L & A Rail Road grade and extending to the Mississippi River per the Edgar Tobin Aerial Survey, Map Number P-365; and,

TRACT TWO: A certain tract or parcel of land, together with all buildings and improvements thereon and with all the rights, ways, privileges, servitudes, prescriptions and advantages thereunto belonging or in any way appertaining, consisting of all of the property owned by the Department of Wildlife and Fisheries in Township 1 south, Range 4 West, Sections 28 and 54, West Feliciana Parish, Louisiana, lying to the south and west of an artificial boundary identified as a road or trail known to the parties herein authorized, and commencing in the northwest corner of Section 54 and extending in a northeasterly direction into Section 28 and thereafter turning and extending in a southeasterly direction back to the section line common to Sections 28 and 54 and thereafter turning and extending in a southwesterly direction through Section 54 to the old L & A Rail Road grade identified above. See attached plat.

Section 7. The office of state parks, Department of Culture, Recreation and Tourism, within one year of the effective date of this Section, shall transfer approximately three hundred acres to the Department of Wildlife and Fisheries as described:

Property transferred to the state of Louisiana by Exchange Oil and Gas Corporation on the 29th day of October, 1982, and more particularly described to wit:

TRACT ONE: A certain tract or parcel of land, together with all buildings and improvements thereon, and all the rights, ways, privileges, servitudes, prescriptions and advantages thereunto belonging or in anywise appertaining, situated in Section 69, Township 1 South, Range 4 West, St. Helena Meridian, West Feliciana Parish, Louisiana, containing 132.04 acres, more or less, and described as follows: Beginning at the Southwest corner of Section 69, thence North 0 degrees 30 minutes east 43.60 chains to an X on a gum tree, thence East 32.60 chains to an X on a Holly and Gum at the intersection of Mrs. Row's fence; thence North 82 degrees 15 minutes West 7.00 chains to a corner; thence south 8 degrees 00 minutes West 6.00 chains to a corner; thence West 22.84 chains to point of beginning.

TRACT TWO: A certain tract or parcel of land, together with all buildings and improvements thereon and with all the rights, ways, privileges, servitudes, prescriptions and advantages thereunto belonging or in anywise appertaining, situated in Section 79, Township 1 South Range 4 West, St. Helena Meridian, West Feliciana Parish, Louisiana, containing 108.83 acres, more or less, and bounded now or formerly as follows: On the North by Lot Number 4 of the partition of the lands of the heirs of J. H. Hobgood; on the East by Louisiana State Highway Number 66; formerly Highway No. 124, on the South by lands of the heirs of Steve Bellish and Douglas M. Hamilton and on the West by lands of Douglas M. Hamilton, less and except 50 acres thereof sold by Dr. John H. Hobgood, et al to the state of Louisiana, as will appear by reference

to said act of sale of record in Book 45, at page 322 of the conveyance records of West Feliciana Parish, Louisiana.

TRACT THREE: A certain tract or parcel of land, together with all buildings and improvements thereon and all the rights thereunto belonging or anywise appertaining, situated in Sections 78 and 79, 92 and 96, Township 1 South, Range 4 West, St. Helena Meridian, West Feliciana Parish, Louisiana, being more particularly shown as Lot Number 5 on map of survey by R. F. Havard and James H. Kilbourne, Surveyor, which is attached to that certain act of partition between the heirs of Henry Hobgood and recorded in Book 44, page 373 of the conveyance records of West Feliciana Parish, Louisiana, containing 108.83 acres.

Being the same property acquired on June 23, 1970 by the Exchange Oil and Gas Corporation and registered in the records of the Clerk of Court of West Feliciana Parish, state of Louisiana, entry Nos. 9973 and 9974 in COB 61, folio 241, etc.

Section 8. The secretary of the Department of Wildlife and Fisheries, the assistant secretary of the office of the state parks, and the secretary of the Department of Culture, Recreation and Tourism are hereby authorized, empowered and directed to prepare such documents as may be necessary to convey, assign and transfer title to the property described in Sections 4 and 5 of this Act."

AMENDMENT NO. 3

On page 3, line 6, change "Section 4" to "Section 9"

Respectfully submitted,

Senator Robert J. Barham
 Senator Thomas A. Greene
 Representative Robert Marionneaux, Jr.
 Representative John R. Smith
 Representative Jack D. Smith

Rep. Marionneaux moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

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

Donelon	McCain	Walsworth
Dupre	McCallum	Warner
Durand	McDonald	Welch
Farve	McMains	Weston
Faucheux	Michot	Wiggins
Flavin	Mitchell	Wilkerson
Fontenot	Montgomery	Willard
Frith	Morrell	Windhorst
Fruge	Morrish	Winston
Gautreaux	Murray	Wooton
Glover	Nevers	Wright
Total—99		

NAYS

Total—0

ABSENT

Powell	Stelly
Smith, J.D.—50th	Strain
Total—4	

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 2265 By Representative Wiggins

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 2265 by Representative Wiggins, recommend the following concerning the Engrossed bill:

1. That Senate Floor Amendments proposed by Senator Ellington and adopted by the Senate on June 14, 1999, be rejected.
2. That the following amendment to the Engrossed bill be adopted:

AMENDMENT NO. 2

On page 2, line 2, after "program" delete the remainder of the line and insert in lieu thereof the following:

"in public elementary and secondary schools and shall make the program available to nonpublic elementary and secondary schools."

Respectfully submitted,

Representative Randy Wiggins
 Representative Charles McDonald
 Representative Sherman Copelin
 Senator Noble E. Ellington
 Senator J. Lomax Jordan, Jr.
 Senator Mike Smith

Rep. Wiggins moved to adopt the Conference Committee Report.

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	Riddle
Baudoin	Holden	Salter
Baylor	Hopkins	Scalise
Bowler	Hudson	Schneider
Bruce	Hunter	Schwegmann
Bruneau	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kenney	Sneed
Crane	Lancaster	Stelly
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thompson
Deville	Long	Thornhill
DeWitt	Marionneaux	Travis
Diez	Martiny	Triche
Doerge	McCain	Walsworth
Donelon	McCallum	Warner
Dupre	McDonald	Welch
Durand	McMains	Weston
Farve	Michot	Wiggins
Fauchoux	Mitchell	Wilkerson
Flavin	Montgomery	Willard
Fontenot	Morrell	Windhorst
Frith	Morrish	Winston
Fruge	Murray	Wooton
Gautreaux	Nevers	Wright
Glover	Odinet	
Green	Perkins	
Total—94		

NAYS

Romero	Toomy
Total—2	

ABSENT

Carter	Kennard	Waddell
Curtis	Quezaire	
Jetson	Strain	
Total—7		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 310 by Senator Dyess

June 21, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 310 by Senator Dyess recommend the following concerning the Engrossed bill:

1. That House Floor Amendments No. 7 proposed by Representative Green and adopted by the House of Representatives on June 11, 1999 be adopted.
2. That House Floor Amendments No. 1, 2, 3, 4, 5, 6, 8, 9, 10, 11, 12, and 13 proposed by Representative Green and adopted by the House of Representatives on June 11, 1999 be rejected.

3. That the following amendments to the Engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, after "2048.32(A)" insert ", and R.S. 37:969(B)(4),"

AMENDMENT NO. 1

On page 1, line 3, after "R.S. 37:969" change "(A)(6)" to "(B)(5)"

AMENDMENT NO. 2

On page 1, lines 5 and 9, change "require" to "authorize"

AMENDMENT NO. 3

On page 2, delete lines 7 through 27, delete pages 2 through 8, and on page 9, delete lines 1 through 4 in their entirety, and insert in lieu thereof the following:

"§2047. Nurse training programs; student demand; documentation; report; authorization to obtain criminal history record information

* * *

B. Such records shall be submitted to the ~~State Board of Elementary and Secondary Education Board of Regents and the postsecondary education management boards~~ on a quarterly basis and shall also be submitted to the Nursing Supply and Demand Commission on whatever schedule they request.

R.S. 17:2047(C) is all proposed new law.

C.(1) The Board of Supervisors of Community and Technical Colleges may:

(a) Request and obtain state and national criminal history record information on any person making application to enroll as a student in a nurse training program at any vocational institute or community college.

(b) Charge and collect from an applicant, in addition to all other applicable fees and costs, such amount as may be incurred by the board in requesting and obtaining criminal history record information on the applicant.

(c) In cooperation with the Louisiana State Board of Practical Nurse Examiners and the Louisiana Bureau of Criminal Identification and Information of the office of state police within the Department of Public Safety and Corrections, promulgate the rules and regulations, and establish procedures in accordance with the Administrative Procedure Act that are necessary to implement the provisions of this Subsection.

(2) Any and all state or national criminal history record information obtained by the board which is not already a matter of public record shall be deemed nonpublic and confidential information restricted to the exclusive use of the board, its members, officers, investigators, agents, and attorneys in evaluating the applicant's eligibility or disqualification for enrollment. No such information or records related thereto shall, except with the written consent of the applicant or by order of a court of competent jurisdiction, be released or otherwise disclosed by the board to any other person or agency.

(3) The board shall provide each institution under its jurisdiction with written standards specifying the requirements that

must be met by an applicant to a nurse training program and the grounds on which an applicant may be denied acceptance to a program or denied a license upon completion of a program. The institution shall provide a copy of such standards to any person making application.

* * *

§2048.31. Allied health professionals training programs; student admittance; documentation; records; authorization to obtain criminal history record information

* * *

B. Such records shall be submitted to the ~~State Board of Elementary and Secondary Education Board of Regents~~ and the higher postsecondary education management boards on a quarterly basis and shall also be submitted to the Allied Health Professionals Supply and Demand Commission on whatever schedule they request.

R.S. 17:2048.31(C) is all proposed new law.

C.(1) The Board of Supervisors of Community and Technical Colleges may:

(a) Request and obtain state and national criminal history record information on any person making application to enroll as a student in a health occupations training program at a vocational institute or community college.

(b) Charge and collect from an applicant, in addition to all other applicable fees and costs, such amount as may be incurred by the board in requesting and obtaining criminal history record information on the applicant.

(c) In cooperation with the Louisiana Bureau of Criminal Identification and Information of the office of state police within the Department of Public Safety and Corrections promulgate the rules and regulations, and establish procedures in accordance with the Administrative Procedure Act that are necessary to implement the provisions of this Subsection.

(2) Any and all state or national criminal history record information obtained by the board which is not already a matter of public record shall be deemed nonpublic and confidential information restricted to the exclusive use of the board, its members, officers, investigators, agents, and attorneys in evaluating the applicant's eligibility or disqualification for enrollment. No such information or records related thereto shall, except with the written consent of the applicant or by order of a court of competent jurisdiction, be released or otherwise disclosed by the board to any other person or agency.

(3) The board shall provide each institution under its jurisdiction with written standards specifying the requirements that must be met by an applicant to a health occupations training program and the grounds on which an applicant may be denied acceptance to a program or denied any license or permit upon completion of a program. The institution shall provide a copy of such standards to any person making application.

§2048.32. Allied health professionals training programs; expansion or establishment; salary of faculty members

A. The ~~State Board of Elementary and Secondary Education;~~ the Board of Regents; and the higher postsecondary education management boards shall seek to expand or establish additional training programs for identified allied health professionals whenever the information reported pursuant to R.S. 17:2048.31 indicates a

consistent lack of availability of places in existing training programs for qualified applicants.

* * *

Section 2. R.S. 37:969(B)(4) is hereby amended and reenacted, and R.S. 37:969(B)(5) and 969.1 are hereby enacted to read as follows:

§969. Duties and powers of the board

* * *

B. The board may:

* * *

(4)(a) Request and obtain state and national criminal history record information on any person applying for any license or permit which the board is authorized by law to issue, including permission to enroll as a student in nurse training courses.

(b) Charge and collect from an applicant for any license or permit which the board is authorized to issue, including permission to enroll as a student in nursing courses, in addition to all other applicable fees and costs, such amount as may be incurred by the board in requesting and obtaining criminal history record information on the applicant.

(c) Promulgate the rules, regulations and procedures, in cooperation with the Louisiana Bureau of Criminal Identification and Information of the office of state police within the Department of Public Safety and Corrections, in accordance with the Administrative Procedure Act that are necessary to implement the provisions of this Paragraph.

(5) Adopt and revise all rules and regulations necessary to implement the provisions of this Part.

* * *

§969.1. Louisiana State Board of Practical Nurse Examiners; authorization to obtain criminal history record information

R.S. 37:969.1 is all proposed new law.

A. As used in this Section the following terms shall have the following meaning:

(1) "Applicant" means a person who has made application to the board for the issuance or reinstatement of any form of licensure.

(2) "Board" means the Louisiana State Board of Practical Nurse Examiners.

(3) "Bureau" means the Louisiana Bureau of Criminal Identification and Information of the office of state police within the Department of Public Safety and Corrections.

(4) "Criminal history record information" means information collected by state and federal criminal justice agencies on individuals consisting of identifiable descriptions and notations of arrests, detentions, indictments, bills of information, or any formal criminal charges, and any disposition arising therefrom, including sentencing and criminal correctional supervision and release, but does not include intelligence for investigatory purposes, nor does it include any identification information which does not indicate involvement of the individual in the criminal justice system.

(5) "FBI" means the Federal Bureau of Investigation of the United States Department of Justice.

(6) "Licensure" means any license or permit which the board is authorized to issue, including permission to enroll as a student in clinical nursing courses.

B.(1) In addition to any other requirements established by law or board rules, the board may:

(a) Require that any person applying for any license or permit which the board is authorized by law to issue provide written consent to the board to request and obtain state and national criminal history record information on such person as a condition to the consideration of his or her application.

(b) Charge and collect from the applicant, in addition to all other applicable fees and costs, such amount as may be incurred by the board in requesting and obtaining state and national criminal history record information on the applicant.

(2) The board shall provide each applicant with a copy of the written standards specifying the requirements that must be met by an applicant for licensure and the grounds on which a license may be denied or revoked.

C. In accordance with the provisions and procedures prescribed by this Section, or any other law or board rule, the board may request and obtain state and national criminal history record information from the Louisiana Bureau of Criminal Identification and Information of the office of state police within the Department of Public Safety and Corrections and the Federal Bureau of Investigation of the United States Department of Justice relative to any person applying for a license to determine the applicant's suitability and eligibility for licensure.

D. Upon request by the board, the bureau shall conduct a search of its criminal history record information relative to the applicant and report the results of its search to the board within sixty days after receipt of any such request. The bureau may charge the board a reasonable processing fee for conducting and reporting on any such search.

E. Any and all state or national criminal history record information obtained by the board from the bureau or FBI which is not already a matter of public record shall be deemed nonpublic and confidential information restricted to the exclusive use of the board, its members, officers, investigators, agents, and attorneys in evaluating the applicant's eligibility or disqualification for licensure. No such information or records related thereto shall, except with the written consent of the applicant or by order of a court of competent jurisdiction, be released or otherwise disclosed by the board to any other person or agency."

Respectfully submitted,

Senator B. G. Dyess
 Senator Tom Greene
 Senator Donald Hines
 Representative Randy E. Wiggins
 Representative Rodney Alexander
 Representative Kyle M. Green

Rep. Wiggins moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Heaton	Romero
Alario	Hill	Salter
Alexander	Hunter	Schneider
Barton	Iles	Schwegmann
Baudoin	Johns	Shaw
Bruce	Kennard	Smith, J.R.—30th
Carter	Kenney	Sneed
Chaisson	Landrieu	Stelly
Clarkson	LeBlanc	Theriot
Daniel	Long	Thompson
DeWitt	Marionneaux	Travis
Diez	McDonald	Triche
Doerge	McMains	Waddell
Donelon	Michot	Walsworth
Dupre	Montgomery	Warner
Durand	Nevers	Wiggins
Faucheux	Odinet	Windhorst
Flavin	Pinac	Winston
Fontenot	Powell	Wright
Frith	Riddle	
Total—59		

NAYS

Ansardi	Hammett	Perkins
Baylor	Hebert	Pierre
Bowler	Holden	Pratt
Bruneau	Hopkins	Quezaire
Copelin	Jenkins	Scalise
Crane	Jetson	Smith, J.D.—50th
Curtis	Lancaster	Thornhill
Damico	Martiny	Toomy
Deville	McCain	Welch
Farve	McCallum	Weston
Fruge	Mitchell	Wilkerson
Glover	Morrell	Willard
Green	Morrish	
Guillory	Murray	
Total—40		

ABSENT

Gautreaux	Strain
Hudson	Wooton
Total—4	

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 640 By Representatives Downer, et al.

June 21, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 640 by Representatives Downer, et al., recommend the following concerning the Re-reengrossed bill:

1. That the Senate Committee Amendments proposed by the Senate Committee on Finance and adopted by the Senate on June 11, 1999, be rejected.

- 2. That the Senate Floor Amendment proposed by Senator Hines which added language on page 5, between lines 20 and 21 of Senate Floor Amendment No. 3 proposed by Senator Ewing and adopted by the Senate on June 15, 1999, be rejected.
- 3. That the Senate Floor Amendment proposed by Senator Schedler and adopted by the Senate on June 15, 1999, be rejected.
- 4. That the Senate Floor Amendment proposed by Senator Cox and adopted by the Senate on June 15, 1999, be rejected.
- 5. That the Senate Floor Amendment proposed by Senator Hines, which amendment affected Senate Floor Amendment No. 3 proposed by Senator Ewing by changing and adding language on page 4, line 49, and adopted by the Senate on June 15, 1999, be rejected.
- 6. That the Senate Floor Amendment proposed by Senator Ellington and adopted by the Senate on June 15, 1999, be rejected.
- 7. That the set of Senate Floor Amendments proposed by Senator Ewing and adopted by the Senate on June 15, 1999, be rejected.
- 8. That the following amendments to the Re-reengrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, change "Section 10.8" to "Sections 10.8, 10.9, and 10.10"

AMENDMENT NO. 2

On page 1, line 3, after "create the" delete the remainder of the line, delete lines 4 through 6 in their entirety and insert in lieu thereof the following:

"Millennium Trust and the Louisiana Fund in the state treasury; to create the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund within the Millennium Trust; to provide for deposit of monies into the Millennium Trust and the credit of monies to the funds within the trust; to provide for deposit and credit of monies in the Louisiana Fund; to provide for investment and uses of monies in the Trust and in the funds; to create the Millennium Leverage Fund in the state treasury, and to provide for deposit, use, and investment of monies in the fund; to provide for the issuance of revenue bonds and the security for the payment of such bonds; to provide for the expenditure of the proceeds of such bonds; to authorize use of certain funds for security for such bonds; to provide for submission of the proposed"

AMENDMENT NO. 3

On page 2, line 1, change "Section 10.8" to "Sections 10.8, 10.9, and 10.10"

AMENDMENT NO. 4

On page 2, line 3, after "10.8." delete the remainder of the line and insert "Millennium Trust"

AMENDMENT NO. 5

On page 2, delete lines 4 and 5 in their entirety and insert the following:

"Section 10.8. Millennium Trust"

AMENDMENT NO. 6

On page 2, delete line 8 in its entirety and at the beginning of line 9, delete ""TOPS Trust" and insert in lieu thereof "permanent trust the Millennium Trust"

AMENDMENT NO. 7

On page 2, at the end of line 11, change "TOPS Trust" to "Millennium Trust"

AMENDMENT NO. 8

On page 2, at the beginning of line 12, delete "a portion of all" and insert "certain"

AMENDMENT NO. 9

On page 2, line 19, after "income" and before "and" delete "on investment of" and after "gains on investment" insert "of the"

AMENDMENT NO. 10

On page 2, line 20, change "TOPS" to "Millennium"

AMENDMENT NO. 11

On page 2, line 21, change "TOPS" to "Millennium"

AMENDMENT NO. 12

On page 2, delete lines 23 through 26, delete pages 3 through 5, and on page 6, delete lines 1 through 23, all in their entirety and insert in lieu thereof the following:

(a) Fiscal Year 2000-2001, forty-five percent of the total monies received that year.

(b) Fiscal Year 2001-2002, sixty percent of the total monies received that year.

(c) Fiscal Year 2002-2003 and each fiscal year thereafter, seventy-five percent of the total monies received that year.

(d) For Fiscal Year 2000-2001, Fiscal Year 2001-2002, and Fiscal Year 2002-2003, ten percent of the total monies received in each of those years for credit to the Education Excellence Fund which, notwithstanding the provisions of Subparagraph (C)(1) of this Section, shall be appropriated for the purposes provided in Subsubparagraph (d) of Subparagraph (3) of Paragraph (C) of this Section.

(2) The Health Excellence Fund shall be established as a special fund within the Millennium Trust. The treasurer shall credit to the Health Excellence Fund one-third of the Settlement Agreement proceeds deposited each year into the Millennium Trust, and one-third of all investment earnings on the investment of the Millennium Trust. The treasurer shall report annually to the legislature as to the amount of Millennium Trust investment earnings credited to the Health Excellence Fund.

(3) The Education Excellence Fund shall be established as a special fund within the Millennium Trust. The treasurer shall credit to the Education Excellence Fund one-third of the Settlement Agreement proceeds deposited each year into the Millennium Trust, and one-third of all investment earnings on the investment of the Millennium Trust. The treasurer shall report annually to the legislature and the state superintendent of education as to the amount of Millennium Trust investment earnings credited to the Education Excellence Fund.

(4) The TOPS Fund shall be established as a special fund within the Millennium Trust. The treasurer shall deposit in and credit to the TOPS Fund one-third of the Settlement Agreement proceeds deposited into the Millennium Trust, and one-third of all investment earnings on the investment of the Millennium Trust. The treasurer shall report annually to the legislature as to the amount of Millennium Trust investment earnings credited to the TOPS Fund.

(5) The amount of Settlement Agreement revenues deposited in the Millennium Trust and credited to the respective funds may be increased and the amount of such revenues deposited into the Louisiana Fund may be decreased by a specific legislative instrument which receives a favorable vote of two-thirds of the elected members of each house of the legislature.

(B) Investment. Monies credited to the Millennium Trust pursuant to Paragraph (A) of this Section shall be invested by the treasurer with the same authority and subject to the same restrictions as the Louisiana Education Quality Trust Fund. However, the portion of monies in the Millennium Trust which may be invested in stock may be increased to no more than fifty percent by a specific legislative instrument which receives a favorable vote of two-thirds of the elected members of each house of the legislature. The legislature shall provide for procedures for the investment of such monies by law. The treasurer may contract, subject to the approval of the State Bond Commission, for the management of such investments and, if a contract is entered into, amounts necessary to pay the costs of the contract shall be appropriated from the Millennium Trust.

(C) Appropriations. (1) Appropriations from the Health Excellence Fund, Education Excellence Fund, and TOPS Fund shall be limited to an annual amount not to exceed the estimated aggregate annual earnings from interest, dividends, and realized capital gains on investment of the trust as recognized by the Revenue Estimating Conference. Amounts determined to be available for appropriation shall be those aggregate investment earnings which are in excess of an inflation factor as determined by the Revenue Estimating Conference. The amount of realized capital gains on investment which may be included in the aggregate earnings available for appropriation in any year shall not exceed the aggregate of earnings from interest and dividends for that year.

(2) Appropriations from the Health Excellence Fund shall be restricted to the following purposes:

(a) Initiatives to ensure the optimal development of Louisiana's children through the provision of appropriate health care, including children's health insurance, services provided by school-based health clinics, rural health clinics, and primary care clinics, and early childhood intervention programs targeting children from birth through age four including programs to reduce infant mortality.

(b) Initiatives to benefit the citizens of Louisiana with respect to health care through pursuit of innovation in advanced health care sciences, and the provision of comprehensive chronic disease management services.

(c) Each appropriation from the Health Excellence Fund shall include performance expectations to ensure accountability in the expenditure of such monies.

(3) Appropriations from the Education Excellence Fund shall be limited as follows:

(a) Fifteen percent of monies available for appropriation in any fiscal year from the Education Excellence Fund shall be appropriated to the state superintendent of education for distribution on behalf of all children attending private elementary and secondary schools that

have been approved by the State Board of Elementary and Secondary Education, both academically and as required for such school to receive money from the state.

(b) Appropriations shall be made each year to the Louisiana School for the Deaf, the Louisiana School for the Visually Impaired, the Louisiana Special Education Center in Alexandria, the Louisiana School for Math, Science, and the Arts, the New Orleans Center for Creative Arts and the Louis Armstrong High School for the Arts, after such schools are operational, to provide for a payment to each school of seventy-five thousand dollars plus an allocation for each pupil equal to the average statewide per pupil amount provided each city, parish, and local school system pursuant to Subsubparagraphs (d) and (e) of this Subparagraph.

(c) Appropriations may be made for independent public schools which have been approved by the State Board of Elementary and Secondary Education or any city, parish, or other local school system and for alternative schools and programs which are authorized and approved by the State Board of Elementary and Secondary Education but are not subject to the jurisdiction and management of any city, parish, or local school system, to provide for an allocation for each pupil, which shall be the average statewide per pupil amount provided in each city, parish, or local school system pursuant to Subsubparagraphs (d) and (e) of this Subparagraph.

(d) Beginning Fiscal Year 2000-2001 and for each fiscal year through the end of Fiscal Year 2006-2007, of the monies available for appropriation after providing for the purposes enumerated in Subsubparagraphs (a), (b), and (c) of this Subparagraph, the following appropriations shall be made to the state superintendent of education for distribution as follows:

(i) Thirty percent of the funds available to be divided equally among each city, parish, and other local school system.

(ii) Seventy percent of the funds available to be divided among each city, parish, and other local school system in amounts which are proportionate to each school's share of the total state share of the Minimum Foundation Program appropriation as contained in the most recent Minimum Foundation Program budget letter approved by the State Board of Elementary and Secondary Education.

(e) Beginning Fiscal Year 2007-2008 and for each fiscal year thereafter, of the monies available for appropriation after providing for the purposes enumerated in Subsubparagraphs (a), (b), and (c) of this Subparagraph, one hundred percent of the monies available for appropriation in any fiscal year shall be appropriated for each city, parish, and other local school system on a prorata basis which is based on the ratio of the student population of that school or school system to that of the total state student population as contained in the most recent Minimum Foundation Program.

(f) Monies appropriated pursuant to this Subparagraph shall be restricted to expenditure for pre-kindergarten through twelfth grade instructional enhancement for students, including early childhood education programs focused on enhancing the preparation of at-risk children for school, remedial instruction, and assistance to children who fail to achieve the required scores on any tests passage of which are required pursuant to state law or rule for advancement to a succeeding grade or other educational programs approved by the legislature. Expenditures for maintenance or renovation of buildings, capital improvements, and increases in employee salaries are prohibited. The state superintendent of education shall be responsible for allocating all money due private schools.

(g) Each recipient school or school system shall annually prepare and submit to the state Department of Education, hereinafter the "department", a prioritized plan for expenditure of funds it

expects to receive in the coming year from the Education Excellence Fund. The plan shall include performance expectations to ensure accountability in the expenditure of such monies. The department shall review such plans for compliance with the requirements of this Subparagraph and to assure that the expenditure plans will support excellence in educational practice. No funds may be distributed to any school or school system until its plan has received both legislative and departmental approval as provided by law.

(h) No amount appropriated as required in this Paragraph shall displace, replace, or supplant appropriations from the general fund for elementary and secondary education, including implementing the Minimum Foundation Program. This Subsubparagraph shall mean that no appropriation for any fiscal year from the Education Excellence Fund shall be made for any purpose for which a general fund appropriation was made in the previous year unless the total appropriations for the fiscal year from the state general fund for such purpose exceed general fund appropriations of the previous year. Nor shall any money allocated to a city or parish school board pursuant to this Paragraph displace, replace, or supplant locally generated revenue, which means that no allocation to any city or parish school board from the investment earnings attributable to the Education Excellence Fund shall be expended for any purpose for which a local revenue source was expended for that purpose for the previous year unless the total of the local revenue amount expended that fiscal year exceeds the total of such local revenue amounts for the previous fiscal year.

(i) The treasurer shall maintain within the state treasury a record of the amounts appropriated and credited for each entity through appropriations authorized in this Subparagraph and which remain in the state treasury. Notwithstanding any other provisions of this constitution to the contrary, such amounts, and investment earnings attributable to such amounts, shall remain to the credit of each recipient entity at the close of each fiscal year.

(4) Appropriations from the TOPS Fund shall be restricted to support of state programs for financial assistance for students attending Louisiana institutions of postsecondary education.

§10.9. Louisiana Fund

Section 10.9. Louisiana Fund

A. The Louisiana Fund is established in the state treasury as a special fund. After allocation of money to the Bond Security and Redemption Fund as provided in Article VII, Section 9(B) of this constitution, the treasurer shall deposit in and credit to the Louisiana Fund all remaining monies received as a result of the Settlement Agreement after deposits into the Millennium Trust as provided in Section 10.8 of this Article, and all interest income on the investment of monies in the Louisiana Fund. Monies in the Louisiana Fund shall be invested by the treasurer in the same manner as the state general fund.

B. Appropriations from the Louisiana Fund shall be restricted to the following purposes:

(1) Initiatives to ensure the optimal development of Louisiana's children through enhancement of educational opportunities and the provision of appropriate health care, which shall include but not be limited to:

(a) Early childhood intervention programs targeting children from birth through age four, including programs to reduce infant mortality.

(b) Support of state programs for children's health insurance.

(c) School-based health clinics, rural health clinics, and primary care clinics.

(2) Initiatives to benefit the citizens of Louisiana with respect to health care through pursuit of innovation in advanced health care sciences, provision of comprehensive chronic disease management services, and expenditures for capital improvements for state health care facilities.

(3) Provision of direct health care services for tobacco-related illnesses.

(4) Initiatives to diminish tobacco-related injury and death to Louisiana's citizens through educational efforts, cessation assistance services, promotion of a tobacco-free lifestyle, and enforcement of the requirements of the Settlement Agreement by the attorney general.

C. Each appropriation from the Louisiana Fund shall include performance expectations to ensure accountability in the expenditure of such monies. Any unexpended and unencumbered monies in each fund at the end of a fiscal year shall remain in the respective fund.

§10.10. Millennium Leverage Fund

A. Millennium Leverage Fund. Notwithstanding the provisions of Article VII, Sections 10.8 and 10.9 of this constitution, the legislature may provide, by passage of a specific legislative instrument by a favorable vote of two-thirds of the elected members of each house of the legislature, for the deposit of all or a portion of monies received by the state as a result of the Master Settlement Agreement, hereinafter the "Settlement Agreement", executed November 23, 1998, and approved by Consent Decree and Final Judgment entered in the case "Richard P. Ieyoub, Attorney General, ex rel. State of Louisiana v. Philip Morris, Incorporated, et al.", bearing Number 98-6473 on the docket of the Fourteenth Judicial District for the parish of Calcasieu, state of Louisiana; after satisfying the requirements of Article VII, Section 9(B) of this constitution, into the Millennium Leverage Fund which is hereby established as a special permanent trust fund in the state treasury. The Millennium Leverage Fund shall hereinafter be referred to as the "Leverage Fund".

B. Investment. Monies deposited in the Leverage Fund shall be invested and administered by the treasurer. Notwithstanding any provision of this constitution to the contrary, a portion of the monies in the Leverage Fund, not to exceed fifty percent, may be invested in stock. The legislature shall provide for the procedure for the investment of such monies by law. The treasurer shall contract, subject to approval of the State Bond Commission, for the management of such investments. The monies in the Leverage Fund shall be available for appropriation to pay expenses incurred in the investment and management of monies in the fund.

C. Revenue Bonds. The State Bond Commission, or its successor, may issue and sell bonds, notes, or other obligations, hereinafter the "bonds" secured by a pledge of a portion of the monies received by the state as a result of the Settlement Agreement which are otherwise to be deposited in the Leverage Fund as provided in this Section. Such bonds may be issued only in amounts authorized by the legislature by two-thirds of the elected members of each house of the legislature. If settlement revenues are pledged to secure any revenue bonds issued pursuant to this Section, any portion thereof needed to pay principal, interest, or premium, if any, and other obligations incident to the issuance, security, prepayment, defeasance, and payment in respect thereof may be expended by the treasurer without the need for an appropriation, provided that the prepayment or defeasance has been approved by the legislature. Bonds so issued may also be further secured by a collateralization of

all or a portion of monies in the Leverage Fund. If bonds are issued subject to such a collateralization, the treasurer may pay from the Leverage Fund any principal, interest, or premium, if any, and other obligations incident to the issuance, security, prepayment, defeasance, and payment in respect thereof without the need for an appropriation, provided that the prepayment or defeasance has been approved by the legislature. The net proceeds of any bonds issued pursuant to this Section shall be deposited in and credited to the Leverage Fund. Any revenue bonds issued under authority of this Section shall not be general obligation bonds secured by the full faith and credit of the state.

D. Appropriations. (1) The legislature may annually appropriate the bond proceeds credited to the Leverage Fund and all earnings, income, and realized capital gains on investment of monies in the Leverage Fund as recognized as available for appropriation in the official forecast of the Revenue Estimating Conference. The Revenue Estimating Conference shall include in its forecast of monies available for appropriation only that amount of earnings, income, and realized capital gains which are in excess of inflation as determined by the conference.

(2) Appropriations may be made only for the following purposes:

(a) Twenty-five percent shall be available for appropriation for the purposes as provided in the TOPS Fund.

(b) Twenty-five percent shall be available for appropriation for the purposes as provided in the Health Excellence Fund.

(c) Twenty-five percent shall be available for appropriation as provided in the Education Excellence Fund.

(d) Twenty-five percent shall be available for appropriation as provided in the Louisiana Fund.

(e) The amounts available for appropriation for each of the purposes contained in Subsubparagraphs (a) through (c) of this Paragraph may be increased, and the amount available for appropriation for the purposes of Subsubparagraph (d) may be decreased by a specific legislative instrument which receives a favorable vote of two-thirds of the elected members of each house of the legislature.

E. Termination. The legislature may, by passage of a specific legislative instrument by a favorable vote of two-thirds of the elected members of each house of the legislature, provide for the termination of deposits to the Leverage Fund. Any such termination shall be made in such a manner so as to not impair the obligation, validity, or security of any bonds issued under the authority of this Section. Upon termination, the amount of any settlement revenues over and above the amount pledged for security of any bonds issued pursuant to the authority granted in this Section, shall be deposited in and credited as provided in Article VII, Sections 10.8 and 10.9 of this constitution.

AMENDMENT NO. 13

On page 7, delete lines 8 through 26 in their entirety and delete page 8 in its entirety and insert in lieu thereof the following:

"To establish the Millennium Trust and the Louisiana Fund in the state treasury; to provide that the source of monies deposited into the Millennium Trust and the Louisiana Fund shall be monies received under the Master Settlement Agreement approved by Consent Decree in the case "Richard P. Ieyoub v. Philip Morris, Incorporated, et al." (Tobacco Settlement); to provide that such settlement proceeds shall be deposited into the Millennium Trust as follows: in Fiscal Year

2000-2001, forty-five percent of the total proceeds, in Fiscal Year 2001-2002, sixty percent of the total proceeds, in Fiscal Year 2002-2003 and thereafter, seventy-five percent of the total proceeds; in Fiscal Years 2000-2001 through 2002-2003; to provide that an additional ten percent of each year's total proceeds shall be deposited for credit to the Education Excellence Fund for appropriation to public elementary and secondary schools; to provide for deposit of the remaining settlement proceeds into the Louisiana Fund; to allow for increase of the amount deposited in the Millennium Trust by specific legislative instrument enacted by a two-thirds vote of the legislature; to establish the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund as special funds within the Millennium Trust; to provide for investment of monies in the Millennium Trust and to authorize investment of no more than thirty-five percent of such monies in stock, provided such authorization may be increased to no more than fifty percent if authorized by a two-thirds vote of each house of the legislature; to provide that all dividends, interest earnings, and realized capital gains from investment of the Millennium Trust be credited one-third each to the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund; to authorize appropriation of monies from the Millennium Trust for expenses related to investment of the Trust; to authorize appropriation of monies from the Health Excellence Fund, not to exceed one-third of the annual earnings on investment of the Millennium Trust, for the purpose of initiatives for health care for children, innovations in health care sciences, and provision of disease management services; to authorize appropriation of monies from the Education Excellence Fund, not to exceed one-third of the annual earnings on investment of the Millennium Trust, for support of public and private elementary and secondary schools, particularly for activities which ensure educational excellence; to limit appropriations to such schools for the purposes of pre-kindergarten through twelfth grade instructional activities; to require each recipient school or school system to develop a plan for expenditure of such monies to include performance expectations, which plan shall require both legislative approval and approval by the Department of Education, and to allow retention of unspent balances in the treasury of certain recipient entities; to authorize appropriation of monies from the TOPS Fund, not to exceed one-third of the annual earnings on investment of the Millennium Trust, for state programs for tuition assistance to students of Louisiana institutions of postsecondary education; to authorize appropriation of monies from the Louisiana Fund for initiatives for education and health care for children, for health care services research, disease management services, health care for tobacco-related illness, capital improvements of state health care facilities, and for activities associated with reduction of tobacco-related injury and death; to require reporting of performance expectations associated with expenditure of monies appropriated from the Louisiana Fund; to create the Millennium Leverage Fund (Leverage Fund) in the state treasury; to authorize, pursuant to a two-thirds vote by each house of the legislature on a specific legislative instrument, the deposit of all or a portion of the settlement revenues into the Leverage Fund; to provide for investment of monies in the Leverage Fund, including up to 50% in stocks; to provide for the issuance of revenue bonds secured by monies in the Leverage Fund in amounts authorized by two-thirds vote of each house of the legislature; to prohibit issuing from the Leverage Fund general obligation bonds pledging the full faith and credit of the state; to authorize appropriation of such bond proceeds and any investment earnings recognized in the official forecast as in excess of inflation for the following purposes: 25% for the purposes of the TOPS Fund, 25% for purposes of the Health Excellence Fund, 25% for the purposes of the Education Excellence Fund, and 25% for the purposes of the Louisiana Fund; to authorize increasing the appropriations to the TOPS, Health Excellence, and Education Excellence Funds and decreasing the appropriation for the purposes of the Louisiana Fund, but only pursuant to a two-thirds vote of each house of the legislature on a specific legislative instrument; to provide for terminating the deposit of settlement monies into the

Leverage Fund only pursuant to a two-thirds vote of each house of the legislature on a specific legislative instrument; and to provide that any such termination be performed in such a manner as not to impair the validity or security of such bonds issued from the Leverage Fund. (Effective July 1, 2000) (Adds Article VII, Sections 10.8, 10.9, and 10.10)"

Respectfully submitted,

Representative Hunt Downer
 Representative Luke LeBlanc
 Representative Charles DeWitt
 Senator Randy Ewing
 Senator John J. Hainkel, Jr.
 Senator Foster Campbell

Rep. Downer moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pinac
Alario	Green	Powell
Alexander	Guillory	Pratt
Ansardi	Hammett	Quezaire
Barton	Heaton	Riddle
Baudoin	Hill	Salter
Baylor	Holden	Scalise
Bowler	Hopkins	Schneider
Bruce	Hudson	Schwegmann
Bruneau	Hunter	Shaw
Carter	Iles	Smith, J.R.—30th
Chaisson	Jetson	Sneed
Clarkson	Johns	Stelly
Copelin	Kennard	Theriot
Crane	Kenney	Thompson
Curtis	Lancaster	Thornhill
Damico	Landrieu	Toomy
Daniel	LeBlanc	Travis
Deville	Long	Triche
DeWitt	Marionneaux	Waddell
Diez	Martiny	Walsworth
Doerge	McCain	Warner
Donelon	McCallum	Welch
Dupre	McDonald	Weston
Durand	McMains	Wiggins
Farve	Michot	Wilkerson
Faucheux	Mitchell	Willard
Flavin	Montgomery	Windhorst
Fontenot	Morrish	Winston
Frith	Nevers	Wooton
Fruge	Odinet	
Gautreaux	Pierre	
Total—94		

NAYS

Hebert	Murray	Wright
Jenkins	Perkins	
Morrell	Romero	
Total—7		

ABSENT

Smith, J.D.—50th	Strain
Total—2	

The Conference Committee Report, having received a two-thirds vote of the elected members, was adopted.

Suspension of the Rules

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

CONFERENCE COMMITTEE REPORT

House Bill No. 1547 By Representatives Downer, et al.

June 21, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1547 by Representatives Downer, et al., recommend the following concerning the Reengrossed bill:

1. That the Senate Floor Amendments proposed by Senator Ewing and adopted by the Senate on June 15, 1999 be rejected.
2. That the following amendments to the Reengrossed bill be adopted.

AMENDMENT NO. 1

On page 1, line 4, delete "and 98.2" and insert "through 98.5"

AMENDMENT NO. 2

On page 1, line 4, change "R.S. 46:977" to "R.S. 39:98.6 and R.S. 46:977"

AMENDMENT NO. 3

On page 1, at the end of line 5, delete "TOPS" and delete line 6 in its entirety and at the beginning of line 7 delete "treasury funds;" and insert: "Millennium Trust, Louisiana Fund, and the Millennium Leverage Fund within the state treasury; to create the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund within the Millennium Trust;"

AMENDMENT NO. 4

On page 2, at the end of line 2 delete "and" and at the beginning of line 3 delete "98.2" and insert "through 98.5"

AMENDMENT NO. 5

On page 2, line 5, after "98.1." delete the remainder of the line and insert "Creation of Funds"

AMENDMENT NO. 6

On page 2, line 7 after "fund the" delete the remainder of the line and at the beginning of line 8, delete "the "TOPS Trust" and insert "Millennium Trust"

AMENDMENT NO. 7

On page 2, at the beginning of line 11, change "TOPS" to "Millennium" and between "Trust" and "monies" delete "a portion of" and insert "certain"

AMENDMENT NO. 8

On page 2, line 19, change "TOPS" to "Millennium"

AMENDMENT NO. 9

On page 2, line 20, change "TOPS" to "Millennium"

AMENDMENT NO. 10

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

AMENDMENT NO. 11

On page 2, line 24, change "twenty" to "sixty"

AMENDMENT NO. 12

Delete page 3 in its entirety and on page 4, delete lines 1 through 3 in their entirety and insert in lieu thereof the following:

"(3) Fiscal Year 2002-2003 and each fiscal year thereafter, seventy-five percent of the total monies received that year.

(4) For Fiscal Year 2000-2001, Fiscal Year 2001-2002, and Fiscal Year 2002-2003, ten percent of the total monies received in each of those years for credit to the Education Excellence Fund which, notwithstanding the provisions of R.S. 39:98.3(A), shall be appropriated for the purposes provided in R.S. 39:98.3(C)(4).

B. The Health Excellence Fund shall be established as a special fund within the Millennium Trust. The treasurer shall credit to the Health Excellence Fund one-third of the Settlement Agreement proceeds deposited each year into the Millennium Trust and one-third of all dividend and interest income and all realized capital gains on investment of monies in the Millennium Trust.

C. The Education Excellence Fund shall be established in the state treasury as a special fund within the Millennium Trust. The treasurer shall credit to the Education Excellence Fund one-third of the Settlement Agreement proceeds deposited into the Millennium Trust and one-third of all dividend and interest income and all realized capital gains on investment of monies in the Millennium Trust.

D. The TOPS Fund shall be established in the state treasury as a special fund within the Millennium Trust. The treasurer shall credit to the TOPS Fund one-third of the Settlement Agreement proceeds deposited into the Millennium Trust and one-third of all dividend and interest income and all realized capital gains on investment of monies in the Millennium Trust.

§98.2. Investment of Millennium Trust

A. The treasurer is authorized and directed to invest monies in the Millennium Trust which are available for investment in the following investments:"

AMENDMENT NO. 13

On page 4, at the beginning of line 4, change "(a)" to "(1)"

AMENDMENT NO. 14

On page 4, at the beginning of line 16, change "(b)" to "(2)"

AMENDMENT NO. 15

On page 4, at the beginning of line 19, change "(c)" to "(3)"

AMENDMENT NO. 16

On page 5, at the beginning of line 1, change "(d)" to "(4)"

AMENDMENT NO. 17

On page 5, at the beginning of line 7, change "(e)" to "(5)"

AMENDMENT NO. 18

On page 5, line 11, after "exceed" and before "percent" change "fifty" to "thirty-five"

AMENDMENT NO. 19

On page 5, line 12, after "treasurer in the" delete the remainder of the line and insert:

"Millennium Trust. However, the portion of monies in the Millennium Trust which may be invested in stock may be increased to no more than fifty percent by a specific legislative instrument which receives a favorable vote of two-thirds of the elected member of each house of the legislature. Any"

AMENDMENT NO. 20

On page 5, at the beginning of line 22, change "(f)" to "(6)"

AMENDMENT NO. 21

On page 6, at the beginning of line 1, change "(2)" to "B" and change "Subsection" to "Section"

AMENDMENT NO. 22

On page 6, at the beginning of line 5, change "(3)" to "C." and on line 6 change "Subsection" to "Section"

AMENDMENT NO. 23

On page 6, line 15, change "(4)" to "D."

AMENDMENT NO. 24

On page 6, line 17, change "Paragraph" to "Subsection"

AMENDMENT NO. 25

On page 6, at the beginning of line 18, change "(a)" to "(1)"

AMENDMENT NO. 26

On page 6, at the beginning of line 21, change "(b)" to "(2)"

AMENDMENT NO. 27

On page 6, at the beginning of line 25, change "(5)" to "E."

AMENDMENT NO. 28

On page 6, line 26, delete "TOPS Trust and"

AMENDMENT NO. 29

Delete pages 7 and 8 in their entirety and insert in lieu thereof the following:

"Millennium Trust to the Joint Legislative Committee on the Budget and the commissioner of administration for their review. With respect to the Education Excellence Fund, the report shall also be provided to the state superintendent of education.

§98.3. Appropriations from the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund

A. Appropriations from the Health Excellence Fund, the Education Excellence Fund and the TOPS Fund shall be limited to an annual amount not to exceed the estimated aggregate annual earnings from interest, dividends, and realized capital gains on investment of the Millennium Trust as recognized by the Revenue Estimating Conference. Amounts determined to be available for appropriation shall be those in excess of an inflation factor as determined by the Revenue Estimating Conference. The amount of realized capital gains on investment which may be included in the aggregate earnings available for appropriation from the Millennium Trust in any fiscal year shall not exceed the aggregate of earnings from interest and dividends for that year. Appropriations from the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund shall include performance expectations to ensure accountability in the expenditure of such monies.

B. Appropriations from the Health Excellence Fund shall be restricted to the following purposes:

(1) Initiatives to ensure the optimal development of Louisiana's children through:

(a) Provision of appropriate health care through the Children's Health Insurance Program established by R.S. 46:976.

(b) Services provided by school-based health clinics, rural health clinics, and primary care clinics.

(c) Early childhood intervention programs targeting children from birth through age four, including programs to reduce infant mortality.

(2) A program of research grants and projects that encourage the pursuit of innovation in advanced health care sciences; such program shall support clinical and laboratory research efforts based in Louisiana universities, as well as institutions represented in the membership of the Medical Education Commission as provided in R.S. 17:1519.8, and shall fund grants for both basic and applied research in advanced health care sciences; such program shall encourage institutional commitment and leveraging of state monies to secure private and federal funds and shall be administered by the Board of Regents through an objective, competitive process subject to peer review. The Board of Regents shall annually submit to the legislature and the governor, not less than forty-five days prior to the beginning of each regular session of the legislature, a proposed program and budget for the expenditure of the funds appropriated to the Board of Regents for these purposes.

(3) Provision of comprehensive chronic disease management services, including outpatient pharmacy for indigent and needy citizens of Louisiana, by the facilities of the Louisiana State University Medical Center, including but not limited to the Health Care Services Division.

C. Appropriations from the Education Excellence Fund shall be restricted as follows:

(1) Fifteen percent of monies available for appropriation in any fiscal year from the Education Excellence Fund shall be appropriated to the state superintendent of education for distribution on behalf of all children attending private elementary and secondary schools that have been approved by the State Board of Elementary and Secondary Education, both academically and as required for such school to receive money from the state.

(2) Appropriations shall be made each year to the Louisiana School for the Deaf, the Louisiana School for the Visually Impaired, the Louisiana Special Education Center in Alexandria, the Louisiana School for Math, Science, and the Arts, the New Orleans Center for

Creative Arts and the Louis Armstrong High School for the Arts, after such schools are operational, to provide for a payment to each school of seventy-five thousand dollars plus an allocation for each pupil equal to the average statewide per pupil amount provided each city, parish, and local school system pursuant to Paragraphs (4) and (5) of this Subsection.

(3) Appropriations may be made for independent public schools which have been approved by the State Board of Elementary and Secondary Education or any city, parish, or other local school system, and alternative schools and programs which are authorized and approved by the State Board of Elementary and Secondary Education and are not subject to the jurisdiction and management of any city, parish, or local school systems to provide for an allocation for each pupil, which shall be the average statewide per pupil amount provided in each city, parish, or local school system pursuant to Paragraphs (4) and (5) of this Subsection.

(4) Beginning Fiscal Year 2000-2001 and for each fiscal year through the end of Fiscal Year 2006-2007, of the monies available for appropriation after providing for the purposes enumerated in Paragraphs (1), (2), and (3) of this Subsection, the following appropriations shall be made to the state superintendent of education for distribution as follows:

(a) Thirty percent of the funds available to be divided equally among each city, parish and other local school system.

(b) Seventy percent of the funds available to be divided among each city, parish, and other local school system in amounts which are proportionate to each school's share of the total state share of the Minimum Foundation Program appropriation as contained in the most recent Minimum Foundation Program budget letter approved by the State Board of Elementary and Secondary Education.

(5) Beginning Fiscal Year 2007-2008 and for each year thereafter, one hundred percent of the monies available for appropriation in any fiscal year from the Education Excellence Fund shall be distributed to each city, parish, or other local school system, to be apportioned to the recipient entities on a prorata basis which is based on the ratio of the student population of that school or school system to that of the total state student population.

(6) Monies appropriated pursuant to this Subsection shall be restricted to expenditure for prekindergarten through twelfth grade instructional enhancement for students, including early childhood education programs focused on enhancing the preparation of at-risk children for school, remedial instruction and assistance to children who fail to achieve the required scores on any tests passage of which are required pursuant to state law or rule for advancement to a succeeding grade, or other educational programs approved by the legislature. Expenditures for maintenance or renovation of buildings, capital improvements, and increases in employee salaries are prohibited. The state superintendent of education shall be responsible for receiving and allocating all money due private schools.

(7) Each recipient school or school system shall annually prepare and submit to the state Department of Education, hereinafter the "department", a prioritized plan for expenditure of funds it expects to receive in the coming year from the Education Excellence Fund. The plan shall include performance expectations to ensure accountability in the expenditure of such monies. The department shall review such plans for compliance with the requirements of this Paragraph and to assure that the expenditure plans will support excellence in educational practice. No funds may be distributed to any school system until its plan has been approved by the department and by the appropriate standing committees of the legislature.

(8) No amount appropriated as required in this Subsection shall displace, replace, or supplant appropriations from the general fund

for elementary and secondary education, including implementing the Minimum Foundation Program. This Paragraph shall mean that no appropriation for any fiscal year from the Education Excellence Fund shall be made for any purpose for which a general fund appropriation was made the previous year unless the total appropriations for the fiscal year from the state general fund for such purpose exceeds general fund appropriations of the previous year. Nor shall any money allocated to a city or parish school board pursuant to this Section displace, replace, or supplant locally generated revenue, meaning that no allocation to any city or parish school board from the investment earnings attributable to the Education Excellence Fund shall be expended for any purpose for which a local revenue source was expended the previous fiscal year unless the total of the local revenue amount expended that fiscal year exceeds the total of such local revenue amounts for the previous year.

(9) The treasurer shall maintain within the state treasury a record of the amounts appropriated and credited for each entity through appropriations authorized in this Subsection and which remain in the state treasury. Notwithstanding any other provisions of this constitution to the contrary, such amounts, and investment earnings attributable to such amounts, shall remain to the credit of each recipient entity at the close of each fiscal year.

D. Appropriations from the TOPS Fund shall be restricted to support of the state's program for financial assistance for students attending Louisiana institutions of postsecondary education as established in Chapter 20-G of Title 17 of the Louisiana Revised Statutes of 1950.

E. Recommendations and requests for expenditure or funding from the Health Excellence Fund and TOPS Fund shall be made in accordance with the provisions of R.S. 39:98.4(C) through (F)."

AMENDMENT NO. 30

On page 9, at the beginning of line 1, change "98.2." to "98.4."

AMENDMENT NO. 31

On page 9, line 7, delete "TOPS Trust Fund and Health Trust Fund." and insert in lieu thereof: "Millennium Trust"

AMENDMENT NO. 32

On page 11, delete lines 1 through 15 in their entirety and insert in lieu thereof the following:

"(a) A program of research grants and projects that encourage the pursuit of innovation in advanced health care sciences; such program shall support clinical and laboratory research efforts based in Louisiana universities, as well as institutions represented in the membership of the Medical Education Commission as provided in R.S. 17:1519.8, and shall fund grants for both basic and applied research in advanced health care sciences; such program shall encourage institutional commitment and leveraging of state monies to secure private and federal funds and shall be administered by the Board of Regents through an objective, competitive process subject to peer review. The Board of Regents shall annually submit to the legislature and the governor, not less than forty-five days prior to the beginning of each regular session of the legislature, a proposed program and budget for the expenditure of the funds appropriated to the Board of Regents for these purposes."

AMENDMENT NO. 33

On page 12, delete lines 13 and 14 in their entirety

AMENDMENT NO. 34

On page 13, between lines 21 and 22, insert the following:

"§98.5. Millennium Leverage Fund

A. Millennium Leverage Fund. Notwithstanding any provision of law to the contrary, the legislature may provide, by passage of a specific legislative instrument by a favorable vote of the elected members of each house of the legislature, for the deposit of all or a portion of monies received by the state as a result of the Master Settlement Agreement, hereinafter the "Settlement Agreement", executed November 23, 1998, and approved by Consent Decree and Final Judgment entered in the case "Richard P. Ieyoub, Attorney General, ex rel. State of Louisiana v. Philip Morris, Incorporated, et al.", bearing Number 98-6473 on the docket of the Fourteenth Judicial District for the parish of Calcasieu, state of Louisiana; after satisfying the requirements of Article VII, Section 9(B) of this constitution, into the Millennium Leverage Fund which is hereby established as a special permanent trust fund in the state treasury. The Millennium Leverage Fund shall hereinafter be referred to as the "Leverage Fund".

B. Investment. Monies deposited in the Leverage Fund shall be invested and administered by the treasurer. Notwithstanding any provision of law to the contrary, a portion of the monies in the Leverage Fund, not to exceed fifty percent, may be invested in stock. The legislature shall provide for the procedure for the investment of such monies by law. The treasurer shall contract, subject to approval of the State Bond Commission, for the management of such investments. The monies in the Leverage Fund shall be available for appropriation to pay expenses incurred in the investment and management of monies in the fund.

C. Revenue Bonds. The State Bond Commission, or its successor, may issue and sell bonds, notes, or other obligations, hereinafter "bonds" secured by a pledge of a portion of the monies received by the state as a result of the Settlement Agreement which are otherwise to be deposited in the Leverage Fund as provided in this Section. Such bonds may be issued only in amounts authorized by the legislature by two-thirds of the elected members of each house of the legislature. If settlement revenues are pledged to secure any revenue bonds issued pursuant to this Section, any portion thereof needed to pay principal, interest, or premium, if any, and other obligations incident to the issuance, security, prepayment, defeasance, and payment in respect thereof may be expended by the treasurer without the need for an appropriation provided that the prepayment or defeasance has been approved by the legislature. Bonds so issued may also be further secured by a collateralization of all or a portion of monies in the Leverage Fund. If bonds are issued subject to such a collateralization, the treasurer may pay from the Leverage Fund any principal, interest, or premium, if any, and other obligations incident to the issuance, security, prepayment, defeasance, and payment in respect thereof without the need for an appropriation provided that the prepayment or defeasance has been approved by the legislature. The net proceeds of any bonds issued pursuant to this Section shall be deposited in and credited to the Leverage Fund. Any revenue bonds issued under authority of this Section shall not be general obligation bonds secured by the full faith and credit of the state.

D. Appropriations. (1) The legislature may annually appropriate the bond proceeds credited to the Leverage Fund and all earnings, income, and realized capital gains on investment of monies in the Leverage Fund as recognized as available for appropriation in the official forecast of the Revenue Estimating Conference. The Revenue Estimating Conference shall include in its forecast of monies available for appropriation only that amount of earnings, income, and realized capital gains which are in excess of inflation as determined by the conference.

(2) Appropriations may be made only for the following purposes:

(a) Twenty-five percent shall be available for appropriation for the purposes as provided in the TOPS Fund.

(b) Twenty-five percent shall be available for appropriation for the purposes as provided in the Health Excellence Fund.

(c) Twenty-five percent shall be available for appropriation as provided in the Education Excellence Fund.

(d) Twenty-five percent shall be available for appropriation as provided in the Louisiana Fund.

(e) The amounts available for appropriation for each of the purposes contained in Subparagraphs (a) through (c) of this Paragraph may be increased, and the amount available for appropriation for the purposes of Subparagraph (d) may be decreased by a specific legislative instrument which receives a favorable vote of two-thirds of the elected members of each house of the legislature.

E. Termination. The legislature may, by passage of a specific legislative instrument by a favorable vote of the elected members of each house of the legislature, provide for the termination of deposits to the Leverage Fund. Any such termination shall be made in such a manner so as to not impair the obligation, validity, or security of any bonds issued under the authority of this Section. Upon termination, the amount of any settlement revenues over and above the amount pledged for security of any bonds issued pursuant to the authority granted in this Section, shall be deposited in and credited as provided in Article VII, Section 10.7 and 10.8."

AMENDMENT NO. 35

On page 13, line 23, change "39:98.1," to "39:98.6"

AMENDMENT NO. 36

On page 14, line 2, change "§98.1" to "§98.6"

AMENDMENT NO. 37

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

"(a) A program of research grants and projects that encourage the pursuit of innovation in advanced health care sciences; such program shall support clinical and laboratory research efforts based in Louisiana universities, as well as institutions represented in the membership of the Medical Education Commission as provided in R.S. 17:1519.8, and shall fund grants for both basic and applied research in advanced health care sciences; such program shall encourage institutional commitment and leveraging of state monies to secure private and federal funds; and further, such program shall be administered by the Board of Regents through an objective, peer-review based competitive process. The Board of Regents shall annually submit to the legislature and the governor, not less than forty-five days prior to the beginning of each regular session of the legislature, a proposed program and budget for the expenditure of the funds appropriated to the Board of Regents for these purposes."

AMENDMENT NO. 38

On page 18, line 23, change "39:98.1" to "39:98.6"

AMENDMENT NO. 39

On page 19, line 2, after "Fund." delete the remainder of the line and delete line 3 in its entirety

Respectfully submitted,

Representative Hunt Downer
 Representative Jerry Luke LeBlanc
 Representative Charles DeWitt
 Senator Randy Ewing
 Senator John J. Hainkel, Jr.
 Senator Foster Campbell

Rep. Downer moved to adopt the Conference Committee Report.

As a substitute, Rep. Morrell moved to reject the Conference Committee Report.

Rep. Downer objected.

The vote recurred on the substitute motion.

By a vote of 7 yeas and 91 nays, the House refused to reject the Conference Committee Report.

Rep. Downer insisted on his motion to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pierre
Alario	Guillory	Pinac
Alexander	Hammett	Powell
Ansardi	Heaton	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Salter
Baylor	Hopkins	Scalise
Bowler	Hudson	Schneider
Bruce	Hunter	Schwegmann
Bruneau	Iles	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
Deville	Marionneaux	Travis
DeWitt	Martiny	Triche
Doerge	McCain	Walsworth
Donelon	McCallum	Warner
Dupre	McDonald	Weston
Farve	McMains	Wiggins
Faucheux	Michot	Wilkerson
Flavin	Mitchell	Willard
Fontenot	Montgomery	Windhorst
Frith	Morrish	Winston
Fruge	Nevers	Wooton
Gautreaux	Odinet	
Glover	Perkins	
Total—91		

NAYS

Hebert	Murray	Welch
Jenkins	Pratt	Wright
Morrell	Romero	
Total—8		

ABSENT

Diez	Strain
Durand	Waddell
Total—4	

The Conference Committee Report was adopted.

Suspension of the Rules

On motion of Rep. Marionneaux, and under a suspension of the rules, the above roll call was corrected to reflect him as voting yea.

Suspension of the Rules

On motion of Rep. Downer, the rules were suspended in order to take up Introduction of Resolutions, House and House Concurrent at this time.

**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. 359—
BY REPRESENTATIVES DOWNER, DEWITT, LEBLANC, AND THOMPSON AND SENATORS EWING, HAINKEL, AND DARDENNE
A CONCURRENT RESOLUTION

To create the Tobacco Revenue Enhancement Task Force to study and make recommendations regarding alternative methods by which to enhance available revenue from tobacco proceeds.

Read by title.

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

Ordered to the Senate.

Suspension of the Rules

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

**Petitions, Memorials and
Communications**

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 1.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 2.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 67.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 232.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 640.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 1131.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 1362.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 1547.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 1775.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 1868.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 1919.

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

Conference Committee Reports for Consideration

The following Conference Committee Reports were taken up and acted upon as follows:

CONFERENCE COMMITTEE REPORT

House Bill No. 1 By Representative LeBlanc

June 21, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1 by Representative LeBlanc, recommend the following concerning the reengrossed bill:

1. That the following Senate Committee Amendments proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, be adopted: Nos. 1 through 72, 74, 76 through 88, 90 through 112, 114, and 117 through 143.
2. That the following Senate Committee Amendments proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, be rejected: Nos. 73, 75, 89, 113, 115, and 116.
3. That the following Senate Floor Amendments in the set of 46 amendments (designated No. 890) proposed by Senator Hainkel and adopted by the Senate on June 11, 1999, be adopted: Nos. 1 through 7, 9 through 28, 30, 31, 36, and 39 through 46.

4. That the following Senate Floor Amendments in the set of 46 amendments (designated No. 890) proposed by Senator Hainkel and adopted by the Senate on June 11, 1999, be rejected: Nos. 8, 29, 32 through 35, 37, and 38.
5. That the set of two Senate Floor Amendments (designated No. 896) proposed by Senator Hainkel and adopted by the Senate on June 11, 1999, be adopted.
6. That Senate Floor Amendments Nos. 2 through 11 in the set of 12 amendments (designated No. 903) proposed by Senator Hainkel and adopted by the Senate on June 11, 1999, be adopted.
7. That Senate Floor Amendments Nos. 1 and 12 in the set of 12 amendments (designated No. 903) proposed by Senator Hainkel and adopted by the Senate on June 11, 1999, be rejected.
8. That the Senate Floor Amendment (designated No. 904) proposed by Senator Hainkel and adopted by the Senate on June 11, 1999, be adopted.
9. That the set of two Senate Floor Amendments (designated No. 912) proposed by Senator Hainkel and adopted by the Senate on June 11, 1999, be adopted.
10. That the Senate Floor Amendment (designated No. 925) proposed by Senator Hainkel and adopted by the Senate on June 11, 1999, be adopted.
11. That the set of seven Senate Floor Amendments (designated No. 932) proposed by Senator Hainkel and adopted by the Senate on June 11, 1999, be rejected.
12. That the Senate Floor Amendment (designated VICKNAIN384) proposed by Senators Hainkel and Hines and adopted by the Senate on June 11, 1999, be rejected.
13. That the Senate Floor Amendment (designated No. 893) proposed by Senator Bajoie and adopted by the Senate on June 11, 1998, be adopted.
14. That the Senate Floor Amendment (designated No. 929) proposed by Senator Bajoie and adopted by the Senate on June 11, 1999, be adopted.
15. That the set of two Senate Floor Amendments (designated No. 902) proposed by Senator Cain and adopted by the Senate on June 11, 1999, be adopted.
16. That the Senate Floor Amendment (designated No. 909) proposed by Senator Cain and adopted by the Senate on June 11, 1999, be adopted.
17. That the set of two Senate Floor Amendments (designated No. 920) proposed by Senator Ellington and adopted by the Senate on June 11, 1999, be rejected.
18. That the set of five Senate Floor Amendments (designated VICKNAIN383) proposed by Senator Ellington and adopted by the Senate on June 11, 1999, be adopted.
19. That the Senate Floor Amendment (designated No. 923) proposed by Senators Hines and Landry and adopted by the Senate on June 11, 1999, be adopted.
20. That the Senate Floor Amendment (designated No. 930) proposed by Senators Hines and Landry and adopted by the Senate on June 11, 1999, be rejected.
21. That the Senate Floor Amendment (designated VICKNAIN378) proposed by Senator Hines and adopted by the Senate on June 11, 1999, be rejected.
22. That the Senate Floor Amendment (designated MITCHELB602) proposed by Senator Hollis and adopted by the Senate on June 11, 1999, be adopted.
23. That the Senate Floor Amendment (designated No. 879) proposed by Senator Jones and adopted by the Senate on June 11, 1999, be adopted.
24. That the Senate Floor Amendment (designated VICKNAIN381) proposed by Senators Jones and Cox and adopted by the Senate on June 11, 1999, be rejected.
25. That the following amendments to the Reengrossed bill be adopted:
- AMENDMENT NO. 1
- In Senate Committee Amendment No. 2 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, on page 1, at the end of line 11, change "1,350,000" to "1,500,000".
- AMENDMENT NO. 2
- In Senate Committee Amendment No. 2 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, on page 1, delete lines 12 through 14 in their entirety.
- AMENDMENT NO. 3
- In Senate Committee Amendment No. 49 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, on page 9, delete lines 30 through 34 in their entirety.
- AMENDMENT NO. 4
- In Senate Committee Amendment No. 93 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, on page 15, delete lines 24 and 25 in their entirety and insert in lieu thereof the following:
- "Tobacco Settlement Revenues for a program of research grants and projects in advanced health care sciences to support clinical and laboratory research efforts based in Louisiana universities and institutions represented in the membership of the Medical Education Commission as provided in R.S. 17:1519.8, to fund both basic and applied research, encourage institutional commitment and leveraging of state funds, to be administered by the Board of Regents through an objective peer review based competitive process \$ 10,000,000
- Provided, however, that of the \$10,000,000 appropriated herein, the sum of \$1,000,000 shall be used for cessation and prevention of smoking programs."
- AMENDMENT NO. 5
- In Senate Committee Amendment No. 118 proposed by the Senate Committee on Finance and adopted by the Senate on June 9, 1999, on page 18, delete lines 28 and 29 in their entirety and insert in lieu thereof the following:
- "Role, Scope, and Mission Statement:** *The mission of the Louisiana Technical College System is to provide the residents of Louisiana with quality instructional curricula which will enhance both their personal and job skills development, resulting in skilled employees for business and industry while contributing to the productive resources of the nation. Each campus strives to meet its goal of providing a well-trained and credentialed workforce necessary to support economic*

development, to provide all citizens the training necessary to support economic development, to provide all citizens the training necessary for immediate or future employment opportunities, and to provide for life-long learning opportunities.

General Performance Information:

1996-2000

Cumulative enrollment (total students served)	54,965
Enrollment in preparatory programs	29,868
Enrollment in short-term programs	25,097
FTEs	17,178
Completers	16,338
Placements	11,544

Objective: To improve oversight procedures as measured by a 2% increase in both completers and placements at the technical college campuses statewide.

Performance Indicators:

Percent increase in completers	2%
Percent increase in placements	2%
Number of completers	13,915
Number of placements	11,630

Objective: Through the Pell Grant activity, to improve oversight of the technical college campus financial aid operations as measured by a 2% reduction in the number of Pell Grant recipient data records which are submitted in error and must be corrected.

Performance Indicators:

Percent reduction in errors	2%
Total amount of Pell Grants paid in LTC system	\$9,000,000

Objective: To improve the management process by reducing the approval time for short-term training programs for technical colleges from 50 days to 25 days.

Performance Indicators:

Average approval time (in days) for programs	25
Number of short-term training programs funded	30

Objective: To ensure that Carl D. Perkins funds are expended according to federal law and that there is a 5% reduction in the number of technical college campuses which have carryover funds.

Performance Indicators:

Number of technical colleges with carryover funds	40
Percent reduction in the number of campuses with carryover funds	4.8%

Objective: To ensure that eligible Pell Grant students are paid in a timely fashion as measured by 100% payment of all requests submitted.

Performance Indicators:

Percent of students paid	100%
Number of students paid	4,900
Maximum grant per student	\$3,000

Objective: Through the tuition/exemption activity, to improve the teacher certification process for postsecondary vocational instructors as measured by a 5% increase in the number of instructors who are elevated from temporary to permanent certification.

Performance Indicators:

Number of instructors completing certification for permanent status	55
Percent increase in the number of instructors completing certification for permanent status	5.8%

The Board shall submit performance indicators for the system and individual campuses to the Joint Legislative Committee on the Budget and the Division of Administration no later than August 15, 1999."

AMENDMENT NO. 6

In Amendment No. 1 of the set of two Senate Floor amendments (designated No. 902) proposed by Senator Cain and adopted by the Senate on June 11, 1999, on page 1, line 6, after "Bill No. 1103" delete the remainder of the line.

AMENDMENT NO. 7

On page 19, line 26, after the period "." and before "Further", insert the following:

"The commissioner of administration is hereby authorized and directed to correct the means of financing and expenditures for any appropriation contained in Schedule 20-901 - Sales Tax Dedications to reflect the enactment of any law enacted by the 1999 Regular Session of the Legislature which affects any such means of financing or expenditure."

AMENDMENT NO. 8

On page 27, between lines 10 and 11, insert the following:

"Payable out of the State General Fund (Direct) for expert witness and legal fees in the organ allocation lawsuit	\$ 150,000
EXPENDITURES:	
Operating Expenses of the Louisiana Free-Net	\$ <u>500,000</u>
TOTAL EXPENDITURES	\$ <u>500,000</u>
MEANS OF FINANCING:	
State General Fund (Direct)	\$ 150,000
State General Fund (Direct) from tobacco settlement revenues	\$ <u>350,000</u>
TOTAL MEANS OF FINANCING	\$ <u>500,000</u> "

AMENDMENT NO. 9

On page 30, between lines 7 and 8, insert the following:

"Payable out of the State General Fund by Interagency Transfers from the Department of Labor for operating expenses of the Workforce Development Commission	\$ 300,000"
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AMENDMENT NO. 10

On page 65, at the end of line 19, change "200,000" to "250,000"

AMENDMENT NO. 11

On page 81, between lines 35 and 36, insert the following:

"In the event that Senate Bill No. 1068 of the 1999 Regular Session of the Legislature is enacted into law, the commissioner of administration is hereby directed to reduce the State General Fund (Direct) appropriations in the Office of Management and Finance Program in the amount of \$1,922,000 for support of Special School District No. 2 as provided in such Act."

AMENDMENT NO. 12

On page 84, between lines 20 and 21, insert the following:

"Payable out of the State General Fund (Direct) for seven (7) positions and associated funding for the Mental Health Transition Unit within the Health Services Program at the Louisiana State Penitentiary	\$ 442,093"
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AMENDMENT NO. 13

On page 87, line 6, change "\$26.71" to "\$27.58"

AMENDMENT NO. 14

On page 94, at the end of line 29, change "97.9%" to "97.8%"

AMENDMENT NO. 15

On page 105, after line 50, insert the following:

"In the event that Senate Bill No. 110 of the 1999 Regular Session of the Legislature is enacted into law, an amount not to exceed \$100,000 of State General Fund (Direct) is hereby appropriated to fully fund the provisions of such Act, provided that such State General Fund (Direct) monies shall be obtained through reductions of not less than \$100,000 effected by the commissioner of administration from the State General Fund (Direct) appropriations contained in any budget unit in Schedule 08. The secretary of the Department of Public Safety and Corrections is directed to work with the office of risk management's "Return to Work" Program so as to effect a similar amount of savings to offset any such reduction, and the commissioner of administration is further directed to distribute any such savings effected through the "Return to Work" Program within the department to any budget units to minimize such reduction. Additionally, the secretary shall quarterly report to the Joint Legislative Committee on the Budget on the implementation of these provisions and any savings effected through the "Return to Work" Program."

AMENDMENT NO. 16

On page 120, between lines 18 and 19, insert the following:

"In the event that House Bill No. 925 of the 1999 Regular Session of the Legislature is enacted into law and implemented, the first \$1,002,680 in savings which are determined to be directly attributable to that Act as determined by the Revenue Estimating Conference shall be used to the extent available to pay 100% of allowable costs to rural hospitals for outpatient services rendered to Medicaid eligible recipients."

AMENDMENT NO. 17

On page 123, at the end of line 17, change "198,584,910" to "198,434,910"

AMENDMENT NO. 18

On page 126, line 20, change "220,294,652" to "220,144,652"

AMENDMENT NO. 19

On page 126, line 22, change "48,672,019" to "48,522,019"

AMENDMENT NO. 20

On page 126, line 29, change "220,294,652" to "220,144,652"

AMENDMENT NO. 21

On page 126, after line 49, insert the following:

"Provided, however, that of the State General Fund (Direct) appropriation contained herein the amount of \$700,000 shall be allocated as follows: LSU Medical Center - New Orleans, \$99,500; LSU Medical Center - Shreveport Sickle Cell Center of Northern Louisiana, \$174,500; Tulane University Sickle Cell Center of Southern Louisiana, \$99,500; Acadian Sickle Cell Anemia Foundation, \$49,500; Baton Rouge Sickle Cell Anemia Foundation,

\$49,500; Northeast Louisiana Sickle Cell Anemia Foundation, \$49,500; Northwest Louisiana Sickle Cell Anemia Foundation, \$49,500; Sickle Cell Anemia Research Foundation, \$49,500; Louisiana Association for Sickle Cell Anemia Foundation, \$29,500; and Acadian Sickle Cell Anemia Rehabilitation and Education Program (Lake Charles), \$49,500."

AMENDMENT NO. 22

On page 149, delete lines 27 through 40 in their entirety

AMENDMENT NO. 23

On page 150, line 22, change "86,411,754" to "84,811,754"

AMENDMENT NO. 24

On page 150, between lines 38 and 39, insert the following:

"Payable out of the State General Fund (Direct) to Community Based Programs for a contract with Friends Helping Families for information and referral services	\$ 150,000"
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AMENDMENT NO. 25

On page 161, line 48, change "30,110,685" to "29,960,685"

AMENDMENT NO. 26

On page 161, line 51, change "30,240,159" to "30,390,159"

AMENDMENT NO. 27

On page 162, line 5, change "2,090,054" to "1,267,181"

AMENDMENT NO. 28

On page 162, line 15, change "2,090,054" to "1,267,181"

AMENDMENT NO. 29

On page 162, line 19, change "1,965,054" to "1,142,181"

AMENDMENT NO. 30

On page 162, line 20, change "2,090,054" to "1,267,181"

AMENDMENT NO. 31

On page 162, between lines 22 and 23, insert the following:

"Payable out of the State General Fund by Fees and Self-generated revenues from prior year collections, in the event that House Bill No. 1365 of the 1999 Regular Session of the Legislature is enacted into law	\$ 421,843"
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AMENDMENT NO. 32

On page 173, after line 49, insert the following:

"Provided, however, that of the federal funds appropriated herein the amount of \$300,000 shall be transferred to the Office of Lifelong Learning to support efforts to improve statewide employment training programs and systems.

Provided, however, that of the funds appropriated herein the amount of \$100,000 shall be allocated for training associated with the National Center for Advanced Manufacturing Planning, Construction and Equipment."

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AMENDMENT NO. 33

On page 175, at the end of line 41, change "13,994,629" to "12,104,629"

AMENDMENT NO. 34

On page 176, at the end of line 38, change "17,524,669" to "15,634,669"

AMENDMENT NO. 35

On page 176, at the end of line 42, change "14,066,861" to "12,176,861"

AMENDMENT NO. 36

On page 176, at the end of line 50, change "17,524,669" to "15,634,669"

AMENDMENT NO. 37

On page 177, between lines 3 and 4, insert the following:

"Payable out of the State General Fund by Statutory Dedications from the Saltwater Fishery Enforcement Fund, in the event Senate Bill No. 1038 of the 1999 Regular Session of the Legislature is enacted into law \$ 1,890,000"

AMENDMENT NO. 38

On page 177, at the end of line 6, change "18,439,688" to "17,624,688"

AMENDMENT NO. 39

On page 177, at the end of line 49, change "18,439,688" to "17,624,688"

AMENDMENT NO. 40

On page 178, at the end of line 6, change "8,538,108" to "5,651,781"

AMENDMENT NO. 41

On page 178, at the end of line 20, change "18,439,688" to "17,624,688"

AMENDMENT NO. 42

On page 178, between lines 38, and 39, insert the following:

"Payable out of the State General Fund by Statutory Dedications from the Wildlife Habitat and Natural Heritage Trust Fund to the Office of Wildlife for construction of a boat launch and parking lot at the department's Point au Chien Wildlife Management Area \$ 150,000

Payable out of the State General Fund by Statutory Dedications from the Louisiana Alligator Resource Fund to the Office of Wildlife for additional marketing by the Fur and Alligator Council \$ 200,000

Payable out of the State General Fund by Statutory Dedications from the Louisiana Duck Stamp Fund to the Office of Wildlife for payment to the U.S. Army Corps of Engineers for a cooperative project on Catahoula Lake \$ 77,000"

AMENDMENT NO. 43

On page 178, at the beginning of line 45, delete "Federal Funds" and insert in lieu thereof the following:

"State General Fund by Interagency Transfers"

AMENDMENT NO. 44

On page 188, line 24, change "11,000,000" to "16,500,000"

AMENDMENT NO. 45

On page 188, delete lines 25 through 29 in their entirety

AMENDMENT NO. 46

On page 215, delete lines 46 through 49 in their entirety, and on page 216, delete lines 1 through 38 in their entirety

AMENDMENT NO. 47

On page 216, between lines 38 and 39, insert the following:

"Provided, however, that all salaries and job responsibilities of administrative staff of the Board of Supervisors of Community and Technical Colleges shall be reported to the Joint Legislative Committee on the Budget not later than September 1, 1999."

AMENDMENT NO. 48

On page 216, delete lines 42 and 43 in their entirety and insert in lieu thereof the following:

"the Board of Regents, with a report on the approved plan submitted to the Joint Legislative Committee on the Budget \$ 2,400,000"

AMENDMENT NO. 49

On page 288, between lines 30 and 31, insert the following:

"In the event that Senate Bill No. 1068 of the 1999 Regular Session of the Legislature is enacted into law, the commissioner of administration is hereby directed to reduce the State General Fund (Direct) appropriations in the Minimum Foundation Program in the amount of \$936,913 for support of Special School District No. 2 as provided in such Act."

AMENDMENT NO. 50

On page 290, after line 55, insert the following:

"EXPENDITURES:
Special School District No. 2 Instruction Authorized Positions (99), in the event that Senate Bill No. 1068 of the 1999 Regular Session of the Legislature is enacted into law \$ 2,858,913

TOTAL EXPENDITURES \$ 2,858,913

MEANS OF FINANCE:
State General Fund (Direct) \$ 2,858,913

TOTAL MEANS OF FINANCING \$ 2,858,913"

AMENDMENT NO. 51

On page 303, delete lines 24 through 30 and insert in lieu thereof the following:

"Provided, however, that the St. Tammany Parish Tourism Commission and the St. Tammany Parish Economic and Industrial Development District may enter into a cooperative endeavor agreement with the East St. Tammany Convention Center to provide funding of not more than \$350,000 for the East St. Tammany Convention Center."

AMENDMENT NO. 52

On page 305, after line 47, insert the following:

"Payable out of the State General Fund by Statutory Dedications out of the Rapides Parish Coliseum Fund in accordance with the provisions of R.S. 47:322.32 \$ 75,000

Payable out of the State General Fund by Statutory Dedications out of the Baker Economic Development Fund, but only in the event House Bill No. 2076 of the 1999 Regular Session of the Legislature is enacted into law \$ 45,000

Payable out of the State General Fund by Statutory Dedications out of the New Orleans Area Tourism and Economic Development Fund in accordance with R.S. 47:322.38, in the event Senate Bill No. 1108 of the 1999 Regular Session of the Legislature is enacted into law \$ 7,700,000

Provided, however, that in the event House Bill No. 117 of the 1999 Regular Session of the Legislature is enacted into law, the treasurer is hereby directed to transfer and distribute all funds remaining in the Houma-Terrebonne Tourist Commission Fund to the Houma Area Convention and Visitors Bureau.

Provided, however, that in the event House Bill No. 765 of the 1999 Regular Session of the Legislature is enacted into law, the treasurer is hereby directed to transfer and distribute all funds remaining in the Livingston Parish Tourism Improvement Fund to the Livingston Parish Tourism and Economic Development Fund.

Provided, however, that in the event that any legislation introduced in the 1999 Regular Session of the Legislature is enacted which provides for the transfer and distribution of funds remaining in the St. Tammany Parish Tourist Commission Fund to the St. Tammany Parish Fund, the treasurer is hereby directed to effect such transfer in accordance with the provisions of such Act.

Provided, however, that in the event House Bill No. 976 of the 1999 Regular Session of the Legislature is enacted into law, the treasurer is hereby directed to transfer and distribute all funds remaining in the Shreveport Riverfront and Convention Center Fund to the Shreveport Riverfront and Convention Center and Independence Stadium Fund."

AMENDMENT NO. 53

On page 309, at the end of line 23, change "200,000" to "400,000"

Respectfully submitted,

Representative Jerry Luke LeBlanc
 Representative Hunt Downer
 Representative Charles DeWitt
 Senator John J. Hainkel, Jr.
 Senator Randy Ewing
 Senator John L. Dardenne, Jr.

Rep. LeBlanc moved to adopt the Conference Committee Report.

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	Salter
Bowler	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Carter	Iles	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	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 Romero
 Total—2

ABSENT

Kennard Strain
 Total—2

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 2 By Representative Alario, et al.

June 21, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 2 by Representative Alario, et al. recommend the following concerning the Re-reengrossed bill:

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1. That Senate Committee Amendment Nos. 1 through 3, 5 through 22, 24 through 35, 37 through 42, 44 through 50, 52 through 67, 69 through 97, 100, 101, 104, 106, 107, 110 through 112, 116 through 133, 135 through 140, 142 through 156, 158 through 160, 162, 163, and 165 through 171, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 7, 1999, be adopted.
2. That Senate Committee Amendment Nos. 4, 23, 36, 43, 51, 68, 98, 99, 102, 103, 105, 108, 109, 113, 114, 115, 134, 141, 157, 161, and 164, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 7, 1999, be rejected.
3. That Senate Committee Amendment Nos. 1 through 5, 7 through 30, 35, 39, 40, 42, 43, 47, 49, and 56, proposed by the Senate Committee on Finance and adopted by the Senate on June 14, 1999, be adopted.
4. That Senate Committee Amendment Nos. 6, 31, 32, 33, 34, 36, 37, 38, 41, 44, 45, 46, 48, and 50 through 55 proposed by the Senate Committee on Finance and adopted by the Senate on June 14, 1999, be rejected.
5. That the Senate Floor Amendment proposed by Senator Robichaux and adopted by the Senate on June 15, 1999, be rejected.
6. That the Senate Floor Amendment of the set of 1 proposed by Senator Barham and adopted by the Senate on June 15, 1999, be rejected.
7. That Amendment Nos. 1, 2, 3, 4, 5, 6, and 8 of the set of Senate Floor Amendments proposed by Senator Hainkel and adopted by the Senate on June 15, 1999, be adopted.
8. That Amendment No. 7 of the set of Senate Floor Amendments proposed by Senator Hainkel and adopted by the Senate on June 15, 1999, be rejected.
9. That the Senate Floor Amendment proposed by Senator Lambert and adopted by the Senate on June 15, 1999, be adopted.
10. That Amendment Nos. 1 through 5, 7 through 13, and 15 through 18 of the set of 18 of Senate Floor Amendments proposed by Senator Barham and adopted by the Senate on June 15, 1999, be adopted.
11. That Amendment Nos. 6 and 14 of the set of 18 of Senate Floor Amendments proposed by Senator Barham and adopted by the Senate on June 15, 1999, be rejected.
12. That Senate Floor Amendments of the set of 2 proposed by Senator Barham and adopted by the Senate on June 15, 1999, be adopted.
13. That the Senate Floor Amendment proposed by Senator Theunissen and adopted by the Senate on June 15, 1999, be adopted.
14. That the following amendments to the re-reengrossed bill be adopted:

AMENDMENT NO. 1

On page 15, delete line 14, and insert the following:

"Fund Surplus	\$ 1,500,000
Payable from State General Fund (Direct)	<u>\$ 500,000"</u>

AMENDMENT NO. 2

On page 19, delete line 16, and insert the following:

"Fund Surplus	\$ 582,799
Payable from State General Fund (Direct)	<u>\$ 417,201</u>
Total	<u>\$1,000,000"</u>

AMENDMENT NO. 3

On page 20, between lines 34 and 35, insert the following:

“(49) Bogue Chitto State Park, Land Acquisition, Planning and Construction (Washington) Payable from State General Fund by Statutory Dedications out of the Washington Parish Infrastructure and Park Fund \$ 100,000 Payable from General Obligation Bonds Priority 2 \$ 500,000 Priority 5 \$ 2,300,000 Total \$ 2,900,000”

Provided, however, that the \$100,000 appropriation provided herein out of the Washington Parish Infrastructure and Park Fund shall become effective only upon the granting of a line of credit by the State Bond Commission for this project.”

AMENDMENT NO. 4

On page 47, between lines 20 and 21, insert the following:

"Payable from Fees and Self-Generated Revenues	\$ 175,000"
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AMENDMENT NO. 5

On page 47, line 24, change "\$410,000" to "\$585,000"

AMENDMENT NO. 6

On page 58, between lines 34 and 35, insert the following:

“(465) Telephone Cable and Switch Upgrade, Planning and Construction (Lafourche) Payable from General Obligation Bonds Priority 2 \$ 200,000 Priority 5 \$ 1,000,000 Total \$1,200,000"

AMENDMENT NO. 7

On page 64, between lines 6 and 7, insert the following:

“(490) Life Safety Renovations to Center for Workforce Development, Planning and Construction (Orleans) Payable from General Obligation Bonds Priority 2 \$ 625,000”

Provided, however, that funding for this project may be substituted with funding received from the Louisiana Asbestos Detection and Abatement Fund.”

AMENDMENT NO. 8

On page 64, delete lines 22 and 23, and insert the following:

"Priority 5	\$ 2,530,000
Total	<u>\$2,730,000"</u>

AMENDMENT NO. 9

On page 70, between lines 39 and 40, insert "(Local Match Required)"

AMENDMENT NO. 10

On page 72, between lines 31 and 32, insert "(Local Match Required)"

AMENDMENT NO. 11

On page 73, between lines 20 and 21, insert the following:

"() Life Safety Code Renovations
(Assumption)
Payable from State General Fund (Direct) \$ 100,000"

AMENDMENT NO. 12

On page 74, between lines 34 and 35, insert "(Local Match Required)"

AMENDMENT NO. 13

On page 74, delete lines 36 and 37, and insert the following:

"Payable from State General Fund (Direct) \$ 189,000"

AMENDMENT NO. 14

On page 75, delete lines 12 and 13, and insert the following:

"Payable from State General Fund (Direct) \$ 47,500"

AMENDMENT NO. 15

On page 75, between lines 28 and 29 insert "(Local Match Required)"

AMENDMENT NO. 16

On page 76, between lines 14 and 15, insert the following:

"50/J19 EAST FELICIANA

() Republic of West Florida Historical
Association, Inc., Acquisition of
Buildings
(East Feliciana)
Payable from State General Fund (Direct) \$ 75,000"

AMENDMENT NO. 17

On page 76, between lines 17 and 18, insert "(Local Match Required)"

AMENDMENT NO. 18

On page 76, delete lines 19 and 20, insert the following:

"Payable from State General Fund (Direct) \$ 400,000"

AMENDMENT NO. 19

On page 76, delete lines 37 and 38, and insert the following:

"Priority 2	\$ 200,000
Priority 5	<u>\$1,535,000"</u>

AMENDMENT NO. 20

On page 78, between lines 25 and 26, insert "(Local Match Required)"

AMENDMENT NO. 21

On page 78, delete line 28, and insert the following:

"Fund Surplus	\$ 275,000
Payable from State General Fund (Direct)	<u>\$ 275,000</u>
Total	<u>\$ 550,000"</u>

AMENDMENT NO. 22

On page 78, after line 46, insert the following:

"() West Bank Civic Center,
Planning, Construction and
Land Acquisition
(Jefferson)
Payable from State General Fund (Direct) \$ 75,000"

AMENDMENT NO. 23

On page 80, delete lines 19 and 20, and insert the following:

"Payable from State General Fund (Direct) \$ 75,000"

AMENDMENT NO. 24

On page 83, after line 41, insert the following:

"() Infrastructure Improvements for
Distribution Center for the Purpose
of Economic Development Efforts in
Tangipahoa Parish, Including Acquisition
of Land, Engineering, Planning, Site
Improvements and Construction and
Improvements to State Road 3158
(Airport Road)
(Tangipahoa)
Payable from General Obligation Bonds
Priority 2 \$ 500,000
Priority 5 \$ 4,000,000
Total \$4,500,000"

AMENDMENT NO. 25

On page 85, between lines 10 and 11, insert "(Local Match Required)"

AMENDMENT NO. 26

On page 85, delete lines 12 and 13, and insert the following:

"Payable from State General Fund (Direct) \$ 60,000"

AMENDMENT NO. 27

On page 85, between lines 18 and 19, insert "(Local Match Required)"

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AMENDMENT NO. 28

On page 85, delete lines 20 and 21, and insert the following:

"Payable from State General Fund (Direct) \$ 45,000"

AMENDMENT NO. 29

On page 85, after line 37, insert the following:

"50/M02 ABITA SPRINGS

() Move Natural Gas Line Located Along
Highway 36
(Local Match Required)
(St. Tammany)
Payable from State General Fund (Direct) \$ 100,000"

AMENDMENT NO. 30

On page 88, between lines 3 and 4, insert "(Local Match Required)"

AMENDMENT NO. 31

On page 88, delete lines 5 and 6, and insert the following:

"Payable from State General Fund (Direct) \$ 45,000"

AMENDMENT NO. 32

On page 89, delete lines 5 and 6, and insert the following:

"Payable from State General Fund (Direct) \$ 150,000"

AMENDMENT NO. 33

On page 89, delete line 20

AMENDMENT NO. 34

On page 89, delete lines 22 and 23, and insert the following:

"Payable from State General Fund (Direct) \$ 210,840"

AMENDMENT NO. 35

On page 89, between lines 23 and 24, insert the following:

"50/MA6 GRAMBLING

(706) Acquisition of Fire Truck Which Has
Sufficient Ladder Capacity to Evacuate
Any Dormitory Building at Grambling
State University
(Lincoln)
Payable from State General Fund (Direct) \$ 150,000"

AMENDMENT NO. 36

On page 90, between lines 11 and 12, insert "(\$600,000 Local Match)"

AMENDMENT NO. 37

On page 90, between lines 37 and 38, insert "(Local Match Required)"

AMENDMENT NO. 38

On page 90, delete lines 39 and 40, and insert the following:

"Payable from State General Fund (Direct) \$ 75,000"

AMENDMENT NO. 39

On page 91, between lines 2 and 3, insert "(Local Match Required)"

AMENDMENT NO. 40

On page 92, delete lines 6 through 8, and insert the following:

"(\$831,747 Local Match) (Ouachita) Payable from State General Fund from Tobacco Settlement Revenues	\$ 250,000
Payable from General Obligation Bonds Priority 2	<u>\$ 500,000</u>
Total	<u>\$ 750,000</u> "

AMENDMENT NO. 41

On page 92, between lines 13 and 14, insert "(\$1,750,000 Local Match)"

AMENDMENT NO. 42

On page 92, delete lines 17 and 18, and insert the following:

"Priority 5	<u>\$ 1,450,000</u>
Total	<u>\$ 1,750,000</u> "

AMENDMENT NO. 43

On page 92, after line 45, insert the following:

"() Renovation of Building for
Environmental and Educational
Center at Black Bayou Lake
National Wildlife Refuge, Planning
and Construction
(Ouachita)
Payable from the balance of State
General Fund cash previously
allocated under the authority of
Act 479 of 1997 for Northeast
Louisiana University Underground
Electrical Loop Repairs, Construction \$ 60,000"

AMENDMENT NO. 44

On page 93, between lines 9 and 10, insert "(Local Match Required)"

AMENDMENT NO. 45

On page 93, between lines 25 and 26, insert "(Local Match Required)"

AMENDMENT NO. 46

On page 94, between lines 2 and 3, insert "(Local Match Required)"

AMENDMENT NO. 47

On page 95, between lines 7 and 8, insert "(\$447,500 Local Match)"

AMENDMENT NO. 48

On page 95, delete lines 11 and 12, and insert the following:

"Priority 5	<u>\$ 317,500</u>
Total	<u>\$ 447,500</u> "

AMENDMENT NO. 49

On page 95, line 22, after "Gilbert" and before "Playground" insert "/Cuccia Byrnes"

AMENDMENT NO. 50

On page 95, between lines 23 and 24, insert "(\$50,000 Local Match)"

AMENDMENT NO. 51

On page 95, delete lines 27 and 28, and insert the following:

"Priority 5	\$ 325,000
Total	<u>\$ 350,000</u>

AMENDMENT NO. 52

On page 95, between lines 30 and 31, insert "(Local Match Required)"

AMENDMENT NO. 53

On page 96, delete lines 25 and 26, and insert the following:

"Payable from State General Fund (Direct) \$ 200,000"

AMENDMENT NO. 54

On page 98, between lines 24 and 25, insert the following:

"50/MT3 TALLULAH

() For Economic Development Purposes
(Local Match Required)
(Madison)
Payable from State General Fund (Direct) \$ 25,000"

AMENDMENT NO. 55

On page 99, between lines 10 and 11, insert "(Local Match Required)"

AMENDMENT NO. 56

On page 99, delete lines 12 and 13, and insert the following:

"Payable from State General Fund (Direct) \$ 10,000"

AMENDMENT NO. 57

On page 99, delete lines 25 and 26, and insert the following:

"Payable from State General Fund (Direct) \$ 300,000"

AMENDMENT NO. 58

On page 100, delete lines 4 through 9, and insert the following:

"Payable from State General Fund (Direct) \$ 500,000"

AMENDMENT NO. 59

On page 100, between lines 12 and 13, insert the following:

() Sala Avenue Restoration Building
Renovation, Planning, Construction
and Land Acquisition
(Jefferson)
Payable from State General Fund (Direct) \$ 300,000"

AMENDMENT NO. 60

On page 101, between lines 26 and 27, insert the following:

() Ernest N. Morial Convention Center,
Phase 4 Expansion, Planning,
Development and Construction
(Local Match Required)
(Orleans)
Payable from General Obligation Bonds
Priority 2 \$ 400,000"

AMENDMENT NO. 61

On page 105, between lines 41 and 42, insert "(Local Match Required)"

AMENDMENT NO. 62

On page 105, delete lines 43 and 44, and insert the following:

"Payable from State General Fund (Direct) \$ 160,000"

AMENDMENT NO. 63

On page 110, between lines 33 and 34, insert "(Local Match Required)"

AMENDMENT NO. 64

On page 111, between lines 13 and 14, insert "(Local Match Required)"

AMENDMENT NO. 65

On page 111, delete lines 16 and 17, and insert the following:

"Priority 3 \$ 553,000"

AMENDMENT NO. 66

On page 112, between lines 28 and 29, insert the following:

"The state may accept in satisfaction, in whole or in part, of any local match requirement for any project funded in this Act, except for parish jails as otherwise provided herein, cash, land, or other property unless a specific match requirement is provided for such project."

AMENDMENT NO. 67

On page 118, line 15, after "Program" delete the remainder of the line, and at the beginning of line 16, delete "Development" and the comma ","

AMENDMENT NO. 68

On page 120, line 28, after "Bonds" delete the remainder of the line, and on page 121 delete line 1, and at the beginning of line 2, delete "executed, whichever occurs first"

Respectfully submitted,

Representative John A. Alario, Jr.
Representative Hunt Downer
Representative Jerry L. LeBlanc
Senator Robert J. Barham
Senator John J. Hainkel, Jr.
Senator Randy L. Ewing

Rep. Alario moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Jenkins
Total—1

ABSENT

Farve	Kennard	Wright
Holden	Strain	
Total—5		

The Conference Committee Report was adopted.

Speaker Downer in the Chair

CONFERENCE COMMITTEE REPORT

House Bill No. 1784 By Representative McMains

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1784 by Representative McMains, recommend the following concerning the Engrossed bill:

1. That the Senate Floor Amendment proposed by Senator Landry and adopted by the Senate on June 15, 1999, be rejected.

Respectfully submitted,

Representative F. Charles McMains, Jr.
Representative Charles W. DeWitt, Jr.
Representative Gregory L. Frige
Senator John Hainkel
Senator Chris Ullo

Rep. McMains moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Jenkins	Salter
Alexander	Johns	Scalise
Barton	Kennard	Schneider
Bowler	Kenney	Shaw
Bruneau	Lancaster	Smith, J.D.—50th
Clarkson	LeBlanc	Smith, J.R.—30th
Crane	Long	Sneed
Damico	McCallum	Stelly
Daniel	McDonald	Thompson
DeWitt	McMains	Toomy
Diez	Michot	Triche
Donelon	Montgomery	Waddell
Durand	Morrish	Walsworth
Flavin	Nevers	Wiggins
Frith	Perkins	Windhorst
Frige	Pierre	Winston
Hammett	Pinac	Wright
Hebert	Powell	
Hopkins	Romero	
Total—55		

NAYS

Alario	Glover	Odinet
Ansardi	Green	Pratt
Baudoin	Guillory	Quezaira
Baylor	Hill	Riddle
Bruce	Holden	Schwegmann
Carter	Hudson	Theriot
Chaisson	Hunter	Thornhill
Copelin	Iles	Warner
Curtis	Jetson	Welch
Deville	Landrieu	Weston
Doerge	Marionneaux	Wilkerson
Farve	Martiny	Willard
Faucheux	Mitchell	Wooton
Fontenot	Morrell	
Gautreaux	Murray	
Total—43		

ABSENT

Dupre	McCain	Travis
Heaton	Strain	
Total—5		

The Conference Committee Report was adopted.

Suspension of the Rules

On motion of Rep. Jack Smith, and under a suspension of the rules, the above roll call was corrected to reflect him as voting yea.

Suspension of the Rules

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

CONFERENCE COMMITTEE REPORT

Senate Bill No. 1108 by Senators Thomas, Schedler, and Hainkel

June 21 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 1108 by Senators Thomas, Schedler, and Hainkel recommend the following concerning the Reengrossed bill:

1. That House Floor Amendment No. 1 proposed by Representative Schneider and adopted by the House on June 10, 1999, be adopted.
2. That House Floor Amendments No. 1, 2, and 3 proposed by Representative Thornhill and adopted by the House on June 10, 1999, be rejected.
3. That House Floor Amendments No. 1, 2, and 4 proposed by Representatives Murray and Copelin and adopted by the House on June 10, 1999, be adopted.
4. That House Floor Amendment No. 3 proposed by Representatives Murray and Copelin and adopted by the House on June 10, 1999, be rejected.
5. That the following amendment to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 11, between "322.37(A)" and "and" insert: ", 322.38(A),(B)(2), and (C),"

AMENDMENT NO. 2

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

"§322.38. Disposition of certain collections in ~~parishes with a population of more than four hundred seventy-five thousand~~ Orleans Parish

A. The avails of the tax imposed by R.S. 47:321 from the sale of services as defined in R.S. 47:301(14)(a) in ~~any parish with a population of more than four hundred seventy-five thousand according to the latest federal census~~ Orleans Parish under the provisions of R.S. 47:321(C) and 322 in each fiscal year shall be credited to the Bond Security and Redemption Fund, and after a sufficient amount is allocated from that fund to pay all the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall pay the remainder of such funds into a special fund which is hereby created in the state treasury and designated as the "New Orleans Area Tourism and Economic Development Fund".

B.

* * *

(2) To the New Orleans Business and Industrial District each state senator and state representative whose district includes all or any portion of Orleans Parish, to be administered through the Louisiana Stadium and Exposition District (hereinafter "the district"), the remainder of the money in the fund after the other distributions provided for in this Subsection, to be used within Orleans Parish for the provision of grants for tourism, economic development, and other activities, all as provided in Subsection C of this Section.

C.(1) Of the total appropriation from the fund which has been allocated pursuant to Paragraph B(2) of this Section for the provision of grants, and which consists of monies placed into the fund on and after July 1, 1999, thirty-five percent shall be designated for grants to be selected by each state senator whose district includes all or any portion of Orleans Parish, and sixty-five percent shall be designated for grants to be selected by each state representative whose district includes all or any portion of Orleans Parish, in consultation with the board of commissioners of the district. The amount available for allocation by each senator shall be determined by dividing the population within Orleans Parish for the respective district by the total parish population and then multiplying such ratio by thirty-five percent of the total appropriation. The amount available for allocation by each representative shall be determined by dividing the population within Orleans Parish for the respective district by the total parish population and then multiplying such ratio by sixty-five percent of the total appropriation. Population data from the latest federal census shall be used in establishing allocation ratios.

(2) The board of commissioners of the district shall have administrative responsibility and authority for funds allocated pursuant to Paragraph (B)(2) of this Section, shall consult with the appropriate representative or senator having authority to determine the grants to be distributed each year from the funds so allocated, but shall not have the authority to expend, obligate, allocate, or otherwise control any of such funds except as specifically provided in this Subsection.

(3) Grants shall be available for activities, projects, or programs undertaken for a public purpose, including but not limited to tourism, recreation, economic development, capital outlay, education, and services for youth and the elderly.

(4) Grants shall be exclusively available to public and private nonprofit entities, and such funds shall be expended only for a public purpose. No grantee which is a private, nonprofit corporation shall be involved in any political activity. "Political activity" shall mean an effort to support or oppose a proposition or the election of a candidate for political office or to support or oppose a particular political party in an election.

(5) The board of commissioners of the district shall develop a grant application process which shall be used by entities seeking grants. Grant applications shall include at a minimum:

(a) A detailed narrative describing the grant applicant, the proposed activity or project and its value, and the objectives to be accomplished through the use of grant funds.

(b) A detailed budget for the activity or project, including measurable indicators of achievement of performance expectations.

(c) If the grant applicant is a private, nonprofit entity, information on the entity's purpose, its size, the names and addresses of the members of its governing body, and its taxpayer identification number.

(6) The board of commissioners of the district shall monitor and evaluate the use of grant funds. The grantee shall cooperate in providing any information requested by the district relative to the funded activity. Each grantee shall be subject to audit by the legislative auditor in accordance with R.S. 24:513.

(7) Following a hearing and upon a finding that any grant provided pursuant to this Subsection is not in compliance with the requirements of this Subsection, the board of commissioners of the district, with the concurrence of the representative or senator whose funds were provided, may revoke further funding of such grant.

€ D. All unexpended and unencumbered monies in the fund at the end of any fiscal year shall remain in the fund. The monies in the fund shall be invested by the treasurer in the same manner as the monies in the state general fund, and all interest earned shall be deposited into the fund.

Section 3 . All unexpended and unencumbered monies in the fund at the end of fiscal year 1998-1999, shall remain in the fund and shall be appropriated and distributed only for the purposes and to the persons and entities under the terms and conditions provided in Section 2 of this Act. However, forty percent of such monies shall be designated for grants by each state senator and sixty percent shall be designated for grants by each state representative, whose district includes all or any portion of Orleans Parish. The amount of such unexpended and unencumbered monies available for allocation by each senator shall be determined by dividing the population within Orleans Parish for the respective district by the total parish population and then multiplying such ratio by forty percent of the total amount of such monies. The amount of such unexpended and unencumbered monies available for allocation by each representative shall be determined by dividing the population and then multiplying such ratio by sixty percent of the total amount of such monies. Notwithstanding the foregoing provisions of this Section, all such unexpended and unencumbered monies allocated to the senator representing Senatorial District 6 are hereby allocated to the New Orleans Police Foundation."

Respectfully submitted,

Senator John J. Hainkel, Jr.
 Senator Diana E. Bajois
 Representative Edwin R. Murray
 Representative C. E. "Peppi" Bruneau, Jr.
 Representative Sherman Copelin

Rep. Murray moved to adopt the Conference Committee Report.

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
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Jenkins	Schwegmann
Carter	Jetson	Shaw
Chaisson	Johns	Smith, J.D.—50th
Clarkson	Kenney	Smith, J.R.—30th
Copelin	Lancaster	Sneed
Crane	LeBlanc	Stelly
Curtis	Long	Theriot
Damico	Marionneaux	Thompson
Denville	McCain	Toomy
DeWitt	McCallum	Travis
Diez	McDonald	Triche
Doerge	McMains	Waddell
Donelon	Michot	Walsworth
Durand	Montgomery	Warner

Farve	Morrell	Welch
Faucheux	Morrish	Weston
Flavin	Murray	Wiggins
Frith	Nevers	Wilkerson
Gautreaux	Odinet	Windhorst
Glover	Perkins	Winston
Green	Pierre	Wooton
Guillory	Pinac	Wright
Total—90		

NAYS

Thornhill	Willard
Total—2	

ABSENT

Ansardi	Fruge	Martiny
Daniel	Iles	Mitchell
Dupre	Kennard	Strain
Fontenot	Landrieu	
Total—11		

The Conference Committee Report was adopted.

Suspension of the Rules

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

CONFERENCE COMMITTEE REPORT

House Bill No. 2027 By Representative LeBlanc

June 21, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 2027 by Representative LeBlanc, recommend the following concerning the Reengrossed bill:

1. That Senate Committee Amendments Nos. 2 through 6 proposed by the Senate Committee on Finance and adopted by the Senate on June 14, 1999, be adopted.
2. That Senate Committee Amendment Nos. 1, 7, 8, 9 proposed by the Senate Committee on Finance and adopted by the Senate on June 14, 1999, be rejected.
3. That Senate Floor Amendment No. 2 of the set of two amendments proposed by Senator Hainkel and adopted by the Senate on June 15, 1999, be adopted.
4. That Senate Floor Amendment No. 1 of the set of two amendments proposed by Senator Hainkel and adopted by the Senate on June 15, 1999, be rejected.
5. That the following amendments to the Reengrossed bill be adopted:

AMENDMENT NO. 1

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

"Section 1. The sum of Seven Million Nine Hundred Twenty Thousand One Hundred Six and No/100 (\$7,920,106.00) Dollars is hereby appropriated out of"

AMENDMENT NO. 2

On page 1, line 13, after "Cost Fund," and before "and the sum" insert the following:

"the sum of One Thousand Three Hundred and No/100 (\$1,300.00) Dollars is hereby appropriated out of the State General Fund by Statutory Dedications from the Vermilion Parish Enterprise Fund,"

AMENDMENT NO. 3

On page 5, delete lines 6 through 10 in their entirety

Respectfully submitted,

Representative Jerry Luke LeBlanc
 Representative Hunt Downer
 Representative Charles W. DeWitt, Jr.
 Senator John Joseph Hainkel, Jr.
 Senator John L. Dardenne, Jr.
 Senator Jesse Kendrick Hollis, Jr.

Rep. LeBlanc moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Baudoin	Dupre	Strain
Bruce	Morrell	Wooton

Curtis	Smith, J.D.—50th
Deville	Stelly
Total—10	

The Conference Committee Report was adopted.

Suspension of the Rules

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

Petitions, Memorials and Communications

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 504.

Respectfully submitted,

MICHAEL S. BAER, III
 Secretary of the Senate

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 743.

Respectfully submitted,

MICHAEL S. BAER, III
 Secretary of the Senate

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 792.

Respectfully submitted,

MICHAEL S. BAER, III
 Secretary of the Senate

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 886.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 1187.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 1424.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 1784.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 2027.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 2230.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 2265.

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

Conference Committee Reports for Consideration

The following Conference Committee Reports were taken up and acted upon as follows:

CONFERENCE COMMITTEE REPORT

House Bill No. 434 By Representative Green

June 21, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 434 by Representative Green, recommend the following concerning the Reengrossed bill:

1. That Senate Floor Amendment No. 1 proposed by Senator Jordan and adopted by the Senate on June 16, 1999 be rejected.
2. That Senate Floor Amendments Nos. 1 through 4 proposed by Senator Romero and adopted by the Senate on June 16, 1999 be rejected.
3. That Senate Floor Amendment No. 1 proposed by Senator Jones and referenced as Set No. 1086 be rejected.
4. That Senate Floor Amendments Nos. 1 and 2 proposed by Senator Jones and referenced as Set No. 1090 and adopted by the Senate on June 16, 1999 be rejected.
5. That the following amendments to the Reengrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "enact" insert "amend and reenact R.S. 27:15(B)(1) and 31(A)(1) and to"

AMENDMENT NO. 2

On page 1, line 2, after "enact" and before "and" delete "R.S. 14:67.16" and insert R.S. 27:21(G) and Chapter 8 of Title 27 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 27:421,"

AMENDMENT NO. 3

On page 1, at the beginning of line 3, insert "to provide a procedure for negotiation and approval of Indian gaming compacts; to provide relative to approval authority for Indian gaming compacts; to provide relative to the terms of such compacts; to provide for requirements of Indian gaming compacts; to provide limitations upon those compacts; to provide with respect to the dissemination of information;"

AMENDMENT NO. 4

On page 1, line 4, after "Law;" delete the remainder of the line and on line 5, delete "swindling;"

AMENDMENT NO. 5

On page 1, line 7, after "Section 1." and before "hereby" delete "R.S. 14:67.16 is" and insert "R.S. 27:15(B)(1) and 31(A)(1) are hereby amended and reenacted and R.S. 27:21(G) and Chapter 8 of Title 27 of the Louisiana Revised Statutes of 1950, comprised of R.S. 27:421, are"

AMENDMENT NO. 6

On page 1, delete lines 8 through 17 in their entirety

AMENDMENT NO. 7

On page 2, delete lines 1 through 22 and insert in lieu thereof the following:

"§15. Board's authority, responsibilities

* * *

B. The board shall:

(1) Have all regulatory authority, control, and jurisdiction, including investigation, licensing, and enforcement, and all power incidental or necessary to such regulatory authority, control, and

jurisdiction over all aspects of gaming activities and operations as authorized pursuant to the provisions of the Louisiana Riverboat Economic Development and Gaming Control Act, the Louisiana Economic Development and Gaming Corporation Act, and the Video Draw Poker Devices Control Law, except as otherwise specified in this Title. Further, the board shall have all regulatory, enforcement, and supervisory authority which exists in the state as to gaming on Indian lands as provided in the provisions of Act No. 888 of the 1990 Regular Session of the Legislature and Act No. 817 of the 1993 Regular Session of the Legislature and R. S. 27:421.

* * *

§21. Records of board deemed open, exceptions

* * *

G. Notwithstanding any provision of law to the contrary, any information or documents disseminated to anyone other than the gaming enforcement section, office of state police, Department of Public Safety and Corrections, the Louisiana Gaming Control Board or its attorney, or a law enforcement agency shall be deemed public and non confidential as otherwise provided by this Section.

* * *

§31. Transfer of obligations, funding sources, and functions

A.(1) Beginning May 1, 1996, the board established in this Title shall undertake and become the sole and exclusive regulatory and supervisory board for gaming operations and activities authorized by the Louisiana Riverboat Economic Development and Gaming Corporation Act, and the Video Draw Poker Devices Control Law. Further, the board shall have all regulatory, enforcement, and supervisory authority which exists in the state as to gaming on Indian lands as provided in the provisions of Act No. 888 of the 1990 Regular Session of the Legislature and Act No. 817 of the 1993 Regular Session of the Legislature and R.S. 27:421. The board created in this Title shall be the successor to any board of directors, president, board, commission, or committee established prior to May 1, 1996, to regulate gaming under such laws as well as successor to any authority heretofore granted to any other office or division within the Department of Public Safety and Corrections or any other state department or agency, except as otherwise specifically provided herein.

* * *

CHAPTER 8. INDIAN GAMING COMPACTS

§421. Indian gaming compacts; negotiations; terms

A. Subject to the provisions of Subsection B of this Section, the governor shall have authority, on behalf of the state, to enter into and sign Indian gaming compacts which authorize federally recognized Indian tribes to conduct the specific gaming activities authorized in the compact within and upon their Indian reservation lands, and as permitted under the Indian Gaming Regulatory Act, 25 U.S.C. 2701 et seq.

B. Notwithstanding any provision of law to the contrary, the governor shall have authority, on behalf of the state, to enter into and sign Indian gaming compacts which authorize federally recognized Indian tribes to conduct the specific gaming activities authorized in the compact within and upon their Indian lands as permitted under the Indian Gaming Regulatory Act, 25 U.S.C. 2701 et seq. A compact between the state of Louisiana and a federally recognized Indian tribe as authorized by this Subsection may be binding upon the state for a period up to fifteen years provided that the Indian lands are located within a parish.

C. If the conditions of Subsection B of this Section are met, such gaming compact may be for a term up to fifteen years, provided that such compact shall expire two years after the effective date of legislation as may be enacted which repeals authorization to conduct all legislatively authorized forms of Class III gaming, as presently defined by the Indian Gaming Regulatory Act, or, from the date on which the legislation provides that all such gaming shall actually cease, whichever is later.

D. No gaming compact shall be entered into, extended, renegotiated, or approved by the governor unless a contribution compact is entered into or has been entered into between the state and the tribe.

E. No Indian gaming compact shall be effective until approved by majority vote of each house of the legislature by mail ballot, Act, or resolution."

Respectfully submitted,

Representative Kyle M. Green
Representative Roy J. Quezaire
Senator Noble Ellington
Senator J. Chris Ullo

Rep. Green moved to adopt the Conference Committee Report.

As a substitute, Rep. Riddle moved to recommit the bill to the Conference Committee.

Rep. Green objected.

Point of Order

Rep. Riddle asked for a ruling from the Chair as to whether the amendments contained in the Conference Committee Report were germane to the subject matter contained in the bill as introduced.

Ruling of the Chair

The Chair declined to rule on germaneness, informing the House that the Chair had no authority to order withdrawal of amendments proposed by the Conference Committee, and therefore no question for the Chair to rule on was presented by the Point of Order.

The vote recurred on the substitute motion.

By a vote of 87 yeas and 12 nays, the House agreed to recommit the bill to the Conference Committee.

CONFERENCE COMMITTEE REPORT

House Bill No. 792 By Representative McCain

June 21, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 792 by Representative McCain, recommend the following concerning the Reengrossed bill:

- 1. That Senate Committee Amendments Nos. 1 through 3 proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 8, 1999 be adopted.

- 2. That Senate Floor Amendments Nos. 1 through 5 proposed by Senator Ellington and adopted by the Senate on June 14, 1999 be adopted.
- 3. That Senate Floor Amendment No. 6 proposed by Senator Ellington and adopted by the Senate on June 14, 1999 be rejected.
- 4. That the following amendments to the Reengrossed bill be adopted.

AMENDMENT NO. 1

On page 6, between lines 23 and 24, insert the following:

"§81. Issuance of permits to certain persons furnishing services or goods

* * *

C. In addition to issuing permits as provided in R.S. 27:82 and 83 and Subsection A of this Section, the division shall issue a permit to any person who provides maritime crew, staff, or maritime services, including consulting services involving maritime issues, directly related to the maintenance and operation of a riverboat. The person, or if the person is a corporation or firm, an officer of the corporation or firm furnishing such crew or such maritime services shall possess, as a minimum, credentials equivalent to those required by the United States Coast Guard to be licensed as a master, chief engineer, or pilot. Any person offering to provide maritime crew, staff, or such direct maritime services after October 1, 1999, shall be issued a permit in accordance with the provisions of this Subsection prior to providing such crew, staff, or maritime services to a riverboat. The provisions of this Subsection do not apply to any individual who is an employee of the riverboat licensee for whom ch services are performed. Persons required to obtain a permit to provide other services including janitorial, marine architectural, engineering and construction, and dredging shall obtain a permit for such services as otherwise provided for in this Chapter.

* * *"

Respectfully submitted,

Representative Audrey A. McCain
Representative Stephen J. Windhorst
Representative Billy W. Montgomery
Senator Noble E. Ellington
Senator John L. "Jay" Dardenne, Jr.
Senator Jesse Kendrick "Ken" Hollis, Jr.

Rep. McCain moved to adopt the Conference Committee Report.

As a substitute, Rep. Jenkins moved to recommit the bill to the Conference Committee.

Rep. McCain objected.

The vote recurred on the substitute motion.

By a vote of 31 yeas and 53 nays, the House refused to recommit the bill to the Conference Committee.

Rep. McCain insisted on her motion to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pierre
Alario	Green	Pinac
Alexander	Guillory	Pratt
Ansardi	Hammett	Quezaire
Barton	Heaton	Riddle
Baylor	Hebert	Romero
Bowler	Hill	Salter
Bruce	Holden	Schneider
Bruneau	Hopkins	Schwegmann
Carter	Hudson	Shaw
Chaisson	Hunter	Smith, J.D.—50th
Copelin	Jetson	Smith, J.R.—30th
Curtis	Johns	Sneed
Damico	Kenney	Theriot
Daniel	Long	Toomy
Deville	Marionneaux	Travis
DeWitt	Martiny	Triche
Doerge	McCain	Waddell
Durand	McDonald	Warner
Farve	McMains	Welch
Faucheux	Mitchell	Willard
Flavin	Montgomery	Windhorst
Frith	Morrell	Winston
Fruge	Morrish	Wooton
Gautreaux	Murray	
Total—74		

NAYS

Baudoin	Kennard	Powell
Crane	Landrieu	Scalise
Diez	LeBlanc	Thompson
Donelon	McCallum	Thornhill
Fontenot	Michot	Walsworth
Iles	Nevers	Wiggins
Jenkins	Perkins	Wright
Total—21		

ABSENT

Clarkson	Odinot	Weston
Dupre	Stelly	Wilkerson
Lancaster	Strain	
Total—8		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 1242 By Representative Holden

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1242 by Representative Holden, recommend the following concerning the Engrossed bill:

1. That Senate Floor Amendment No. 1 proposed by Senator Hainkel and adopted by the Senate on June 16, 1999, be rejected.

2. That Senate Floor Amendments Nos. 2 through 6 proposed by Senator Hainkel and adopted by the Senate on June 16, 1999, be adopted.

3. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 6, at the end of line 12, change "three" to "ten"

AMENDMENT NO. 2

On page 6, between lines 23 and 24, insert the following:

"G. The authority hereby created shall enter into a cooperative endeavor agreement or contract with the Louisiana Local Government Environmental Facilities and Community Development Authority to administer the authority and provide for the implementation of this Chapter."

AMENDMENT NO. 3

On page 8, at the end of line 18, insert the following:

"All bonds and other indebtedness shall be issued through or by the Louisiana Local Government Environmental Facilities and Community Development Authority."

AMENDMENT NO. 4

On page 10, line 4, after "board" and before the comma " , " insert "through or by the Louisiana Local Government Environmental Facilities and Community Development Authority"

Respectfully submitted,

Representative Melvin Holden
 Representative John A. Alario, Jr.
 Representative Emile Bruneau, Jr.
 Senator Cleo Fields
 Senator Robert J. Barham
 Senator John J. Hainkel, Jr.

Rep. Holden moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

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

Doerge	Martiny	Toomy
Donelon	McCain	Travis
Dupre	McCallum	Triche
Durand	McDonald	Waddell
Farve	McMains	Walsworth
Faucheux	Michot	Warner
Flavin	Mitchell	Welch
Fontenot	Montgomery	Weston
Frith	Morrell	Wiggins
Frige	Morrish	Wilkerson
Gautreaux	Murray	Willard
Glover	Nevers	Windhorst
Green	Odinet	Winston
Guillory	Perkins	Wright

Total—99

NAYS

Total—0

ABSENT

Baudoin	Strain
Damico	Wooton

Total—4

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 242 by Senator Landry

June 21, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 242 by Senator Landry recommend the following concerning the Engrossed bill:

1. That House Floor Amendments Nos. 1 through 3 and 5 adopted on April 8, 1999 be accepted.
2. That House Floor Amendments Nos. 4 and 6 adopted on April 8, 1999 be rejected.
3. That the following amendments to the Engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, delete lines 13 and 14 and insert:

"do all other things incidental thereto. Along the main line levees of the Mississippi river in Jefferson, St. Charles, and St. John parishes, levee boards and levee and drainage boards may construct bicycle paths and walkways along the top of the"

AMENDMENT NO. 2

On page 2, after line 5, insert the following:

"R.S. 38:301(E) is all new law.

E.(1) Neither a levee board nor a levee and drainage board that constructs a bicycle path or walkway as provided in Subsection A, nor the owner, operator or lessee of property utilized for levee and levee drainage purposes, shall be liable for any personal injury,

property damage, or other loss which occurs while a person enters onto such property to utilize the bicycle path or walkway constructed by the levee board or the levee and drainage board.

(2) Nothing contained in this Section shall prevent or restrict a landowner, operator, lessee or adjacent landowners from the normal, reasonable and foreseeable use of levee property upon which a bicycle path or walkway is constructed.

(3) Nothing contained in this Section shall be construed to prevent any landowner from seeking compensation under existing law for use of such landowner's property pursuant to this Section.

(4) Nothing contained in this Section shall be construed to require the removal or modification of any existing structure or pipeline lawfully placed upon or crossing a levee in order to construct a bicycle path or walkway."

Respectfully submitted,

Senator Ron Landry
 Representative Juba Diez
 Representative Mitch Theriot
 Representative Joel Chaisson

Rep. Chaisson moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander	Hebert	Pratt
Ansardi	Hill	Quezaire
Barton	Holden	Riddle
Baudoin	Hopkins	Romero
Baylor	Hudson	Salter
Bowler	Hunter	Scalise
Bruce	Iles	Schneider
Bruneau	Jenkins	Schwegmann
Carter	Jetson	Shaw
Chaisson	Johns	Smith, J.D.—50th
Clarkson	Kennard	Smith, J.R.—30th
Copelin	Kenney	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	Warner
Dupre	McMains	Welch
Durand	Mitchell	Weston
Farve	Montgomery	Wiggins
Faucheux	Morrell	Wilkerson
Flavin	Morrish	Willard
Fontenot	Murray	Windhorst
Frith	Nevers	Winston
Gautreaux	Odinet	Wooton
Glover	Perkins	Wright
Green	Pierre	

Total—98

NAYS

Total—0

ABSENT

Fruge	Michot	Walsworth
Heaton	Strain	
Total—5		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT**House Bill No. 1776 By Representative Damico**

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1776 by Representative Damico, recommend the following concerning the Engrossed bill:

1. That Amendment No. 1 proposed by the Legislative Bureau and adopted by the Senate on June 4, 1999, be accepted.
2. That the Senate Committee Amendments No. 2 and 5 proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 10, 1999, be accepted.
3. That the Senate Committee Amendments No. 1, 3 and 4 proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 10, 1999, be rejected.
4. That the following amendments to the Engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "enact" insert "amend and reenact R.S. 33:2002 and 2218.2(A) and to"

AMENDMENT NO. 2

On page 1, line 5, after "servers" and before the semicolon ";", insert "and certain police officers who patrol bridges; to provide eligibility for supplemental pay for ten Chitimacha tribe of Louisiana firemen"

AMENDMENT NO. 3

On page 1, line 7, after "R.S." and before "33:2218.8(G)", insert "33:2002 and 2218.2(A) are hereby amended and reenacted and"

AMENDMENT NO. 4

On page 1, between lines 7 and 8, insert the following:

"§2002. Extra compensation

A.(1) In addition to the compensation now paid by any municipality, parish, fire protection district, or other political subdivision maintaining a fire department, or by the Chitimacha tribe of Louisiana, hereinafter referred to as "tribe", or by any nonprofit corporation contracting with any such political subdivision to provide fire protection services, to every paid, regularly employed employee who is paid not less than three hundred dollars per month, not including supplemental pay, as distinguished from part-time employees and volunteers of such fire department, who are carried on the payroll of such fire department, and every employee as defined herein who is paid from funds of the parish or municipality or tribe obtained through lawfully adopted bond issues or lawfully assessed

taxes, either directly or through a board or commission set up by law or ordinance of the parish or municipality or tribe, shall be paid extra compensation by the state in the amount of three hundred dollars per month for each such paid employee who has completed or who hereafter completes one year of service.

(2) The term "employee" as used herein expressly excludes any person hired primarily to perform secretarial and clerical duties, switchboard operators, secretaries, record clerks, maintenance personnel, and mechanics; it shall expressly exclude employees hired after March 31, 1986, who have not completed and passed a certified fireman's training program equal to National Fire Protection Association Standard 1001 or a firemen's training program as approved by the Louisiana State University Firemen Training Program in accordance with R.S. 40:1541 et seq.; and it shall also expressly exclude part-time employees and volunteers of such municipal, parish, tribe, or fire protection district fire departments.

B. In computing the period of service required by Subsection A of this Section, prior service of employees who have returned or who hereafter return to such service shall be included; provided that service in any municipal, parish, tribe, or fire protection district fire department, whether with the same fire department or not, shall be used in computing such prior service.

C. Notwithstanding any other provision of law to the contrary, the compensation for tribal officers of the Chitimacha tribe of Louisiana shall be for no more than ten such firemen."

Respectfully submitted,

Representative N. J. Damico
Representative Stephen J. Windhorst
Senator Francis Heitmeier
Senator Noble E. Ellington

Rep. Jack Smith moved to recommit the bill to the Conference Committee.

By a vote of 98 yeas and 1 nays, the House agreed to recommit the bill to the Conference Committee.

CONFERENCE COMMITTEE REPORT**House Bill No. 2076 By Representative Perkins**

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 2076 by Representative Perkins, recommend the following concerning the Engrossed bill:

1. That the Senate Floor Amendments proposed by Senator Thomas and adopted by the Senate on June 16, 1999, be rejected.

Respectfully submitted,

Representative Tony Perkins
Representative Jerry Luke LeBlanc
Representative Melvin "Kip" Holden
Senator Robert Barham
Senator Jerry Thomas
Senator Mike Branch

Rep. Perkins moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Clarkson	Frige	Stelly
Dupre	Gautreaux	Strain
Total—6		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 2120 By Representative Scalise

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 2120 by Representative Scalise, recommend the following concerning the Engrossed bill:

1. That Senate floor amendments proposed by Senator Hainkel and adopted by the Senate on June 11, 1999, be rejected.
2. That the following amendments to the Engrossed bill be adopted.

AMENDMENT NO. 1

On page 1, line 15, after "transfer" and before "any" insert "up to twenty percent annually of"

Respectfully submitted,

Representative James J. "Jim" Donelon
 Representative Steve Scalise
 Representative Edwin R. Murray
 Senator Gregory W. Tarver, Sr.
 Senator John Hainkel
 Senator Donald R. Cravins

Rep. Scalise moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Clarkson	Dupre	Lancaster
Copelin	Gautreaux	Strain
Total—6		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 388 by Senator Dardenne

June 21, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 388 by Senator Dardenne recommend the following concerning the Engrossed bill:

1. That House Floor Amendments No. 1, 2, 3, and 4, proposed by Representative Jack Smith in the set of amendments designated HFASB388 1080VI and adopted by the House of Representatives on June 9, 1999, be rejected.
2. That House Floor Amendments No. 1 and 2 proposed by Representative Jack Smith in the set of amendments designated as HFASB 388 1074 V3 and adopted by the House of Representatives on June 9, 1999, be rejected.
3. That the following amendments to the Engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, after "R.S." insert "18:604(B)(1) and (2)(a) and"

AMENDMENT NO. 2

On page 1, line 5, after "(31)(a)," delete the rest of the line and insert "to enact R.S. 13:2583(F), and to repeal R.S. 13:1882(B), relative to constables"

AMENDMENT NO. 3

On page 1, line 8, between "process;" and "and" insert "to provide for succession of office for constables and marshals;"

AMENDMENT NO. 4

On page 1, between lines 10 and 11, insert the following:

"Section 1. R.S. 18:604(B)(1) and (2)(a) are hereby amended and reenacted to read as follows:

§604. Marshal of city or municipal court; temporary absence; vacancy

* * *

B.(1) When a vacancy occurs in the office of constable or marshal of a city or municipal court, ~~the clerk of the city or municipal court in which the vacancy occurs shall immediately notify the appropriate governing authority which shall, within ten days after the vacancy occurs, fill the vacancy by appointment, and the unexpired term of the office is one year or less, the chief deputy shall assume such duties and position and shall serve for the remainder of the expired term. However, in those cases where there is no such person to assume the duties when the vacancy occurs, the appropriate governing authority shall within ten days, appoint a person having the qualifications of the office to assume the duties of the office for the remainder of the unexpired term.~~ The appointment shall be made by the governing authority of the parish, unless the jurisdiction of the city or municipal court is wholly within the municipal city limits, in which case, such appointment shall be made within ten days by the municipal governing authority. If the appropriate governing authority fails to fill the vacancy within ten days, the governor shall

fill the vacancy. The judge of the city or municipal court which he serves shall fix the amount of the bond.

(2)(a) When the unexpired term exceeds one year, the chief deputy shall assume such duties and position and shall serve until the successor is elected and takes office. If there is no such person to assume the duties when the vacancy occurs, the appropriate governing authority shall within ten days appoint a person having the qualifications of the office to assume the duties of the office until the successor is elected and takes office. If the appropriate governing authority fails to fill the vacancy within ten days, the governor shall fill the vacancy. The appropriate governing authority shall, within ten days after the vacancy occurs, issue a proclamation ordering a special election to fill the vacancy and shall specify in the proclamation, in accordance with R.S. 18:402, the dates on which the primary and general elections shall be held and, in accordance with R.S. 18:467, 467.1, and 468, the dates of the qualifying period for candidates in the special election. In selecting the dates for such special elections, the appropriate governing authority shall first choose a gubernatorial or congressional election date; if no such date is available within one year following the occurrence of the vacancy, the appropriate governing authority shall select another election date as provided for in R.S. 18:402. If the appropriate governing authority fails to issue the proclamation within ten days after the vacancy occurs, the governor shall issue the proclamation."

AMENDMENT 5

On page 1, line 11, change "Section 1." to "Section 2."

AMENDMENT 6

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

"Section 3. R.S. 13:2583(F) is hereby enacted to read as follows:

§2583. Constables; election; term of office; qualifications

* * *

F. When a vacancy occurs in the office of constable or marshal and the unexpired term of the office is one year or less, the chief deputy shall assume such duties and position and shall serve for the remainder of the unexpired term. However, in those cases where there is no such person to assume the duties when the vacancy occurs, the appropriate governing authority shall within ten days, appoint a person having the qualifications of the office to assume the duties of the office for the remainder of the unexpired term. If the unexpired term exceeds one year, the chief deputy or, if no such person, the person appointed, shall assume such duties and position and shall serve until the successor is elected and takes office.

Section 4. R.S. 13:1882(B) is hereby repealed.

Section 5. If any provision of this Act or the application thereof to any person or circumstance is suspended or held invalid, such suspension or invalidity shall not affect other provisions of this Act or the application of this Act that can be given effect without the suspended or invalid provision or application, and to this end the provisions of this Act are hereby declared severable."

Respectfully submitted,

Senator Jay Dardenne
 Senator Noble Ellington
 Senator Lambert Boissiere
 Representative Jack D. Smith, Jr.
 Representative John Dirk Deville
 Representative Joseph F. Toomy

Rep. Jack Smith moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Clarkson	Strain	Travis
Stelly	Thornhill	
Total—5		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 396 by Landry

June 20, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 396 by Landry recommend the following concerning the Engrossed bill:

1. That Legislative Bureau amendments proposed by the Legislative Bureau and adopted by the House on May 12, 1999 be adopted.
2. That House Floor Amendment No. 1 through 3 proposed by Representative Morrell and adopted by the House on June 10, 1999 be rejected.

Respectfully submitted,

Senator Ronald J. "Ron" Landry
 Senator Gregory W. Tarver
 Senator Arthur J. Lentini
 Representative John C. "Juba" Diez
 Representative James J. Donelon

Rep. Diez moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Holden	Pratt
Alario	Hopkins	Quezaire
Ansardi	Hudson	Riddle
Barton	Hunter	Romero
Baudoin	Iles	Salter
Baylor	Jenkins	Scalise
Bowler	Jetson	Schneider
Bruneau	Johns	Schwegmann
Chaisson	Kenney	Shaw
Copelin	Lancaster	Smith, J.D.—50th
Crane	Landrieu	Smith, J.R.—30th
Curtis	LeBlanc	Sneed
Daniel	Long	Theriot
Deville	Marionneaux	Thompson
DeWitt	Martiny	Thornhill
Diez	McCain	Toomy
Doerge	McCallum	Travis
Donelon	McDonald	Triche
Durand	McMains	Waddell
Faucheux	Michot	Walsworth
Flavin	Mitchell	Warner
Frith	Montgomery	Welch
Fruge	Morrish	Weston
Glover	Murray	Wiggins
Green	Nevers	Wilkerson
Guillory	Odinot	Willard
Hammett	Perkins	Windhorst
Heaton	Pierre	Winston
Hebert	Pinac	Wooton
Hill	Powell	Wright
Total—90		

NAYS

Farve	Morrell
Total—2	

ABSENT

Alexander	Damico	Kennard
Bruce	Dupre	Stelly
Carter	Fontenot	Strain
Clarkson	Gautreaux	
Total—11		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 480 by Senator Heitmeier

June 21, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 480 by Senator Heitmeier recommend the following concerning the Engrossed bill:

1. That House Committee Amendments No. 1 through 3. proposed by the House Committee on Transportation, Highways and Public Works and adopted by the House on May 19, 1999, be adopted.
2. That House Floor Amendments No. 1. through 3. proposed by Representative Alario and adopted by the House on June 11, 1999, be rejected.
3. That the following amendment to the Engrossed bill be adopted:

AMENDMENT NO. 1

On page 2, line 17, after "U.S. Highway 90," insert "The Crescent City Connection police shall exercise concurrent police jurisdiction with the sheriff of the parish of Jefferson and the police chiefs of the cities of Gretna and Westwego under the provisions of this Section unless the sheriff of the parish of Jefferson and the police chiefs of the cities of Gretna and Westwego give written notification that such concurrent police jurisdiction is terminated by that law enforcement agency as to the exercise of concurrent jurisdiction within its law enforcement jurisdiction."

Respectfully submitted,

Senator Francis Heitmeier
 Senator Diana E. Bajoie
 Representative John A. Alario, Jr.
 Representative John C. Diez
 Representative Joseph F. Toomy

Rep. Toomy moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

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

Doerge	McCallum	Waddell
Durand	McDonald	Walsworth
Farve	McMains	Warner
Faucheux	Michot	Welch
Flavin	Mitchell	Weston
Fontenot	Montgomery	Wiggins
Frith	Morrell	Wilkerson
Fruge	Morrish	Willard
Gautreaux	Murray	Windhorst
Glover	Nevers	Winston
Green	Odinot	Wooton
Guillory	Perkins	Wright
Hammett	Pierre	

Total—92

NAYS

Total—0

ABSENT

Alexander	Dupre	Salter
Clarkson	Jetson	Stelly
Diez	Kennard	Strain
Donelon	Pratt	
Total—11		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 1445 By Representative Windhorst

June 20, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1445 by Representative Windhorst, recommend the following concerning the Reengrossed bill:

1. That Senate Committee Amendments Nos. 1 through 4 proposed by the Senate Committee on Judiciary B and adopted on the Senate on May 26, 1999, be rejected.

Respectfully submitted,

Representative Stephen J. Windhorst
 Representative Audrey A. McCain
 Representative Tommy Wright
 Senator Noble E. Ellington
 Senator Donald R. Cravins
 Senator B. G. Dyess

Rep. Windhorst moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Heaton	Powell
Alario	Hebert	Pratt
Ansardi	Hill	Quezaire
Barton	Holden	Riddle
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise

Bruce
 Bruneau
 Carter
 Chaisson
 Copelin
 Crane
 Curtis
 Damico
 Daniel
 Deville
 DeWitt
 Diez
 Doerge
 Donelon
 Durand
 Farve
 Fauchaux
 Flavin
 Fontenot
 Frith
 Fruge
 Gautreaux
 Glover
 Green
 Guillory
 Hammett
 Total—94

Hunter
 Iles
 Jenkins
 Jetson
 Johns
 Kenney
 Lancaster
 Landrieu
 LeBlanc
 Long
 Marionneaux
 Martiny
 McCain
 McCallum
 McDonald
 McMains
 Michot
 Mitchell
 Montgomery
 Morrell
 Morrish
 Murray
 Nevers
 Perkins
 Pierre
 Pinac

Schneider
 Schwegmann
 Shaw
 Smith, J.D.—50th
 Smith, J.R.—30th
 Sneed
 Theriot
 Thompson
 Thornhill
 Toomy
 Travis
 Triche
 Waddell
 Walsworth
 Warner
 Welch
 Weston
 Wiggins
 Wilkerson
 Willard
 Windhorst
 Winston
 Wooton
 Wright

NAYS

Romero
 Total—1

ABSENT

Alexander
 Baudoin
 Clarkson
 Total—8

Dupre
 Kennard
 Odinet

Stelly
 Strain

The Conference Committee Report was adopted.

Suspension of the Rules

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

Petitions, Memorials and Communications

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

Message from the Senate

RECOMMITTAL OF CONFERENCE COMMITTEE REPORT

June 21, 1999

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

I am directed to inform your honorable body that the Senate has recommitted the report of the Conference Committee on the disagreement to House Bill No. 434.

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

Message from the Senate

ADOPTION OF CONFERENCE COMMITTEE REPORT

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to Senate Bill No. 562.

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

Message from the Senate

ADOPTION OF CONFERENCE COMMITTEE REPORT

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 1242.

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

Message from the Senate

ADOPTION OF CONFERENCE COMMITTEE REPORT

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 1445.

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

Message from the Senate

RECOMMITTAL OF CONFERENCE COMMITTEE REPORT

June 21, 1999

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

I am directed to inform your honorable body that the Senate has recommitted the report of the Conference Committee on the disagreement to House Bill No. 1776.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 2076.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 2120.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Conference Committee Reports for Consideration

The following Conference Committee Reports were taken up and acted upon as follows:

CONFERENCE COMMITTEE REPORT

Senate Bill No. 871 by Senator Hainkel

June 21, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 871 by Senator Hainkel recommend the following concerning the Reengrossed bill:

1. That all House Committee Amendments proposed by the House Committee on Labor and Industrial Relations and adopted by the House of Representatives on June 2, 1999 be adopted.
2. That all House Floor Amendments proposed by Representative Bruneau and adopted by the House of Representatives on June 14, 1999 be rejected.

3. That House Floor Amendment proposed by Representative Michot and adopted by the House of Representatives on June 14, 1999 be adopted.

Respectfully submitted,

Senator John J. Hainkel, Jr.
Senator Robert J. Barham
Senator Charles D. Jones
Representative C. E. "Peppi" Bruneau
Representative Charles W. DeWitt, Jr.
Representative Michael John Michot

Rep. Bruneau moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Pratt
Alexander	Heaton	Quezaire
Ansardi	Hebert	Riddle
Barton	Hill	Romero
Baudoin	Hopkins	Salter
Baylor	Hunter	Scalise
Bowler	Iles	Schneider
Bruce	Jenkins	Schwegmann
Bruneau	Johns	Shaw
Chaisson	Kennard	Smith, J.D.—50th
Clarkson	Kenney	Smith, J.R.—30th
Copelin	Lancaster	Sneed
Crane	Landrieu	Theriot
Damico	LeBlanc	Thompson
Daniel	Long	Thornhill
Deville	Marionneaux	Toomy
DeWitt	McCain	Travis
Diez	McCallum	Triche
Doerge	McDonald	Waddell
Donelon	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	Wright
Green	Pierre	
Total—92		

NAYS

Holden
Total—2

ABSENT

Carter	Hudson	Stelly
Curtis	Martiny	Strain
Dupre	Powell	Wooton
Total—9		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 1087 by Schedler

June 21, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 1087 by Senator Schedler recommend the following concerning the Engrossed bill:

1. That the set of House Floor Amendments No. 1 through 6 proposed by Representative Daniel and adopted by the House of Representatives on June 16, 1999, be rejected.
2. That the set of House Floor Amendments No. 1 and 2 that begin with "On page 2, line 12," proposed by Representative Daniel and adopted by the House of Representatives on June 16, 1999, be rejected.
3. That House Floor Amendments No. 1 through 6 proposed by Representative Stelly and adopted by the House of Representatives on June 16, 1999, be rejected.
4. That the following amendments to the Engrossed bill be adopted:

AMENDMENT NO. 1

On page 2, line 12, after "system" insert "provided the application for such merger is submitted on or before October 15, 1999, and that any cost resulting from the merger shall not be paid for by the system or from the fund established in R.S. 22:1419(A)"

Respectfully submitted,

Senator Tom Schedler
 Senator Art Lentini
 Senator Francis C. Heitmeier
 Representative Vic Stelly

Rep. Schneider moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Pierre
Alario	Heaton	Pinac
Alexander	Hebert	Pratt
Ansardi	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
DeWitt	LeBlanc	Thompson
Diez	Long	Thornhill
Doerge	Marionneaux	Toomy
Donelon	Martiny	Travis
Dupre	McCain	Triche
Durand	McCallum	Waddell
Farve	McDonald	Willard
Faucheux	McMains	Weston
Flavin	Michot	Wiggins
Fontenot	Mitchell	Wilkerson
Frith	Montgomery	Willard
Fruge	Morrish	Windhorst
Gautreaux	Murray	Winston
Glover	Nevers	Wooton
Green	Odinet	Wright
Guillory	Perkins	
Total—95		

NAYS

Barton	Daniel
Total—2	

ABSENT

Deville	Powell	Warner
Morrell	Strain	Welch
Total—6		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 1776 By Representative Damico

June 21, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. HB1776 by Representative Damico, recommend the following concerning the Engrossed bill:

1. That Amendment No. 1 proposed by the Legislative Bureau and adopted by the Senate on June 4, 1999, be accepted.
2. That all Senate Committee Amendments proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 10, 1999, be accepted.

Respectfully submitted,

Representative N. J. Damico
 Representative Jerry Luke LeBlanc
 Representative Stephen J. Windhorst
 Senator Francis Heitmeier
 Senator Art Lentini
 Senator Noble E. Ellington

Rep. Damico moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pinac
Alario	Heaton	Powell
Alexander	Hebert	Pratt
Ansardi	Hill	Quezaire
Barton	Holden	Riddle
Baudoin	Hopkins	Romero
Baylor	Hudson	Salter
Bowler	Hunter	Scalise
Bruce	Iles	Schneider
Bruneau	Jenkins	Schwegmann
Carter	Jetson	Shaw
Chaisson	Johns	Smith, J.D.—50th
Clarkson	Kennard	Smith, J.R.—30th
Copelin	Kenney	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
Durand	McMains	Warner
Farve	Michot	Welch
Fauchoux	Mitchell	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrish	Wilkerson
Frith	Murray	Willard
Fruge	Nevers	Windhorst
Gautreaux	Odinet	Winston
Glover	Perkins	Wooton
Green	Pierre	Wright
Total—99		

NAYS

Total—0

ABSENT

Dupre	Morrell
Hammett	Strain
Total—4	

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 434 By Representative Green

June 21, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 434 by Representative Green, recommend the following concerning the Reengrossed bill:

1. That Senate Floor Amendment No. 1 proposed by Senator Jordan and adopted by the Senate on June 16, 1999 be rejected.
2. That Senate Floor Amendments Nos. 1 through 4 proposed by Senator Romero and adopted by the Senate on June 16, 1999 be rejected.

3. That Senate Floor Amendment No. 1 proposed by Senator Jones and referenced as Set No. 1086 be rejected.
4. That Senate Floor Amendments Nos. 1 and 2 proposed by Senator Jones and referenced as Set No. 1090 and adopted by the Senate on June 16, 1999 be rejected.
5. That the following amendments to the Reengrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 14:67.16" and before "and" insert "and R.S. 27:21(G)"

AMENDMENT NO. 2

On page 1, line 5, after "swindling;" and before "and" insert "to provide with respect to the dissemination of gaming information;"

AMENDMENT NO. 2

On page 2, line 1, after "is" and before "five" insert "more than"

AMENDMENT NO. 3

On page 2, line 1, after "dollars" and before "the offender" delete "or more"

AMENDMENT NO. 4

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

"Section 2. R.S. 27:21(G) is hereby enacted to read as follows:

§21. Records of board deemed open, exceptions

* * *

G. Notwithstanding any provision of law to the contrary, any information or documents disseminated to anyone other than the gaming enforcement section, office of state police, Department of Public Safety and Corrections, the Louisiana Gaming Control Board or its attorney, or a law enforcement agency shall be deemed public and non confidential as otherwise provided by this Section."

AMENDMENT NO. 5

On page 2, line 23, change "Section 2." to "Section 3."

Respectfully submitted,

Representative Kyle M. Green
 Representative Stephen J. Windhorst
 Representative Roy J. Quezaire
 Senator Noble E. Ellington
 Senator J. Chris Ullo
 Senator J. Lomax "Max" Jordan, Jr.

Rep. Green moved to adopt the Conference Committee Report.

Motion

Rep. Alario moved to table the Conference Committee Report.

By a vote of 57 yeas and 38 nays, the House agreed to table the conference committee report.

CONFERENCE COMMITTEE REPORT

House Bill No. 1973 By Representative Daniel

June 21, 1999

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1973 by Representative Daniel, recommend the following concerning the Engrossed bill:

- 1. That the amendments proposed by the Senate Committee on Retirement and adopted by the Senate on June 7, 1999, be rejected.
2. That the following amendments to the Engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete "R.S. 11:2256(A)(1) and (2) and (C)" and insert in lieu thereof "R.S. 11:62(5)(b), 441(D)(3), 450(B), 922, 1316, 2214(A)(2)(b)(ii), 2225(A)(11)(a) and (e), 2253(A)(1)(b)(ii), and 2256(A)(1) and (2) and (C)"

AMENDMENT NO. 2

On page 1, at the end of line 2, delete "R.S." and at the beginning of line 3, delete "11:2256(A)(4) and (5)," and insert "R.S. 11:441(D)(4), Subpart F of Part IV of Chapter 1 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:502 through 502.6, 2256(A)(4) and (5), and 2260(A)(11)(h),"

AMENDMENT NO. 3

On page 1, line 3, between "to" and "the" insert "the Louisiana State Employees' Retirement System, the Teachers' Retirement System, the State Police Pension and Retirement System; Municipal Police Employees' Retirement System"

AMENDMENT NO. 4

On page 1, at the end of line 3, change the semi-colon ";" to a comma "," and add "and the Baton Rouge City Parish Employees' Retirement System; to provide with respect to the employee contribution rate and retirement eligibility criteria for certain members who have terminated participation in the Deferred Retirement Option Plan; to provide with respect to the benefits of minor children whose parent is killed in the line of duty with no surviving spouse; to provide with respect to the merger of individual members from the Baton Rouge City Parish Employees' Retirement System to the applicable fire and police statewide system and the procedures related thereto; to provide with respect to the creation, implementation, and administration of certain optional retirement plans;"

AMENDMENT NO. 5

On page 1, line 11, between "Section 1." and "are hereby" delete "R.S. 11:2256(A)(1) and (2) and (C)" and insert in lieu thereof "R.S. 11:62(5)(b), 441(D)(3), 450(B), 922, 1316, 2214(A)(2)(b)(ii), 2225(A)(11)(a) and (e), 2253(A)(1)(b)(ii), and 2256(A)(1) and (2) and (C)"

AMENDMENT NO. 6

On page 1, line 12, delete "and R.S. 11:2256(A)(4) and (5)" and insert "R.S. 11:441(D), Subpart F of Part IV of Chapter 1 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:502 through 502.6, R.S. 11:2256(A)(4) and (5), and 2260(A)(11)(b)"

AMENDMENT NO. 7

On page 1, between lines 13 and 14, insert:

"§62. Employees contributions established

Employee contributions to state and statewide public retirement systems shall be as follows:

* * *

(5) Louisiana State Employees' Retirement System

* * *

(b)(i) Correction officers, probation and parole officers, and security officers of the Louisiana Department of Public Safety and Corrections -- 9%.

(ii) Correction officers, probation and parole officers, and security officers of the Department of Public Safety and Corrections who have terminated participation in the deferred retirement option plan but not employment -- 7.5%.

* * *

§441. Eligibility for retirement

* * *

D.

* * *

(3) Notwithstanding any other provision of law to the contrary, effective July 1, 1999, correctional officers, probation and parole officers, and security personnel employed by the Louisiana Department of Public Safety and Corrections shall be eligible for retirement at any age upon attaining twenty-five or more years of service, at least ten of which were served immediately prior to application for retirement in a position with the Louisiana Department of Public Safety and Corrections.

(4) For purposes of this Subsection, Louisiana Department of Public Safety and Corrections includes predecessor and successor agencies to such department.

* * *

§450. Termination of participation

* * *

B. Upon termination of participation in the plan but not employment, credits to the account shall cease, and no retirement benefits shall be paid to the participant until employment is terminated. No payment shall be made based on credits in the account until employment is terminated. Employer and employee contributions shall resume. Correction officers, probation and parole officers, and security officers of the Department of Public Safety and Corrections who have ended their participation in the deferred retirement option plan but not employment shall make contributions at the rate established in R.S. 11:62(5)(b)(ii).

* * *

SUBPART F. OPTIONAL RETIREMENT PLAN§502. Creation of optional retirement plan

There is created an optional retirement plan for certain unclassified state employees who would otherwise be eligible to become members of the Louisiana State Employees' Retirement System. Those eligible employees who select this optional benefit shall not be considered eligible for any benefits provided by the defined benefit plan, and cannot maintain any service credit in the defined benefit plan once this option is elected.

§502.1 Selection of providers

The Board of Trustees of the Louisiana State Employees' Retirement System shall select no more than three providers with which participants will be authorized to place their contributions in products that shall be selected by the board. In selecting the providers, the board shall consider, among other things, the following:

- A. The tax status of the product.
- B. The portability of the products offered by the providers.
- C. The types of products offered by the providers.
- D. The relation of the costs and benefits as relates to the amount of the contributions to be made pursuant to the provisions of this Subpart.
- E. The ability of the designated provider or providers to provide the rights and benefits under the products.

§502.2 Eligibility; irrevocable election

A.(1) The following unclassified state employees shall be eligible to make an irrevocable election to participate in this optional retirement plan:

(a)(i) Any unclassified state employee who is appointed by a statewide elected official and whose appointment is subject to confirmation by the Louisiana Senate.

(ii) Any unclassified state employee who is a member of the immediate staff of any such employee described in Item (i) of this Subparagraph.

(b) The chief executive officer of the State Group Benefits Program.

(2) Such election shall be made in writing and filed with the Louisiana State Employees' Retirement System within sixty days after such appointment. Elections will be effective as of the date of appointment. If an eligible employee fails to make the election timely, he shall become a member of the retirement system's defined benefit plan as of the date of appointment.

B.(1) Any participating member of the defined benefit plan, who would otherwise be eligible to participate in this optional retirement plan under the provisions of Subsection A of this Section, may irrevocably elect to participate in this optional retirement plan under the provisions of this Subpart, but any such election shall be filed in writing with the Louisiana State Employees' Retirement System prior to September 1, 2000, or the member shall remain in the defined benefit plan.

(2) If, pursuant to this Paragraph, an election is made by a current member of the defined benefit plan to participate in the optional retirement plan, then the employee contributions that were made on behalf of such member in the defined benefit plan shall be transferred to the participant's optional retirement plan.

(3) Any otherwise eligible employee who has service credit in the defined benefit plan shall be ineligible to participate in the optional retirement plan, unless such employee transfers all such credit from the defined benefit plan to this optional retirement plan in accordance with this Subsection.

§502.3 Contributions

A.(1)(a) Each participant in this optional retirement plan shall contribute monthly the same amount that would have been contributed to the defined benefit plan, as if the participant were a member of that plan.

(b) The entirety of each participant's contribution, less any monthly fee established by the Board of Trustees for the Louisiana State Employees' Retirement System to cover the cost of administration and maintenance of the optional retirement plan, shall be remitted to the applicable designated provider or providers for application to the participant's account or accounts.

(2) Participant's contributions may be made by employer pick-up in accordance with the provisions of Section 414(h)(2) of the United States Internal Revenue Code or any amendment thereto.

B. (1) Each employer agency, institution, or board shall contribute to the Louisiana State Employees' Retirement System on behalf of each participant in this optional retirement plan the same amount that would have been contributed to the defined benefit plan.

(2)(a) Upon receipt of this contribution, the Louisiana State Employees' Retirement System shall promptly pay over to the appropriate designated provider or providers an amount equal to the employer's portion of the normal cost contribution as set forth in the actuarial valuation of the retirement system which is approved annually by the Public Retirement Systems' Actuarial Committee. That amount shall be credited to the participant's account or accounts, subject to any other applicable provisions of this Section.

(b) Notwithstanding the provisions of Subparagraph (a) of this Paragraph, the Louisiana State Employees' Retirement System shall retain and apply to the unfunded accrued liability the amount if any, of the employer contributions paid on behalf of any optional retirement plan participant which exceeds the employer's portion of the normal cost contribution.

(3)(a) In addition to the amount retained pursuant to Paragraph (2) of this Subsection, an additional contribution shall be retained by the system, subject to the following procedures. The annual actuarial valuation presented to the Public Retirement System's Actuarial Committee pursuant to R.S. 11:127(C) shall identify any adverse actuarial impact occurring on and after July 1, 2000, as the result of participation of the employees set forth in this Subpart. Then, the system actuary shall identify and recommend the additional amount of the employer's portion of the normal cost contributions made on behalf of optional retirement plan participants that is necessary to be retained to offset such adverse actuarial impact, if any.

(b) Any additional amount of the employer's portion of the normal cost contributions recommended to be retained pursuant to Subparagraph (a) of this Paragraph, shall be retained from such employer contributions that are made in the then current plan year. That amount shall be increased or decreased annually thereafter according to the same procedures in the amount needed to offset such adverse actuarial impact to the system, if any.

(4) The process of retaining contributions, as identified in Paragraphs (B) (2) and (3) of this Subsection shall continue until the unfunded accrued liability of the retirement system is fully amortized.

C. Notwithstanding the provisions of Subsections A and B of this Section, the Louisiana State Employees' Retirement System shall not remit any funds or contributions to any provider or providers from an employer agency, institution, or board until the correct and total amount to be remitted to the Louisiana State Employees' Retirement System under Subsections A and B of this Section is received each month from the employer agency, institution, or board.

§502.4. Limitations; unclassified employees

Any eligible unclassified employee who elects to participate in this optional retirement plan shall always be ineligible for membership in the defined benefit plan, even if he is employed in a position covered by the defined benefit plan and shall only be entitled to those benefits set out in this Subpart. If any such optional retirement plan participant assumes a new position covered by the retirement plan then he shall continue to participate in the optional retirement plan, notwithstanding the provisions of R.S. 11:417. If any such optional retirement plan participant assumes a new position in state service not covered by the defined benefit plan he must at that time begin membership in the retirement system which provides benefits for that position in state service.

§502.5. Benefits not obligation of the state; unclassified employees

A. Any eligible employee who elects to participate in this optional retirement plan shall agree that the benefits payable to participants are not the obligations of the state of Louisiana or the Louisiana State Employees' Retirement System and that such benefits and other rights of the optional retirement plan are the sole liability and responsibility of the designated provider or providers to which contributions have been made. Furthermore, each such participant shall in accordance with this agreement expressly waive his or her rights set forth in Article X, Section 29(A) and (B) of the Louisiana Constitution.

B.(1) Benefits shall be payable to such optional retirement plan participants or their beneficiaries by the designated provider or providers and not by the Louisiana State Employees' Retirement System, in accordance with the contract types provided by the providers selected and the contracts approved for use in the optional retirement plan by the board.

(2) Additionally, the board may approve direct transfers by and between providers.

(3) Participants in the optional retirement plan shall not be entitled to any benefits to which members in the defined benefit plan are entitled, including but not limited to disability benefits, survivor benefits, participation in the Deferred Retirement Option Plan, and any cost of living adjustments granted to retirees of the defined benefit plan.

(4) Participants in the optional retirement plan shall specifically acknowledge and do hereby waive any of the benefits that accrue to members in the defined benefit plan.

C. Any such optional retirement plan participant receiving retirement benefits under Subsection B of this Section shall be eligible to participate in the State Employees' Group Benefits Program in accordance with its laws and regulations.

D. By participating in the optional retirement plan, the participant and the provider shall be responsible for complying with all applicable provisions of the Internal Revenue Code, and if any violation of that Code occurs as a result of the participant's participation in the optional retirement plan, it will be the responsibility and liability of the participant and the provider and not the Louisiana State Employees' Retirement System.

E. There shall be no liability on the part of and no cause of action of any nature shall arise against the Louisiana State Employees' Retirement System, or its agents or employees, for any action taken in the performance of the duties under this Subsection

§502.6 Implementation

The Board of Trustees of the Louisiana State Employees' Retirement System shall implement the optional retirement plan no later than July 1, 2000, and the employer agencies, institutions, and boards shall implement the optional retirement plan on July 1, 2000.

* * *

§922. Purpose

The purpose of the optional retirement plan is to provide retirement and death benefits to the participants while affording the maximum portability of these benefits to the participants. Benefits shall be provided by the purchase of annuity contracts, fixed or variable in nature, or a combination thereof, at the option of the participant.

* * *

§1316. Death in the line of duty; Pension pension of surviving spouse of deceased employee; minor children with no surviving spouse

A. The surviving spouse of any state police employee whose death results from injury received in line of duty shall be pensioned at seventy-five percent of the salary being received by the employee at the time of the injury. This pension shall be paid only so long as the surviving spouse is eligible under the provisions of this Chapter.

B.(1) If there is no surviving spouse of any state police employee whose death results from injury received in line of duty, then any surviving minor children shall be pensioned at the amounts set forth in Subsection A of this Section.

(2) As each minor child reaches eighteen years of age, or twenty-three years of age if a student, he shall receive no further benefits and the monthly pension shall be reduced by the amount previously paid to him.

* * *

§2214. Membership

A. The membership of the retirement system shall be composed as follows:

* * *

(2)

* * *

(b)

* * *

(ii) The Subject to the provisions of R.S. 11:2225(A)(11)(a)(ii), the mandatory membership provisions of this Paragraph shall apply to the municipality of Baton Rouge if with respect to all law enforcement employees meeting the definition of "employee" under the provisions of this Chapter after the boards of trustees of this retirement system and of the Baton Rouge City Parish Employees' Retirement System enter into an agreement to merge the any members

of the latter system who qualify as employees under the provisions of R.S. 11:2213(H) ~~this Chapter~~ into this system. However, any such agreement shall only be effective upon ratification by ordinance of the Metropolitan Council of the city of Baton Rouge and the parish of East Baton Rouge, with the approval of the mayor-president, and subsequent approval by the Joint Legislative Committee on Retirement.

* * *

§2225. Administration

A. Board of trustees:

* * *

(11)(a)(i) Every municipality which has a police retirement plan or system shall merge its active members into the Municipal Police Employees' Retirement System and such merger shall be binding on all parties; however, any merger of the law enforcement members of the Baton Rouge City Parish Employees' Retirement System into this system shall be subject to the provisions of R.S. 11:2214(A)(2)(b)(ii) and Subparagraph (ii) of this Paragraph. Such merger shall be preceded by an actuarial investigation of the assets and liabilities of the system being merged. The municipalities which provide retirement with sixteen, twenty, or twenty-five years of service credit at any age shall guarantee and pay its regular retirement benefits to any employee who takes a deferred retirement with sixteen, twenty, or twenty-five years of service credit prior to reaching age fifty or fifty-five until the retiree reaches the age of fifty or fifty-five and is eligible to receive a benefit from the Municipal Police Employees' Retirement System. The municipality paying the benefit shall in computing said benefit use the salary and all years of service credit that would have been used had no merger taken place and if the municipality is one where military service credit cannot be purchased until the member has twenty years of service credit, the computation of the benefit shall not include any years of military service credit unless the member actually has twenty years of service credit without the military service credit. The municipality shall pay to the Municipal Police Employees' Retirement System in one cash payment an amount equal to sixty percent of the accrued liability, as determined or approved by the actuary for the Municipal Police Employees' Retirement System, for all members and service credit merged or at the option of the municipality, such payment may be made in annual payments plus seven percent interest compounded annually over a period not exceeding thirty years.

(ii) Notwithstanding any other provision of law to the contrary, the consolidated government of the City of Baton Rouge and Parish of East Baton Rouge may merge into this system less than all of the active law enforcement members of the Baton Rouge City Parish Employees' Retirement System meeting the definition of "employee" under the provisions of this Chapter. Such a partial merger shall be undertaken subsequent to a one time, thirty day election period, to be conducted by the consolidated government of the City of Baton Rouge and Parish of East Baton Rouge. During this election period, each active law enforcement member may elect either to: (1) maintain his individual membership in the Baton Rouge City Parish Employees' Retirement System; or (2) transfer his membership to this retirement system. Such election shall be irrevocable. Any partial merger of these active law enforcement employees into this system shall be preceded by an actuarial investigation of the assets and liabilities in the system to the credit of the employees being merged. To each employee electing to avail himself of the provisions of this Subparagraph, the consolidated government shall guarantee by individual guarantee of benefits contracts with each individual employee electing to merge additional benefits not payable under the Municipal Police Employees' Retirement System. The municipality shall pay to the Municipal Police Employees' Retirement System in

one cash payment an amount equal to sixty percent of the accrued liability, as determined or approved by the actuary for this system, for all members and service credit merged or at the option of the municipality, such payment may be made in annual payments plus seven percent interest compounded annually over a period not exceeding thirty years. Subsequent to such partial merger, all newly hired law enforcement employees meeting the definition of "employee" as contained in this Chapter shall be enrolled in this system as a condition of employment. This Subparagraph shall be subject to Subparagraphs (b) through (h) of this Paragraph.

* * *

(e) Notwithstanding any other provision of law to the contrary, any police officer who is a member of any municipal retirement system, ~~except the police retirement system maintained by the city of Baton Rouge~~, shall be eligible to enter into a merger agreement where the individual officer and this system are the sole parties to the agreement; provided that the municipal retirement system is not a police retirement plan or system that is subject to the mandatory merger requirements set forth in this Section. The merger shall be accomplished by transferring all of the member's individual accredited service along with all of the employee and employer contributions plus interest at the board-approved actuarial valuation rate of the transferring system. If the funds transferred are less than sixty percent of the liabilities transferred under the merger, the member shall pay the balance up to the sixty percent requirement. The remaining amount due shall be paid from the fund established in R.S. 22:1419(A) for the merger of retirement systems and funds with this system. This Subparagraph shall be subject to the provisions of Subparagraph (d) of this Paragraph.

* * *

§2253. Membership

A. The membership of the retirement system shall be composed as follows:

(1)

* * *

(b)

* * *

(ii) ~~The~~ Subject to the provisions of R.S. 11:2260(A)(1)(h), the mandatory membership provisions of this Paragraph shall apply to the municipality, parish, and fire protection districts in and for the parish of East Baton Rouge if with respect to firefighter employees meeting the definition of "employee" under the provisions of this Chapter when the boards of trustees of this retirement system and of the Baton Rouge City Parish Employees' Retirement System enter into an agreement to merge ~~the any~~ members of the latter system, who qualify as employees under the provisions of R.S. 11:2252(9); ~~this Chapter~~, into this system. However, any such agreement shall only be effective upon ratification by ordinance of the Metropolitan Council of the city of Baton Rouge and the parish of East Baton Rouge, with the approval of the mayor-president, and subsequent approval by the Joint Legislative Committee on Retirement.

* * *

§2260. Administration

A. Board of trustees:

* * *

(11)

* * *

(h) Notwithstanding any other provision of law to the contrary, the board of trustees for this system is hereby authorized to enter into an agreement with the consolidated government of the city of Baton Rouge and parish of East Baton Rouge to merge less than all of the firefighter members of the Baton Rouge City Parish Employees' Retirement System meeting the definition of "employee" under the provisions of this Chapter. Such a partial merger shall be undertaken subsequent to a one time, thirty day election period, to be conducted by the consolidated government of the City of Baton Rouge and Parish of East Baton Rouge. During this election each active firefighter member may elect either to: (1) maintain his individual membership in the Baton Rouge City Parish Employee's Retirement System; or (2) transfer his members to this retirement system. Such election shall be irrevocable. Any partial merger of these active firefighter employees into this system shall be preceded by an actuarial investigation of the assets and liabilities in the system to the credit of the employees being merged. To each employee electing to avail himself of the provisions of this Subparagraph, the consolidated government shall guarantee by individual guarantee of benefits contracts with each individual employee electing to merge additional benefits not payable under the Firefighters' Retirement System. The municipality shall pay to this system in one cash payment an amount equal to sixty percent of the accrued liability, as determined or approved by the actuary for this system, for all members and service credit merged, or at the option of the municipality, such payment may be made in annual payments plus seven percent interest compounded annually over a period not exceeding thirty years. Subsequent to such partial merger, all newly hired firefighter employees meeting the definition of "employee" as contained in this Chapter shall be enrolled in this system as a condition of employment. This subparagraph shall be subject to the provisions of Subparagraphs (a), (b), (c), (d), and (e) of this Paragraph."

AMENDMENT NO. 8

On page 3, after line 15, add:

"Section 2.A. 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.

B. The authority for enrollment of employees in the Optional Retirement Plan, as set forth in R.S. 11:502.2 in Section 1 of this Act, shall terminate on July 1, 2001 and, thereafter, no further employees shall be enrolled or transferred for participation therein. Those employees who either enrolled in or transferred into the Optional Retirement Plan on or before June 30, 2001 shall continue participation therein in accordance with the provisions of law applicable thereto."

Respectfully submitted,

Representative William B. Daniel
 Representative Victor T. Stelly
 Representative Ronnie Johns
 Senator Francis C. Heitmeier
 Senator Arthur J. Lentini
 Senator Lambert C. Boissiere, Jr.

Rep. Daniel moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pinac
Alario	Guillory	Powell
Alexander	Hebert	Quezaire
Ansardi	Hill	Riddle
Barton	Hopkins	Romero
Baudoin	Hudson	Salter
Baylor	Hunter	Scalise
Bowler	Iles	Schneider
Bruce	Jenkins	Schwegmann
Bruneau	Johns	Shaw
Carter	Kennard	Smith, J.D.—50th
Chaisson	Kenney	Smith, J.R.—30th
Clarkson	Lancaster	Sneed
Copelin	Landrieu	Stelly
Crane	LeBlanc	Theriot
Damico	Long	Thompson
Daniel	Marionneaux	Thornhill
Deville	Martiny	Toomy
DeWitt	McCain	Travis
Diez	McCallum	Triche
Doerge	McDonald	Waddell
Donelon	McMains	Walsworth
Durand	Michot	Weston
Farve	Mitchell	Wiggins
Faucheux	Morrell	Wilkerson
Flavin	Morrish	Willard
Fontenot	Murray	Windhorst
Frith	Nevers	Winston
Fruge	Odinot	Wright
Gautreaux	Perkins	
Glover	Pierre	
Total—91		

NAYS

Total—0

ABSENT

Curtis	Holden	Strain
Dupre	Jetson	Warner
Hammitt	Montgomery	Welch
Heaton	Pratt	Wooton
Total—12		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 328 by Heitmeier

June 21, 1999

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 328 by Senator Heitmeier recommend the following concerning the Engrossed bill:

1. That the set of five House Committee Amendments No. 1 through 5 proposed by the House Committee on Retirement and adopted by the House of Representatives on June 14, 1999, be rejected.

2. That the set of eight House Floor Amendments No. 1 through 8 proposed by Representative Daniel and adopted by the House of Representatives on June 15, 1999, be rejected.
3. That the set of six House Floor Amendments No. 1 through 6 proposed by Representative Wilkerson and adopted by the House of Representatives on June 16, 1999, be rejected.
4. That the set of four House Floor Amendments No. 1 through 4 proposed by Representative Alario and adopted by the House of Representatives on June 16, 1999, be rejected.
5. That House Floor Amendments No. 6 and 7 proposed by Representatives Curtis and Daniel and adopted by the House of Representatives on June 15, 1999, be adopted.
5. That House Floor Amendments No. 1, 2, 3, 4, and 5 proposed by Representatives Curtis and Daniel and adopted by the House of Representatives on June 15, 1999, be rejected.
6. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, delete "R. S. 11:448(A) and 450(C) and (D)(3)" and insert "R. S. 11:62(5)(b), 441(D)(3), 448(A), and 450(B), (C), and (D)(3) and 922, and to enact R. S. 11:441(D)(4), 11:502 through 502.6, and 503"

AMENDMENT NO. 2

On page 1, line 3, after "System" insert "and the Teachers' Retirement System of Louisiana" and on page 1, line 6, after "credit;" insert "to provide for retirement eligibility and contribution rates for correctional officers, probation and parole officers, and security personnel employed by the Department of Public Safety and Corrections; to provide for creation of an optional retirement plan for certain state employees; to provide for type of benefit in an optional retirement plan; to provide for a death benefit for retirees over sixty-five;"

AMENDMENT NO. 3

On page 1, delete lines 9 and 10, and insert:

"Section 1. R.S. 11:62(5)(b), 441(D)(3), 448(A), 450(B), (C), and (D)(3), and 922 are hereby amended and reenacted and R.S. 11:441(D)(4), 502 through 502.6, and 503 are hereby enacted to read as follows:"

AMENDMENT NO. 4

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

"SUBPART F. OPTIONAL RETIREMENT PLAN

§502. Creation of optional retirement plan

There is created an optional retirement plan for certain unclassified state employees who would otherwise be eligible to become members of the Louisiana State Employees' Retirement System. Those eligible employees who select this optional benefit shall not be considered eligible for any benefits provided by the defined benefit plan, and cannot maintain any service credit in the defined benefit plan once this option is elected.

§502.1 Selection of providers

The Board of Trustees of the Louisiana State Employees' Retirement System shall select no more than three providers with which participants will be authorized to place their contributions in

products that shall be selected by the Board. In selecting the providers, the board shall consider, among other things, the following:

A. The tax status of the product.

B. The portability of the products offered by the providers.

C. The types of products offered by the providers.

D. The relation of the costs and benefits as relates to the amount of the contributions to be made pursuant to the provisions of this Subpart.

E. The ability of the designated provider or providers to provide the rights and benefits under the products.

§502.2 Eligibility; irrevocable election

A.(1) The following unclassified state employees shall be eligible to make an irrevocable election to participate in this optional retirement plan:

(a)(i) Any unclassified state employee who is appointed by a statewide elected official and whose appointment is subject to confirmation by the Louisiana Senate.

(ii) Any unclassified state employee who is a member of the immediate staff of any such employee described in Item (i) of this Subparagraph.

(b) The chief executive officer of the State Group Benefits Program.

(2) Such election shall be made in writing and filed with the Louisiana State Employees' Retirement System within sixty days after such appointment. Elections will be effective as of the date of appointment. If an eligible employee fails to make the election timely, he shall become a member of the retirement system's defined benefit plan as of the date of appointment.

B.(1) Any participating member of the defined benefit plan, who would otherwise be eligible to participate in this optional retirement plan under the provisions of Subsection A of this Section, may irrevocably elect to participate in this optional retirement plan under the provisions of this Subpart, but any such election shall be filed in writing with the Louisiana State Employees' Retirement System prior to September 1, 2000, or the member shall remain in the defined benefit plan.

(2) If, pursuant to this Paragraph, an election is made by a current member of the defined benefit plan to participate in the optional retirement plan, then the employee contributions that were made on behalf of such member in the defined benefit plan shall be transferred to the participant's optional retirement plan.

(3) Any otherwise eligible employee who has service credit in the defined benefit plan shall be ineligible to participate in the optional retirement plan, unless such employee transfers all such credit from the defined benefit plan to this optional retirement plan in accordance with this Subsection.

§502.3 Contributions

A.(1)(a) Each participant in this optional retirement plan shall contribute monthly the same amount that would have been contributed to the defined benefit plan, as if the participant were a member of that plan.

(b) The entirety of each participant's contribution, less any monthly fee established by the Board of Trustees for the Louisiana State Employees' Retirement System to cover the cost of administration and maintenance of the optional retirement plan, shall

be remitted to the applicable designated provider or providers for application to the participant's account or accounts.

(2) Participant's contributions may be made by employer pick-up in accordance with the provisions of Section 414(h)(2) of the United States Internal Revenue Code or any amendment thereto.

B.(1) Each employer agency, institution, or board shall contribute to the Louisiana State Employees' Retirement System on behalf of each participant in this optional retirement plan the same amount that would have been contributed to the defined benefit plan.

(2)(a) Upon receipt of this contribution, the Louisiana State Employees' Retirement System shall promptly pay over to the appropriate designated provider or providers an amount equal to the employer's portion of the normal cost contribution as set forth in the actuarial valuation of the retirement system which is approved annually by the Public Retirement Systems' Actuarial Committee. That amount shall be credited to the participant's account or accounts, subject to any other applicable provisions of this Section.

(b) Notwithstanding the provisions of Subparagraph (a) of this Paragraph, the Louisiana State Employees' Retirement System shall retain and apply to the unfunded accrued liability the amount if any, of the employer contributions paid on behalf of any optional retirement plan participant which exceeds the employer's portion of the normal cost contribution.

(3)(a) In addition to the amount retained pursuant to Paragraph (2) of this Subsection, an additional contribution shall be retained, by the system, subject to the following procedures. The annual actuarial valuation presented to the Public Retirement System's Actuarial Committee pursuant to R.S. 11:127(C) shall identify any adverse actuarial impact occurring on and after July 1, 2000, as the result of participation of the employees set forth in this Subpart. Then, the system actuary shall identify and recommend the additional amount of the employer's portion of the normal cost contributions made on behalf of optional retirement plan participants that is necessary to be retained to offset such adverse actuarial impact, if any.

(b) Any additional amount of the employer's portion of the normal cost contributions recommended to be retained pursuant to Subparagraph (a) of this Paragraph, shall be retained from such employer contributions that are made in the then current plan year. That amount shall be increased or decreased annually thereafter according to the same procedures in the amount needed to offset such adverse actuarial impact to the system, if any.

(4) The process of retaining contributions, as identified in Paragraphs (B) (2) and (3) of this Subsection shall continue until the unfunded accrued liability of the retirement system is fully amortized.

C. Notwithstanding the provisions of Subsections A and B of this Section, the Louisiana State Employees' Retirement System shall not remit any funds or contributions to any provider or providers from an employer agency, institution, or board until the correct and total amount to be remitted to the Louisiana State Employees' Retirement System under Subsections A and B of this Section is received each month from the employer agency, institution, or board.

§502.4. Limitations; unclassified employees

Any eligible unclassified employee who elects to participate in this optional retirement plan shall always be ineligible for membership in the defined benefit plan, even if he is employed in a position covered by the defined benefit plan and shall only be entitled to those benefits set out in this Subpart. If any such optional retirement plan participant assumes a new position covered by the retirement plan then he shall continue to participate in the optional retirement plan, notwithstanding the provisions of R.S. 11:417. If any such optional retirement plan participant assumes a new position

in state service not covered by the defined benefit plan he must at that time begin membership in the retirement system which provides benefits for that position in state service.

§502.5. Benefits not obligation of the state; unclassified employees

A. Any eligible employee who elects to participate in this optional retirement plan shall agree that the benefits payable to participants are not the obligations of the state of Louisiana or the Louisiana State Employees' Retirement System and that such benefits and other rights of the optional retirement plan are the sole liability and responsibility of the designated provider or providers to which contributions have been made. Furthermore, each such participant shall in accordance with this agreement expressly waive his or her rights set forth in Article X, Section 29(A) and (B) of the Louisiana Constitution.

B.(1) Benefits shall be payable to such optional retirement plan participants or their beneficiaries by the designated provider or providers and not by the Louisiana State Employees' Retirement System, in accordance with the contract types provided by the providers selected and the contracts approved for use in the optional retirement plan by the board.

(2) Additionally, the board may approve direct transfers by and between providers.

(3) Participants in the optional retirement plan shall not be entitled to any benefits to which members in the defined benefit plan are entitled, including but not limited to disability benefits, survivor benefits, participation in the Deferred Retirement Option Plan, and any cost of living adjustments granted to retirees of the defined benefit plan.

(4) Participants in the optional retirement plan shall specifically acknowledge and do hereby waive any of the benefits that accrue to members in the defined benefit plan.

C. Any such optional retirement plan participant receiving retirement benefits under Subsection B of this Section shall be eligible to participate in the State Employees' Group Benefits Program in accordance with its laws and regulations.

D. By participating in the optional retirement plan, the participant and the provider shall be responsible for complying with all applicable provisions of the Internal Revenue Code, and if any violation of that Code occurs as a result of the participant's participation in the optional retirement plan, it will be the responsibility and liability of the participant and the provider and not the Louisiana State Employees' Retirement System.

E. There shall be no liability on the part of and no cause of action of any nature shall arise against the Louisiana State Employees' Retirement System, or its agents or employees, for any action taken in the performance of the duties under this Subsection.

§502.6 Implementation

The Board of Trustees of the Louisiana State Employees' Retirement System shall implement the optional retirement plan no later than July 1, 2000, and the employer agencies, institutions, and boards shall implement the optional retirement plan on July 1, 2000.

* * *

§503. Death Benefit

R.S. 11:503 is all proposed new law.

After a retiree reaches the age of sixty-five, upon that retiree's death he shall be entitled to a death benefit in the amount of two thousand dollars, to be payable in a lump sum to the deceased

retiree's named beneficiary, or if there is no named beneficiary then to the deceased retiree's estate.

* * *

§922. Purpose

The purpose of the optional retirement plan is to provide retirement and death benefits to the participants while affording the maximum portability of these benefits to the participants. ~~Benefits shall be provided by the purchase of annuity contracts, fixed or variable in nature, or a combination thereof, at the option of the participant.~~

* * *

AMENDMENT NO. 5

On page 2, line 27, after "Section 2." insert the following:

"Notwithstanding any law to the contrary, the Louisiana State Employees' Retirement System shall be authorized to utilize proceeds, on a one time basis, from its Employee Experience Account to fund this benefit in an amount equal to the present value of future normal costs, plus the increase in the accrued liability resulting from all prospective benefits provided in Section 1 for all current members and retirees, and the provisions of R.S. 11:542(C) shall be inapplicable to this benefit, but only to the extent necessary to fund this benefit.

Section 3. The authority for enrollment of employees in the Optional Retirement Plan, as set forth in R.S. 11:502.2 in Section 1 of this Act, shall terminate on July 1, 2001 and, thereafter, no further employees shall be enrolled or transferred for participation therein. Those employees who either enrolled in or transferred into the Optional Retirement Plan on or before June 30, 2001 shall continue participation therein in accordance with the provisions of law applicable thereto.

Section 4."

Respectfully submitted,

Senator Francis C. Heitmeier
 Senator Ron Landry
 Senator Lambert Boissiere
 Representative John Alario
 Representative William Daniel

Rep. Alario moved to adopt the Conference Committee Report.

As a substitute, Rep. Donelon moved to recommit the bill to the Conference Committee.

Rep. Alario objected.

The vote recurred on the substitute motion.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hebert	Pinac
Alario	Hill	Powell
Alexander	Holden	Quezaire
Ansardi	Iles	Riddle
Barton	Jenkins	Romero
Baudoin	Jetson	Salter
Bowler	Johns	Scalise

Bruce	Kennard	Schneider
Bruneau	Kenney	Schwegmann
Clarkson	Lancaster	Shaw
Crane	Landrieu	Smith, J.D.—50th
Damico	LeBlanc	Smith, J.R.—30th
Deville	Long	Sneed
DeWitt	Marionneaux	Stelly
Diez	Martiny	Theriot
Doerge	McCallum	Thompson
Donelon	McDonald	Thornhill
Faucheux	McMains	Toomy
Flavin	Michot	Travis
Frith	Mitchell	Waddell
Fruge	Montgomery	Walsworth
Gautreaux	Morrish	Warner
Green	Nevers	Winston
Guillory	Odinot	Wooton
Hammett	Perkins	Wright
Total—75		

NAYS

Baylor	Glover	Welch
Carter	Hudson	Weston
Chaisson	Hunter	Wiggins
Copelin	Morrell	Wilkerson
Curtis	Murray	Willard
Durand	Pierre	Windhorst
Farve	Pratt	
Fontenot	Triche	
Total—22		

ABSENT

Daniel	Heaton	McCain
Dupre	Hopkins	Strain
Total—6		

The House agreed to recommit the bill to the conference committee.

Suspension of the Rules

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

Petitions, Memorials and Communications

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

June 21, 1999

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

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

House Concurrent Resolution No. 6
 Returned without amendments.

House Concurrent Resolution No. 9
 Returned without amendments.

House Concurrent Resolution No. 40
 Returned without amendments.

House Concurrent Resolution No. 127
Returned without amendments.

House Concurrent Resolution No. 158
Returned without amendments.

House Concurrent Resolution No. 241
Returned without amendments.

House Concurrent Resolution No. 248
Returned without amendments.

House Concurrent Resolution No. 353
Returned without amendments.

House Concurrent Resolution No. 359
Returned without amendments.

House Concurrent Resolution No. 360
Returned without amendments.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has
adopted the report of the Conference Committee on the disagreement
to Senate Bill No. 242.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has
adopted the report of the Conference Committee on the disagreement
to Senate Bill No. 328.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has
adopted the report of the Conference Committee on the disagreement
to Senate Bill No. 480.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has
adopted the report of the Conference Committee on the disagreement
to Senate Bill No. 871.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has
adopted the report of the Conference Committee on the disagreement
to Senate Bill No. 1050.

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

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has
adopted the report of the Conference Committee on the disagreement
to Senate Bill No. 1087.

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

Message from the Senate**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to Senate Bill No. 1108.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 1776.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Bill No. 1973.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 21, 1999

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to House Concurrent Resolution No. 259.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

June 21, 1999

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

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

Senate Concurrent Resolution No. 70

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Romero, 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. 70—

BY SENATOR ROMERO

A CONCURRENT RESOLUTION

To urge and request the Louisiana Public Service Commission to investigate the use of regulated funds by public utility companies for non-regulated contracting activities.

Read by title.

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

**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. 141—

BY REPRESENTATIVE WELCH

A RESOLUTION

To express the sincere condolences and heartfelt sorrow of the House of Representatives of the Legislature of Louisiana upon the death of Alvin James "Doc" Davis, Sr.

Read by title.

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

HOUSE RESOLUTION NO. 142—

BY REPRESENTATIVE FARVE

A RESOLUTION

To commend and congratulate the pages of the House of Representatives of the Legislature of Louisiana for their outstanding work in serving the members during the 1999 Regular Session of the Legislature.

Read by title.

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

HOUSE RESOLUTION NO. 143—
BY REPRESENTATIVE HUNTER

A RESOLUTION

To establish the Dr. Martin Luther King, Jr. Commission; to provide for its membership, powers, and responsibilities; and to provide for related matters.

Read by title.

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

HOUSE RESOLUTION NO. 144—
BY REPRESENTATIVES WILKERSON

A RESOLUTION

To commend Mrs. Essie Youngblood of Claiborne Parish for her dedicated service to education in Louisiana, and to record and recognize her numerous contributions to Louisiana's young people during the thirty-one years she has devoted to improving the educational system for children in Louisiana, and also to commend Mrs. Youngblood for her contributions to the Center Springs and Forrest Grove communities and to Claiborne Parish.

Read by title.

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

**Senate Concurrent Resolutions on
Third Reading for Final Consideration**

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

Suspension of the Rules

Rep. Donelon moved for a suspension of the rules in order to call from the calendar Senate Concurrent Resolution No. 162 at this time.

Rep. Thornhill objected.

By a vote of 41 yeas and 49 nays, the motion not having received a two-thirds vote of the members present and voting, the House refused to suspend the rules.

Suspension of the Rules

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

**Petitions, Memorials and
Communications**

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

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

June 21, 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 No. 70, 88, 99, 106, 110, 112, 115, 121, 125, 132, 133, 141, 144, 151, 153, 154, 163, 165, 168, 169, 170, and 171

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

June 21, 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 No. 15, 54, 113, 154, 170, 217, 242, 245, 296, 297, 310, 362, 388, 392, 396, 406, 450, 480, 507, 540, 562, 647, 648, 684, 685, 761, 770, 775, 798, 806, 832, 833, 854, 855, 871, 889, 893, 919, 936, 953, 982, 1008, 1024, 1041, 1050, 1060, 1067, 1076, 1087, and 1108

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 Committee on Enrollment

June 21, 1999

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

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

The following House Resolutions have been properly enrolled:

HOUSE RESOLUTION NO. 104—
BY REPRESENTATIVE GLOVER

A RESOLUTION

To urge and request each public postsecondary education management board to establish special tuition and attendance fee amounts for nonresident students attending institutions at which nonresident students comprise twenty percent or more of the institution's enrollment and to provide, notwithstanding the authority granted by R.S. 17:3351(A)(5)(b), that such amounts shall not exceed the tuition and attendance fee amounts established for students at the institution who are Louisiana residents by more than ten percent.

HOUSE RESOLUTION NO. 123—

BY REPRESENTATIVE LONG

A RESOLUTION

To commend Dr. Ken Ward for completing his doctoral dissertation in legislative ethics.

HOUSE RESOLUTION NO. 124—

BY REPRESENTATIVE LONG

A RESOLUTION

To urge and request 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, the Board of Supervisors for the University of Louisiana System, 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 providing a waiver of nonresident tuition charges for any nonresident student for any course taken through the Southern Regional Electronic Campus provided the student is a resident of a state in which one or more colleges or universities offer courses through the Southern Regional Electronic Campus and those colleges or universities waive nonresident tuition charges for such courses if taken by a Louisiana resident.

HOUSE RESOLUTION NO. 125—

BY REPRESENTATIVE WILKERSON

A RESOLUTION

To commend and congratulate Mr. Alvin Kendrick on his outstanding contributions to the city of Haynesville and to Claiborne Parish, Louisiana.

HOUSE RESOLUTION NO. 126—

BY REPRESENTATIVE HOLDEN

A RESOLUTION

To urge and request the Board of Commerce and Industry to prohibit recipients of certain tax exemption contracts from issuing employee bonuses or stock dividends.

HOUSE RESOLUTION NO. 127—

BY REPRESENTATIVE WILKERSON

A RESOLUTION

To commend and congratulate Judy C. Davis of Homer, Louisiana, for her dedication to civic duty and her contributions to the city of Homer and to Claiborne Parish.

HOUSE RESOLUTION NO. 128—

BY REPRESENTATIVE SCALISE

A RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to make special provisions in the minimum foundation program formula adopted by the board for the 1999-2000 school year to restore the level of funding through the minimum foundation program formula to at least the 1998-1999 funding level for all "Hold Harmless" school systems.

HOUSE RESOLUTION NO. 129—

BY REPRESENTATIVE PERKINS

A RESOLUTION

To express the sincere condolences of the House of Representatives of the Legislature of Louisiana upon the death of Mr. Ted A. Elkins of Baton Rouge, Louisiana.

HOUSE RESOLUTION NO. 130—

BY REPRESENTATIVE FARVE

A RESOLUTION

To urge and request the Department of Public Safety and Corrections and all parish and local law enforcement agencies who house prisoners to give notice to prisoners and to prisoners' families of the prisoner's inability to sue for injury or wrongful death in the event the prisoner is injured or dies while working on a project for which the prisoner volunteered.

HOUSE RESOLUTION NO. 131—

BY REPRESENTATIVE BARTON

A RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to take formal action to strongly encourage city and parish school boards to spend the increase for the 1999-2000 school year in unrestricted minimum foundation program funding, if applicable, and the increase for such school year in other unrestricted monies made available through the reduction provided by law in school system operating costs only for the purposes of implementing the school and district accountability system, instituting appropriate student remediation services related to the high-stakes testing program, and providing meaningful salary increases for classroom teachers as defined in House Bill No. 2044 of the 1999 Regular Session; to request the state board to collect and report in writing to the House Committee on Education and the Senate Committee on Education by not later than February 1, 2000, accurate and comparable information from public school systems anticipating such increases in funds for the 1999-2000 school year showing the amount of the expected increase and the purposes for which the school system has budgeted the expected increase for use during the 1999-2000 school year with specific information as to what percentage of such increase is budgeted for each of the purposes stated above; and to request the board to collect and report in writing to the House Committee on Education and the Senate Committee on Education by not later than September 1, 2000, accurate and comparable information from public school systems actually receiving such increases for the 1999-2000 school year showing the amount of the increase and the purposes for which the school system expended the increase during the 1999-2000 school year with specific information as to each of such purposes.

HOUSE RESOLUTION NO. 132—

BY REPRESENTATIVE HOLDEN

A RESOLUTION

To express the condolences of the House of Representatives upon the death of Mr. Gregory K. Burchell of Baton Rouge.

HOUSE RESOLUTION NO. 133—

BY REPRESENTATIVE HOLDEN

A RESOLUTION

To express the condolences and heartfelt sorrow of the House of Representatives of the Legislature of Louisiana for the untimely death of Leon Williams of Baton Rouge, Louisiana.

HOUSE RESOLUTION NO. 134—

BY REPRESENTATIVE HOLDEN

A RESOLUTION

To express the condolences of the House of Representatives to the family of Frank "Tickie" Saia.

HOUSE RESOLUTION NO. 135—

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

A RESOLUTION

To commend and congratulate the Honorable Raymond A. Jetson upon the conclusion of his last term in office after sixteen years as a member of the Louisiana House of Representatives, to

express appreciation for his distinguished service as a member of this body, and to recognize his effective contributions to the House, the city of Baton Rouge, and the state of Louisiana.

HOUSE RESOLUTION NO. 136—

BY REPRESENTATIVES KENNARD, MONTGOMERY, WARNER, CRANE, DANIEL, ALARIO, POWELL, CARTER, DIEZ, FONTENOT, SCALISE, DEVILLE, NEVERS, AND HOLDEN

A RESOLUTION

To commend and congratulate former Louisiana State University head basketball coach Dale Brown upon his induction into the Louisiana Sports Hall of Fame, and for his distinguished twenty-five year career during which he established an exemplary basketball program at Louisiana State University.

HOUSE RESOLUTION NO. 137—

BY REPRESENTATIVE HOLDEN

A RESOLUTION

To express the condolences and the heartfelt sorrow of the House of Representatives of the Legislature of Louisiana upon the death of Ms. Mildred Spicer West.

HOUSE RESOLUTION NO. 138—

BY REPRESENTATIVE WILKERSON

A RESOLUTION

To express the condolences and heartfelt sorrow of the House of Representatives of the Legislature of Louisiana for the untimely death of Jeffrey Donovan Perry of Baton Rouge, Louisiana.

HOUSE RESOLUTION NO. 139—

BY REPRESENTATIVE HOLDEN

A RESOLUTION

To express the condolences of the Louisiana House of Representatives upon the death of Jimmie Tyrone Hives and to remember Jimmie Tyrone Hives as a devoted husband, father, and grandfather.

HOUSE RESOLUTION NO. 140—

BY REPRESENTATIVE SCHNEIDER

A RESOLUTION

To commend and congratulate Ed Stout, chairman of Acme Brick Company, for excellence achieved during fifty years in the brick sales and manufacturing industry.

HOUSE RESOLUTION NO. 142—

BY REPRESENTATIVE FARVE

A RESOLUTION

To commend and congratulate the pages of the House of Representatives of the Legislature of Louisiana for their outstanding work in serving the members during the 1999 Regular Session of the Legislature.

HOUSE RESOLUTION NO. 143—

BY REPRESENTATIVE HUNTER

A RESOLUTION

To establish the Dr. Martin Luther King, Jr. Commission; to provide for its membership, powers, and responsibilities; and to provide for related matters.

HOUSE RESOLUTION NO. 144—

BY REPRESENTATIVES WILKERSON

A RESOLUTION

To commend Mrs. Essie Youngblood of Claiborne Parish for her dedicated service to education in Louisiana, and to record and recognize her numerous contributions to Louisiana's young people during the thirty-one years she has devoted to improving the educational system for children in Louisiana, and also to commend Mrs. Youngblood for her contributions to the Center Springs and Forrest Grove communities and to Claiborne Parish.

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 21, 1999

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

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

The following House Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 6—

BY REPRESENTATIVE WINDHORST

A CONCURRENT RESOLUTION

To amend the Department of Public Safety and Corrections, office of state police, division of charitable gaming control rules (LAC 42:I.1731(C), LAC 42:I.1742(B)(1), LAC 42:I.1757(A), LAC 42:I.1787(A)(2), and LAC 42:I.2215), to provide that certain pull-tabs may be defaced two hours following the session, to provide for the timely payment for charitable gaming supplies, and to provide for prohibited combination of interests for commercial lessors and their immediate family members; to provide with respect to the model accounting system; and to repeal the Department of Public Safety and Corrections, office of state police, division of charitable gaming control rule (LAC 42:I.1725(D)(1)(d)), which provides that a bingo caller is a position of managerial capacity, and to direct the Louisiana Register to print the amendments in the Louisiana Administrative Code.

HOUSE CONCURRENT RESOLUTION NO. 9—

BY REPRESENTATIVE TRAVIS

A CONCURRENT RESOLUTION

To authorize Meeks Land and Timber Company to file suit or to prosecute any suit now pending against the state of Louisiana through the division of administration, state land office, concerning a claim of ownership or possession, or both, of present or former water bottoms under or in the vicinity of the middle fork of Thompson Creek in West Feliciana Parish, and concerning the ownership of and the rights to the minerals associated with those water bottoms, and to provide for related matters.

HOUSE CONCURRENT RESOLUTION NO. 40—

BY REPRESENTATIVES DEWITT, DOWNER, McMAINS, DIEZ, AND CRANE AND SENATORS DARDENE, EWING, HAINKEL, BARHAM, AND SCHEDLER

A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2000 Regular Session of the Legislature the provisions of Chapter 6-A of Title 15 of the Louisiana Revised Statutes of 1950, comprised of R.S. 15:601 through 620 and providing for the DNA Detection of Sexual and Violent Offenders Law.

HOUSE CONCURRENT RESOLUTION NO. 127—

BY REPRESENTATIVE JOHN SMITH

A CONCURRENT RESOLUTION

To approve the Coastal Wetlands Conservation and Restoration Plan for Fiscal Year 1999-2000, as adopted by the Wetlands Conservation and Restoration Authority.

HOUSE CONCURRENT RESOLUTION NO. 158—

BY REPRESENTATIVE MONTGOMERY

A CONCURRENT RESOLUTION

To repeal any and all rules adopted by the Department of Health and Hospitals requiring operators of emergency medical vehicles to possess a valid Class "D" driver's license.

HOUSE CONCURRENT RESOLUTION NO. 190—

BY REPRESENTATIVES SHAW AND WIGGINS AND SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To direct the Louisiana State Law Institute to study the feasibility of adopting the Uniform Transfer on Death Securities Registration Act in this state and make specific recommendations for revisions to Louisiana laws in order to adopt the act in this state.

HOUSE CONCURRENT RESOLUTION NO. 241—

BY REPRESENTATIVE WALSWORTH

A CONCURRENT RESOLUTION

To request the Louisiana State Law Institute to study the adoption of amendments to Chapter 9 of the Uniform Commercial Code, and to redraft and add comments to House Bill 2130 of the 1999 Regular Session so that it may be reintroduced in a subsequent session, and to report its findings and recommendations no later than January 1, 2000.

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.

HOUSE CONCURRENT RESOLUTION NO. 259—

BY REPRESENTATIVES ALEXANDER, SCHWEGMANN, AND PRATT

A CONCURRENT RESOLUTION

To create the Louisiana Child Day Care Task Force to study the current law and regulations governing child day care facilities and workers in Louisiana, to study what laws and regulations govern child day care facilities and workers in other states, and to make any recommendations for changes in the laws, rules, and regulations governing child day care facilities and workers in Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 353—

BY REPRESENTATIVES JENKINS, DEWITT, WIGGINS, ALARIO, ALEXANDER, ANSARDI, BARTON, BAUDOIN, BAYLOR, BOWLER, BRUCE, BRUNEAU, CARTER, CHAISSON, CLARKSON, COPELIN, CRANE, CURTIS, DAMICO, DANIEL, DEVILLE, DIEZ, DOERGE, DONELON, DOWNER, DUPRE, DURAND, FARVE, FAUCHEUX, FLAVIN, FONTENOT, FRITH, FRUGE, GAUTREAUX, GLOVER, GREEN, GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HOLDEN, HOPKINS, HUDSON, HUNTER, ILES, JETSON, JOHNS, KENNARD, KENNEY, LANCASTER, LANDRIEU, LEBLANC, LONG, MARIONNEAUX, MARTINY, MCCAIN, MCCALLUM, MCDONALD, MCMAINS, MICHOT, MITCHELL, MONTGOMERY, MORRELL, MORRISH, MURRAY, NEVERS, ODINET, PERKINS, PIERRE, PINAC, POWELL, PRATT, QUEZAIRE, RIDDLE, ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, JACK SMITH, JOHN SMITH, SNEED, STELLY, STRAIN, THERIOT, THOMPSON, THORNHILL, TOOMY, TRAVIS, TRICHE, WADDELL, WALSWORTH, WARNER, WELCH, WESTON, WILKERSON, WILLARD, WINDHORST, WINSTON, WOOTON, AND WRIGHT AND SENATORS BAJOE, BARHAM, BEAN, BOISSIERE, BRANCH, CAIN, CAMPBELL, CASANOVA, COX, CRAVINS, DARDENNE, DEAN, DYESS, ELLINGTON, EWING, C. FIELDS, W. FIELDS, GREENE, HAINKEL, HEITMEIER, HINES, HOLLIS, IRONS, JOHNSON, JONES, JORDAN, LAMBERT, LANDRY, LENTINI, MALONE, ROBICHAUX, ROMERO, SCHEDLER, SIRACUSA, SMITH, TARVER, THEUNISSEN, THOMAS, AND ULLO

A CONCURRENT RESOLUTION

To commend and congratulate the Honorable Carl N. Gunter, Jr. for his twenty years of distinguished service as a member of the Louisiana House of Representatives, and to express the appreciation of the Legislature of Louisiana for his accomplishments and contributions to the people of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 356—

BY REPRESENTATIVE SCALISE

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to make special provisions in the minimum foundation program formula adopted by the board for the 1999-2000 school year to restore the level of funding through the minimum foundation program formula to at least the 1998-1999 funding level for all "Hold Harmless" school systems.

HOUSE CONCURRENT RESOLUTION NO. 357—

BY REPRESENTATIVES WILKERSON AND ALEXANDER

A CONCURRENT RESOLUTION

To commend and congratulate the Lincoln Branch of the National Association for the Advancement of Colored People for its work in the voter registration movement in Lincoln Parish, Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 358—

BY REPRESENTATIVES PRATT, COPELIN, FARVE, GREEN, MORRELL, MURRAY, AND WILLARD AND SENATORS BOISSIERE, BAJOE, IRONS, JOHNSON, BARHAM, BEAN, BRANCH, CAIN, CAMPBELL, CASANOVA, COX, CRAVINS, DARDENNE, DEAN, DYESS, ELLINGTON, EWING, C. FIELDS, W. FIELDS, GREENE, HAINKEL, HEITMEIER, HINES, HOLLIS, JONES, JORDAN, LAMBERT, LANDRY, LENTINI, MALONE, ROBICHAUX, ROMERO, SCHEDLER, SIRACUSA, SMITH, TARVER, THEUNISSEN, THOMAS, AND ULLO

A CONCURRENT RESOLUTION

To commend Mr. Nat LaCour upon the occasion of his retirement as president of United Teachers of New Orleans after twenty-eight years of service with that organization, to congratulate Mr. LaCour upon his election in July of 1998 as executive vice president of the American Federation of Teachers, and to recognize his many accomplishments.

HOUSE CONCURRENT RESOLUTION NO. 359—

BY REPRESENTATIVES DOWNER, DEWITT, LEBLANC, AND THOMPSON AND SENATORS EWING, HAINKEL, AND DARDENNE

A CONCURRENT RESOLUTION

To create the Tobacco Revenue Enhancement Task Force to study and make recommendations regarding alternative methods by which to enhance available revenue from tobacco proceeds.

HOUSE CONCURRENT RESOLUTION NO. 360—

BY REPRESENTATIVES WIGGINS, THORNHILL, FRUGE, FRITH, SHAW, BAUDOIN, DIEZ, FONTENOT, JENKINS, WRIGHT, AND PERKINS

A CONCURRENT RESOLUTION

To authorize the public, private, or parochial elementary and secondary school boards of this state to adopt rules or policies concerning donations from gaming licensees or permittees to the schools within those systems which are more restrictive than rules adopted or administrative actions enforced by the Louisiana Gaming Control Board.

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 21, 1999

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

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

The following House Bills have been properly enrolled:

HOUSE BILL NO. 1—
BY REPRESENTATIVE LEBLANC
AN ACT

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

HOUSE BILL NO. 2—
BY REPRESENTATIVES ALARIO, LEBLANC, DOWNER, AND THOMPSON AND SENATORS BARHAM AND HAINKEL
AN ACT

To provide with respect to the capital outlay budget and the capital outlay program for state government, state institutions, and other public entities; to provide for the designation of projects and improvements; to provide for the financing thereof making appropriations from certain sources; and to provide for related matters.

HOUSE BILL NO. 49—
BY REPRESENTATIVE HOLDEN AND SENATOR C. FIELDS
AN ACT

To enact R.S. 9:3571.2, relative to credit information and reports; to limit the circumstances for use of a consumer's credit report with regard to motor vehicle transactions; and to provide for related matters.

HOUSE BILL NO. 67 (Duplicate of Senate Bill No. 716)—
BY REPRESENTATIVE HUNTER AND SENATOR W. FIELDS AND COAUTHORED BY REPRESENTATIVES ANSARDI, WALSWORTH, DOWNER, ALEXANDER, BARTON, BAUDOIN, BAYLOR, BOWLER, BRUCE, BRUNEAU, CLARKSON, COPELIN, CURTIS, DAMICO, DANIEL, DEVILLE, DIEZ, DONELON, DUPRE, DURAND, FARVE, FAUCHEUX, FLAVIN, FONTENOT, FRITH, FRUGE, GAUTREAU, GLOVER, GUILLORY, HEATON, HEBERT, HILL, HOPKINS, HUDSON, ILES, JENKINS, JOHNS, KENNARD, KENNEY, LANCASTER, LEBLANC, LONG, MCCAIN, MCDONALD, MCMAINS, MICHOT, MITCHELL, MONTGOMERY, MORRELL, MURRAY, ODINET, PERKINS, PIERRE, PINAC, POWELL, PRATT, QUEZAIRE, ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, JACK SMITH, STELLY, THERIOT, THOMPSON, THORNHILL, TRAVIS, TRICHE, WADDELL, WARNER, WELCH, WESTON, WIGGINS, WILKERSON, WILLARD, WINDHORST, WINSTON, WOOTON, AND WRIGHT
AN ACT

To enact R.S. 14:283, relative to offenses affecting public morals; to create the crime of video voyeurism; to provide for penalties; to provide for exceptions; and to provide for related matters.

HOUSE BILL NO. 92—
BY REPRESENTATIVES SCHNEIDER, BAYLOR, COPELIN, CRANE, DANIEL, DUPRE, DURAND, FARVE, FAUCHEUX, FRITH, FRUGE, GAUTREAU, HAMMETT, HEBERT, ILES, JOHNS, KENNEY, LONG, MCDONALD, MORRISH, NEVERS, ODINET, PIERRE, PINAC, POWELL, PRATT, ROMERO, SALTER, SCALISE, SHAW, SNEED, THERIOT, THOMPSON, THORNHILL, WARNER, WELCH, WESTON, WINDHORST, WINSTON, AND WRIGHT AND SENATORS LANDRY AND SCHEDLER
AN ACT

To enact R.S. 45:1166.1 and to repeal R.S. 45:1166(F), relative to telephone services; to provide for suits for damages against long distance companies which have illegally transferred long distance services; to provide for exceptions; and to provide for related matters.

HOUSE BILL NO. 110—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact Code of Civil Procedure Art. 10(A)(1) and Children's Code Arts. 1109, 1117, and 1122(F)(4) and (5)[Mother's and Father's Surrender Form] and to enact Children's Code Art. 1122(B)(9), relative to adoption proceedings; to provide relative to jurisdiction over status, domiciliary requirements, and the authority to accept a surrender in Louisiana adoption proceedings; to require that the child be

born in this state or a surrendering parent or a prospective adoptive parent is domiciled in this state or the child is in the custody of the Department of Social Services; to require a declaration in the act of surrender that a surrendering parent or a prospective adoptive parent is domiciled in this state; and to provide for related matters.

HOUSE BILL NO. 140—
BY REPRESENTATIVES LONG, THOMPSON, AND WALSWORTH
AN ACT

To amend and reenact R.S. 11:929(B), relative to the Teachers' Retirement System; to provide with respect to the Optional Retirement Plan for academic and administrative employees of public institutions of higher education; to provide regarding benefits payable and the method for payment thereof; to provide regarding reporting procedures applicable to the reemployment of retirees and certain assessments relative thereto; and to provide for related matters.

HOUSE BILL NO. 214 (Duplicate of Senate Bill No. 810)—
BY REPRESENTATIVE MARIONNEAUX AND SENATOR HINES
AN ACT

To enact R.S. 14:101.2, relative to crimes; to create the crime of unauthorized use of sperm, ovum, or embryo; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 223—
BY REPRESENTATIVE MORRISH
AN ACT

To enact Code of Criminal Procedure Art. 222, relative to blood and saliva testing; to require a person to be tested for serious infectious disease after committing an act which could transmit the disease to a law enforcement officer; and to provide for related matters.

HOUSE BILL NO. 232—
BY REPRESENTATIVE BARTON
AN ACT

To amend and reenact R.S. 47:332.7(B), relative to the Bossier City Riverfront and Civic Center Fund; to provide for uses of monies in the fund; and to provide for related matters.

HOUSE BILL NO. 233—
BY REPRESENTATIVES DOWNER, BRUNEAU, LANCASTER, AND HUNTER AND SENATORS EWING, BARHAM, DARDENNE, AND HAINKEL
AN ACT

To appropriate the sum of Forty-two Million Eight Hundred Five Thousand Two Hundred Eighty-six and No/100 (\$42,805,286.00) Dollars, or so much thereof as may be necessary, out of the state general fund and the sum of Three Hundred Fifty Thousand and No/100 (\$350,000.00) Dollars out of the state general fund to provide for the Legislative Auditor Ancillary Enterprise Fund, and the sum of Seven Million One Hundred Thousand and No/100 (\$7,100,000.00) Dollars out of self-generated funds, to defray the expenses of the Louisiana Legislature, including the expenses of the House of Representatives and the Senate, of legislative service agencies, and of the Louisiana State Law Institute; and otherwise to provide with respect to the appropriations and allocations herein made.

HOUSE BILL NO. 351—
BY REPRESENTATIVE TRAVIS
AN ACT

To amend and reenact R.S. 14:67(B)(2) and (3) and 69(B)(2) and (3), relative to misappropriations without violence; to provide for the value of the taking necessary to constitute certain levels of theft; to increase penalties for subsequent convictions; to provide penalties for illegal possession of stolen things; and to provide for related matters.

HOUSE BILL NO. 365—

BY REPRESENTATIVE DUPRE

AN ACT

To enact R.S. 56:303.7(C) and (D), relative to wholesale/retail seafood dealers; to provide for the means by which information may be submitted to the Department of Wildlife and Fisheries; to provide for exceptions relative to crawfish and catfish; and to provide for related matters.

HOUSE BILL NO. 482—

BY REPRESENTATIVES DEWITT AND CRANE

AN ACT

To amend and reenact R.S. 23:1392(1), (8)(introductory paragraph), and (11), 1393(A)(1) and (D), 1395(B) and (C), 1397(A) and (C), 1398(A)(4), (5), and (6) and (B), 1404(B)(1) and (3), 1405, and 1411(C) and to enact R.S. 23:1404.1 and 1405.1, relative to the Louisiana Workers' Compensation Corporation; to provide for the extinguishment of the full faith and credit of the state; to provide for the effects thereof; and to provide for related matters.

HOUSE BILL NO. 497—

BY REPRESENTATIVES DEWITT AND CRANE

A JOINT RESOLUTION

Proposing to amend Article XII, Section 8.1(A) of the Constitution of Louisiana, to provide for the continuing existence of the Louisiana Workers' Compensation Corporation; to provide for the authority to dissolve the corporation; to provide that the corporation shall not be sold or converted to a domestic stock insurer; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

HOUSE BILL NO. 504—

BY REPRESENTATIVE WINDHORST

AN ACT

To enact R.S. 49:191(11)(g) and to repeal R.S. 36:408(B)(2), R.S. 40:1485.3(A) and (B), and R.S. 49:191(10)(m), relative to the termination of legislative authority of existing statutory agencies, including provisions to provide for the re-creation of the Department of Public Safety and Corrections and the statutory entities made a part of the department by law, except the division of charitable gaming control, office of state police; 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. 635—

BY REPRESENTATIVES WESTON, LONG, THOMPSON, DOWNER, AND WALSWORTH

AN ACT

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

HOUSE BILL NO. 640—

BY REPRESENTATIVES DOWNER, LEBLANC, LONG, ALARIO, COPELIN, GUILLORY, HOPKINS, MCMAINS, RIDDLE, STELLY, ANSARDI, BARTON, BAUDOIN, BRUCE, BRUNEAU, CARTER, CLARKSON, CRANE, CURTIS, DAMICO, DANIEL, DIEZ, DOERGE, DUPRE, DURAND, FAUCHEUX, FLAVIN, FONTENOT, FRITH, FRUGE, GAUTREAUX, HEBERT, HILL, HUDSON, HUNTER, ILES, JOHNS, KENNARD, KENNEY, LANCASTER, MARIONNEAUX, MARTINY, MCCAIN, MCCALLUM, McDONALD, MICHOT, MONTGOMERY, MORRISH, NEVERS, ODINET, PIERRE, POWELL, PRATT, QUEZAIRE, SCALISE, SCHWEGMANN, SHAW, JACK SMITH, SNEED, THOMPSON, TOOMY, TRICHE, WADDELL, WALSWORTH, WARNER, WELCH, WIGGINS, WILLARD, WINSTON, WOOTON, ALEXANDER, DEWITT, FARVE, GLOVER, HEATON, HOLDEN, JETSON, LANDRIEU, MITCHELL, PINAC, SCHNEIDER, JOHN SMITH, TRAVIS, AND WESTON AND SENATORS EWING, HAINKEL, BAJOE, BARHAM, BEAN, BOISSIERE, CAIN, CAMPBELL, COX, CRAVINS, DARDENNE, DYESS, ELLINGTON, C. FIELDS, W. FIELDS, HEITMEIER, HINES, HOLLIS, IRONS, JONES,

LANDRY, ROBICHAUX, ROMERO, SMITH, TARVER, THEUNISSEN, THOMAS, AND ULLO

A JOINT RESOLUTION

Proposing to add Article VII, Sections 10.8, 10.9, and 10.10 of the Constitution of Louisiana, relative to state funds; to create the Millennium Trust and the Louisiana Fund in the state treasury; to create the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund within the Millennium Trust; to provide for deposit of monies into the Millennium Trust and the credit of monies to the funds within the trust; to provide for deposit and credit of monies in the Louisiana Fund; to provide for investment and uses of monies in the Trust and in the funds; to create the Millennium Leverage Fund in the state treasury, and to provide for deposit, use, and investment of monies in the fund; to provide for the issuance of revenue bonds and the security for the payment of such bonds; to provide for the expenditure of the proceeds of such bonds; to authorize use of certain funds for security for such bonds; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

HOUSE BILL NO. 743—

BY REPRESENTATIVE CRANE

AN ACT

To amend and reenact Code of Criminal Procedure Article 930.8(A)(introductory paragraph) and (3), relative to the time limit for filing applications for post-conviction relief; to require the filing of those applications within two years after the judgment of conviction and sentence has become final; to provide with respect to certain applications for post-conviction relief filed on or before October 1, 2001; and to provide for related matters.

HOUSE BILL NO. 780—

BY REPRESENTATIVES MCMAINS AND ANSARDI AND SENATOR LANDRY

AN ACT

To amend and reenact Code of Civil Procedure Articles 6(A)(introductory paragraph), (1), and (3), 10(A)(1), 1313(A)(introductory paragraph), (1), (2), and (4), 1314(A)(introductory paragraph) and (2), 1450(C), 1811(A)(1) and (D), 1911, 1913, 1915(A)(3) and (B)(1), and 1974, and Civil Code Article 3463 and to enact Code of Civil Procedure Art. 1313(C), relative to civil procedure; to provide for the continuous revision of the Code of Civil Procedure, and to provide for voluntary dismissal in the Civil Code; to provide for jurisdiction over the person, jurisdiction over status in adoption proceedings, motions for summary judgment, service by mail, delivery or facsimile, service by the sheriff, motions for judgments notwithstanding the verdict, appeals from final and partial final judgments, notice of judgment, partial final judgments, partial judgments, partial exceptions, and partial summary judgments, delays for applying for new trial, and the effect of voluntary dismissal of an action by the plaintiff; to provide for conflicts between the Code of Evidence and the Code of Civil Procedure regarding the use of depositions; and to provide for related matters.

HOUSE BILL NO. 792—

BY REPRESENTATIVE MCCAIN

AN ACT

To amend and reenact R.S. 27:44(11), 57(B)(3), 71, 74, 75(B), 76, and 91(B)(1) and to enact R.S. 27:81(C) and 91(E), relative to the licensing and regulation of riverboat gaming activities; to provide with respect to the powers and duties of the riverboat gaming division office of state police; to provide for issuing certain permits; to provide qualifications to obtain certain permits to change the renewal terms for riverboat licenses; to provide with respect to disqualification criteria for licenses; to amend the definition of gaming activities or operations; to provide with respect to requirements for licensees or applicants;

to provide for the timing of payment of fees for licenses and permits; to provide relative to the granting of extended uses for certain permits; and to provide for related matters.

HOUSE BILL NO. 828—
BY REPRESENTATIVES BRUNEAU AND WALSWORTH AND SENATORS HAINKEL, BAJOIE, COX, AND SCHEDLER
AN ACT

To amend and reenact R.S. 9:2796(A), relative to limitation of liability for loss connected with Mardi Gras parades and festivities; to provide individual members of any krewe or organization with limitation of liability; and to provide for related matters.

HOUSE BILL NO. 886—
BY REPRESENTATIVES MURRAY, HUNTER, AND COPELIN
AN ACT

To amend and reenact R.S. 26:911(C) and R.S. 47:843(A), relative to the sale of certain tobacco products; to provide for the purposes of regulation and taxation of certain tobacco products, the minimum size of a package of cigarettes, and certain tobacco products which may be sold or distributed; and to provide for related matters.

HOUSE BILL NO. 920—
BY REPRESENTATIVES WINSTON, WADDELL, DURAND, MCCAIN, AND PRATT AND SENATORS IRONS AND SCHEDLER
AN ACT

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

HOUSE BILL NO. 998—
BY REPRESENTATIVES JOHN SMITH AND TRICHE
AN ACT

To enact R.S. 49:191(12)(a) and to repeal R.S. 49:191(10)(j), relative to the Department of Wildlife and Fisheries, including provisions to provide for the re-creation of the Department of Wildlife and Fisheries 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. 1007—
BY REPRESENTATIVES COPELIN, LEBLANC, MURRAY, HUNTER, DOWNER, ALARIO, BARTON, BRUCE, CARTER, CLARKSON, CURTIS, DAMICO, DANIEL, DEWITT, DIEZ, DOERGE, DUPRE, DURAND, FARVE, FAUCHEUX, FRITH, FRUGE, GAUTREAU, GLOVER, GUILLORY, HEATON, ILES, KENNEY, LANDRIEU, MCCAIN, MCMAINS, MICHOT, MITCHELL, MONTGOMERY, PIERRE, PINAC, POWELL, PRATT, QUEZAIRE, ROMERO, SALTER, SCHWEGMANN, THOMPSON, THORNHILL, TRAVIS, WADDELL, WALSWORTH, WARNER, WELCH, WIGGINS, WILKERSON, WILLARD, WOOTON, AND MORRELL
AN ACT

To enact Part XIII of Chapter 32 of Title 13 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 13:5061 through 5063, relative to requirements for certain tobacco product manufacturers; to require those tobacco product manufacturers who did not participate in the Master Settlement Agreement signed on November 23, 1998, and who sell tobacco products in Louisiana, to place certain funds in escrow; to provide for the distribution of those funds; and to provide for related matters.

HOUSE BILL NO. 1009—
BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 37:3443(3)(c), 3446(A), and 3450(A), relative to the practice of vocational rehabilitation; to add activities under the definition of vocational rehabilitation services; to provide for fees charged by the licensing board; to prohibit certain activities related to vocational rehabilitation services by unlicensed persons; and to provide for related matters.

HOUSE BILL NO. 1025 (Duplicate of Senate Bill No. 752)—
BY REPRESENTATIVE MORRISH AND SENATOR HEITMEIER
AN ACT

To amend and reenact R.S. 11:2072(A)(introductory paragraph) and (B) and to enact R.S. 11:2072(C) and 2078, relative to the Registrars of Voters Employees' Retirement System; to provide with respect to benefits and the accrual rate used for the calculation thereof; to provide for employment of retirees; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 1070 (Duplicate of Senate Bill No. 807)—
BY REPRESENTATIVE ALEXANDER AND SENATORS LANDRY AND BAJOIE
AN ACT

To amend and reenact R.S. 37:483(B), 1263, 1264, and 1265, relative to members of professional licensing boards and commissions; to change qualifications for members of the Louisiana State Board of Cosmetology; to provide for an effective date for said change; to change the membership of the Louisiana State Board of Medical Examiners; to change the terms of board members; to provide for initial terms of new members; and to provide for related matters.

HOUSE BILL NO. 1072—
BY REPRESENTATIVE ALEXANDER
AN ACT

To amend and reenact R.S. 40:2202(6) and to enact R.S. 40:2203.1, relative to preferred provider organizations; to prohibit certain practices by such organizations; to place limitations on the terms of preferred provider agreements; to provide for a cause of action by a provider against a group purchaser who establishes a preferred provider organization for certain acts; to provide with respect to the definition of provider; and to provide for related matters.

HOUSE BILL NO. 1084—
BY REPRESENTATIVE HILL AND SENATORS CAIN AND HINES
AN ACT

To amend and reenact R.S. 33:3006(D) and to enact R.S. 33:3008, relative to the local government gaming mitigation funds; to provide for the membership of the gaming revenue distribution committees in certain parishes; to provide relative to the distribution of certain gaming funds in certain parishes; and to provide for related matters.

HOUSE BILL NO. 1131—
BY REPRESENTATIVES DIEZ AND DOWNER
AN ACT

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

HOUSE BILL NO. 1167—
BY REPRESENTATIVES JOHN SMITH AND HUDSON AND SENATORS CAIN AND LANDRY
AN ACT

To amend and reenact R.S. 40:39.1, relative to vital records; to provide for the issuance of birth and death certificates by clerks of court; to provide for rules and regulations; to create the Vital Records Conversion Fund and to provide for expenditure of monies from that fund; and to provide for related matters.

HOUSE BILL NO. 1182 (Duplicate of Senate Bill No. 710)—
BY REPRESENTATIVE STELLY AND SENATOR BEAN
AN ACT

To enact Part XVII of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:2101 through 2112, relative to motor vehicle insurance; to provide for licensing of rental car companies; to provide for the sale of insurance; to provide for requirements; to provide for fees; to provide for limitations; to provide for authorized employees; to provide for rulemaking; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 1187—
BY REPRESENTATIVES WINSTON, THOMPSON, AND WILKERSON
AND SENATOR DARDENNE
AN ACT

To enact R.S. 25:900.1, to establish and provide for the Percent for Art program; to require that one percent of the expenditure for construction or renovation of a state building shall be for works of art by artists and craftsmen for the building or its grounds; to provide a preference for works of art of Louisiana artists; to provide exceptions; to provide for rules; and to provide for related matters.

HOUSE BILL NO. 1235—
BY REPRESENTATIVE MCDONALD
AN ACT

To amend and reenact R.S. 17:3092(10), 3095(D), (F), and (G), and 3096(B)(2) and (D) and to repeal R.S. 17:3095(B), all relative to the Louisiana Student Tuition Assistance and Revenue Trust Program; to provide relative to definitions of terms; to provide relative to education savings accounts and education assistance accounts; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1242—
BY REPRESENTATIVES HOLDEN AND JETSON AND SENATOR C. FIELDS
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.

HOUSE BILL NO. 1362—
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. 4:705(2) as enacted by House Bill No. 1365 of the 1999 Regular Session of the Legislature to add such provision to Chapter 11 of Title 4 as enacted by House Bill No. 1365 of the 1999 Regular Session of the Legislature, relative to the powers and duties of the office of charitable gaming to increase the fee for a charitable gaming license; to establish a noncommercial lessor's license fee; and to provide for related matters.

HOUSE BILL NO. 1373 (Duplicate of Senate Bill No. 773)—
BY REPRESENTATIVE WALSWORTH AND SENATOR DARDENNE
AN ACT

To amend and reenact R.S. 37:795(introductory paragraph), (2)(d), (i), (j), and (k) and (3)(c), (g), and (h) and to enact R.S. 37:795(2)(l), (m), and (n) and (3)(i), relative to the Louisiana State Board of Dentistry; to revise the fees and costs schedule of the board; and to provide for related matters.

HOUSE BILL NO. 1397—
BY REPRESENTATIVES ALEXANDER, DEWITT, DOWNER, MCMAINS,
DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL,
BARHAM, AND SCHEDLER
AN ACT

To amend and reenact R.S. 40:2104(B), 2106, and 2138, relative to information received pursuant to licensing of certain health care facilities; to provide for confidentiality of financial information received by the Department of Health and Hospitals pursuant to licensing of hospitals and ambulatory surgical centers; and to provide for related matters.

HOUSE BILL NO. 1424—
BY REPRESENTATIVES CRANE, DEWITT, DOWNER, MCMAINS, AND
DIEZ AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND
SCHEDLER
AN ACT

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

HOUSE BILL NO. 1445—
BY REPRESENTATIVES WINDHORST AND SCHNEIDER
AN ACT

To amend and reenact R.S. 15:572.2 and 574.2(A)(3) and to enact R.S. 15:829.1, relative to donations and sales by prisoners and prison enterprises to certain persons; to provide that the chairmen and the other members of the boards of pardon and parole and administrative employees of corrections services within the Department of Public Safety and Corrections shall not receive or purchase anything of value from any inmate or from prison enterprises; and to provide for related matters.

HOUSE BILL NO. 1453—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 33:1564(C) and to enact R.S. 33:1563(I) and (J), relative to public records; to provide for access to and copies of autopsy reports; to provide for a copy of the autopsy report for the next of kin free of charge; to establish a fee for copies of an autopsy report; to provide for the contents of such reports; to limit the public availability of the autopsy report in certain instances; to require release of certain information by coroners; and to provide for related matters.

HOUSE BILL NO. 1500—
BY REPRESENTATIVE JETSON
AN ACT

To amend and reenact R.S. 17:14(C) and (D), relative to adult and community education; to permit eligible community-based organizations to operate certain state-funded adult and community education programs; to provide for establishing eligibility criteria; to provide for overall supervision of such programs by the state Department of Education; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1547—
BY REPRESENTATIVES DOWNER, LEBLANC, LONG, ALARIO,
COPELIN, GUILLORY, HOPKINS, RIDDLE, STELLY, ANSARDI, BARTON,
BAUDOIN, BRUCE, BRUNEAU, CARTER, CLARKSON, CRANE, CURTIS,
DAMICO, DANIEL, DEVILLE, DIEZ, DOERGE, DUPRE, DURAND,
FAUCHEUX, FLAVIN, FONTENOT, FRITH, FRUGE, GAUTREAU,
HEBERT, HILL, HUDSON, HUNTER, ILES, JOHNS, KENNARD, KENNY,
LANCASTER, MARIONNEAUX, MARTINY, MCCAIN, MCCALLUM,
MCDONALD, MCMAINS, MICHOT, MONTGOMERY, MORRISH,
NEVERS, ODINET, PIERRE, POWELL, PRATT, QUEZAIRES, SCALISE,
SCHWEGMANN, SHAW, JACK SMITH, SNEED, THOMPSON, WADDELL,
WALSWORTH, WARNER, WELCH, WIGGINS, WILLARD, WINSTON,
AND WOOTON AND SENATORS EWING AND HAINKEL
AN ACT

To enact Subpart E of Part II-A of Chapter 1 of Subtitle 1 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:98.1 through 98.5, and to repeal R.S. 39:98.6 and R.S. 46:977, relative to state funds; to provide for disposition of

tobacco settlement proceeds; to create the Millennium Trust, Louisiana Fund, and the Millennium Leverage Fund within the state treasury; to create the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund within the Millennium Trust; to provide for deposit of monies into the funds; to provide for investment and uses of monies in the funds; and to provide for related matters.

HOUSE BILL NO. 1592—

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

AN ACT

To enact R.S. 30:2289.1(D) and 2417(N), relative to the Department of Environmental Quality; to provide relative to hazardous waste or substances and remedial actions; to provide relative to promulgation of rules for reimbursement of certain costs associated with the oversight of certain activities; to authorize the department to impose and collect certain fees; to require certain used oil facilities to obtain licenses or permits from the department; and to provide for related matters.

HOUSE BILL NO. 1639—

BY REPRESENTATIVES SCALISE, MCMAINS, DEWITT, DOWNER, BRUNEAU, CLARKSON, DIEZ, FLAVIN, HEBERT, HILL, HOPKINS, JOHNS, PERKINS, SHAW, STELLY, WIGGINS, BARTON, BOWLER, CRANE, FONTENOT, FRUGE, KENNEY, LANCASTER, MCCALLUM, MCDONALD, POWELL, THOMPSON, THORNHILL, TRICHE, VITTER, WALSWORTH, WRIGHT, BRUNEAU, DONELON, FLAVIN, FRITH, JENKINS, KENNARD, MCMAINS, AND SCHNEIDER AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, SCHEDLER, ELLINGTON, HOLLIS, MALONE, ROMERO, SIRACUSA, SMITH, THOMAS, BEAN, BRANCH, AND DEAN

AN ACT

To enact R.S. 9:2800.60, relative to civil liability; to provide with respect to liability for manufacturers and sellers of firearms; and to provide for related matters.

HOUSE BILL NO. 1712—

BY REPRESENTATIVE MONTGOMERY

AN ACT

To amend and reenact R.S. 11:2221(E)(1), relative to the Municipal Police Employees' Retirement System; to provide with respect to the Deferred Retirement Option Plan; to provide with respect to membership, contributions, and survivor benefits; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 1775—

BY REPRESENTATIVE DONELON

AN ACT

To amend and reenact R.S. 22:337, 861(A)(introductory paragraph), 1005(J), 1114(K)(2)(f) and (M)(2), and 1301(A)(2) and to enact R.S. 22:2.1, 5(16) and (17), 774(C), 1113(A)(2)(a)(xx), and 1451(G), relative to insurance; to delete certain provisions relative to nonprofit funeral associations; to provide relative to complaints; to authorize the commissioner to adopt certain rules; to provide for penalties for violation of a directive issued by the commissioner; to provide for public records, procedures, forms, methods, and conditions; to provide for admissibility into evidence; to provide for electronic signatures; to provide for definitions; to provide for life insurance; to provide for small companies and exemptions from certain reporting, registration, and filings; to provide for rules and regulations; to provide for home service life insurance; to provide for licensing, marketing, and other requirements; and to provide for related matters.

HOUSE BILL NO. 1776—

BY REPRESENTATIVES DAMICO AND WINDHORST

AN ACT

To amend and reenact R.S. 33:2218.2(A) and to enact R.S. 33:2218.8(G), relative to extra compensation for commissioned full-time deputy sheriffs; and certain police officers who patrol bridges; to expand eligibility of supplemental pay to include

deputies who are employed as field representatives or process servers; and certain police officers who patrol bridges; and to provide for related matters.

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.

HOUSE BILL NO. 1793—

BY REPRESENTATIVE ALEXANDER

AN ACT

To enact R.S. 33:365 and 423.10, relative to certain municipalities; to provide with respect to the powers and duties of the governing authority of certain municipalities and of a chief of police; to authorize said officer to effect certain disciplinary actions; to authorize the naming of a certain town hall; and to provide for related matters.

HOUSE BILL NO. 1858—

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

AN ACT

To amend and reenact R.S. 48:253(C), relative to contracts let by the Department of Transportation and Development; to require the department to return checks or money orders of unsuccessful bidders within a certain time; and to provide for related matters.

HOUSE BILL NO. 1867—

BY REPRESENTATIVE ALEXANDER

AN ACT

To amend and reenact R.S. 40:2199(A)(1) and B(1) and to enact R.S. 40:2199(A)(3), relative to health care facilities; to provide for licensure enforcement; to provide for the application of certain civil penalties; to provide for the transfer of certain state property to the Vermilion Parish Police Jury for the maintenance and operation of the parish health unit; and to provide for related matters.

HOUSE BILL NO. 1868—

BY REPRESENTATIVE DONELON

AN ACT

To amend and reenact R.S. 22:73, 624(B)(introductory paragraph), 644, 861(A) (introductory paragraph), 1005(J), 1112(1), 1241, and 1245 and R.S. 23:1293(A)(3), to enact R.S. 22:5(16), 6(15), (16), and (17), 624(B)(8) and (9), 644.I, 1451(G), and Subpart B of Part III of Chapter 6 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1421 through 1429, and to repeal Part V-A of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 22:191 through 197, and R.S. 22:1078(B)(3)(b)(v), relative to insurance; to provide relative to shareholder consent on capital stock; to provide relative to text and numbers on policy forms; to provide for the definitions of insurance agent, homeowners' insurance, credit insurance, and annuities; to provide for rules and regulations for life insurance and annuity replacements; brokers, solicitors, and surplus lines brokers; to provide relative to fees assessed by the commissioner; to provide relative to insurance fraud; to provide for an insurance fraud investigation unit within the Department of Public Safety and Corrections; to provide for the powers, duties, and responsibilities; to provide for the duties and responsibilities of insurers; to provide immunity from liability; to provide with respect to rewards; to provide for reports to the legislature; to provide for reports of fraud investigations within the Department of Insurance; to provide relative to the confidentiality of certain records; to provide for a special assessment fee; to create a special fund; and to provide for related matters.

HOUSE BILL NO. 1906—BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 27:92(C)(2), relative to the expenses of the Louisiana Gaming Control Board; to provide for use of funds by the board for the expenses of regulation of gaming activities authorized by Title 27; and to provide for related matters.

HOUSE BILL NO. 1919—BY REPRESENTATIVES TRAVIS AND MURRAY
AN ACT

To amend and reenact R.S. 9:3514, 3517(C), 3521(A) and (B)(introductory paragraph), 3528(A) and (B), 3531, 3543(A), 3554(I), (J), and (L), 3555(D), 3556.1(A), and 3561.1(A) and to enact R.S. 9:3511(E), 3530(F), 3554(E)(3)(c), and Chapter 2-A of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:3578.1 through 3578.8, and to repeal Part XIX of Chapter 2 of Code Title XII of Code Book III of Title 9 of the Revised Statutes of 1950, comprised of R.S. 9:3577.1 through 3577.8, relative to deferred presentment transactions, small loans, licensed lenders, and consumer credit; to provide for a short title; to provide for legislative intent; to provide for definitions; to provide for finance charges and fees; to provide for rebate upon payment; to provide for prohibited acts; to provide for the posting of notice which includes a toll free number; to provide for powers of the commissioner and the adoption of rules and regulations; to provide for convenience fees; to provide for the scope of the Louisiana Consumer Credit Law; to provide for disclosures of the contract; to provide for definitions; to provide for additional fees and charges; to provide for maximum charges after negotiations; to provide for maximum deferral charges; to provide for disclosure of prepayment information; to provide relative to property insurance; to provide for revocations or suspensions; to provide for the institution of civil actions; to provide for examination authority; to provide relative to the Louisiana Consumer Credit Education Fund; to provide for the maintenance of records; to provide for application and license fees; and to provide for related matters.

HOUSE BILL NO. 1921—BY REPRESENTATIVE PRATT AND SENATOR BAJOE
AN ACT

To enact R.S. 40:1299.117 and Chapter 46 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2611 through 2613, relative to obesity; to provide for classification of obesity as a disease according to certain criteria; to create the Louisiana Council on Obesity Prevention and Management; to provide for powers, duties, and functions of the council; to provide for membership of the council; and to provide for related matters.

HOUSE BILL NO. 1923—BY REPRESENTATIVES MCMAINS, ANSARDI, AND MCCAIN
AN ACT

To amend and reenact Children's Code Arts. 116(25), 622, 627, 631, 666(A) and (B), 683(B), (C), (D), and (E), 740, and 884(B) and to enact Children's Code Art. 683(F), relative to the continuous revision of the Children's Code; to change the definition of "shelter care facility"; to provide for placement of children pending a continued custody hearing, placement after hearing, appointment of counsel, curators and special advocates, petitions for provisional and permanent custody of the child pending proceedings, adjudication orders and dispositions, all in child in need of care proceedings; to prohibit the placement of juveniles taken into custody for certain delinquent acts in shelter care facilities; to provide relative to the adjudication order in delinquency proceedings; and to provide for related matters.

HOUSE BILL NO. 1954—BY REPRESENTATIVES HUNTER AND MURRAY
AN ACT

To enact R.S. 24:202(A)(18), relative to the membership of the council of the Louisiana State Law Institute; to provide that certain persons shall serve as ex officio members of the council of the law institute; and to provide for related matters.

HOUSE BILL NO. 1973—BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 11:62(5)(b), 441(D)(3), 450(B), 922, 1316, 2214(A)(2)(b)(ii), 2225(A)(11)(a) and (e), 2253(A)(1)(b)(ii), and 2256(A)(1) and (2) and (C) and to enact R.S. 11:441(D)(4), Subpart F of Part IV of Chapter 1 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:502 through 502.6, 2256(A)(4) and (5), and 2260(A)(11)(h), relative to the Louisiana State Employees' Retirement System, the Teachers' Retirement System, the State Police Pension and Retirement System, Municipal Police Employees' Retirement System, and the Firefighters' Retirement System, and the Baton Rouge City Parish Employees' Retirement System; to provide with respect to the employee contribution rate and retirement eligibility criteria for certain members who have terminated participation in the Deferred Retirement Option Plan; to provide with respect to the benefits of minor children whose parent is killed in the line of duty with no surviving spouse; to provide with respect to the merger of individual members from the Baton Rouge City Parish Employees' Retirement System to the applicable fire and police statewide system and the procedures related thereto; to provide with respect to the creation, implementation, and administration of certain optional retirement plans; 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.

HOUSE BILL NO. 1997—BY REPRESENTATIVES TRICHE, MCCALLUM, AND HILL AND
SENATOR LANDRY

AN ACT

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

HOUSE BILL NO. 2027—BY REPRESENTATIVE LEBLANC
AN ACT

To appropriate funds from certain sources to be allocated to designated agencies and designated purposes in specific amounts for the purpose of making supplemental appropriations for the funding of said agencies and purposes during the 1998-1999 Fiscal Year; and to provide for related matters.

HOUSE BILL NO. 2047 (Duplicate of Senate Bill No. 635)—BY REPRESENTATIVE BRUNEAU AND SENATOR HAINKEL AND
COAUTHORED BY SENATOR DARDENNE

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 two hundred dollars; to provide for reimbursement of expenses; and to provide for related matters.

HOUSE BILL NO. 2076—BY REPRESENTATIVES PERKINS AND HOLDEN
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.

HOUSE BILL NO. 2079—
BY REPRESENTATIVE DANIEL AND SENATOR LANDRY
AN ACT

To amend and reenact R.S. 38:2311(A)(1)(a) and (2) and 2316, relative to the selection of architects for professional services contracts; to provide for the Architects Selection Board; to provide for the selection of architects; to provide relative to the election and term of members of the board; to provide for professional services contracts; and to provide for related matters.

HOUSE BILL NO. 2119—
BY REPRESENTATIVES WADDELL, WINSTON, AND WALSWORTH
AN ACT

To enact R.S. 46:56(F)(10), relative to records and reports concerning children; to provide access to certain such records to certain specified persons and entities; to require a hold harmless agreement; to provide for the effectiveness of such provisions; and to provide for related matters.

HOUSE BILL NO. 2120—
BY REPRESENTATIVE SCALISE AND SENATOR LANDRY
AN ACT

To enact R.S. 22:1382(A)(3)(a)(v), relative to the Insurance Guaranty Association; to provide for assessments; to provide for the transfer of offset credits; and to provide for related matters.

HOUSE BILL NO. 2127—
BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact Section 2 of Act No. 614 of the 1972 Regular Session of the Louisiana Legislature, as amended by Act No. 85 of the 1985 Regular Session of the Louisiana Legislature, relative to the Southwest Louisiana Convention and Visitors Bureau; to provide relative to the directors who govern the district; to provide relative to the nomination, qualifications, and appointment of directors; to limit the number of consecutive terms a director may serve; to provide requirements for retaining a directorship and relative to vacancies; and to provide for related matters.

HOUSE BILL NO. 2136—
BY REPRESENTATIVES DOWNER, FRITH, AND SALTER
AN ACT

To amend and reenact R.S. 11:471(B), (D), and (E)(1), 701(25), 1151(D), and 1318, relative to the Louisiana State Employees' Retirement System, the Teachers' Retirement System of Louisiana, the Louisiana School Employees' Retirement System, and the State Police Pension and Retirement System; to provide with respect to benefits and the classification of certain benefit recipients; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 2174—
BY REPRESENTATIVES STELLY, CURTIS, DANIEL, FLAVIN, JOHNS, SHAW, AND TRICHE
AN ACT

To amend and reenact R.S. 11:102(B)(2)(b) and to enact R.S. 11:102(B)(2)(c) and 153.1, relative to all state and statewide public retirement systems; to provide with respect to the purchase of credit for certain military service; to provide with respect to employer contributions and the annual determination thereof; to provide for the Employer Credit Account and for funding of employer contributions therefrom; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 2230—
BY REPRESENTATIVES DAMICO, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER
AN ACT

To enact R.S. 30:2012.1, relative to the Department of Environmental Quality; to provide for monitoring equipment and resulting liability; and to provide for related matters.

HOUSE BILL NO. 2242—
BY REPRESENTATIVES CURTIS AND THOMPSON
AN ACT

To enact R.S. 33:2740.46, 2740.47, and 2740.48, relative to economic development districts; to create the Alexandria Central Economic Development District in Alexandria and the New Orleans Central City Economic Development District; to provide relative to the governance of such districts; to provide for the authority of the districts, including the preparation of redevelopment plans and the execution of redevelopment programs; to provide relative to funds for the Alexandria Central Economic Development District including funds from taxes, contributions, and the issuance of bonds; to provide relative to the governing authority of economic districts in certain parishes; and to provide for related matters.

HOUSE BILL NO. 2251—
BY REPRESENTATIVES FLAVIN AND COPELIN
AN ACT

To enact R.S. 11:416(A)(1)(c), relative to the Louisiana State Employees' Retirement System; to provide with respect to reemployment of retirees and benefits and limited exemptions from the suspension or reduction thereof; and to provide for related matters.

HOUSE BILL NO. 2265 (Substitute for House Bill No. 180 by Representative Wiggins)—
BY REPRESENTATIVES WIGGINS AND JENKINS
AN ACT

To enact Chapter 8 of Title 27 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 27:401, to provide for the development and implementation of a program for educating students in public and nonpublic elementary and secondary schools about the potential problems associated with gaming and gambling; 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.

Motion

On motion of Rep. Long, the Speaker appointed the following committee to notify the Governor that the House has completed its labors and is prepared to adjourn *sine die*: Reps. Winston, McMains, DeWitt, Quezaire, Travis, Durand, and Alario.

Motion

On motion of Rep. Long, the Speaker appointed the following committee to notify the Senate that the House has completed its labors and is prepared to adjourn *sine die*: Reps. Michot, Marionneaux, Wiggins, Gautreaux, Barton, Chaisson, and Fontenot.

Reports of Committees

The committee appointed to notify the Governor that the House had completed its labors and was prepared to adjourn *sine die* reported that it had performed that duty.

The committee appointed to notify the Senate that the House had completed its labors and was prepared to adjourn *sine die* reported that it had performed that duty.

The Speaker thanked and discharged the committees.

Committee from the Senate

A committee from the Senate notified the House that the Senate has completed its labors and is prepared to adjourn *sine die*.

The Speaker thanked and dismissed the committee.

Leave of Absence

Rep. Strain - 1 day

Adjournment

On motion of Rep. Long, at 6:00 P.M., the House agreed to adjourn *sine die*.

The Speaker of the House declared the House adjourned *sine die*.

ALFRED W. SPEER
Clerk of the House

C. Wayne Hays
Journal Clerk, *Emeritus*

