

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

THIRTY-FIRST DAY'S PROCEEDINGS

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

House of Representatives
State Capitol
Baton Rouge, Louisiana

Tuesday, May 11, 1999

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

Morning Hour

ROLL CALL

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

PRESENT

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

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

ABSENT

Strain
Total—1

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

Prayer

Prayer was offered by Dr. Alonzo Campbell.

Pledge of Allegiance

Rep. Faucheux 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. Wooton, the reading of the Journal was dispensed with.

On motion of Rep. Willard, the Journal of May 10, 1999, was corrected to reflect her as voting yea on final passage of House Bill No. 603.

On motion of Rep. Wooton, the Journal of May 10, 1999, was adopted.

Suspension of the Rules

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

Petitions, Memorials and Communications

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 10, 1999

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

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

House Concurrent Resolution No. 193
Returned without amendments.

House Concurrent Resolution No. 194
Returned without amendments.

House Concurrent Resolution No. 195
Returned without amendments.

House Concurrent Resolution No. 196
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

May 10, 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. 109

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. 109—
BY SENATOR EWING**

A CONCURRENT RESOLUTION

To commend Steps to Success and its efforts to coordinate and integrate statewide early learning programs for young children.

Read by title.

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

Message from the Senate

SENATE BILLS

May 11, 1999

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

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

Senate Bill Nos. 6, 58, 122, 198, 256, 559, 599, 635, 836, 1044, 1049, 1067, 1080, 1083, 1084, and 1100

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

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

**Senate Bills and Joint Resolutions
on First Reading**

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

SENATE BILL NO. 6—

BY SENATOR BEAN

AN ACT

To amend and reenact R.S. 40:1300.84(B)(3), relative to the Louisiana Kidney Health Care Program; to revise the financial criteria for eligibility to participate in the program; to provide an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 58—

BY SENATORS LANDRY, JORDAN, BEAN, BOISSIERE, CAIN, CAMPBELL, DYESS, EWING, HAINKEL, HINES, HOLLIS, LAMBERT, MALONE, ROBICHAUX, SCHEDLER, SIRACUSA, SMITH, TARVER, THEUNISSEN, THOMAS AND ULLO

AN ACT

To amend and reenact R.S. 14:45(B), relative to kidnapping; to enhance the penalty for simple kidnapping; and to provide for related matters.

Read by title.

SENATE BILL NO. 122—

BY SENATOR HAINKEL

AN ACT

To enact R.S. 9:2346(C), relative to public trusts; to require a public trust in which the state of Louisiana is beneficiary to submit its operating budget to the Joint Legislative Committee on the Budget; to provide for budget modifications; and to provide for related matters.

Read by title.

SENATE BILL NO. 198—

BY SENATOR W. FIELDS

AN ACT

To amend and reenact R.S. 17:3048.1(A)(1)(a), relative to the Tuition Opportunity Program for Students; to provide relative to eligibility; to provide for residency requirements; and to provide for related matters.

Read by title.

SENATE BILL NO. 256—

BY SENATORS HINES, EWING, IRONS, BAJOIE, SCHEDLER, DARDENNE, HAINKEL, BARHAM, BEAN, BOISSIERE, CAIN, CAMPBELL, CASANOVA, CRAVINS, DYESS, ELLINGTON, C. FIELDS, W. FIELDS, HOLLIS, JOHNSON, JONES, LAMBERT, LANDRY, LENTINI, ROBICHAUX, SIRACUSA, SMITH, TARVER, THEUNISSEN, THOMAS AND ULLO AND REPRESENTATIVES DEWITT, DOWNER AND MCMAINS

AN ACT

To amend and reenact R.S. 46:976(A)(5), (B)(1) and (2), the introductory paragraph of (C), (D), and (E) and to repeal R.S. 46:976(F), relative to the Children's Health Insurance Program; to expand eligibility criteria for the program and for implementation thereof; to provide relative to a private insurance model; to provide an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 559—

BY SENATOR JORDAN

AN ACT

To amend and reenact R.S. 32:663, 664, 667, and 668, relative to motor vehicles; to provide for operation of motor vehicles while intoxicated; to provide for approval of methods used to determine intoxication; to provide for license suspension and revocation procedures for violations; and to provide for related matters.

Read by title.

SENATE BILL NO. 599—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R. S. 14:108.1(B), relative to the crime of flight from an officer; to increase the penalty; and to provide for related matters.

Read by title.

SENATE BILL NO. 635—
BY SENATOR HAINKEL

AN ACT

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

Read by title.

SENATE BILL NO. 836—
BY SENATOR JOHNSON

AN ACT

To enact R.S. 13:4751(C)(2)(d), relative to authorizing the custodial parent of a minor child to change the name of a minor child under certain conditions; to provide for an increased time period; and to provide for related matters.

Read by title.

SENATE BILL NO. 1044—
BY SENATOR W. FIELDS

AN ACT

To amend and reenact R.S. 17:3048.1(P)(1)(b) and (d), (2)(c) and (d), (3)(c) and (d), and (4)(c) and (d), relative to the Tuition Opportunity Program for Students; to provide relative to the eligibility requirements for students who graduate from high schools in states other than Louisiana; and to provide for related matters.

Read by title.

SENATE BILL NO. 1049—
BY SENATOR BOISSIERE

AN ACT

To enact R.S. 40:1797, relative to law enforcement agencies; to provide with respect to seized firearms; and to provide for related matters.

Read by title.

SENATE BILL NO. 1067—
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:3385.1(C), (G), (H), (I), (J), (K)(3), (5), and (6) and to enact R.S. 11:3385.2, relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to provide for a Deferred Retirement Option Plan; to increase the duration of possible participation in the plan; to provide for the accrual of interest on an individual account; to provide for the assessment of fees on an individual account; to provide for the withdrawal of funds from the individual account; to provide for an initial lump sum benefit option for certain members; and to provide for related matters.

Read by title.

SENATE BILL NO. 1080—
BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 11:1318, relative to State Police Retirement Fund; to provide for payment of survivor's benefits to a totally disabled child; and to provide for related matters.

Read by title.

SENATE BILL NO. 1083—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:3384(B), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to provide for a benefit payable to certain members; and to provide for related matters.

Read by title.

SENATE BILL NO. 1084—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:3384(B), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to provide for a retirement benefit for certain members; and to provide for related matters.

Read by title.

SENATE BILL NO. 1100—
BY SENATOR JONES

AN ACT

To enact Part VIII of Chapter 4 of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:571.41 through 571.44, relative to alternative disposition of persons committed to the custody of the Department of Public Safety and Corrections; to provide for an alternative disposition pilot project; to require certain testing and findings; to establish an application process; to provide for the role of the courts; to provide for the proper venue; and to provide for related matters.

Read by title.

Message from the Senate**SIGNED SENATE BILLS AND JOINT RESOLUTIONS**

May 11, 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. 322, 326, 333, 334, 404, 409, 411, 419, 456, 555, 621, 675, and 708

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

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

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

Privileged Report of the Legislative Bureau

May 11, 1999

To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 396
Reported with amendments.

Senate Bill No. 554
Reported with amendments.

Senate Bill No. 660
Reported with amendments.

Senate Bill No. 665
Reported with amendments.

Respectfully submitted,

JOE SALTER
Chairman

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

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

HOUSE RESOLUTION NO. 50—
BY REPRESENTATIVES DOWNER AND DUPRE
A RESOLUTION

To urge and request the Department of Transportation and Development to install a traffic light at the intersection of Louisiana Highway 316 and Prospect Street in Houma, Louisiana.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 199—
BY REPRESENTATIVES WINSTON AND STRAIN AND SENATORS SCHEDLER AND THOMAS
A CONCURRENT RESOLUTION

To commend and congratulate the Students for Environmental Awareness Club at Covington High School for their work on the Mile Branch Stream Restoration Project and for being awarded the 1998 President's Environmental Youth Award for Region 6 of the United States Environmental Protection Agency.

Read by title.

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

Ordered to the Senate.

Acting Speaker Salter in the Chair

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Commerce

May 11, 1999

To the Speaker and Members of the House of Representatives:

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

House Bill No. 40, by Murray
Reported with amendments. (13-0) (Regular)

House Bill No. 49, by Holden
Reported with amendments. (12-0) (Regular)

House Bill No. 303, by Donelon
Reported with amendments. (11-0) (Local and Consent)

House Bill No. 726, by Michot
Reported with amendments. (12-0) (Regular)

House Bill No. 1198, by McMains
Reported with amendments. (16-0) (Regular)

House Bill No. 1353, by Weston
Reported with amendments. (10-0) (Regular)

House Bill No. 2189, by Jetson
Reported with amendments. (13-0) (Local and Consent)

JOHN D. TRAVIS
Chairman

House and House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 197—
BY REPRESENTATIVES STELLY, BOWLER, DANIEL, DURAND, FLAVIN, JOHNS, SHAW, TRICHE, AND WILKERSON
A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to preserve the right of state and local governments to operate pension plans for their employees in place of the federal social security system and to develop legislation for responsible reform of the federal social security system that does not include mandatory participation by employees of state and local governments.

Read by title.

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

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

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

SENATE BILL NO. 132—
BY SENATORS CAMPBELL, CRAVINS, BAJOE, BEAN, BOISSIERE, DEAN, C. FIELDS, W. FIELDS, HINES, IRONS, JONES AND ROMERO
AN ACT

To enact Part XIX of Chapter 2 of Code Title XII of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:3577.11 through 3577.22, and to repeal Part XIX of Chapter 2 of Code Title XII of Code Book III of

Title 9 of the Louisiana Revised Statutes of 1950, comprised of R.S. 9:3577.1 through 3577.8; to replace the Louisiana Small Loan Act with the Louisiana Pay Day Loan Act on April 1, 2000 in order to provide for comprehensive regulation of the deferred deposit loan or "pay day loan" business; to provide for civil and criminal penalties; to provide for civil remedies; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 146—

BY SENATOR LENTINI

AN ACT

To enact R.S. 48:278, relative to highways; to provide relative to limited access highways; to discourage peak time construction and maintenance work on such highways in certain areas; to encourage preference for night time construction and maintenance work on such highways in certain areas; to authorize the Department of Transportation and Development to determine exceptions; to provide for a determination by oversight committee; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 249—

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

AN ACT

To amend and reenact R.S. 17:24.4(G)(4) and 346.1 and to repeal 24.4(H), relative to competency-based education programs; to require that summer school remediation programs be offered to certain students; to provide relative to the requirements for summer school remediation programs; to provide relative to the funding for certain competency-based education programs, including summer school remediation programs; to provide relative to maximum required length of a school year for teachers and students; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 654—

BY SENATORS DARDENNE, GREENE, BRANCH AND SCHEDLER AND REPRESENTATIVES MCMAINS, CRANE, DANIEL AND FONTENOT

AN ACT

To authorize the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to impose certain tuition increases at the Paul M. Hebert Law Center, the School of Veterinary Medicine, the Executive Master of Business Administration program, the schools of medicine in New Orleans and Shreveport, and the School of Dentistry; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 773—

BY SENATOR DARDENNE

AN ACT

To amend and reenact the introductory paragraph of R.S. 37:795, 795(2)(a), (d), (i), (j), (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 certain fees and cost schedule of the board; and to provide for related matters.

Read by title.

Motion

Rep. Bruneau moved that Senate Bill No. 773 be designated as a duplicate of House Bill No. 1373.

Which motion was agreed to.

Motion

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

SENATE BILL NO. 982 (Duplicate of House Bill No. 1010)—

BY SENATOR LANDRY AND REPRESENTATIVE FAUCHEUX

AN ACT

To amend and reenact R.S. 48:1603 and 1604(A), (C), (E), (G), and (J), relative to public transportation; to provide relative to the River Parishes Transit Authority; to provide relative to the composition of the board of commissioners of such authority; and to provide for related matters.

Read by title.

Motion

Rep. Fauchaux moved that Senate Bill No. 982 be designated as a duplicate of House Bill No. 1010.

Which motion was agreed to.

Motion

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

SENATE BILL NO. 996—

BY SENATOR LANDRY

AN ACT

To amend and reenact the introductory paragraphs of R.S. 34:2471(A), and (A)(1), (3), and (4), 2471(A)(6)(a), 2473(B)(3), (C), (D), (E), and (F), 2473.1(B), (C), (D), and (E), 2474, 2475(B) and (C), and 2476 and to enact R.S. 34:2473.1(F), relative to ports; to provide relative to the Port of South Louisiana; to provide relative to designations of officers of the commission; to provide relative to contracts for professional services; to provide relative to powers of the commission; to authorize additional powers; to provide that the title to facility improvements shall vest to the port; to increase monetary limits of contracts and purchasing requiring commission approval; to increase the limits authorized for outstanding bonds and notes; to authorize acquisition of facility improvements by expropriation; to provide an effective date; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1008—
BY SENATORS ULLO, SCHEDLER, HAINKEL, ROMERO, BARHAM, COX, C. FIELDS, W. FIELDS AND SMITH
AN ACT

To enact Chapter 15 of Title VII of Louisiana Children's Code, comprised of Arts. 791.1 through 791.4, relative to the creation of truancy assessment and service centers; to provide for the purpose; to provide for parish involvement through interagency agreements; to provide for state participation; to provide for monitoring; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1027—
BY SENATORS JONES AND EWING
AN ACT

To enact R.S. 33:2740.46, relative to special taxing districts; to create a downtown economic development district in the city of Monroe; to authorize special uses of the Ouachita River; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1036 (Duplicate of House Bill No. 1316)—
BY SENATOR JOHNSON AND REPRESENTATIVE WILLARD
AN ACT

To enact R.S. 33:2740.46, relative to the creation of Lake Carmel Subdivision Improvement District; to provide for the rights, powers, and management, and for the objects and purposes of such district, including tax authority; and to provide for related matters.

Read by title.

Motion

Rep. Willard moved that Senate Bill No. 1036 be designated as a duplicate of House Bill No. 1316.

Which motion was agreed to.

Motion

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

SENATE BILL NO. 1038—
BY SENATOR ROBICHAUX
AN ACT

To enact R.S. 56:14, and to repeal R.S. 56:13 and 13.1, relative to saltwater fisheries; to create the Saltwater Fishery Enforcement Fund; to transfer funds from the Commercial Fisherman's Economic Assistance Fund into the Saltwater Fishery Enforcement Fund; to provide for enforcement of fishery rules and regulations in coastal parishes; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1043—
BY SENATOR W. FIELDS
AN ACT

To repeal R.S. 56:1685(B)(11) and 1702, relative to state parks; to provide for the transfer of the administration, possession, control, management, and operation of the Camp Moore Commemorative Area from the Department of Culture, Recreation and Tourism to Southeastern Louisiana University; to repeal classification of Camp Moore as a state commemorative area; to transfer ownership of Camp Moore to the state land office; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1060—
BY SENATOR BARHAM
AN ACT

To authorize and empower the secretary of the Department of Wildlife and Fisheries to exchange title to certain described property in Ouachita Parish; to provide for property descriptions; to provide for terms and conditions; and to provide for related matters.

Read by title.

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

Speaker Downer in the Chair

House and House Concurrent Resolutions Reported by Committees

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

HOUSE CONCURRENT RESOLUTION NO. 85—
BY REPRESENTATIVE WALSWORTH
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study whether the Code of Civil Procedure should be amended to allow in certain cases, when prayed for by the plaintiff, the sale of mortgaged property under a writ of *fifa* without appraisal.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

HOUSE CONCURRENT RESOLUTION NO. 93—
BY REPRESENTATIVE WALSWORTH
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and make recommendations to the legislature on Code of Civil Procedure Article 1263, which provides for service of process on a partnership through "any partner".

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

HOUSE CONCURRENT RESOLUTION NO. 190—
BY REPRESENTATIVES SHAW AND WIGGINS
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.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

**House Bills and Joint Resolutions on
Second Reading Reported by Committees**

The following House Bills and Joint Resolutions on second reading reported by committees were taken up and acted upon as follows:

HOUSE BILL NO. 37—
BY REPRESENTATIVES DEWITT, CLARKSON, AND MCMAINS
AN ACT

To amend and reenact R.S. 9:2798, relative to offenses and quasi offenses; to provide with respect to the limitation of civil liability of any sports team officials; to specifically provide that the receipt of compensation for services does not exclude the sports team official from statutory limitation of liability; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 37 by Representative DeWitt

AMENDMENT NO. 1

On page 1, line 5, after "does" and before "exclude" insert "not"

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

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

Under the rules, placed on the regular calendar.

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

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

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 170 by Representative Alario

AMENDMENT NO. 1

On page 1, line 5, after the word "parish" delete the remainder of the line

AMENDMENT NO. 2

On page 1, at the beginning of line 6, delete "parish or"

AMENDMENT NO. 3

On page 2, delete line 7, and insert in lieu thereof "ad valorem taxes levied solely within a parish by a"

AMENDMENT NO. 4

On page 3, at the beginning of line 18, delete "by the parish or"

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

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

HOUSE BILL NO. 195—
BY REPRESENTATIVE WILKERSON
AN ACT

To enact R.S. 17:3351.2, relative to dissemination of specific information; to prohibit the dissemination of certain information by public post-secondary education institutions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 195 by Representative Wilkerson

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "relative" change "amend and reenact R.S. 9:3571," to "enact R.S. 17:3351.2," and at the end of the line, after "specific" delete "credit"

AMENDMENT NO. 2

On page 1, at the end of line 3, after "information" change "to" to "by public post-secondary education institutions;" and at the beginning of line 4, delete "credit reporting agencies;"

AMENDMENT NO. 3

On page 1, delete lines 6 through 17 in their entirety and on page 2, delete lines 1 through 3 in their entirety and insert in lieu thereof the following:

"Section 1. R.S. 17:3351.2 is hereby enacted to read as follows:

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§3351.2. Dissemination of certain information by public post-secondary education institutions

No public post-secondary education institution shall provide the name or address of any student attending that public post-secondary education institution without the prior specific written consent of such student on a separate document which is disclosed to the student as providing such consent."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 213— BY REPRESENTATIVES HOLDEN AND DANIEL AN ACT

To repeal Section 2 of Act No. 1027 of the 1991 Regular Session of the Legislature, relative to the dedication of a portion of the state sales and use tax in East Baton Rouge Parish for deposit in the East Baton Rouge Parish Centroplex Fund for capital improvements at the Riverside Centroplex, Louisiana Arts and Science Center, Riverfront Promenade, and related projects in the Riverfront Development Plan; to extend the dedication; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

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

HOUSE BILL NO. 301— BY REPRESENTATIVE LEBLANC AN ACT

To provide for the establishment and reestablishment of agency ancillary funds, to be specifically known as internal service funds, auxiliary funds, or enterprise funds for certain state institutions, officials, and agencies; to provide for appropriation of funds; and to regulate the administration of said funds.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 301 by Representative LeBlanc

AMENDMENT NO. 1

On page 3, between lines 29 and 30, insert the following:

"Payable out of the State General Fund
by Fees & Self-Generated Revenues for
projected health care claims expenditures \$ 15,879,303"

AMENDMENT NO. 2

On page 7, delete lines 6 through 10 in their entirety and insert the following:

"**Objective:** To reduce barcode rejects from 22.7% to 22.2%.

Performance Indicators:

Percentage of average monthly barcode rejects	22.2%
Average number of pieces barcoded per month	833,130
Average number of barcoded pieces rejected per month	184,955"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 382— BY REPRESENTATIVES SCALISE AND MCMAINS AN ACT

To enact Chapter 5 of Code Title V of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:2800.81 through 2800.85, relative to liability for computer date failure associated with the year 2000; to provide for definitions of terms; to provide for the liability of manufacturers, sellers, and others; to provide with respect to recoverable damages; to provide with respect to the discovery and admissibility of certain documents; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 382 by Representative Scalise

AMENDMENT NO. 1

On page 1, line 4, after "through" and before "relative" change "2800.86" to "2800.85"

AMENDMENT NO. 2

On page 1, at the beginning of line 13, change "2800.86" to "2800.85"

AMENDMENT NO. 3

On page 2, delete line 8 and insert "date September 9, 1999, or the changing of the dates February 28, 2000 to"

AMENDMENT NO. 4

On page 3, delete lines 4 through 9 in their entirety

AMENDMENT NO. 5

On page 3, at the beginning of line 10, change "(7)" to "(6)"

AMENDMENT NO. 6

On page 3, after line 12, delete lines 13 through 15 in their entirety

AMENDMENT NO. 7

On page 3, at the beginning of line 16, change "(9)" to "(7)"

AMENDMENT NO. 8

On page 3, at the beginning of line 18, change "(10)" to "(8)"

AMENDMENT NO. 9

On page 3, at the beginning of line 20, change "(11)" to "(9)"

AMENDMENT NO. 10

On page 3, at the beginning of line 22, change "(12)" to "(10)"

AMENDMENT NO. 11

On page 3, at the beginning of line 24, change "(13)" to "(11)"

AMENDMENT NO. 12

On page 3, line 12, change "§2800.85" to "§2800.84"

AMENDMENT NO. 13

On page 4, delete line 1 and insert "date September 9, 1999, or the changing of the dates February 28, 2000 to"

AMENDMENT NO. 14

On page 4, delete lines 4 through 16

AMENDMENT NO. 15

On page 4, at the beginning of line 17, change "§2800.83" to "§2800.82"

AMENDMENT NO. 16

On page 4, after line 26, insert the following:

"B. Due diligence for purposes of this Section includes but is not limited to the following:

(1) Inventory computer systems or software that may experience computer date failure.

(2) Identify critical systems necessary to conduct operations.

(3) Identify the potential for computer date failure associated with computer systems or software.

(4) Prepare a remediation plan to reprogram, fix, repair, replace, or otherwise remedy the computer systems or software to avert the potential for a computer date failure.

(5) Conduct tests on critical systems and other computer systems or software for year 2000 compliance.

(6) Develop contingency plans in the event of computer date failure."

AMENDMENT NO. 17

On page 5, at the beginning of line 1, change "B" to "C"

AMENDMENT NO. 18

On page 5, line 5, after "compliant" and before "if" insert "or would be year 2000 compliant"

AMENDMENT NO. 19

On page 5, at the beginning of line 6, change "§2800.84" to "§2800.83"

AMENDMENT NO. 20

On page 5, line 11, after "to" and before "injury" change "personal" to "bodily"

AMENDMENT NO. 21

On page 5, line 11, after "injury" and before "or" delete "loss."

AMENDMENT NO. 22

On page 5, at the end of line 12, after "injury" delete "loss."

AMENDMENT NO. 23

On page 5, delete lines 15 through 18 and insert the following:

"property damage, business interruption, and lost profits. Proof of such damages shall be made by clear and convincing evidence."

AMENDMENT NO. 24

On page 6, at the beginning of line 1, change "§2800.85" to "§2800.84"

AMENDMENT NO. 25

On page 6, at the beginning of line 13, change "§2800.86" to "§2800.85"

AMENDMENT NO. 26

On page 6, line 22, after "contract" and before "or" insert "tariff."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 431—
BY REPRESENTATIVE SALTER
AN ACT

To enact R.S. 13:1896(A)(3), relative to mayor's courts and justice of the peace courts; to provide for appeals from those courts; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 431 by Representative Salter

AMENDMENT NO. 1

On page 1, line 2, after "(3)" and before the comma "," delete "and (4)"

AMENDMENT NO. 2

On page 1, line 6, after "(3)" and before "hereby" change "and (4) are" to "is"

AMENDMENT NO. 3

On page 1, line 16, change "received" to "mailed"

AMENDMENT NO. 4

On page 1, line 16, after "by the" delete the remainder of the line and insert "district court."

AMENDMENT NO. 5

On page 1, at the beginning of line 17, delete "peace court."

AMENDMENT NO. 6

On page 2, line 1, after "appeal" insert a period "." and delete the remainder of the line and delete lines 2 through 7 in their entirety

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 568—

BY REPRESENTATIVE TRAVIS
A JOINT RESOLUTION

Proposing to amend Article VIII, Section 13(D) of the Constitution of Louisiana, to provide that for certain effects and purposes the Zachary community school system in East Baton Rouge Parish shall be regarded and treated as a parish and shall have the authority granted parishes, including the purposes of funding and the raising of certain local revenues for the support of elementary and secondary schools; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported without amendments by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 649—

BY REPRESENTATIVES THERIOT AND MARIONNEAUX
A JOINT RESOLUTION

Proposing to add Article VI, Section 43.1 of the Constitution of Louisiana, to allow the Greater Lafourche Port Commission and the Greater Baton Rouge Port Commission to establish a supplemental pay plan for employees of the Greater Lafourche

Port Commission and the Greater Baton Rouge Port Commission; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported without amendments by the Committee on Civil Law and Procedure.

Rep. McMains moved that the bill be passed to its third reading.

As a substitute motion, Rep. Lancaster moved the bill be recommitted to the Committee on House and Governmental Affairs.

Rep. Theriot objected.

The vote recurred on the substitute motion.

By a vote of 67 yeas and 23 nays, the House agreed to recommit the bill to the Committee on House and Governmental Affairs.

HOUSE BILL NO. 799—

BY REPRESENTATIVES TRICHE, DUPRE, AND DOWNER
AN ACT

To amend and reenact R.S. 9:306(B)(1) and (C), relative to seminars for divorcing parents; to provide for an expanded definition of "instructor"; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 799 by Representative Triche

AMENDMENT NO. 1

On page 2, at the end of line 4, change "counseling" to "educating"

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

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

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

HOUSE BILL NO. 858—

BY REPRESENTATIVES JOHNS, CLARKSON, AND WALSWORTH
AN ACT

To amend and reenact Code of Civil Procedure Article 123(B) and (C), relative to forum non conveniens; to provide for transfer of certain civil cases to another court; to provide for dismissal of an action to a more convenient forum outside the state; to authorize a court to impose reasonable conditions in an order of dismissal; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 971—

BY REPRESENTATIVES FLAVIN, CLARKSON, AND WALSWORTH
AN ACT

To enact R.S. 9:5167.1, relative to mortgages; to provide for cancellation of a mortgage by affidavit of a title insurance business or a closing notary public; to provide for the requirements of the affidavit; to provide for penalties; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 971 by Representative Flavin

AMENDMENT NO. 1

On page 1, line 4, change "attorney" to "notary public"

AMENDMENT NO. 2

On page 1, line 17, change "attorney" to "notary public"

AMENDMENT NO. 3

On page 1, line 18, change "attorney" to "notary public"

AMENDMENT NO. 4

On page 2, line 6, after "closing" and before the comma "," insert "notary public"

AMENDMENT NO. 5

On page 2, line 21, after "mortgagee" and before "not" change "had" to "has"

AMENDMENT NO. 6

On page 3, at the end of line 13, after the period "." add the following:

"The clerk of court and ex officio recorder of mortgages may rely on the sworn statements contained within the affidavit and has no duty to traverse the contents thereof."

AMENDMENT NO. 7

On page 4, delete lines 5 through 7, and insert the following:

"(3) "Closing notary public" is the duly commissioned notary public who executes the required documents or performs notarial functions at the closing."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1352—

BY REPRESENTATIVES CLARKSON, JOHNS, AND WALSWORTH
AN ACT

To amend and reenact Children's Code Articles 1125(B)(3) and 1127(A) through (C), relative to adoptions; to provide for disclosure of genetic information; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1899—

BY REPRESENTATIVE TRAVIS
AN ACT

To enact R.S. 32:771(19), (20), (21), and (22), 773.1(A)(2)(m) and (n), and 773.2(E), relative to the sale of certain marine and motorcycle products regulated by the Louisiana Used Motor Vehicle and Parts Commission; to provide for certain prohibited activities; to provide for certain appeals to the commission; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 1899 by Representative Travis

AMENDMENT NO. 1

On page 1, line 3, after "certain" and before "products" insert "marine and motorcycle"

AMENDMENT NO. 2

On page 1, at the end of line 16, after "a" delete "motor vehicle" and insert in lieu thereof "marine, motorcycle, or all-terrain vehicle"

AMENDMENT NO. 3

On page 2, line 3, after "Chapter," delete the remainder of the line in its entirety and insert in lieu thereof "in the absence of an agreement to the contrary, a marine, motorcycle, or all-terrain vehicle dealer's area of"

AMENDMENT NO. 4

On page 2, delete lines 11 and 12 in their entirety

AMENDMENT NO. 5

On page 2, line 17, after "thereto," insert the following:

"The term shall also include a boat that is equipped with an outboard or inboard/outboard motor sold therewith for use thereon."

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AMENDMENT NO. 6

On page 3, line 7, after "such" and before "manufacturer" insert "marine, motorcycle, or all-terrain vehicle"

AMENDMENT NO. 7

On page 3, line 8, after "said" and before "dealer" insert "marine, motorcycle, or all-terrain vehicle"

AMENDMENT NO. 8

On page 3, at the end of line 10, after "marine" delete "or motorcycle" and insert in lieu thereof "motorcycle, or all-terrain vehicle"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2086—

BY REPRESENTATIVE DEVILLE

AN ACT

To enact R.S. 47:302.48, 322.39, and 332.45, all relative to the proceeds derived from sales and use taxes on hotel occupancy in Evangeline Parish; to create the Evangeline Visitor Enterprise Fund; to provide for deposit of monies into the fund and for the use of such monies; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

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

HOUSE BILL NO. 2137—

BY REPRESENTATIVE LEBLANC

AN ACT

To amend and reenact R.S. 39:31(F), R.S. 51:2380(D), 2381(A), and 2382(B)(6) and to enact R.S. 39:31(A)(3) and R.S. 51:2383(A)(12), relative to executive branch strategic and operational plans; to provide for information used by departments to develop strategic and operational plans for budget development purposes; to provide for reporting requirements and submission deadlines of certain master plans; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

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

HOUSE BILL NO. 2145—

BY REPRESENTATIVE LEBLANC

AN ACT

To provide with respect to the Revenue Sharing Fund and the allocation and distribution thereof for Fiscal Year 1999-2000; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 2145 by Representative LeBlanc

AMENDMENT NO. 1

On page 17, at the end of line 25, change "61.90%" to "61.32%"

AMENDMENT NO. 2

On page 17, at the end of line 26, change "27.81%" to "27.25%"

AMENDMENT NO. 3

On page 18, at the end of line 1, change "3.51%" to "2.95%"

AMENDMENT NO. 4

On page 18, at the end of line 2, change "2.69%" to "2.13%"

AMENDMENT NO. 5

On page 18, at the end of line 3, change "4.09%" to "3.53%"

AMENDMENT NO. 6

On page 18, between lines 3 and 4, insert the following:

"Bayou Lafourche Fresh Water District - 2.82%

Provided, however, that of the funds distributed to the Bayou Lafourche Fresh Water District in any state fiscal year, no less than Twenty Thousand Dollars (\$20,000) shall be used for the abatement of water hyacinth and other noxious vegetation within the jurisdiction of the district."

AMENDMENT NO. 7

On page 19, at the end of line 5, change "24.59%" to "24.31%"

AMENDMENT NO. 8

On page 19, at the end of line 6, change "3.22%" to "2.94%"

AMENDMENT NO. 9

On page 19, line 22, after "limited to" and before "mills," change ".38" to "2.50"

AMENDMENT NO. 10

On page 24, between lines 24 and 25, insert the following:

"Fire District No. 2 -- 5 mills/1999"

AMENDMENT NO. 11

On page 27, between lines 13 and 14, insert the following:

"Fire District No. 7 -- 5 mills/1999"

AMENDMENT NO. 12

On page 33, between lines 17 and 18, insert the following:

"Hammond Alternate School -- 3 mills/1996"

AMENDMENT NO. 13

On page 34, between lines 11 and 12, insert the following:

"Rich. FD #2 -- 8 mills/1998"

AMENDMENT NO. 14

On page 34, between lines 14 and 15, insert the following:

"Spring Hill Fire District #8 -- 6 mills/1998"

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

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

Under the rules, placed on the major state calendar for Wednesday, May 19, 1999.

HOUSE BILL NO. 2182—

BY REPRESENTATIVE WRIGHT

AN ACT

To amend and reenact R.S. 47:322.35(B) and to enact R.S. 47:302.48 and 332.45, all relative to the distribution of the proceeds of the state sales tax on hotel occupancy in LaSalle Parish; to dedicate a portion of the tax in LaSalle Parish; to provide for the allocation of monies in the LaSalle Economic Development District Fund; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

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

HOUSE BILL NO. 2266 (Substitute for House Bill No. 2240 by Representative Marionneaux)—

BY REPRESENTATIVE MARIONNEAUX

AN ACT

To enact R.S. 13:996.36.5, relative to judicial expense funds; to authorize a certain judicial district to assess additional fees or costs; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

Senate Instruments on Second Reading Returned from the Legislative Bureau

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

SENATE BILL NO. 206—

BY SENATORS THEUNISSEN AND LANDRY AND REPRESENTATIVE FAUCHEUX

AN ACT

To amend and reenact R.S. 2:131(A), 135.1(A),(B), (I), and (J), 319, 321, 602(A), and 607(B) and to enact R.S. 2:1(25), (26), (27), and (28), and 135.1 (K), (L), (M), (N), (O), and (P), relative to aviation; to provide for definitions; to provide relative to authority of sponsors of public airports; to provide for optional public bid requirements under certain conditions; to require certain conditions of maintenance within certain lease contracts; to require certain conditions of fairness and non-discrimination within certain lease contracts; to repeal exemption from lease

requirements of airports operated through cooperative agreements with the state; to require cost escalation provisions on certain lease contracts; to require public access to air field facilities; to provide relative to requirements of fixed-base operators; to authorize compensation for "through-the-fence" operations; to provide relative to the terms of office of commissioners of certain airport districts; to provide relative to membership of airport authorities; to provide relative to terms of office of commission members of such authorities; and to provide for related matters.

Read by title.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 206 by Senator Theunissen

AMENDMENT NO. 1

In Conforming Amendments proposed by Representative Fauchaux to Reengrossed Senate Bill No. 206 by Senator Theunissen, in Amendment No. 7, page 1, line 18, change "line 12" to "line 13"; and, in Amendment No. 10, on line 2, change "line 12" to "line 13"; and, in Amendment No. 32, on line 21, change "insret" to "insert"; and, in Amendment No. 33, after "insert", change "and" to "a"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 269—

BY SENATOR DYESS

AN ACT

To amend and reenact R.S. 33:130.542(A)(3), relative to development districts; to provide relative to the Esler Industrial Development District; to increase the length of the commissioners' term of office; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 270—

BY SENATOR DYESS

AN ACT

To enact R.S. 40:1496(G) and 1501(E)(9), relative to fire protection districts; to provide relative to the appointment of members in certain parishes; to authorize the governing authority of the fire protection districts located in Rapides Parish to levy additional ad valorem taxes; to provide for voter approval of such tax; and to provide for related matters.

Read by title.

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

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 270 by Senator Dyess

AMENDMENT NO. 1

On page 2, line 3, following "in" and before "(B)(4)" change "Subsection" to "Paragraph"

AMENDMENT NO. 2

On page 2, line 3, following "(B)(4)" and before the comma "," insert "of this Section"

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

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

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

**SENATE BILL NO. 321—
BY SENATOR HEITMEIER**

AN ACT

To amend and reenact R.S. 11:62(9) and 2178(C), relative to the Sheriffs' Pension and Relief Fund; to increase contribution rates; to provide with respect to service accrual rates; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Reengrossed Senate Bill No. 321 by Senator Heitmeier

AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 11:62(9) and 2178(C)," and insert in lieu thereof "R.S. 11:2178(C),"

AMENDMENT NO. 2

On page 1, line 3, delete "to increase contribution rates;"

AMENDMENT NO. 3

On page 1, line 8, delete "R.S. 11:62(9) and 2178(C) are" and insert in lieu thereof "R.S. 11:2178(C) is"

AMENDMENT NO. 4

On page 1, delete lines 10 through 15 in their entirety.

AMENDMENT NO. 5

On page 2, delete lines 2 through 27 in their entirety, and on page 3 delete lines 1 through 27 in their entirety, and on page 4 delete lines 1 through 6 in their entirety, and insert in lieu thereof:

"C.(1) Any ~~sheriff or deputy member~~ who has twelve or more years of creditable service, but less than fifteen years, ~~shall be eligible for retirement provided he and~~ has attained the age of fifty-five, years, ~~upon making shall be eligible to retire upon receipt of the member's written application to the board, and by the board of trustees.~~ The member shall be paid a monthly sum equal to two and one-half percent for creditable service earned prior to 1980 and equal to two and three-fourths percent for creditable service earned during 1980 or thereafter of his average monthly salary for the thirty-six highest successive months of employment, or the highest thirty-six successive joined months of employment where interruption of service occurred multiplied by the number of years of his creditable service in the fund.

(2) Any ~~sheriff or deputy member~~ who has fifteen or more years of creditable service, but less than twenty years, ~~shall be eligible for retirement provided he and~~ has attained the age of fifty-five, years, ~~upon making shall be eligible to retire upon receipt of the member's written application to the board, and by the board of trustees.~~ The member shall be paid a monthly sum equal to two and three-fourths percent for creditable service earned prior to 1980 and equal to three percent for creditable service earned during 1980 or thereafter of his average monthly salary for the thirty-six highest successive months of employment, or the highest thirty-six successive joined months of employment where interruption of service occurred multiplied by the number of years of his creditable service in the fund.

(3) Any ~~sheriff or deputy member~~ who has twenty or more years of creditable service ~~shall be eligible for retirement provided he and~~ has attained the age of fifty-five, years, ~~upon making shall be eligible to retire upon receipt of the member's written application to the board, and by the board of trustees.~~ The member shall be paid a monthly sum equal to three percent for creditable service earned prior to 1980 and equal to three and one-fourth percent for creditable service earned during 1980 or thereafter of his average monthly salary for the thirty-six highest successive months of employment, or the highest thirty-six successive joined months of employment where interruption of service occurred multiplied by the number of years of his creditable service in the fund.

(4) Any ~~sheriff or deputy member~~ who has twelve or more years of creditable service and who separates from the service before attaining the age of fifty-five years, shall be entitled to a deferred retirement beginning at age fifty-five. ~~and The member shall be paid the same amount he would have received had he retired while in service. In order to be eligible for this deferred retirement, such sheriff or deputy any such member shall not have withdrawn any part of his contributions from the fund, and shall make The member's written application to shall be received by the board before his the deferred retirement is effective.~~ In the event any ~~deputy or sheriff member~~ is eligible for deferred retirement and is over age fifty years of age with at least twenty years of creditable service ~~said deputy or sheriff the member~~ may elect to take in lieu of deferred retirement the actuarial equivalent of ~~what he would have received provided he the benefit due had the member attained the age of fifty-five years.~~ The retirement benefit payable under such election shall become effective upon receipt of the member's written application by the board of trustees.

(5) The retirement pension under this Subsection shall in no case exceed the average monthly salary of the ~~deputy or sheriff member~~ for the thirty-six highest successive months of employment, or the highest thirty-six successive joined months of employment where interruption ~~or*~~ of service occurred.

(6)(a) The benefit accrual rates set forth in Paragraphs 1 through 3 of this Subsection shall apply to all service that occurred on or before June 30, 1999.

(b) The benefit accrual rate applicable to all service that occurs on and after July 1, 1999, shall be three and one-third percent.

* * *

Section 2. This Act shall become effective on June 30, 1999; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on June 30, 1999, or on the day following such approval by the legislature, whichever is later."

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 321 by Senator Heitmeier

AMENDMENT NO. 1

In House Committee Amendment No. 5 proposed by the House Committee on Retirement to Reengrossed Senate Bill No. 321 by Senator Heitmeier, on page 2, line 43, following "employment" and before "interruption" change "where" to "when" and on lines 44 and 45, change "1 through 3" to "(1) through (3)"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 407—

BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:1152(E), relative to the Louisiana School Employees' Retirement System; to provide for the status of a participant in the Deferred Retirement Option Plan; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 521—

BY SENATOR DARDENNE

AN ACT

To enact R.S. 23:1021(10)(f), relative to workers' compensation; to provide for the determination of wages; and to provide for related matters.

Read by title.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 521 by Senator Dardenne

AMENDMENT NO. 1

On page 2, after line 4, insert "****"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 522—

BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 23:1196(A)(2), relative to group self-insurance funds for workers' compensation; to provide a time limitation within which to conduct premium audits after termination of participation in the fund; to provide for payroll reporting and auditing; to provide penalties for failure to cooperate with required audits and for intentional misrepresentations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Labor and Industrial Relations.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 522 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 13, following "(2)" and before "Conduct" insert "(a)"

AMENDMENT NO. 2

On page 2, line 2, change "(a)" to "(b)"; on line 6, change "(b)" to "(c)"; on line 25, change "(c)" to "(d)"; and on page 3, line 6, change "(d)" to "(e)"

AMENDMENT NO. 3

On page 2, line 15, and page 3, line 3, following "reasonable" and before "fees" change "attorney's" to "attorney"

AMENDMENT NO. 4

On page 3, line 7, following "in" change "Subparagraphs (a)" to "Subparagraphs (b)" and at the beginning of line 8, change "(b) and (c)" to "(c) and (d)"

AMENDMENT NO. 5

On page 3, after line 9, insert "****"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 557—
BY SENATORS LANDRY AND HEITMEIER
AN ACT

To amend and reenact R.S. 11:1549(A), relative to the Clerks' of Court Retirement and Relief Fund; to provide with respect to cost-of-living adjustments; to provide for the authority of the board of trustees to grant a cost-of-living adjustment; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Engrossed Senate Bill No. 557 by Senators Landry and Heitmeier

AMENDMENT NO. 1

On page 1, delete line 16 in its entirety and insert in lieu thereof:

"(1) The Consumer Price Index for the preceding fiscal year experienced an increase of three percent, and"

AMENDMENT NO. 2

On page 2, line 2, delete "at" and insert "(2) At"

AMENDMENT NO. 3

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

"(3) A pilot program is hereby created for the purpose of testing the results of granting cost-of-living adjustments without considering the performance of the Consumer Price Index as a prerequisite factor thereof.

(a) During the period of July 1, 1999 to June 30, 2003, the provisions of Paragraph (1) of this Subsection are suspended and the board of trustees of this system shall apply the provisions of this Subsection without regard thereto.

(b) On and after July 1, 2003, the provisions of Paragraph (1) of this Subsection shall be in full force and effect and the board of trustees of this system shall consider that provision as a factor in the application of this Subsection."

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 557 by Senator Landry

AMENDMENT NO. 1

In House Committee Amendment No. 1, proposed by the House Committee on Retirement to Engrossed Senate Bill No. 557 by Senators Landry and Heitmeier, on line 3, change ""(1)"" to "(a)"

AMENDMENT NO. 2

In House Committee Amendment No. 2, proposed by the House Committee on Retirement to Engrossed Senate Bill No. 557 by Senators Landry and Heitmeier, on line 6, after ""insert"" change ""(2)"" to "(b)"

AMENDMENT NO. 3

In House Committee Amendment No. 3, proposed by the House Committee on Retirement to Engrossed Senate Bill No. 557 by Senators Landry and Heitmeier, on line 9, change ""(3)"" to "(2)" and on line 14 and line 18, change ""Paragraph (1)"" to "Subparagraph (1)(a)"

AMENDMENT NO. 4

On page 1, line 12, following "A." and before "The" insert "(1)"

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

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

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

SENATE BILL NO. 623—
BY SENATOR COX

AN ACT

To amend and reenact R.S. 23:965(B)(1), relative to jury duty; to require any person called for a central jury pool to be granted a leave of absence by his employer; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Labor and Industrial Relations.

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 697—
BY SENATOR JONES

AN ACT

To amend and reenact R.S. 23:1310.1(B), relative to workers' compensation; to provide with respect to requirements for ad hoc officers who preside over workers' compensation adjudicatory hearings; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Labor and Industrial Relations.

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 753—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:2175(E)(6), relative to the Sheriffs Pension and Relief Fund; to provide for reemployment, to provide with respect to recomputation of retirement benefits; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 788—
BY SENATOR COX

AN ACT

To amend and reenact R.S. 23:1294(A)(2) and (B) and to repeal 1294(C); relative to workers' compensation; to provide with respect to the administration of claims; to provide for the membership of the Workers' Compensation Advisory Council; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Labor and Industrial Relations.

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 852—
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 23:1196(A)(6), relative to self-insurance funds for workers' compensation; to provide for premium discounts based on certain criteria; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Labor and Industrial Relations to Reengrossed Senate Bill No. 852 by Senator Dardenne

AMENDMENT NO. 1

On page 2, line 9, after "debit of" and before "percent" delete "thirty" and insert in lieu thereof "twenty-five"

AMENDMENT NO. 2

On page 2, line 9, after "credit of" and before "percent" delete "thirty" and insert in lieu thereof "twenty-five"

AMENDMENT NO. 3

On page 2, line 12, after "allowable" and before "percent" delete "thirty" and insert in lieu thereof "twenty-five"

AMENDMENT NO. 4

On page 2, line 15, after "allowable" and before "percent" delete "thirty" and insert in lieu thereof "twenty-five"

AMENDMENT NO. 5

On page 3, line 16, after "or credits." and before "Plans" insert the following:

"However, in no event shall the net effect of such maximum debit or credit exceed one-half of the fund year member distributions payable from the most recent filed audited financial statement."

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 852 by Senator Dardenne

AMENDMENT NO. 1

In House Committee Amendment No. 5 proposed by the House Committee on Labor and Industrial Relations to Senate Bill No. 852, on line 14, change "page 3" to "page 2"

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

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

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

SENATE BILL NO. 919—
BY SENATOR EWING

AN ACT

To enact Chapter 27 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1231 through 1236, and R.S. 36:744(O) and 919.6, relative to museums; to establish the Eddie G. Robinson Museum Commission; to provide for its domicile; to provide for membership; to provide for the powers and duties of the commission; to provide relative to funding; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 923—
BY SENATOR ELLINGTON

AN ACT

To enact R.S. 23:893, relative to employment; to allow certified volunteer firefighters to leave their workplace to fight fires without losing employment, pay, or benefits; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Labor and Industrial Relations.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 953—
BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 11:2269 and to enact R.S. 11:2254.1, relative to the Firefighters' Retirement System; to authorize repayment without interest of refunded contributions under certain conditions; to authorize purchase without interest of military service credit; to provide for a refund of certain previously purchased military service credit; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Conforming amendments proposed by House Committee on Retirement to Reengrossed Senate Bill No. 953 by Senator Cravins

AMENDMENT NO. 1

On page 1, at the end of line 3, delete "without" and insert in lieu thereof "with"

AMENDMENT NO. 2

On page 1, at the beginning of line 14, add "A.(1)"

AMENDMENT NO. 3

On page 1, line 15, after "member of" delete the remainder of the line and delete line 16 in its entirety

AMENDMENT NO. 4

On page 2, at the beginning of line 1, delete "Employees' Retirement System, who" and insert in lieu thereof "this system who terminated membership in any other system listed in this Subsection and"

AMENDMENT NO. 5

On page 2, delete line 2 in its entirety

AMENDMENT NO. 6

On page 2, at the beginning of line 3, delete "of becoming a member of the Firefighters' Retirement System" and insert in lieu thereof "therefrom."

AMENDMENT NO. 7

On page 2, at the beginning of line 4, delete "entitled" and insert in lieu thereof "eligible"

AMENDMENT NO. 8

On page 2, line 4, after "contributions" delete the remainder of the line

AMENDMENT NO. 9

On page 2, at the beginning of line 5, delete "service" and insert in lieu thereof "to this system and obtain"

AMENDMENT NO. 10

On page 2, line 5, after "credit in" delete the remainder of the line and insert in lieu thereof:

"this system, equal to the same number of years of service formerly credited t the member's account in such other system. Interest shall be due and owed on any such repaid refund and such interest shall be calculated at the board approved actuarial valuation rate.

(2) The provisions of this Subsection shall apply to members of this system who were former members of any of the following systems:

(a) The Municipal Employees' Retirement System.

(b) The Parochial Employees' Retirement System.

B. To obtain such credit, payment"

AMENDMENT NO. 11

On page 2, at the beginning of line 6, delete "payment of interest. Such payments"

AMENDMENT NO. 12

On page 2, at the end of line 6, delete "the" and insert in lieu thereof "this system"

AMENDMENT NO. 13

On page 2, at the beginning of line 7, delete "Firefighters' Retirement System"

AMENDMENT NO. 14

On page 2, line 8, change "with" to "and"

AMENDMENT NO. 15

On page 2, line 9, between "service" and "be credited" delete "to" and insert in lieu thereof "shall"

AMENDMENT NO. 16

On page 2, line 9, after "account" delete the remainder of the line and delete line 10 in its entirety and insert in lieu thereof "in this system upon repayment of such refund."

AMENDMENT NO. 17

On page 2, line 13, delete "the Firefighters' Retirement System," and insert in lieu thereof "this system."

AMENDMENT NO. 18

On page 2, line 15, after "would be" delete the remainder of the line and insert in lieu thereof "eligible to purchase credit for such military service"

AMENDMENT NO. 19

On page 2, at the beginning of line 16, delete "service credit"

AMENDMENT NO. 20

On page 2, line 18, delete "this military" and insert in lieu thereof "such"

AMENDMENT NO. 21

On page 2, delete line 19 in its entirety and insert in lieu thereof "eligible to receive credit for such service in this system equal to the"

AMENDMENT NO. 22

On page 2, line 21, after "receipt" delete the remainder of the line and delete lines 22 and 23 in their entirety and insert in lieu thereof "thereof."

AMENDMENT NO. 23

On page 2, at the beginning of line 25, delete "B." and insert in lieu thereof "B.(1)"

AMENDMENT NO. 24

On page 2, line 26, delete "the Firefighters' Retirement System who has" and insert in lieu thereof "this system who

AMENDMENT NO. 25

On page 2, line 27, between "United States" and "such" delete the comma "," and insert "during the period from January 1, 1960 to December 31, 1975."

AMENDMENT NO. 26

On page 3, delete line 1 in its entirety and insert in lieu thereof "be eligible to purchase credit for such service in this"

AMENDMENT NO. 27

On page 3, line 2, delete "entitled to receipt of military service" and insert in lieu thereof "eligible to receive"

AMENDMENT NO. 28

On page 3, line 3, after "equal to the" delete the remainder of the line

AMENDMENT NO. 29

On page 3, at the beginning of line 4, delete "retirement system the" and insert in lieu thereof:

"amount of such active duty service.

(2) In order to receive such credit, the member shall pay to this system the total amount of"

AMENDMENT NO. 30

On page 3, line 5, delete "the retirement" and insert in lieu thereof "this"

AMENDMENT NO. 31

On page 3, line 6, delete "the military service was performed. These" and insert in lieu thereof "of such active duty service. The employee"

AMENDMENT NO. 32

On page 3, line 7, after "calculated" delete the remainder of the line and insert in lieu thereof "based on the annual rate of pay that the member was receiving when initially enrolled in this"

AMENDMENT NO. 33

On page 3, at the beginning of line 8, delete "the retirement"

AMENDMENT NO. 34

On page 3, line 9, delete "These" and insert in lieu thereof "Such employee"

AMENDMENT NO. 35

On page 3, line 9, after "calculated" delete the remainder of the line and insert in lieu thereof "based on the annual rate of pay at the beginning of such active duty service if the member was already enrolled in this system at the time his active duty service began."

AMENDMENT NO. 36

On page 3, delete lines 10 through 12 in their entirety

AMENDMENT NO. 37

On page 3, at the beginning of line 13 delete "service credit in" and insert in lieu thereof:

"(3) Any member who previously purchased military service, which was credited to"

AMENDMENT NO. 38

On page 3, line 13, delete "of" and insert in lieu thereof "equal to"

AMENDMENT NO. 39

On page 3, line 14, between "between" and "paid" delete "amount" insert in lieu thereof "the amount actually"

AMENDMENT NO. 40

On page 3, line 14, after "such service" delete the remainder of the line and insert in lieu thereof:

"and the amount that would have been paid if the purchase had been transacted pursuant to the provisions of this Subsection. Any such refund shall be paid without interest.

C. Service credited to a member's account pursuant to this Section shall be subject to the provisions of"

AMENDMENT NO. 41

On page 3, delete lines 15 and 16 in their entirety and at the beginning of line 17 delete "credit as provided in"

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 953 by Senator Cravins

AMENDMENT NO. 1

In Conforming Amendments proposed by the House Committee on Retirement to Reengrossed Senate Bill No. 953 by Senator Cravins, in Amendment No. 3, on line 7, before "after", insert "at the beginning of the line"; and, in Amendment No. 10, on line 4, before "the", change "t" to "to"

AMENDMENT NO. 2

In Conforming Amendments proposed by the House Committee on Retirement to Reengrossed Senate Bill No. 953 by Senator Cravins, in Amendment No. 25, on lines 18 and 19, delete "delete the comma "," and"

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

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

Under the rules, placed on the regular calendar.

Reconsideration

HOUSE BILL NO. 1227—

BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact R.S. 32:407(A)(2), relative to drivers' licenses; to provide relative to the Class "E" learner's license; to authorize the holder of a Class "E" learner's license to drive while being accompanied by a licensed parent, guardian, or adult at least age twenty-one or older, or a sibling at least eighteen or older; and to provide for related matters.

Read by title.

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

Returned to the calendar under the rules.

Suspension of the Rules

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

House Bills and Joint Resolutions on Third Reading and Final Passage

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

Local and Consent Calendar

HOUSE BILL NO. 2063—

BY REPRESENTATIVE MITCHELL
AN ACT

To enact R.S. 15:1403.1, relative to criminal street gangs; to create the crime of solicitation of membership of a criminal street gang; to provide for penalties; and to provide for related matters.

Read by title.

Rep. Willard moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Alexander	Heaton	Quezaire
Ansardi	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
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneau	Travis
Diez	Martiny	Triche
Doerge	McCain	Waddell
Dupre	McCallum	Walsworth
Durand	McDonald	Warner
Farve	McMains	Welch
Faucheux	Michot	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Frith	Morrish	Willard
Fruge	Murray	Windhorst
Gautreaux	Nevers	Winston
Glover	Pierre	Wooton
Green	Pinac	Wright
Total—96		

NAYS

Total—0

ABSENT

Damico	Mitchell	Strain
Donelon	Odinot	
Jenkins	Perkins	
Total—7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 2064—

BY REPRESENTATIVE MITCHELL
AN ACT

To enact R.S. 15:1405.3, relative to release from custody of a criminal street gang member; to require the Department of Public Safety and Corrections to notify law enforcement agencies upon release from custody of a member of a criminal street gang; and to provide for related matters.

Read by title.

Rep. Willard moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Alexander	Heaton	Quezaire
Ansardi	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
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	Pierre	Wright
Green	Pinac	

Total—98

NAYS

Total—0

ABSENT

Donelon	Mitchell	Strain
Jenkins	Perkins	

Total—5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 2108—

BY REPRESENTATIVES JOHN SMITH, COPELIN, FONTENOT, ILES, MONTGOMERY, WADDELL, WALSWORTH, WELCH, AND WILLARD AND SENATOR CAIN

AN ACT

To enact R.S. 29:295, relative to the Department of Veterans Affairs; to provide for the establishment and operation of veterans cemeteries; to provide for acquisition of land, eligibility for burial, fees, and acceptance of gifts, grants, and bequests; and to provide for related matters.

Read by title.

Rep. John Smith moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Iles	Schwegmann
Carter	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
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	Pierre	Wright

Total—99

NAYS

Total—0

ABSENT

Donelon	Perkins
Jenkins	Strain

Total—4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 2162—

BY REPRESENTATIVES ILES AND CLARKSON
AN ACT

To enact R.S. 40:2741, relative to lactation consultants; to provide for a registry of persons who are International Board Certified Lactation Consultants; and to provide for related matters.

Read by title.

Rep. Iles moved the final passage of the bill.

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	Hill	Romero
Baylor	Holden	Salter
Bowler	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann

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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	Marionneaux	Travis
Diez	Martiny	Triche
Doerge	McCain	Waddell
Dupre	McCallum	Walsworth
Durand	McDonald	Warner
Farve	McMains	Welch
Faucheux	Michot	Weston
Flavin	Montgomery	Wiggins
Fontenot	Morrell	Wilkerson
Frith	Morrish	Willard
Fruge	Murray	Winston
Gautreaux	Odinet	Wooton
Glover	Pierre	Wright
Total—96		

NAYS

Windhorst
Total—1

ABSENT

Donelon	Mitchell	Perkins
Jenkins	Nevers	Strain
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 2181—
BY REPRESENTATIVE WILKERSON
AN ACT

To enact R.S. 40:1299.184 through 1299.188, relative to disparity in health care outcomes; to create the Disparity Commission to study disparity in disease and death rates among certain sectors of the population; to provide for legislative findings; to provide for powers, duties, and functions of the commission; to provide for membership of the commission; to provide for termination of the commission; and to provide for related matters.

Read by title.

Rep. Wilkerson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Pierre
Alario	Heaton	Pinac
Alexander	Hebert	Pratt
Ansardi	Hill	Quezaire
Barton	Holden	Riddle
Baudoin	Hopkins	Romero
Bruce	Hudson	Salter
Carter	Hunter	Schwegmann

Chaisson	Iles	Smith, J.D.—50th
Clarkson	Jetson	Smith, J.R.—30th
Copelin	Kenney	Thompson
Curtis	Landrieu	Thornhill
Damico	LeBlanc	Toomy
Daniel	Long	Travis
DeWitt	Marionneaux	Triche
Diez	Martiny	Waddell
Doerge	McCain	Walsworth
Dupre	McCallum	Warner
Durand	McDonald	Welch
Farve	McMains	Weston
Faucheux	Mitchell	Wilkerson
Frith	Montgomery	Willard
Gautreaux	Morrell	Wooton
Glover	Murray	Wright
Green	Nevers	
Guillory	Odinet	
Total—76		

NAYS

Bowler	Kennard	Sneed
Bruneau	Lancaster	Stelly
Crane	Michot	Theriot
Deville	Morrish	Wiggins
Flavin	Powell	Windhorst
Fontenot	Scalise	Winston
Fruge	Schneider	
Johns	Shaw	
Total—22		

ABSENT

Baylor	Jenkins	Strain
Donelon	Perkins	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 2186—
BY REPRESENTATIVES JENKINS, PERKINS, AND DANIEL
AN ACT

To authorize and provide the state through the Department of Health and Hospitals to transfer certain tracts of land situated in East Baton Parish to the Recreation and Park Commission for the Parish of East Baton Rouge; and to provide for related matters.

Read by title.

Rep. Daniel moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	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	Mitchell	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard
Frith	Morrish	Windhorst
Fruge	Murray	Winston
Gautreaux	Nevers	Wooton
Glover	Odinot	Wright
Green	Pierre	
Total—101		

NAYS

Total—0

ABSENT

Perkins Strain
Total—2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 2229—
BY REPRESENTATIVE GUILLORY
AN ACT

To authorize and provide the state through the division of administration to transfer certain tracts of land situated in Calcasieu Parish to Huff and Thomas Perpetual Care Cemetery, Inc.; and to provide for related matters.

Read by title.

Rep. Guillory moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander	Heaton	Pratt
Ansardi	Hebert	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	Stelly
Curtis	Lancaster	Theriot
Damico	Landrieu	Thompson
Daniel	LeBlanc	Thornhill
Deville	Long	Toomy
DeWitt	Marionneaux	Travis
Diez	Martiny	Triche
Doerge	McCain	Waddell
Donelon	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farve	Michot	Weston
Faucheux	Mitchell	Wiggins
Flavin	Montgomery	Wilkerson
Fontenot	Morrell	Willard
Frith	Morrish	Windhorst
Fruge	Murray	Winston
Gautreaux	Nevers	Wooton
Glover	Odinot	Wright
Green	Pierre	
Total—101		

NAYS

Total—0

ABSENT

Perkins Strain
Total—2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 2231—
BY REPRESENTATIVE WOOTON
AN ACT

To transfer to the Plaquemines Parish School Board from the State Board of Elementary and Secondary Education certain land, buildings, other facilities, and equipment under the supervision and control of the State Board of Elementary and Secondary Education and previously used by the board to provide postsecondary vocational and technical education to students; to provide for effectiveness; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Wooton moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

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Baylor	Hunter	Salter
Bowler	Jenkins	Scalise
Bruce	Jetson	Schneider
Bruneau	Johns	Schwegmann
Carter	Kennard	Shaw
Chaisson	Kenney	Smith, J.D.—50th
Copelin	Lancaster	Smith, J.R.—30th
Crane	Landrieu	Stelly
Curtis	LeBlanc	Theriot
Damico	Long	Thompson
Daniel	Marionneaux	Thornhill
Deville	Martiny	Toomy
DeWitt	McCain	Travis
Diez	McCallum	Triche
Dupre	McDonald	Waddell
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
Guillory	Pierre	
Total—95		

NAYS

Total—0

ABSENT

Clarkson	Hudson	Strain
Doerge	Iles	Walsworth
Donelon	Sneed	
Total—8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 117—
BY REPRESENTATIVES DOWNER, DUPRE, GAUTREUX, AND TRICHE
AN ACT

To amend and reenact R.S. 33:4574(A)(2)(l) and (C)(1)(a), 4574.1(C)(1), and 4574.1-A(A)(1)(l) and (B)(1) and R.S. 47:302.20(B), 322.24(B), and 332.39(B), relative to the Houma-Terrebonne Tourist Commission; to change the name of such commission; and to provide for related matters.

Read by title.

Rep. Dupre moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

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

NAYS

Total—0

ABSENT

Strain
Total—1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 118—
BY REPRESENTATIVES DOWNER, CLARKSON, AND DUPRE
AN ACT

To enact R.S. 33:4574(A)(4), relative to tourist commissions; to provide relative to the designation of tourist commissions; to provide relative to changes in such designation; and to provide for related matters.

Read by title.

Rep. Dupre moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Bruneau	Iles	Schwegmann
Carter	Jenkins	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kennard	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	Perkins	Wright
Green	Pierre	
Total—101		

NAYS

Total—0

ABSENT

Marionneaux	Strain
Total—2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 266—
BY REPRESENTATIVE WIGGINS
AN ACT

To amend and reenact R.S. 13:996.28(A) and (B), relative to the Judicial Expense Fund for the Ninth Judicial District Court; to provide for the allocation of additional costs in criminal cases to the fund; and to provide for related matters.

Read by title.

Rep. Wiggins moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pierre
Alario	Hammett	Pinac
Alexander	Heaton	Powell
Ansardi	Hebert	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	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	Weston
Farve	Michot	Wiggins
Faucheux	Mitchell	Wilkerson
Flavin	Montgomery	Willard
Fontenot	Morrell	Windhorst
Frith	Morrish	Winston
Fruge	Murray	Wooton
Gautreaux	Nevers	Wright
Glover	Odinet	
Green	Perkins	
Total—100		

NAYS

Total—0

ABSENT

Pratt	Strain	Welch
Total—3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 369—
BY REPRESENTATIVE HOLDEN
AN ACT

To amend and reenact R.S. 26:78(A), relative to alcoholic beverage permits; to require the office of alcohol and tobacco control, upon the written request of an applicant for a permit, to obtain a certification from the Department of Revenue concerning the applicant's liability for delinquent sales taxes; and to provide for related matters.

Read by title.

Rep. Holden moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

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Carter	Iles	Shaw
Chaisson	Jenkins	Smith, J.D.—50th
Clarkson	Jetson	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	McCain	Triche
Doerge	McCallum	Waddell
Donelon	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Michot	Welch
Farve	Mitchell	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrish	Wilkerson
Fontenot	Murray	Willard
Frith	Nevers	Windhorst
Fruge	Odinet	Winston
Gautreaux	Perkins	Wooton
Glover	Pierre	Wright
Green	Pinac	
Total—98		

NAYS

Total—0

ABSENT

Ansardi	Martiny	Strain
Johns	Morrell	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 677—
BY REPRESENTATIVE FONTENOT
AN ACT

To amend and reenact R.S. 49:170.5, relative to state symbols; to delete the prohibition on payment of royalties and the commercial usage of the state painting; and to provide for related matters.

Read by title.

Rep. Fontenot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Powell
Alario	Heaton	Pratt
Alexander	Hebert	Quezaire
Barton	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bruce	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter	Iles	Schwegmann
Chaisson	Jenkins	Shaw

Clarkson	Jetson	Smith, J.D.—50th
Copelin	Johns	Smith, J.R.—30th
Crane	Kennard	Sneed
Curtis	Kenney	Stelly
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thompson
Deville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	McCain	Travis
Doerge	McCallum	Triche
Donelon	McDonald	Waddell
Dupre	McMains	Walsworth
Durand	Michot	Warner
Farve	Mitchell	Welch
Faucheux	Montgomery	Weston
Flavin	Morrell	Wiggins
Fontenot	Morrish	Wilkerson
Frith	Murray	Willard
Fruge	Nevers	Windhorst
Gautreaux	Odinet	Winston
Glover	Perkins	Wooton
Green	Pierre	Wright
Guillory	Pinac	
Total—98		

NAYS

Total—0

ABSENT

Ansardi	Lancaster	Strain
Bowler	Martiny	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Regular Calendar

HOUSE BILL NO. 2010—
BY REPRESENTATIVE JACK SMITH
AN ACT

To enact R.S. 42:821(A)(2)(a)(viii) and 851(A)(2)(a)(viii), relative to life and health and accident insurance coverage of the State Employees Group Benefits Program; to expand the definition of employees eligible for the program to include active and retired employees of the Acadiana Criminalistics Laboratory Commission; and to provide for related matters.

Read by title.

Rep. Jack Smith moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Pinac
Alario	Heaton	Powell
Alexander	Hebert	Pratt
Ansardi	Hill	Quezaire
Barton	Holden	Riddle
Baudoin	Hopkins	Romero
Bruce	Hudson	Salter

Bruneau	Hunter	Scalise
Carter	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
Daniel	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	Mitchell	Welch
Flavin	Montgomery	Weston
Fontenot	Morrell	Wiggins
Frith	Morrish	Wilkerson
Fruge	Murray	Willard
Gautreaux	Nevers	Windhorst
Glover	Odinet	Winston
Green	Perkins	Wooton
Guillory	Pierre	Wright

NAYS

Total—0

ABSENT

Baylor	Lancaster
Bowler	Strain

Total—4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 165—
BY REPRESENTATIVE WILKERSON
AN ACT

To enact R.S. 39:330.4, relative to the incorporeal property owned by a public institution of higher education; to require that certain transfers of ownership or of the right of use shall be by a public request for proposal process; to require the promulgation of rules and regulations relative to such transactions; to restrict the use of the proceeds of such transfer; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Wilkerson to Engrossed House Bill No. 165 by Representative Wilkerson

AMENDMENT NO. 1

On page 1, line 12, after "39:331" and before "or any" insert a comma and insert "332."

AMENDMENT NO. 2

On page 2, line 15, after "when the" delete the remainder of the line and insert "value of the right being conveyed exceeds"

AMENDMENT NO. 3

On page 2, line 16, after "dollars" delete the remainder of the line and insert a period "."

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

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

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 Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 463—

BY REPRESENTATIVE GREEN

AN ACT

To enact R.S. 32:781, relative to used motor vehicle dealers; to require used motor vehicle dealers to provide certain documents; to provide for penalties; to provide for suits for damages; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Green to Engrossed House Bill No. 463 by Representative Green

AMENDMENT NO. 1

On page 1, line 17, after "within", delete "ninety" and insert in lieu thereof "forty-five"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—101

NAYS

Total—0

ABSENT

Romero
Total—2

Strain

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 510—

BY REPRESENTATIVE HUNTER

AN ACT

To enact R.S. 32:1734, relative to towing; to authorize drivers to select a licensed towing company; to provide for minimum requirements; and to provide for related matters.

Read by title.

Rep. Hunter moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Odinet
Alario	Hammett	Pierre
Alexander	Heaton	Pinac
Ansardi	Hebert	Pratt
Barton	Hill	Quezaire
Baylor	Holden	Riddle
Bruce	Hopkins	Romero
Carter	Hudson	Salter
Chaisson	Hunter	Schwegmann
Clarkson	Iles	Shaw
Copelin	Jetson	Smith, J.D.—50th
Curtis	Kennard	Smith, J.R.—30th
Damico	Kenney	Sneed
Daniel	Landrieu	Theriot
Deville	LeBlanc	Thompson
DeWitt	Long	Thornhill
Diez	Marionneaux	Travis
Doerge	Martiny	Triche
Dupre	McCain	Waddell
Durand	McCallum	Warner
Farve	McDonald	Welch
Faucheux	McMains	Weston
Fontenot	Mitchell	Wilkerson
Frith	Montgomery	Willard
Glover	Morrell	Wooton
Green	Murray	Wright
Total—78		

NAYS

Baudoin	Lancaster	Toomy
Bowler	Michot	Walsworth
Bruneau	Morrish	Wiggins
Crane	Nevers	Windhorst
Fruge	Perkins	Winston
Gautreaux	Scalise	
Jenkins	Schneider	
Total—19		

ABSENT

Donelon	Johns	Stelly
Flavin	Powell	Strain
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 528—
BY REPRESENTATIVE KENNARD
AN ACT

To amend and reenact R.S. 32:773.1(A)(2)(b) and (l)(introductory paragraph) and 773.2(D) and to enact R.S. 32:771(19), relative to motorcycle and all-terrain vehicle dealers; to provide for definitions; to provide for unlawful acts of manufacturers and distributors; and to provide for related matters.

Read by title.

Rep. Kennard moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Perkins
Alario	Hammett	Pinac
Ansardi	Heaton	Powell
Barton	Hebert	Pratt
Baylor	Hill	Quezaire
Bruce	Holden	Romero
Bruneau	Hudson	Salter
Carter	Hunter	Schneider
Chaisson	Iles	Schwegmann
Clarkson	Jenkins	Shaw
Copelin	Jetson	Smith, J.D.—50th
Crane	Kennard	Smith, J.R.—30th
Curtis	Kenney	Sneed
Damico	Landrieu	Stelly
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
Fontenot	Montgomery	Wilkerson
Frith	Morrell	Willard
Fruge	Morrish	Windhorst
Gautreaux	Murray	Winston
Glover	Nevers	Wooton
Green	Odinot	Wright

Total—90

NAYS

Baudoin	Riddle	Walsworth
Bowler	Scalise	
Lancaster	Theriot	

Total—7

ABSENT

Alexander	Hopkins	Pierre
Flavin	Johns	Strain

Total—6

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 758—
BY REPRESENTATIVE WILLARD
AN ACT

To enact R.S. 32:1254(N)(3)(g) and (h) and (4)(e) and (f), relative to motor vehicle salesmen and lessors; to provide for a complete explanation of certain charges; to provide for a consumer's right to refuse certain fees; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Murray to Engrossed House Bill No. 758 by Representative Willard

AMENDMENT NO. 1

On page 2, line 2, delete "treating the interior" and on line 3, delete "upholstery of the vehicle."

AMENDMENT NO. 2

On page 2, at the end of line 6, add the following: "The provisions of this Section shall not apply to dealer-added options or accessories which are permanently affixed to the vehicle."

AMENDMENT NO. 3

On page 2, line 13, delete "treating" and on line 14, delete "the interior upholstery of the vehicle."

AMENDMENT NO. 4

On page 2, at the end of line 17, add the following: "The provisions of this Section shall not apply to dealer-added options or accessories which are permanently affixed to the vehicle."

Rep. Murray moved the adoption of the amendments.

Rep. Willard objected.

By a vote of 19 yeas and 73 nays, the amendments were rejected.

Rep. Willard moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Pinac
Alario	Heaton	Powell
Alexander	Hebert	Pratt
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

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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
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
Guillory	Pierre	
Total—101		

NAYS

Total—0

ABSENT

Donelon	Strain
Total—2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 828—

BY REPRESENTATIVE BRUNEAU AND SENATOR HAINKEL
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.

Read by title.

Rep. Bruneau moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Alexander	Heaton	Quezairé
Ansardi	Hebert	Riddle
Barton	Hill	Romero
Baudoin	Holden	Salter
Baylor	Hopkins	Scalise
Bowler	Hudson	Schneider
Bruce	Hunter	Schwegmann
Bruneau	Iles	Shaw
Carter	Jenkins	Smith, J.D.—50th
Chaisson	Jetson	Smith, J.R.—30th
Clarkson	Johns	Sneed
Copelin	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	Odinet	Wooton
Gautreaux	Perkins	Wright
Glover	Pierre	
Green	Pinac	
Total—100		

NAYS

Total—0

ABSENT

Kennard	Nevers	Strain
Total—3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1028—

BY REPRESENTATIVE PERKINS
AN ACT

To amend and reenact Children's Code Article 1198, relative to adoption proceedings; to provide for preferential treatment to married couples; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1112—

BY REPRESENTATIVE DIEZ
AN ACT

To enact R.S. 9:3530(F), relative to consumer credit; to provide for convenience fees; and to provide for related matters.

Read by title.

Rep. Travis moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pierre
Alario	Hammett	Pinac
Alexander	Heaton	Powell
Ansardi	Hebert	Pratt
Barton	Hill	Quezairé
Baudoin	Holden	Riddle
Baylor	Hopkins	Romero
Bowler	Hudson	Salter

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

Total—102

NAYS

Total—0

ABSENT

Strain
Total—1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1130—
BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 32:771(18) and to enact R.S. 32:771(19) and 1261, relative to used motor vehicles; to provide for the definition of "water- damaged vehicle"; to authorize setting aside the sale, transfer, or conveyance of a used motor vehicle under certain circumstances; and to provide for related matters.

Read by title.

Rep. Travis moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

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

Total—102

NAYS

Total—0

ABSENT

Strain
Total—1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1211—
BY REPRESENTATIVE ALARIO
AN ACT

To amend and reenact R.S. 48:461.4(introductory paragraph) and (a)(1), relative to the Department of Transportation and Development; to provide relative to outdoor advertising; to include certain land, buildings, and structures as areas where outdoor advertising shall be permitted; to include illuminated signs, marquees, and electronic readerboard systems as permitted signs; to delete certain provisions relating to illuminated signs which indicate customary public service information; and to provide for related matters.

Read by title.

Rep. Alario moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

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

NAYS

Total—0

ABSENT

Frith	Strain	Welch
Total—3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1214—
BY REPRESENTATIVE DAMICO
AN ACT

To amend and reenact Civil Code Article 2315 and to enact Civil Code Article 2315.7, relative to damages; to provide for compensatory damages; to provide for recovery of damages for injury, loss, or death caused by an offense or quasi offense; to provide that damages shall not be allowed or recoverable for fear, apprehension, or risk of future injury, loss, or death, or for future medical monitoring unless the claimant has sustained and manifested a physical injury as a direct result of the offense or quasi offense; to provide for applicability; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Salter on behalf of the Legislative Bureau to Engrossed House Bill No. 1214 by Representative Damico

AMENDMENT NO. 1

On page 1, line 3, and on page 2, lines 8 and 10, change "2315.7" to "2315.8"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Johns	Sneed
Alexander	Kenney	Stelly
Bowler	Lancaster	Thompson
Bruneau	LeBlanc	Toomy
Clarkson	Long	Travis
Crane	McCallum	Triche
Damico	McDonald	Waddell
Daniel	McMains	Walsworth
DeWitt	Michot	Warner
Diez	Morrish	Wiggins
Durand	Nevers	Windhorst
Flavin	Powell	Winston
Fruge	Salter	Wooton
Gautreaux	Scalise	Wright
Hopkins	Schneider	
Jenkins	Smith, J.D.—50th	
Total—46		

NAYS

Alario	Fontenot	Morrell
Ansardi	Frith	Murray
Barton	Glover	Odinet
Baudoin	Green	Pinac
Baylor	Guillory	Pratt
Bruce	Heaton	Quezaire
Carter	Hebert	Riddle
Chaisson	Holden	Schwegmann
Copelin	Hudson	Smith, J.R.—30th
Curtis	Iles	Theriot
Deville	Landrieu	Thornhill
Doerge	Marionneaux	Welch
Donelon	Martiny	Weston
Dupre	McCain	Wilkerson
Farve	Mitchell	Willard
Faucheux	Montgomery	
Total—47		

ABSENT

Hammett	Kennard	Shaw
Hill	Perkins	Strain
Hunter	Pierre	
Jetson	Romero	
Total—10		

The Chair declared the above bill failed to pass.

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

HOUSE BILL NO. 1224—
BY REPRESENTATIVE DANIEL
AN ACT

To enact R.S. 30:5.1, relative to unitization of oil and gas wells; to provide for deep pool units; to provide procedures, terms, and conditions; to provide for rules and regulations; to provide for certain orders of the commissioner of conservation; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McCain to Engrossed House Bill No. 1224 by Representative Daniel

AMENDMENT NO. 1

On page 1, at the end of line 15, insert:

"Notwithstanding any other provisions of law to the contrary, any well drilled to a depth greater than fifteen thousand feet true vertical depth, prior to June 1, 1999, may be included in a subsequently formed deep well unit, reservoir-wide unit, or field-wide unit only on a surface acreage basis and only if all acres attributable to the well by a prior unit order are included in the commissioner of conservation's new unit order."

AMENDMENT NO. 2

On page 2, line 25, change "just and equitable" to "surface acreage"

Rep. Daniel asked for and obtained a division of the question.

On motion of Rep. McCain, Amendment No. 1 was adopted.

Rep. McCain moved adoption of Amendment No. 2.

Rep. Daniel objected.

By a vote of 66 yeas and 31 nays, the amendment was adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Powell
Alexander	Heaton	Pratt
Ansardi	Hebert	Quezairé
Baudoin	Hill	Riddle
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	Kenney	Sneed
Curtis	Lancaster	Stelly
Damico	Landrieu	Theriot
Daniel	LeBlanc	Thompson
Deville	Long	Thornhill
DeWitt	Marionneaux	Toomy
Diez	Martiny	Travis
Doerge	McCain	Triche
Donelon	McCallum	Waddell
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Farve	Michot	Welch
Faucheux	Mitchell	Weston
Flavin	Montgomery	Wiggins

Fontenot	Morrell	Wilkerson
Frith	Morrish	Willard
Früge	Murray	Windhorst
Gautreaux	Nevers	Winston
Glover	Odinet	Wooton
Green	Pierre	Wright

Total—99

NAYS

Total—0

ABSENT

Barton	Perkins
Jetson	Strain

Total—4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1225—
BY REPRESENTATIVE DANIEL
AN ACT

To enact R.S. 47:511.2, relative to motor vehicle registration; to provide for the issuance of temporary registration plates for certain motor vehicles; to provide for fees; to provide for their duration; to provide for administrative rules; and to provide for related matters.

Read by title.

Rep. Daniel moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

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Faucheux	Morrell	Wilkerson
Flavin	Murray	Willard
Fontenot	Nevers	Windhorst
Frith	Odinet	Winston
Fruge	Pierre	Wooton
Gautreaux	Pinac	Wright

Total—96

NAYS

Total—0

ABSENT

Hammett	McCallum	Strain
Hebert	Morrish	
Hill	Perkins	

Total—7

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

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1335—
BY REPRESENTATIVE MARIONNEAUX
AN ACT

To amend and reenact R.S. 22:672(D)(1), relative to motor vehicles towed and stored for repairs; to provide for towing; to provide for storage fees; and to provide for related matters.

Read by title.

Motion

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

Rep. Marionneaux objected.

By a vote of 36 yeas and 55 nays, the House refused to return the bill to the calendar.

Rep. Marionneaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Holden	Powell
Alario	Iles	Quezaire
Alexander	Johns	Riddle
Ansardi	Kennard	Schneider
Barton	Kenney	Schwegmann
Bruce	Lancaster	Smith, J.D.—50th
Carter	Landrieu	Smith, J.R.—30th
DeWitt	Long	Sneed
Diez	Marionneaux	Stelly
Doerge	Martiny	Thompson
Donelon	McCain	Thornhill
Dupre	McCallum	Toomy
Durand	Mitchell	Travis
Faucheux	Montgomery	Triche
Flavin	Morrish	Waddell
Fontenot	Murray	Warner
Frith	Nevers	Winston
Gautreaux	Odinet	Wooton
Green	Pinac	

Total—56

NAYS

Baudoin	Glover	Scalise
Baylor	Guillory	Shaw
Chaisson	Heaton	Theriot
Clarkson	Hebert	Walsworth
Copelin	Jenkins	Welch
Crane	McDonald	Weston
Curtis	McMains	Wiggins
Damico	Michot	Wilkerson
Deville	Morrell	Willard
Farve	Pratt	Windhorst
Fruge	Salter	Wright

Total—33

ABSENT

Bowler	Hopkins	Perkins
Bruneau	Hudson	Pierre
Daniel	Hunter	Romero
Hammett	Jetson	Strain
Hill	LeBlanc	

Total—14

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1344—
BY REPRESENTATIVES FONTENOT, DEWITT, DOWNER, MCMAINS,
DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL,
BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 47:806(B)(1), relative to the taxation of special fuels; to specify the length of time records of bulk sales and deliveries of special fuels shall be kept by the supplier or dealer; and to provide for related matters.

Read by title.

Rep. Fontenot moved the final passage of the bill.

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	Stelly
Curtis	Lancaster	Theriot
Damico	Landrieu	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	Pierre	Wright

Total—99

NAYS

Total—0

ABSENT

Hill	Perkins
LeBlanc	Strain

Total—4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1524—

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

AN ACT

To amend and reenact R.S. 30:2054(B)(8)(a) and R.S. 32:1306(C) and to repeal R.S. 30:2054(B)(8)(b), (c), and (d) and R.S. 32:1304(D)(2) and (3), relative to motor vehicle emissions and inspection and maintenance; to provide for the establishment and implementation of a program for the control and abatement of motor vehicle emissions; to provide for applicability of such program and of certain procedures, requirements, and conditions; to provide for emissions inspections; to provide for the imposition and disposition of certain fees; to repeal certain requirements and procedures regarding vehicle emission inspections and reports; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Salter on behalf of the Legislative Bureau to Engrossed House Bill No. 1524 by Representative Damico

AMENDMENT NO. 1

On page 3, line 6, following "in" delete "Paragraph (4) of"

AMENDMENT NO. 2

On page 3, line 18, following "(3)" insert "(a)"

AMENDMENT NO. 3

On page 4, line 5, before "After" insert "(b)"

AMENDMENT NO. 4

On page 4, line 14, before "The" insert "(c)"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Damico to Engrossed House Bill No. 1524 by Representative Damico

AMENDMENT NO. 1

On page 2, line 23, after "Fund." insert "The inspection and maintenance of motor vehicles as required by this Paragraph shall begin on January 1, 2000."

AMENDMENT NO. 2

On page 3, line 21, after "charged" insert "for each inspection"

AMENDMENT NO. 3

On page 4, line 6, after "fee" insert "provided for in this Paragraph" and after "three dollars" insert "for each inspection"

AMENDMENT NO. 4

On page 4, line 13, after "additional" delete "work" and insert "equipment and labor"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Marionneaux to Engrossed House Bill No. 1524 by Representative Damico

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 32:1306(C)" insert "and to enact R.S. 30:2054(B)(2)(c)."

AMENDMENT NO. 2

On page 1, line 11, after "reports;" insert "to provide relative to issuance of air permits for new or expanded facilities; to require approval by a majority vote in the parishes where new or expanded facilities are locating;"

AMENDMENT NO. 3

On page 1, line 13, after "reenacted" insert "and R.S. 30:2054(B)(2)(c) is hereby enacted"

AMENDMENT NO. 4

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

"(2)

* * *

c.(i) Notwithstanding any provisions of law to the contrary, no air emission permit, license, variance, or compliance order for a new or expanded facility shall be issued by the department to any applicant, until the construction of such new and expanded facility has been approved by a majority vote of the residents of the parish in which the new or expanded facility is to be located in an election called for that purpose.

(ii) If any new or expanded facility seeking an air emission permit, license, variance or compliance schedule is to be located within one mile of the boundary of an adjoining parish, no such air emission permit, license, variance, or compliance schedule shall be issued until the construction of such new or expanded facility has been approved by a majority vote of the residents of both parishes in an election called for that purpose.

(iii) The department shall promulgate rules and regulations necessary to implement the provisions of this Subparagraph.

* * *

Point of Order

Rep. McMains asked for a ruling from the Chair as to whether the above amendments were germane to the subject matter contained in the bill as introduced.

Ruling of the Chair

The Chair ruled that the above amendments were not germane to the subject matter contained in the bill as introduced.

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

Speaker Pro Tempore Bruneau in the Chair

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

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	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
Denville	Martiny	Toomy
DeWitt	McCain	Travis
Diez	McCallum	Triche
Doerge	McDonald	Waddell
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
Glover	Pierre	
Total—98		

NAYS

Marionneaux
Total—1

ABSENT

Hill	Strain
Hopkins	Walsworth
Total—4	

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

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1548—
BY REPRESENTATIVE WIGGINS
AN ACT

To amend and reenact R.S. 30:2057(B)(5) and (C)(1) and R.S. 33:1236(31)(b)(ii) and to enact R.S. 30:2057(D), (E), (F), (G), and (H) and R.S. 33:1236(31)(c), (d), (e), and (f), relative to air quality; to provide for restrictions on the open burning of yard waste; to provide relative to regulatory authority and exceptions; to provide for certain powers of parish governing authorities; to provide enforcement procedures for violations; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Salter on behalf of the Legislative Bureau to Engrossed House Bill No. 1548 by Representative Wiggins

AMENDMENT NO. 1

On page 1, line 4, following "(e)," and before "relative" change "and (f)" to "(f) and (g),"

AMENDMENT NO. 2

On page 4, line 2, following "(e)" and before "are" change "and (f)" to ", (f) and (g)"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Wiggins to Engrossed House Bill No. 1548 by Representative Wiggins

AMENDMENT NO. 1

On page 1, line 4, after "(e)" delete "and" and after "(f)" insert "(g), and (h)," and on line 8, after "violations;," insert "to provide for penalties;"

AMENDMENT NO. 2

On page 2, line 25, after "E." insert "(L)"

AMENDMENT NO. 3

On page 3, line 6, after "received" insert "and investigated"

AMENDMENT NO. 4

On page 3, line 7, after "activities" insert "and determined that a violation of this Subsection has occurred or is occurring."

AMENDMENT NO. 5

On page 3, line 10, after "matter." delete the remainder of the line and delete lines 11 through 14 and insert the following:

"(2) If, after notification of a violation of the burning activities prohibited by Subsection D has been delivered to a violator as provided herein, the violator intentionally and maliciously continues to conduct burning activities, each subsequent violation of such Subsection will subject the violator to only the following civil penalties:

(a) The penalty for the first violation following notification shall be a fine of one hundred dollars.

(b) The penalty for the second violation following notification shall be a fine of two hundred fifty dollars.

(c) The penalty for the third violation following notification shall be a fine of five hundred dollars.

(d) For a fourth or subsequent violation following notification, the penalty shall be set by the Department of Environmental Quality pursuant to R.S. 30:2025, except that no penalty shall exceed two thousand five hundred dollars for each subsequent violation.

AMENDMENT NO. 6

On page 4, line 2, after "(e)" delete "and" and after "(f)" insert "(g), and (h)" and on line 25, after "received" insert "and investigated" and after "activities" insert "and determined that a violation of Subparagraph (b) of this Paragraph has occurred or is occurring"

AMENDMENT NO. 7

On page 5, line 3, after "matter." delete the remainder of the line and delete lines 4 through 7 in their entirety and insert the following:

(d) If, after notification of a violation of the burning activities prohibited by Subparagraph (b) has been delivered to a violator as provided herein, the violator intentionally and maliciously continues to conduct burning activities, each subsequent violation of such Subparagraph will subject the violator to the only following civil penalties:

(i) The penalty for the first violation following notification shall be a fine of one hundred dollars.

(ii) The penalty for the second violation following notification shall be a fine of two hundred fifty dollars.

(iii) The penalty for the third violation following notification shall be a fine of five hundred dollars.

(iv) For a fourth or subsequent violation following notification, the penalty shall be set by the Department of Environmental Quality pursuant to R.S. 30:2025, except that no penalty shall exceed two thousand five hundred dollars for each subsequent violation.

AMENDMENT NO. 8

On page 5, line 8, change "(d)" to "(e)"

AMENDMENT NO. 9

On page 5, line 12, change "(e)" to "(f)"

AMENDMENT NO. 10

On page 5, line 16, change "(f)" to "(g)"

AMENDMENT NO. 11

On page 5, line 19, change "(g)" to "(h)" and after "(e)," delete "and (f)", and insert "(f), and (g)"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Powell
Alario	Hammett	Pratt
Ansardi	Heaton	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
Copelin	Johns	Sneed
Crane	Kenney	Stelly
Curtis	Lancaster	Theriot
Damico	Landrieu	Thompson
Daniel	Long	Thornhill
Deville	Marionneaux	Toomy
DeWitt	Martiny	Travis
Diez	McCain	Triche
Doerge	McCallum	Waddell
Donelon	McDonald	Walsworth
Dupre	Michot	Warner
Farve	Mitchell	Welch
Faucheux	Montgomery	Weston
Flavin	Morrell	Wiggins
Fontenot	Morrish	Wilkerson
Frith	Murray	Willard
Fruge	Odinet	Windhorst

Gautreaux	Perkins	Winston
Glover	Pierre	Wooton
Green	Pinac	Wright
Total—93		

NAYS

Total—0

ABSENT

Alexander	Kennard	Schneider
Clarkson	LeBlanc	Strain
Durand	McMains	
Hebert	Nevers	
Total—10		

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

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1550—

BY REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 30:2054(B)(2)(b)(vii), relative to the Louisiana Air Control Law; to provide restrictions on the powers of the secretary of the Department of Environmental Quality with regard to certain motor vehicle fuels programs; and to provide for related matters.

Read by title.

Rep. Damico moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Heaton	Powell
Alario	Hebert	Pratt
Alexander	Hill	Quezairé
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	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
Flavin	Montgomery	Wiggins
Fontenot	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

Carter	Faucheux	Strain
Total—3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1554—

BY REPRESENTATIVES MORRISH, DAMICO, FONTENOT, FRUGE, JOHNS, KENNEY, MARTINY, MCCALLUM, PERKINS, POWELL, ROMERO, THOMPSON, WALSWORTH, WIGGINS, AND WOOTON AND SENATORS BRANCH, DEAN, ELLINGTON, GREEN, AND THEUNISSEN

AN ACT

To enact R.S. 30:2063(K), relative to prevention of accidental chemical releases under the Louisiana Air Control Act; to provide relative to storers of liquefied petroleum gas; to provide relative to obligations and exemptions from fees; and to provide for related matters.

Read by title.

Motion

Rep. Morrish moved that House Bill No. 1554 be designated as a duplicate of Senate Bill No. 345.

Which motion was agreed to.

Motion

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

HOUSE BILL NO. 1579—

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

AN ACT

To enact R.S. 32:291.1, relative to motor vehicles; to provide for reimbursement for the cost of cleanup or removal of road hazards; and to provide for related matters.

Read by title.

Motion

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

Rep. Diez objected.

By a vote of 35 yeas and 58 nays, the House refused to return the bill to the calendar.

Rep. Diez moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Salter
Alario	Green	Scalise
Alexander	Hammett	Schneider
Barton	Hebert	Schwegmann
Bruce	Hill	Shaw
Bruneau	Hopkins	Smith, J.D.—50th
Carter	Johns	Smith, J.R.—30th
Clarkson	Kenney	Sneed
Crane	Landrieu	Stelly
Curtis	Long	Theriot
Damico	Marionneaux	Thompson
Deville	Martiny	Thornhill
DeWitt	McCallum	Travis
Diez	McDonald	Waddell
Doerge	McMains	Walsworth
Dupre	Michot	Warner
Faucheux	Mitchell	Wiggins
Flavin	Montgomery	Willard
Fontenot	Nevers	Windhorst
Frith	Odinet	Wooton
Fruge	Pinac	Wright
Gautreaux	Powell	
Total—65		

NAYS

Baudoin	Holden	Riddle
Baylor	Iles	Toomy
Copelin	Jenkins	Triche
Daniel	McCain	Welch
Donelon	Morrell	Weston
Farve	Murray	Wilkerson
Guillory	Perkins	
Heaton	Pratt	
Total—22		

ABSENT

Ansardi	Jetson	Quezaire
Bowler	Kennard	Romero
Chaisson	Lancaster	Strain
Durand	LeBlanc	Winston
Hudson	Morrish	
Hunter	Pierre	
Total—16		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1592—

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

AN ACT

To enact R.S. 30:2289.1(D), relative to the Department of Environmental Quality; to provide relative to hazardous waste or substances and remedial actions; to provide relative to requests for review, investigation, and oversight; to authorize the department to impose and collect certain fees; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Damico to Engrossed House Bill No. 1592 by Representative Damico

AMENDMENT NO. 1

On page 1, line 4, after "relative to" delete "requests" and insert "promulgation of rules for fees"

AMENDMENT NO. 2

On page 1, line 14, after "plan" delete the remainder of the line, insert a period and insert "The department shall promulgate rules and regulations to provide fees for the review."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Pinac
Alario	Gautreaux	Powell
Alexander	Glover	Quezaire
Ansardi	Green	Riddle
Barton	Hammett	Romero
Baylor	Heaton	Salter
Bowler	Hebert	Schneider
Bruneau	Holden	Schwegmann
Carter	Hunter	Shaw
Chaisson	Jetson	Smith, J.D.—50th
Clarkson	Johns	Smith, J.R.—30th
Copelin	Kenney	Stelly
Damico	Lancaster	Theriot
Deville	Landrieu	Thompson
DeWitt	Long	Thornhill
Diez	Martiny	Toomy
Donelon	McCallum	Travis
Dupre	McMains	Walsworth
Durand	Michot	Welch
Farve	Mitchell	Weston
Faucheux	Montgomery	Wiggins
Flavin	Morrish	Willard
Fontenot	Murray	Winston
Frith	Odinet	Wooton
Total—72		

NAYS

Baudoin	Iles	Pratt
Bruce	Jenkins	Scalise
Crane	Kennard	Triche
Daniel	Marionneaux	Waddell
Doerge	McCain	Wilkerson
Guillory	Nevers	Windhorst
Hill	Perkins	Wright
Hopkins	Pierre	
Total—23		

ABSENT

Curtis	McDonald	Strain
Hudson	Morrell	Warner
LeBlanc	Sneed	
Total—8		

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

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1028—
BY REPRESENTATIVE PERKINS
AN ACT

To amend and reenact Children's Code Article 1198, relative to adoption proceedings; to provide for preferential treatment to married couples; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Perkins moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fontenot	Powell
Alario	Frith	Romero
Alexander	Hammett	Scalise
Barton	Hebert	Shaw
Baudoin	Hopkins	Smith, J.D.—50th
Bruce	Jenkins	Smith, J.R.—30th
Crane	Johns	Stelly
Damico	Kennard	Theriot
Daniel	Kenney	Thompson
Deville	Long	Thornhill
DeWitt	McCallum	Toomy
Diez	McDonald	Walsworth
Donelon	McMains	Wiggins
Dupre	Montgomery	Windhorst
Faucheux	Nevers	Wright
Flavin	Perkins	
Total—47		

NAYS

Ansardi	Holden	Pratt
Baylor	Hunter	Quezaire
Bowler	Iles	Riddle
Bruneau	Jetson	Salter
Chaisson	Lancaster	Schwegmann
Clarkson	Landrieu	Sneed
Copelin	Marionneaux	Travis
Curtis	Martiny	Waddell
Doerge	McCain	Warner
Farve	Michot	Welch
Fruge	Mitchell	Weston
Gautreaux	Morrell	Wilkerson
Glover	Morrish	Willard
Green	Murray	Winston
Guillory	Odinet	Wooton
Heaton	Pierre	
Hill	Pinac	
Total—49		

ABSENT

Carter	LeBlanc	Triche
Durand	Schneider	
Hudson	Strain	
Total—7		

The Chair declared the above bill failed to pass.

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

Speaker Downer in the Chair

HOUSE BILL NO. 1593—
BY REPRESENTATIVES DAMICO, DEWITT, DOWNER, MCMAINS, DIEZ,
AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL,
BARHAM, AND SCHEDLER
AN ACT

To enact R.S. 49:191(12) and to repeal R.S. 49:191(10)(b), relative to the Department of Environmental Quality, including provisions to provide for the re-creation of the Department of Environmental Quality and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Copelin to Engrossed House Bill No. 1593 by Representative Damico, et al

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 49:191(12)" to "R.S.49:191(11)(g)"

AMENDMENT NO. 2

On page 2, at the beginning on line 1, change "2006" to "2002"

AMENDMENT NO. 3

On page 2, line 6, change "R.S. 49:191(12)" to "R.S.49:191(11)(g)"

AMENDMENT NO. 4

On page 2, delete line 16 in its entirety and in lieu thereof insert the following:

"(11) July 1, 2001:

* * *

AMENDMENT NO. 5

On page 2, at the beginning of line 17, change "(a)" to "(g)"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	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	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

McCain
Total—1

ABSENT

Strain
Total—1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Suspension of the Rules

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

Petitions, Memorials and Communications

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

Privileged Report of the Committee on Enrollment

May 11, 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. 48—

BY REPRESENTATIVES BAYLOR, BRUNEAU, COPELIN, FONTENOT, HUNTER, SCALISE, WADDELL, WALSWORTH, AND WELCH
A RESOLUTION

To urge and request private employers to assist any employee who seeks and holds elected public office while in the employ of the private entity in performing the public service the elected position entails by working with the elected official to reschedule his work duties with the private employer or to permit a leave of absence, and to assist the employee/public official to maintain his salary, seniority, and other benefits of employment.

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

May 11, 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. 193—

BY REPRESENTATIVE JENKINS
A CONCURRENT RESOLUTION

To commend and congratulate Rev. Jesse Jackson on his success in freeing the American servicemen Christopher J. Stone, Steven M. Gonzales, and Andrew Ramirez from their imprisonment by the Serbian forces of Slobodan Milosevic.

HOUSE CONCURRENT RESOLUTION NO. 194—

BY REPRESENTATIVE WILLARD
A CONCURRENT RESOLUTION

To express sincere condolences of the Legislature of Louisiana upon the death of Muriel Cynthia Jones Williams.

HOUSE CONCURRENT RESOLUTION NO. 195—

BY REPRESENTATIVE JETSON
A CONCURRENT RESOLUTION

To commend Seimone Augustus, a native of Louisiana and an outstanding member of the Capitol High Lady Lions Basketball team, who helped lead her team to a record of 36-2, and state runner-up in Class AAAA.

HOUSE CONCURRENT RESOLUTION NO. 196—

BY REPRESENTATIVES MCDONALD, THOMPSON, MCCALLUM, HUNTER, KENNEY, WALSWORTH, ALEXANDER, AND WRIGHT AND SENATORS EWING, BARHAM, ELLINGTON, AND JONES
A CONCURRENT RESOLUTION

To commend LSU baseball coach Skip Bertman for his splendid achievements, for the honor and distinction he has brought to LSU and Louisiana, for the academic success of his players, and for his effective promotion of baseball throughout the state.

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.

Message from the Senate

SENATE BILLS

May 11, 1999

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

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

Senate Bill Nos. 234, 243, 300, 352, 438, 598, 605, 622, 649, 706, 825, 829, 881, 1016, 1070, 1076, 1077, 1104, 1105, and 1107

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

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

**Senate Bills and Joint Resolutions
on First Reading**

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

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

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

Read by title.

SENATE BILL NO. 243—
BY SENATORS LENTINI AND CRAVINS
AN ACT

To amend and reenact R.S. 22:1406(D)(1)(a)(ii), relative to uninsured motorist coverage; to provide for the rejection of uninsured motorist coverage; to require that such rejection be valid for the life of the policy; and to provide for related matters.

Read by title.

SENATE BILL NO. 300—
BY SENATOR GREENE
AN ACT

To amend and reenact R.S. 22:637.1, relative to insurance premiums; to provide for payment of interest on premium refunds due to overpayment by an insured; to remove certain exceptions to payments of interest on premium refunds; and to provide for related matters.

Read by title.

SENATE BILL NO. 352—
BY SENATOR ULLO
AN ACT

To enact R.S. 32:397(C), relative to motor vehicle accident reports; to require the commissioner of the Department of Public Safety & Corrections to collect and publish statistical information as to whether a cellular or other mobile telephone was in use at the time of a motor vehicle accident; and to provide for related matters.

Read by title.

SENATE BILL NO. 438—
BY SENATOR LANDRY
AN ACT

To amend and reenact R.S. 48:229(A) and 250.2(C), relative to roads, bridges, and ferries; to provide relative to design-build contracts; to provide for funding for the pilot program for such contracts; and to provide for related matters.

Read by title.

SENATE BILL NO. 598—
BY SENATOR SCHEDLER
AN ACT

To amend and reenact R.S. 32:123(C) and to enact R.S. 32:123(D) and 232.1, relative to motor vehicle and traffic regulations; to provide for right of way at a four-way stop; to provide for right of way for vehicles approaching an intersection in which traffic lights are inoperative; and to provide for related matters.

Read by title.

SENATE BILL NO. 605—
BY SENATOR JORDAN
AN ACT

To amend and reenact R.S. 17:416(C)(1), relative to school discipline; to provide relative to the authority of certain school officials; to provide relative to certain disciplinary actions; to provide relative to the hearing conducted by the local superintendent or his designate in cases recommending expulsion; and to provide for related matters.

Read by title.

SENATE BILL NO. 622—
BY SENATOR LANDRY
AN ACT

To amend and reenact R.S. 38:2212(A)(1)(a), to enact R.S. 38:2212.1, to repeal R.S. 38:2212(A)(1), (f), (g) and (3)(b), (K), (L), (N), (P), and (Q), and to redesignate R.S. 38:2212.1 through 2212.4, all relative to the public bid law; to separate the purchase of materials and supplies from the provisions regarding public works contracts; to provide relative to certain purchases made by a public safety agency; to require certain quotations on such purchases; and to provide for related matters.

Read by title.

SENATE BILL NO. 649—
BY SENATOR SMITH
AN ACT

To amend and reenact R.S. 23:1225(C)(1), relative to workers' compensation; to provide for reduction of benefits in certain circumstances; to provide for the amount of such reduction; to provide for retroactive application; and to provide for related matters.

Read by title.

SENATE BILL NO. 706—

BY SENATOR BEAN

AN ACT

To amend and reenact R.S. 38:2219(A)(1)(a) relative to public contracts; to provide for issuance of bonds for public works projects; and to provide for related matters.

Read by title.

SENATE BILL NO. 825—

BY SENATOR HINES

AN ACT

To enact Part XIX of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1299.36 through 1299.36.6, and R.S. 37:1285(A)(31), all relative to human cloning; to prohibit human cloning; to prohibit the expenditure of state funds for the purpose of human cloning; to provide for definitions; to provide penalties; and to provide for related matters.

Read by title.

SENATE BILL NO. 829—

BY SENATOR BAJOEIE

AN ACT

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

Read by title.

SENATE BILL NO. 881—

BY SENATOR SMITH

AN ACT

To enact R.S. 23:1181, relative to workers' compensation; to require insurers to forward an insured's experience record and other statistical information to national rating organizations; and to provide for related matters.

Read by title.

SENATE BILL NO. 1016—

BY SENATOR HAINKEL AND REPRESENTATIVE COPELIN

AN ACT

To amend and reenact R.S. 17:3141.4(A) and R.S. 17:3141.4(A)(2)(a) as amended by Act No. 151 of the 1998 First Extraordinary Session, relative to proprietary schools; to provide relative to licenses; to authorize certain advertising by an applicant school under certain circumstances; to require prior written approval; to provide for monies received by an applicant school from prospective students prior to receipt of its proprietary school license; to provide for effectiveness; and to provide for related matters.

Read by title.

SENATE BILL NO. 1070—

BY SENATOR CAIN

AN ACT

To enact R.S. 33:4577(H), relative to the Beauregard Parish Covered Arena Authority; to provide for certain personnel of arena facility; to authorize board members to serve in certain positions; and to provide for related matters.

Read by title.

SENATE BILL NO. 1076—

BY SENATOR DEAN

AN ACT

To amend and reenact Section 1 of Act No. 233 of the 1984 Regular Session, as amended by Act No. 847 of the 1992 Regular Session, and as amended by Act No. 1364 of the 1997 Regular Session, relative to the Bohemia Spillway; to provide for the return of certain lands and certain revenues derived therefrom; to provide for ownership of certain lands; to provide for judicial review; to provide for certain transfers of title; to provide for suspension of certain funds; to provide for surveys; to provide for reports; and to provide for related matters.

Read by title.

SENATE BILL NO. 1077—

BY SENATOR W. FIELDS

AN ACT

To enact Chapter 2-A of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:151, relative to public libraries; to provide for the disposition of unused books by making them available to be claimed; to provide for applicability; and to provide for related matters.

Read by title.

SENATE BILL NO. 1104—

BY SENATORS MALONE AND SIRACUSA

AN ACT

To authorize the secretary of the Department of Health and Hospitals, for and on behalf of the state of Louisiana, to negotiate and to enter into a contract of exchange, conveyance, renunciation of conditions, assignment, transfer or other appropriate contract whereby all the heirs or legatees of the donor or donors of the parcel of ground upon which the Pines Treatment Center is located in Caddo Parish, Louisiana, will forever release the state of Louisiana and any of its ancestors in title from the conditions contained in the donation or donations through which the state of Louisiana acquired the parcel of ground for and in consideration of the transfer by the state of Louisiana of parts of the said parcel of ground to the said heirs or legatees of said donor or donors; to provide terms and conditions; and to provide for related matters.

Read by title.

SENATE BILL NO. 1105—

BY SENATOR HAINKEL

AN ACT

To enact Part IV of Chapter 10 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:1091 through 1092, relative to hospital service districts; to express state policy extending antitrust immunity of state to nonprofit hospital service districts; to provide an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 1107—

BY SENATOR COX

AN ACT

To amend and reenact R.S. 56:116(C)(2), relative to hunting; to provide for the use of scopes on muzzle loaders for certain hunters; and to provide for related matters.

Read by title.

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

May 11, 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. 23, 24, 25, 31, 34, 43, 51, 52, 54, 68, 79, 103, 104, 107, and 108

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.

**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. 200—
BY REPRESENTATIVES LONG, 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, GAUTREAU, GLOVER, GREEN, GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HOLDEN, HOPKINS, HUDSON, HUNTER, ILES, JENKINS, JETSON, JOHNS, KENNARD, KENNEY, LANCASTER, LANDRIEU, LEBLANC, 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 CONCURRENT RESOLUTION

To urge and request Northwestern State University, through its management board, to designate an existing scholarship available to students enrolled in the College of Education in the name of the Honorable Everett G. Doerge, former State Representative.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 201—
BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install lighting at the intersections of Interstate Highway 55 and Interstate Highway 10 and Interstate Highway 10 and United States Highway 51 in La Place, Louisiana.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 202—

BY REPRESENTATIVE FONTENOT
A CONCURRENT RESOLUTION

To direct the Wildlife and Fisheries Commission to adopt rules which apply to the Amite River, Blind River, Tickfaw River, and Lake Maurepas the same size and creel limits for black bass as those applicable to the Atchafalaya Basin and the Lake Verret-Lake Palourde area.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 203—

BY REPRESENTATIVES LONG, KENNEY, SALTER, THOMPSON, AND WRIGHT
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study certain alternative education programs in the Houston Independent School District and the feasibility of implementing such programs in Louisiana and to report its findings and recommendations to the House Committee on Education and the Senate Committee on Education by not later than September 1, 1999.

Read by title.

Lies over under the rules.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Civil Law and Procedure

May 11, 1999

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Civil Law and Procedure to submit the following report:

House Bill No. 247, by Fruge
Reported with amendments. (10-0) (Regular)

House Bill No. 591, by McCallum
Reported with amendments. (7-1) (Regular)

House Bill No. 650, by Windhorst (Joint Resolution)
Reported with amendments. (6-1) (Regular)

House Bill No. 975, by Glover
Reported with amendments. (7-0) (Regular)

House Bill No. 1799, by Landrieu
Reported favorably. (8-0) (Regular)

House Bill No. 1927, by Landrieu
Reported with amendments. (7-0) (Local and Consent)

House Bill No. 2080, by Daniel
Reported with amendments. (9-0) (Regular)

House Bill No. 2148, by Johns
Reported favorably. (8-0) (Regular)

F. CHARLES MCMAINS, JR.
Chairman

Report of the Committee on Environment

May 11, 1999

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 19, by Baylor
Reported favorably. (9-0)

House Bill No. 2195, by Guillory
Reported favorably. (8-0) (Regular)

House Bill No. 2230, by Damico
Reported with amendments. (7-0) (Regular)

Senate Bill No. 126, by Bean
Reported with amendments. (9-0) (Regular)

N. J. DAMICO
Chairman

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

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

May 11, 1999

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 185, by Flavin
Reported favorably. (7-0)

House Bill No. 983, by Kennard
Reported by substitute. (9-0) (Local and Consent)

House Bill No. 1109, by Warner
Reported favorably. (7-0) (Regular)

House Bill No. 1672, by Hammett
Reported with amendments. (7-0) (Local and Consent)

House Bill No. 1789, by Quezaire
Reported with amendments. (10-0) (Regular)

House Bill No. 2091, by John Smith
Reported favorably. (7-0) (Regular)

House Bill No. 2099, by Gautreaux
Reported favorably. (7-0) (Regular)

House Bill No. 2103, by Montgomery
Reported favorably. (7-0) (Local and Consent)

House Bill No. 2116, by Donelon
Reported with amendments. (7-0) (Regular)

House Bill No. 2140, by Diez
Reported favorably. (7-0) (Local and Consent)

House Bill No. 2158, by Marionneaux
Reported with amendments. (8-0) (Regular)

House Bill No. 2179, by Thompson
Reported favorably. (8-0) (Regular)

House Bill No. 2220, by McCallum
Reported with amendments. (7-0) (Regular)

JOHN C. DIEZ
Chairman

Report of the Committee on Ways and Means

May 11, 1999

To the Speaker and Members of the House of Representatives:

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

House Bill No. 2, by Alario
Reported with amendments. (11-0) (Regular)

House Bill No. 3, by Alario
Reported favorably. (11-0) (Regular)

House Bill No. 2110, by Daniel
Reported with amendments. (11-0) (Local and Consent)

Senate Bill No. 163, by Barham
Reported favorably. (11-0) (Regular)

Senate Bill No. 833, by Johnson
Reported favorably. (11-0) (Regular)

Senate Bill No. 834, by Johnson
Reported favorably. (11-0) (Regular)

JOHN A. ALARIO, JR.
Chairman

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

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

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

Motion

On motion of Rep. Wilkerson, the Committee on Commerce was discharged from further consideration of House Bill No. 193.

HOUSE BILL NO. 193—
BY REPRESENTATIVE WILKERSON
AN ACT

To enact R.S. 45:126, relative to electric public utilities; to provide certain safeguards for consumers against abusive practices by electric public utilities; and to provide for related matters.

Read by title.

Motion

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

Senate Bills and Joint Resolutions on Second Reading to be Referred

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

SENATE BILL NO. 345—

BY SENATORS ELLINGTON, BRANCH, DEAN, GREENE, MALONE AND THEUNISSEN

AN ACT

To enact R.S. 30:2063(K), relative to the chemical accident prevention program; to provide certain exemptions from fees charged pursuant to the chemical accident prevention program administered by the Louisiana Department of Environmental Quality; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

Rep. Morrish moved that Senate Bill No. 345 be designated as a duplicate of House Bill No. 1554.

Which motion was agreed to.

Rep. Morrish moved that Senate Bill No. 345 be amended to conform with House Bill No. 1554 and sent up the following floor amendments:

HOUSE FLOOR AMENDMENTS

Conforming Amendments proposed by Representative Morrish to Engrossed Senate Bill No. 345 by Senator Ellington (Duplicate of H.B. No. 1554)

AMENDMENT NO. 1

On page 1, line 2, after "relative to" delete the remainder of the line and delete lines 3 through 5 in their entirety and insert the following:

"prevention of accidental chemical releases under the Louisiana Air Control Act; to provide relative to storers of liquefied petroleum gas; to provide relative to obligations and exemptions from fees; and to provide for"

AMENDMENT NO. 2

On page 1, line 12, after "K.(1)" delete the remainder of the line and on line 13, delete "contrary, storers" and insert "Storers"

AMENDMENT NO. 3

On page 1, line 15, after "Commission" delete the remainder of the line and on line 16, delete "agricultural process" and insert "of the Department of Public Safety and Corrections"

AMENDMENT NO. 4

On page 2, at the beginning of line 1, delete "imposed"

AMENDMENT NO. 5

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

"(2) Storers of liquefied petroleum gas who use such gas as a fuel in an agricultural process shall not be required to pay any additional fees pursuant to this Section."

AMENDMENT NO. 6

On page 2, line 2, change "(2)" to "(3)" and delete "shall be construed to annul" and insert "is intended to nullify"

AMENDMENT NO. 7

On page 2, line 4, after "plan" delete the remainder of the line and delete line 5 in its entirety and insert the following:

"as required in this Section. However, the Department of Environmental Quality shall not regulate storers of liquefied petroleum gas for purposes of the risk management plan as required by the chemical accident prevention program."

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

Motion

On motion of Rep. Morrish, the above bill, as amended, was referred to the Legislative Bureau.

Suspension of the Rules

On motion of Rep. Lancaster, the rules were suspended to permit the Committee on House and Governmental Affairs to meet and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 649

Suspension of the Rules

On motion of Rep. Donelon, the rules were suspended to permit the Committee on Insurance to meet and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill Nos. 851 and 852

Leave of Absence

Rep. Strain - 1 day

Adjournment

On motion of Rep. Kenney, at 6:40 P.M., the House agreed to adjourn until Wednesday, May 12, 1999, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Wednesday, May 12, 1999.

ALFRED W. SPEER
Clerk of the House

C. Wayne Hays
Journal Clerk, *Emeritus*