THIRTY-EIGHTH 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

Thursday, May 20, 1999

The House of Representatives was called to order at 1:00 P.M., by the Honorable Hunt Downer, Speaker of the House of Representatives.

Morning Hour
ROLL CALL

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

PRESENT

Mr. Speaker                 Guillory           Pierre
Alario                       Hammett           Pinac
Alexander                    Heaton             Powell
Ansardi                      Hebert             Pratt
Barton                       Hill               Quezaire
Baudoin                      Holden             Riddle
Bayor                        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             Snead
Curtis                       Lancaster         Steily
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
Fruge                        Murray            Windhorst
Gautreaux                    Nevers             Winston
Glover                        Odinet            Wooton
Green
Total—102

ABSENT

Strain
Total—1

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

Prayer

Prayer was offered by Reverend Dennis Allen.

Pledge of Allegiance

Rep. Sneed 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. Walsworth, the reading of the Journal was dispensed with.

On motion of Rep. Walsworth, the Journal of May 19, 1999, was adopted.

Suspension of the Rules

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

Petitions, Memorials and Communications

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

Privileged Report of the Legislative Bureau

May 20, 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. 4
Reported without amendments.

Senate Bill No. 16
Reported without amendments.

Senate Bill No. 20
Reported without amendments.

Senate Bill No. 63
Reported without amendments.

Senate Bill No. 170
Reported without amendments.

Senate Bill No. 178
Reported without amendments.

Senate Bill No. 243
Reported without amendments.

Senate Bill No. 300
Reported without amendments.

Senate Bill No. 307
Reported without amendments.

1879
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. 224—
BY REPRESENTATIVE WALS WORTH
A CONCURRENT RESOLUTION
To urge and request the Orleans Parish coroner's office to produce the report on the autopsy of Mr. Curtis Lee Gullette and to provide such report to Mr. Gullette's immediate family members and to recognize and record the disregard displayed by such office to Mr. Gullette's family.

Read by title.
Lies over under the rules.

House and House Concurrent Resolutions

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

HOUSE RESOLUTION NO. 60—
BY REPRESENTATIVE WALSWORTH
A RESOLUTION
To urge and request the office of alcohol and tobacco control, Department of Revenue, to develop a plan for issuing citations and conducting undercover operations to charge persons under the age of twenty-one for purchasing or possessing alcoholic beverages.

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

HOUSE CONCURRENT RESOLUTION NO. 216—
BY REPRESENTATIVE JOHN SMITH
A CONCURRENT RESOLUTION
To memorialize the United States Congress to take such actions as are necessary to adequately fund and staff the DeRidder Automated Flight Service Station.

Read by title.
On motion of Rep. John Smith and under a suspension of the rules, the resolution was adopted.
Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 220—
BY REPRESENTATIVE WILLARD
A CONCURRENT RESOLUTION
To recognize the historical significance of Lincoln Beach and the importance of its rehabilitation, to express legislative support for its rehabilitation, and to request that the assistant secretary of the office of cultural development of the Department of Culture, Recreation, and Tourism evaluate the site for possible inclusion on the National Register of Historic Places.

Read by title.
Under the rules, the above resolution was referred to the Committee on Municipal, Parochial and Cultural Affairs.
HOUSE CONCURRENT RESOLUTION NO. 221—  
BY REPRESENTATIVE MCCALLUM  
A CONCURRENT RESOLUTION  
To urge and request the Louisiana State Law Institute to study a successor's rights relative to transfers of succession interests in immovable property prior to the judicial opening of the succession, the effect of creating a peremptive period for actions arising out of transfers of succession interests in immovable property which occurred prior to the judicial opening of the succession, and to report its findings and recommendations to the Legislature of Louisiana no later than January 1, 2001.  
Read by title.  
Under the rules, the above resolution was referred to the Committee on House and Governmental Affairs.

HOUSE CONCURRENT RESOLUTION NO. 222—  
BY REPRESENTATIVE HOLDEN  
A CONCURRENT RESOLUTION  
To memorialize the United States Congress to continue to support and fund the United States-Asia Environmental Partnership, the Environmental Technology Network for Asia, and the Council of State Governments' State Environmental Initiative.  
Read by title.  
Under the rules, the above resolution was referred to the Committee on Environment.

HOUSE CONCURRENT RESOLUTION NO. 223—  
BY REPRESENTATIVE SCHWEGMANN  
A CONCURRENT RESOLUTION  
To urge and request the Louisiana State Law Institute to study the law regarding domicile and legal residence relative to granting a homestead exemption, to make recommendations as to an expedited procedure for establishing a citizen's legal residence for purposes of the homestead exemption, and to report its findings to the Legislature of Louisiana no later than January 1, 2001.  
Read by title.  
Under the rules, the above resolution was referred to the Committee on House and Governmental Affairs.

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 113—  
BY SENATOR CAIN  
A CONCURRENT RESOLUTION  
To direct the secretary of the Department of Transportation and Development to study the long term effects of taking water from public water sources to be used for commercial purposes.  
Read by title.  
Under the rules, the above resolution was referred to the Committee on Transportation, Highways and Public Works.

SENATE CONCURRENT RESOLUTION NO. 114—  
BY SENATOR CAIN (BY REQUEST)  
A CONCURRENT RESOLUTION  
To urge and request the president of the United States to exercise the emergency powers delegated by congress to reestablish, restore, and maintain economic parity relative to the price of agricultural products.  
Read by title.  
Under the rules, the above resolution was referred to the Committee on Administration of Criminal Justice.

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

SENATE CONCURRENT RESOLUTION NO. 129—  
BY SENATORS COX, CAIN AND THEUNISSEN AND REPRESENTATIVES GUILLORY, FLAVIN, JOHNS, MOORISH AND STELLY  
A CONCURRENT RESOLUTION  
To recognize and commend the members, coaches, and staff of the Lake Charles-Boston Lady Cougars Outdoor Track and Field Team on winning the Class 3A state meet.  
Read by title.  
On motion of Rep. Guillory, and under a suspension of the rules, the resolution was concurred in.

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. 339—  
BY SENATOR LANDRY  
AN ACT  
To amend and reenact R.S. 9:5626, relative to prescription; to provide that all claims and actions for land and improvements taken for levee and levee drainage purposes shall prescribe within two years from actual occupancy, use or destruction; and to provide for related matters.  
Read by title.  
Under the rules, the above bill was referred to the Committee on Civil Law and Procedure.

SENATE BILL NO. 431—  
BY SENATOR LANDRY  
AN ACT  
To amend and reenact R.S. 9:5628, relative to prescription; to provide for prescriptive period applicable to state and private health care providers for actions for medical malpractice; to provide that the peremptive period does not apply in cases of fraud; and to provide for related matters.  
Read by title.  
Under the rules, the above bill was referred to the Committee on Civil Law and Procedure.

SENATE BILL NO. 549—  
BY SENATOR ROMERO  
AN ACT  
To enact Code of Criminal Procedure Art. 740, relative to restrictions on subpoenas; to provide for a subpoena duces tecum for certain records in the possession of the Department of Public Safety and Corrections; 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. 761—
BY SENATORS BEAN, HINES, BAJOIE, CAMPBELL, CASANOVA, CRAVINS, DARDEENNE, DYESS, ELLINGTON, EWING, C. FIELDS, HOLLIS, IBONS, JOHNSON, JORDAN, LAMBERT, LANDRY, MALONE, ROBICHAUX, ROMERO, SCHEDLER, SIRACUSA, SMITH, THEUNISSEN AND THOMAS
AN ACT
To enact R.S. 22:230.3, relative to health insurance; to provide for coverage of certain patients participating in selected clinical trials; to provide for approval of entities conducting such trials; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 798—
BY SENATOR BOISSIERE
AN ACT
To enact Subpart D of Chapter 9 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1291, relative to the Louisiana Hospitality Research Program; to provide for its creation; to provide for its purpose; to provide for its administration; to establish an advisory committee and provide for its membership, functions, and duties; to provide for development of a plan of operation; to provide for funding and record keeping; and to provide for related matters.

Read by title.

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

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. 1—
BY REPRESENTATIVE SALTER
A CONCURRENT RESOLUTION
To prohibit the Office of Elderly Affairs from making certain planning and service area changes and federal funding distribution changes relative to the Older Americans Act.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Health and Welfare to Original House Concurrent Resolution No. 1 by Representative Salter

AMENDMENT NO. 1
On page 2, line 19, after "of the" change "council directors" to "boards of directors of parish councils on aging"

AMENDMENT NO. 2
On page 3, line 5, after "of the" change "council directors" to "boards of directors of parish councils on aging"

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

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

House Bills and Joint Resolutions on Second Reading Reported by Committees

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

HOUSE BILL NO. 223—
BY REPRESENTATIVE MORRISH
AN ACT
To enact Code of Criminal Procedure Art. 222, relative to blood and saliva testing; to require a person to be tested for infectious disease after committing an act which could transmit the disease to a law enforcement officer; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 223 by Representative Morrish

AMENDMENT NO. 1
On page 2, line 22, change ""Means" is any" to ""Act" is the"

AMENDMENT NO. 2
On page 2, line 23, after "substances" and before the period "." add "by any means"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 465—
BY REPRESENTATIVE MONTGOMERY
AN ACT
To enact R.S. 14:40.2(E), relative to the crime of stalking; to provide for certain written notices of convictions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the regular calendar.
HOUSE BILL NO. 735—
BY REPRESENTATIVE TRAVIS
AN ACT
To amend and reenact R.S. 14:30(B), relative to the crime of first degree murder; to provide for the definition of "peace officer" for purposes of the crime; and to provide for related matters.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 735 by Representative Travis

AMENDMENT NO. 1
On page 1, line 15, after "officer," and before "licensed" insert "or a"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 757—
BY REPRESENTATIVE TRAVIS
AN ACT
To enact Code of Criminal Procedure Art. 215.3, relative to arrest; to authorize private security officers licensed by the Louisiana State Board of Private Security Examiners to detain a person suspected of criminal activity; and to provide for related matters.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 757 by Representative Travis

AMENDMENT NO. 1
On page 1, line 13, after "minutes," delete the remainder of the line, and delete line 14, and insert "when the"

AMENDMENT NO. 2
On page 1, line 15, after "officer has" and before "cause" change "reasonable" to "probable"

AMENDMENT NO. 3
On page 1, line 17, after "person" and before "for arrest" insert ", for a length of time not to exceed sixty minutes."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1119—
BY REPRESENTATIVE JOHNS
AN ACT
To amend and reenact R.S. 40:1379.3.1(A), relative to fees paid for concealed handgun permits; to provide for reduced fees for certain persons; and to provide for related matters.

Read by title.
Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1512—
BY REPRESENTATIVE BARTON
AN ACT
To enact R.S. 14:97.1(C), relative to the crime of soliciting on an interstate highway; to provide an exemption for professional firefighters soliciting for charitable purposes; and to provide for related matters.

Read by title.
Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1596—
BY REPRESENTATIVE WINDHORST
AN ACT
To amend and reenact R.S. 24:11, relative to legislative procedure; to provide for the form of a legislative petition for an extraordinary session of the legislature; to provide for the timing of such an extraordinary session; and to provide for related matters.

Read by title.
Reported favorably by the Committee on House and Governmental Affairs.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1619—
BY REPRESENTATIVE RIDDLE
AN ACT
To amend and reenact R.S. 36:478(C)(3), R.S. 46:231.12(A)(7), 1406, 1407, 1408(A) and (B), 1409, and 1443(A)(1), and Children's Code Art. 1173(A)(introductory paragraph), relative to child care facilities; to change the Louisiana Advisory Committee on Licensing of Child Care Facilities and Child Placing Agencies to the Child Care Committee on Licensing of Child Care Facilities; to provide for committee membership; to provide for powers, duties, and functions of the committee; to provide for regulations pertaining to Class A child care facilities; and to provide for related matters.

Read by title.
Reported by substitute by the Committee on Health and Welfare.

The substitute was read by title as follows:

**HOUSE BILL NO. 2278 (Substitute for House Bill No. 1619 by Representative Riddle)**

**BY REPRESENTATIVES RIDDLE AND DURAND**

AN ACT

To amend and reenact R.S. 46:1406, relative to child care facilities; to provide for the membership of the Louisiana Advisory Committee on Licensing of Child Care Facilities and Child Placing Agencies; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 2097—**

**BY REPRESENTATIVE HUDSON**

AN ACT

To amend and reenact R.S. 33:1432(8) and to enact R.S. 13:996.35, relative to fees paid to sheriffs in criminal cases; to provide for an increase of the fee paid to all sheriffs by persons who are convicted and condemned to pay costs; to provide for an additional fee to be paid to the sheriffs in certain parishes in all convictions and bond forfeitures in criminal cases in district courts; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 2097 by Representative Hudson

**AMENDMENT NO. 1**

On page 1, delete lines 2 through 5 in their entirety and insert in lieu thereof the following:

"To amend and reenact R.S. 33:1432(8) and to enact R.S. 13:996.35, relative to fees paid to sheriffs in criminal cases; to provide for an increase of the fee paid to all sheriffs by persons who are convicted and condemned to pay costs; to provide for an additional fee to be paid to the sheriffs in certain parishes in all convictions and bond forfeitures in criminal cases in district courts; and to provide for related"

**AMENDMENT NO. 2**

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

"Section 2. R.S. 33:1432(8) is hereby amended and reenacted to read as follows:

§1432. Fees in criminal matters

The compensation, fees, and costs allowed sheriffs, the parish of Orleans excepted, for all services in criminal matters, shall be the following:

* * * *

(8) Sheriffs are entitled to receive the same fees as fixed in civil matters when a person is convicted and condemned to pay costs, which in no event shall be less than five eight dollars.

* * * *"

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

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

Under the rules, placed on the regular calendar.
HOUSE BILL NO. 2098—
BY REPRESENTATIVE TOOMY
AN ACT
To amend and reenact R.S. 17:3217.2(D), to provide relative to the
operation of vending stands, vending machines, and other
concessions at Delgado Community College, including
limitations on fees, service charges, or other operating costs; to
provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2166—
BY REPRESENTATIVE WELCH
AN ACT
To amend and reenact R.S. 14:313, relative to offenses affecting the
public generally; to provide an exception to wearing masks or
hoods in public; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of
Criminal Justice.

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

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

HOUSE BILL NO. 2167—
BY REPRESENTATIVE WELCH
AN ACT
To enact R.S. 14:93.4(C), relative to the crime of exploitation of the
infirmed; to provide that a person convicted of the offense or
who enters a plea agreement for the offense shall be prohibited
from having access to any aged or disabled persons power of
attorney, guardianship, assets, or property; and to provide for
related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of
Criminal Justice to Original House Bill No. 2167 by Representative
Welch

AMENDMENT NO. 1

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

"The provisions of this Subsection shall not be construed to prohibit
the offender from inheriting from the infirmed victim."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2177—
BY REPRESENTATIVES QUEZAIRE, CRANE, AND KENNARD
AN ACT
To enact R.S. 14:34.8, relative to the crime of battery of a recreation
athletic contest official; to create the crime; to provide for
definitions; to provide for penalties; and to provide for related
matters.

Read by title.

Reported favorably by the Committee on Administration of
Criminal Justice.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2228—
BY REPRESENTATIVE WESTON
AN ACT
To amend and reenact R.S. 14:73.1(5) and (8) through (11) and to
enact R.S. 14:73.1(12) and 73.6, relative to computer-related
crime; to provide for the commission of computer fraud; to
expand the definition of that crime to include certain acts
involving unsolicited bulk electronic mail; to provide for
penalties; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of
Criminal Justice.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2277  (Substitute Bill for House Bill No. 4 by
Representative Windhorst, et al.)—
BY REPRESENTATIVES WINDHORST, DOWNER, BRUNEAU, COPELIN,
LANCASTER, ALARIO, ALEXANDER, BARTON, BAUDOIN, BAYLOR,
BRUCE, CARTER, CLARKSON, CRANE, CURTIS, DAMICO, DANIEL,
DEVILLE, DIEZ, DUPRE, DURAND, PARVE, FAUCHEUX, FAYVIN,
FONTELOT, FRITH, FRUGE, GAUTREAUX, GLOVER, GREEN,
GUILLORY, Hammett, HEATON, HEBERT, HILL, HOLDEN, HOPKINS,
HUDSON, HUNTER, ILES, JETSON, JOHNS, KENNARD, KENNEY,
LEBLANC, LONG, MARIONNEAUX, MARTINY, MCCAIN, MCCALLUM,
MCDONALD, MICHOT, MITCHELL, MONTGOMERY, MORRELL,
MURRAY, ODINET, PERKINS, PIERRE, PINAC, POWELL, PRATT,
QUEZAIRE, RIDDLE, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN,
SHAW, SMITH, SMITH, STELLY, STRAIN, THERIOT,
THOMPSON, THORNHILL, TRAVIS, TRICHE, WADDELL, WALKER,
WARNER, WELCH, WESTON, WIGGINS, WILKERSON, WRIGHT,

A JOINT RESOLUTION

Proposing to amend Article III, Section 2(A) of the Constitution of
Louisiana, to provide for the consideration of certain legislative
instruments during regular sessions; to provide relative to
subject matter limitations for and the duration of regular
sessions; to provide deadlines for the prefiling and introduction
of legislation and for certain legislative action; to provide for the
submission of the proposed amendment to the electors; and to
provide for related matters.

Read by title.

On motion of Rep. Lancaster, the bill was ordered engrossed and
returned to the 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. 46—
BY SENATOR LANDRY

AN ACT
To amend and reenact R.S. 32:191.1(A) and R.S. 45:161, 162(2), (5)(a) and (e) and (10), 163(A) and 173, to enact R.S. 45:162(7.1), relative to motor vehicles and traffic regulations; to provide for the deregulation of certain intrastate contract carrier by buses; to provide for definitions; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 86—
BY SENATOR LANDRY

AN ACT
To amend and reenact R.S. 32:190(A), relative to safety helmets; to require certain motor vehicle operators to wear safety helmets; to provide for minimum health insurance coverage; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 164—
BY SENATOR BARIHM

AN ACT
To enact R.S. 47:462(C), relative to motor vehicles; to provide relative to prestige plates; to authorize such plates for use on certain oversized private vehicles; to provide relative to fees; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 290—
BY SENATOR CAMPBELL

AN ACT
To amend and reenact R.S. 47:463.45(B) and (C), 463.46(B) and (C), 463.54(B) and (C) and R.S. 56:10(B)(6)(a) and to enact R.S. 56:10(B)(9) and (10), relative to motor vehicles; to provide relative to license plates; to provide relative to the Louisiana Quail, Wild Turkey and Black Bear Unlimited prestige license plates; to reduce the fees for such plates; to create special accounts; and to provide for related matters.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Transportation, Highways and Public Works to Reengrossed Senate Bill No. 290 by Senator Campbell

**AMENDMENT NO. 1**

On page 1, line 7, after "such plates;" insert "to provide for a handling fee;"

**AMENDMENT NO. 2**

On page 1, line 16, after "R.S. 47:463" and before the period insert the following:

"and a three dollars and fifty cents handling fee which shall be retained by the department to offset a portion of the administrative costs"

**AMENDMENT NO. 3**

On page 2, line 26, after "R.S. 47:463" and before the period insert the following:

"and a three dollars and fifty cents handling fee which shall be retained by the department to offset a portion of the administrative costs"

**AMENDMENT NO. 4**

On page 3, line 18, after "R.S. 47:463" and before the period insert the following:

"and a three dollars and fifty cents handling fee which shall be retained by the department to offset a portion of the administrative costs"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 350—**

BY SENATOR ULLO AND REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 32:303(D), relative to traffic; to provide relative to motor vehicle equipment; to provide relative to headlamps; to prohibit the use of off road colored lights; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 380—**

BY SENATOR GREENE

AN ACT

To enact R.S. 48:1001, relative to public transportation; to provide relative to ferries; to authorize the Department of Transportation and Development to endeavor for operation and maintenance of the St. Francisville ferry through private contract; to require compliance with the public bid requirements of the department; to require promulgation of rules; to provide exceptions; to provide for a two-thirds vote to increase toll; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Transportation, Highways and Public Works to Engrossed Senate Bill No. 380 by Senator Greene

**AMENDMENT NO. 1**

On page 1, line 4, after "for" and before "maintenance" delete "operation and"

**AMENDMENT NO. 2**

On page 1, line 14, after "the" and before "maintenance" delete "operation and"

**AMENDMENT NO. 3**

On page 2, line 2, after "for" and before "maintenance" delete "operation and"

**AMENDMENT NO. 4**

On page 2, line 18, after "The" and before "maintenance" delete "operation and"

**AMENDMENT NO. 5**

On page 2, line 20, after "for" and before "maintenance" delete "operation and"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 430—**

BY SENATORS LANDRY AND LAMBERT

AN ACT

To enact Chapter 28 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:2051 though 2057, relative to the Mississippi River Road Corridor Commission; to create the Mississippi River Road Corridor Commission and to establish the boundaries thereof; to provide for the membership of such board and its powers, duties, functions, and authority; to provide for definitions; to establish the domicile of the commission; to provide for the official depository of the commission; and to provide for related matters.

Read by title.
House Committee Amendments

Amendments proposed by House Committee on Transportation, Highways and Public Works to Reengrossed Senate Bill No. 430 by Senators Landry and Lambert

AMENDMENT NO. 1
On page 1, line 3, after "48:2051" change "though 2057" to "through 2056"

AMENDMENT NO. 2
On page 1, line 4, after "Road" delete "Corridor"

AMENDMENT NO. 3
On page 1, at the beginning of line 5, delete "Corridor"

AMENDMENT NO. 4
On page 1, at the end of line 7, delete "to establish the"

AMENDMENT NO. 5
On page 1, delete line 8 in its entirety

AMENDMENT NO. 6
On page 1, at the beginning of line 9, delete "commission"

AMENDMENT NO. 7
On page 1, line 12, after "through" change "2057" to "2056"

AMENDMENT NO. 8
On page 1, line 14, after "Road" delete "Corridor"

AMENDMENT NO. 9
On page 2, at the beginning of line 4, delete "Corridor"

AMENDMENT NO. 10
On page 2, delete lines 5 through 20 in their entirety

AMENDMENT NO. 11
On page 2, at the beginning of line 21, change "(5)" to "(2)"

AMENDMENT NO. 12
On page 2, line 24, after the semicolon ";" add "purpose and"

AMENDMENT NO. 13
On page 2, line 26, after "Road" delete "Corridor"

AMENDMENT NO. 14
On page 3, line 1, after "of the" change "Great" to "Historic"

AMENDMENT NO. 15
On page 3, between lines 6 and 7, add the following:

"B. The purpose of the commission is to preserve, enhance, and promote the Mississippi River Road as a historic, cultural, scenic, natural, and economic resource for the state."

AMENDMENT NO. 16
On page 3, at the beginning of line 7, change "B" to "C"

AMENDMENT NO. 17
On page 3, line 10, after "the" change "department" to "Department of Transportation and Development"

AMENDMENT NO. 18
On page 3, line 16, after "of" change "twenty-eight" to "twenty-seven"

AMENDMENT NO. 19
On page 4, delete lines 1 and 2 in their entirety

AMENDMENT NO. 20
On page 4, at the beginning of line 3, change "(g)" to "(f)"

AMENDMENT NO. 21
On page 4, delete lines 4 and 5 in their entirety

AMENDMENT NO. 22
On page 4, at the beginning of line 6, change "(i)" to "(g)"

AMENDMENT NO. 23
On page 4, at the beginning of line 8, change "(j)" to "(h)"

AMENDMENT NO. 24
On page 4, at the beginning of line 13, change "(k)" to "(i)"

AMENDMENT NO. 25
On page 4, at the beginning of line 16, change "(l)" to "(j)"

AMENDMENT NO. 26
On page 4, at the beginning of line 19, change "(m)" to "(k)"

AMENDMENT NO. 27
On page 4, at the beginning of line 21, change "(n)" to "(l)"

AMENDMENT NO. 28
On page 4, at the beginning of line 23, change "(o)" to "(m)"

AMENDMENT NO. 29
On page 4, at the beginning of line 24, change "(p)" to "(n)"

AMENDMENT NO. 30
On page 4, at the beginning of line 26, change "(q)" to "(o)"
AMENDMENT NO. 31
On page 4, after line 27, add the following:

"(p) The secretary of the Department of Economic Development or his designee."

AMENDMENT NO. 32
On page 5, line 19, after "D." delete the remainder of the line and add in lieu thereof "Those members of the commission appointed by the governor shall serve at his pleasure."

AMENDMENT NO. 33
On page 5, delete line 20 in its entirety

AMENDMENT NO. 34
On page 6, delete lines 4 and 5 in their entirety

AMENDMENT NO. 35
On page 6, at the beginning of line 6, delete "convenes them or on written request of eight members."

AMENDMENT NO. 36
On page 6, line 7, after the period "." delete the remainder of the line

AMENDMENT NO. 37
On page 6, delete line 8 in its entirety

AMENDMENT NO. 38
On page 6, at the beginning of line 9, delete "votes in an open public meeting."

AMENDMENT NO. 39
On page 6, line 10, after "govern" add "the scheduling and conduct of"

AMENDMENT NO. 40
On page 6, line 11, after "G." delete the remainder of the line and add in lieu thereof "Domicile for the commission shall be prescribed by the commission."

AMENDMENT NO. 41
On page 6, delete line 12 in its entirety

AMENDMENT NO. 42
On page 6, delete lines 23 through 27 in their entirety and on page 7, delete lines 1 through 14 in their entirety and insert the following:

"(3) To develop economic development impact and benefit studies.

(4) To develop promotional materials and campaigns of all types.

(5) To pursue tourism development studies and projects.

(6) To develop proposals for scenic levy overlooks of the Mississippi River.

(7) To sponsor recreational and heritage traces and trails.

(8) To sponsor scenic enhancement projects.

(9) To sponsor economic development projects.

(10) To develop appropriate signage and incorporate it into the state system.

(11) To accept rights of way and easements.

(12) To develop cultural and historical resource surveys.

(13) To sponsor archaeological investigation, conservation, and interpretive projects.

(14) To administer grants for a wide variety of tourism and historic preservation related projects."

AMENDMENT NO. 43
On page 7, at the beginning of line 15, change "(5)" to "(15)"

AMENDMENT NO. 44
On page 7, delete lines 18 through 27 in their entirety and add in lieu thereof:

"(16) To utilize such monies as may be received to fund staff support.

(17) To enter into contracts and agreements with the United States or any appropriate agency thereof, the state of Louisiana or any appropriate agency thereof, any parish or municipal governing authority, or any private group or individual to further its goals.

(18) To designate an official depository."

AMENDMENT NO. 45
On page 8, delete lines 1 through 17 in their entirety

AMENDMENT NO. 46
On page 8, line 19, after "Development" add a comma and "Department of Economic Development, and Department of Culture, Recreation, and Tourism"

AMENDMENT NO. 47
On page 8, line 24, after "Development" add a comma and "the Department of Economic Development, and the Department of Culture, Recreation, and Tourism" and after "of the" change "secretary of said" to "secretaries of such"

AMENDMENT NO. 48
On page 8, at the beginning of line 25, change "department" to "departments"

AMENDMENT NO. 49
On page 9, delete lines 8 through 24 in their entirety

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.
SENATE BILL NO. 432—
BY SENATOR LANDRY
AN ACT
To amend and reenact R.S. 48:461.4(c)(2), relative to outdoor advertising; to provide relative to spacing requirements of such advertising; to provide for exceptions to such requirements; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 433—
BY SENATOR LANDRY
AN ACT
To amend and reenact R.S. 48:253(E) and 255(D)(2) and (3), relative to the Department of Transportation and Development; to provide relative to projects advertised by such department; to provide relative to certain bonds relating to such projects; to authorize such bonds to be written by certain companies locally owned or domiciled; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 480—
BY SENATOR HEITMEIER
AN ACT
To amend and reenact R.S. 48:1101.1(B)(2), relative to bridge and ferry authorities; to limit the geographic jurisdiction of those police officers on the Westbank Expressway; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Engrossed Senate Bill No. 480 by Senator Heitmeier

AMENDMENT NO. 1
On page 1, line 5, after "Expressway;" and before "and" insert "to require the Crescent City Connection Division to erect a plaque or other appropriate marker memorializing a former police officer;"

AMENDMENT NO. 2
On page 2, between lines 18 and 19, add the following:

"Section 2. Notwithstanding any other provision of law to the contrary, the Crescent City Connection Division of the Department of Transportation and Development shall erect a plaque or other appropriate marker memorializing Andre K. Williams, a former police officer employed by the Mississippi River Bridge Authority, who died while performing his duties on the Alvin T. Stumpf ferry boat. The plaque or marker shall be located in the immediate vicinity of the Mississippi River Riverwalk in New Orleans."

AMENDMENT NO. 3
On page 2, line 19, after "Section" change "2" to "3"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 484—
BY SENATOR LANDRY
AN ACT
To amend and reenact R.S. 48:945 and to enact R.S. 47:820.5(D), relative to tolls on bridges; to provide relative to assessing tolls on bridges; to classify certain motorcycles as two axle vehicles; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Engrossed Senate Bill No. 484 by Senator Landry

AMENDMENT NO. 1
On page 1, line 11, after "trailer" and before "shall" insert "which does not exceed two feet in length and two feet in width"

AMENDMENT NO. 2
On page 2, line 5, after "trailer" and before "shall" insert "which does not exceed two feet in length and two feet in width"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 647—
BY SENATOR SMITH
AN ACT
To enact R.S. 56:1948.7(C), relative to scenic highways; to provide for exceptions; and to provide for related matters.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 743—

BY SENATOR C. FIELDS

AN ACT

To amend and reenact R.S. 30:2060(F), relative to the toxic air pollutant monitoring control program; to authorize continuous monitoring of air around certain facilities permitted by the Louisiana Department of Environmental Quality; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Environment.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Environment to Engrossed Senate Bill No. 743 by Senator C. Fields

**AMENDMENT NO. 1**

On page 1, line 3, after "continuous" insert "or periodic"

**AMENDMENT NO. 2**

On page 1, line 13, after "continuous" insert "or periodic"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 802—

BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 38:2241(A)(2), relative to public contracts; to provide for public works which may be undertaken by a public entity itself; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 806—

BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 32:1719(B) and 1720(A), relative to motor vehicles; to provide for times of notification of vehicle owners by storage facility and parking lot operators; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 808—

BY SENATOR LANDRY

AN ACT

To amend and reenact R.S. 38:2212(B), relative to public works; to decrease the amount at which a bond is required; and to provide for related matters.

Read by title.

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

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Transportation, Highways and Public Works to Reengrossed Senate Bill No. 808 by Senator Landry

**AMENDMENT NO. 1**

On page 1, line 15, after "employees." insert the following:

"Nothing contained herein shall be construed as reducing those powers established by law in Chapter 3-B of Title 3 of the Louisiana Revised Statutes."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 889—

BY SENATOR LANDRY

AN ACT

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

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.
Reported favorably by the Committee on Transportation, Highways and Public Works.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 912—
BY SENATOR EWING
AN ACT
To enact Part I-A of Chapter 13 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:2511 through 2523, relative to a board of commissioners to administer such district; to provide for the membership, appointments, terms, replacement, compensation, meetings, elections of officers, and powers of the board; to provide relative to the adoption and enforcement of water conservation laws, rules, regulations, and orders; to provide for administrative procedures; to provide for the assessment of certain pumping charges; to provide for judicial review and injunctive relief relative to certain actions of the board; to provide relative to violations and penalties; and to provide for related matters.

Read by title.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Reengrossed Senate Bill No. 912 by Senator Ewing

AMENDMENT NO. 1
On page 1, line 3, change “2523” to “2517”

AMENDMENT NO. 2
On page 1, line 4, after “conservation;” delete the remainder of the line, delete lines 5 through 13, and insert the following:

"to create the Sparta Groundwater Conservation District; to provide relative to a board of commissioners for the district; to provide for the powers and duties of the board; and to provide for"

AMENDMENT NO. 3
On page 1, delete line 16, delete pages 2 through 24 in their entirety and insert the following:

"Section 1. Part I-A of Chapter 13 of Title 38 of the Louisiana Revised Statutes of 1950, comprised of R.S. 38:2511 through 2517, is hereby enacted to read as follows:

PART I-A: SPARTA GROUNDWATER CONSERVATION DISTRICT

§2511. Legislative finding; purpose

The increasing use of water for municipal, industrial, agricultural, recreational, and other purposes in North Central Louisiana is a matter of great public interest; the continued uncontrolled use of groundwater from Sparta and other aquifers may create critical problems; the public welfare requires that such water be put to the highest beneficial use; and there is a need to study these matters and how to provide for the efficient administration, conservation, and orderly development of groundwater resources in the parishes of Bienville, Bossier, Caddo, Caldwell, Claiborne, Jackson, LaSalle, Lincoln, Morehouse, Natchitoches, Ouachita, Richland, Sabine, Union, Webster, and Winn.

§2512. District and board; creation
A. The Sparta Groundwater Conservation District is hereby established as a political subdivision of the state.

B. The district shall be administered by a board of commissioners whose members shall be commissioned as provided by R.S. 38:2514.

§2513. Definitions

Unless the context otherwise requires, the following terms shall have the following meanings for purposes of this Part:

(1) "Beneficial purpose" or "beneficial use" means the use of groundwater for domestic, municipal, industrial, recreational, or therapeutic purposes or any other advantageous use.

(2) "Board" means the board of commissioners of the district.

(3) "Commissioner" means a member of the board of the district who has been commissioned in accordance with this Part.

(4) "District" means the Sparta Groundwater Conservation District.

(5) "Governing body" means the police jury, commission, council, or other legislative body of a parish.

(6) "Groundwater" is water suitable for any beneficial purpose percolating below the earth's surface.

(7) "User" means any person who produces groundwater in the district in excess of fifty thousand gallons for any day during any calendar year from a well or wells owned or operated by such person or from a well or wells owned or operated solely for the production of water used by such person.

(8) "Well" or "water well" means any well drilled or constructed for the principal purpose of producing groundwater.

§2514. Board of commissioners; tenure; replacement; compensation

A. The board of commissioners for the district shall consist of sixteen voting members commissioned by the governor as follows:

(1) One member each from the parishes of Bienville, Claiborne, Jackson, Lincoln, Morehouse, Ouachita, Union, Webster, and Winn, respectively. The governor shall designate the term of office for each member appointed pursuant to this Subparagraph so that insofar as possible, one-third of the initial members shall serve a one-year term, one-third a two-year term, and one-third a three-year term.

(2) One member, to serve a one-year term, from one of the following parishes: Bossier, Caddo, Caldwell, Claiborne, Jackson, LaSalle, Lincoln, Morehouse, Natchitoches, Ouachita, Richland, Sabine, Union, Webster, and Winn.

(3) Three members from the nominees of the user groups of wood product industry users, agricultural users, and other industrial...
term, such replacement to be the nominee of the appropriate nominating entity or group.

(3) In case a vacancy occurs ninety or less days prior to the end of the member's term, the position shall remain vacant for the remainder of the term.

H. Commissioners shall not be compensated for their services, except that the board may, by regulation, provide for the payment of expenses for travel outside the district on official business.

I. A member of a parish governing authority within the district may serve as a commissioner.

§2515. Meetings; election of officers

On or before November 15, 1999, the board shall meet at the call of the governor, and it shall meet at its domicile no less than quarterly thereafter. At its organizational meeting, the board shall:

(1) Elect a chairman, vice-chairman, secretary, and treasurer.

(2) Establish its domicile within the district.

(3) Begin consideration of the study required by R.S. 38:2516.

§2516. Powers of the board

The board shall conduct a study and survey of the groundwater resources in the district, including but not limited to, consideration of what is necessary or advisable to conserve groundwater resources and where appropriate, prevent or alleviate damaging or potentially damaging drawdowns, land surface subsidence and groundwater quality degradation. For this purpose, the board shall hold hearings and may:

(1) Cooperate with and enter into contracts or cooperative agreements with other governmental units and agencies of this state, with governments and agencies of other states and of the United States, and with private agencies or other groundwater conservation districts for the achievement of the purposes of this Part.

(2) Receive and expend funds from any source, public or private, for the achievement of the purposes of this Part.

(3) Hire such personnel and retain such consultants as shall be reasonably necessary to the performance of its functions. Personnel from other agencies shall be used wherever practical and possible.

§2517. Hearings

A. At hearings conducted by the board, members of the board or members of its staff may testify and present exhibits or other evidence.

B. Notice of hearings by the board must be given by publication in the official journal of each parish within the district.

C. When authorized by the board, the chairman of the board may subpoena witnesses and require their attendance and testimony before the board. The chairman may require the production of any books, papers, records or evidence, required to be produced, and may require that such testimony or evidence be recorded in writing.

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penalty or forfeiture relative to any testimony or evidence required to be provided to the board or a court. However, no person testifying shall be exempt from prosecution and punishment for perjury.

D. In the case of failure or refusal of a person to comply with a subpoena issued by the chairman of the board, or in the case of the refusal of a witness to testify or answer as to a matter regarding which the person may be lawfully interrogated, any district court on application of the board may, in term time or in vacation, issue an attachment to compel the person to comply with the subpoena and to appear before the board with the requested documents and to give testimony upon whatever matters are lawfully required. The court may punish for contempt those disobeying its orders as in the case of disobedience of a subpoena issued by the court or refusal to testify therein.

E. The board shall make a record of all hearings which shall be available for public inspection at the office of the board during reasonable office hours."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular 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.

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

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1026—
BY SENATOR LANDRY

AN ACT
To amend and reenact R.S. 48:757(A)(1)(c), relative to construction or maintenance work performed by the Department of Transportation and Development; to provide for off-system work on certain intersections performed by the department; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1098—
BY SENATORS CRAVINS AND CAIN

AN ACT
To enact R.S. 17:416.12, relative to certain conduct by certain students in public schools; to require certain appropriate conduct by all students in public schools in certain circumstances; to provide relative to compliance; to provide for effectiveness; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.
The following Senate Bills and Joint Resolutions on second reading reported by committees were taken up and acted upon as follows:

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.
Reported favorably by the Committee on Education.
Under the rules, the bill was recommitted to the Committee on Appropriations.

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.
Reported favorably by the Committee on Education.
Under the rules, the bill was recommitted to the Committee on Appropriations.

SENATE BILL NO. 296—
BY SENATOR GREENE
AN ACT
To amend and reenact R.S. 17:47(D), 500.2 and 1202, relative to sick leave for school personnel; to eliminate the prohibition on certain deductions from the salary of a teacher or school bus driver under certain circumstances; to provide for the granting of extended sick leave under certain circumstances; to provide for the responsibilities of city and parish school boards and the State Board of Elementary and Secondary Education; and to provide for related matters.

Read by title.
Reported favorably by the Committee on Education.
Under the rules, the bill was recommitted to the Committee on Appropriations.

House Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

HOUSE BILL NO. 1783—
BY REPRESENTATIVE McMAINS
AN ACT
To amend and reenact Civil Code Article 2320, relative offenses and quasi offenses; to provide with respect to liability for acts of the employee, servant, overseer, student, scholar, or apprentice; to provide that the liability of the master or employer shall be vicarious and secondary to the liability of the employee, servant, overseer, student, scholar, or apprentice; and to provide for related matters.

Read by title.
Rep. McMains moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS
Mr. Speaker Green Quezaire
Alario Guillory Riddle
Alexander Hammett Romero
Ansardi Heaton Salter
Barton Hebert Scalise
Bowler Hill Schneider
Bruce Hopkins Schwegmann
Bruneau Hudson Shaw
Carter Hunter Smith, J.D.—50th
Chaission Iles Smith, J.R.—30th
Clarkson Jenkins Sneed
Copelin Jetson Stelly
Crande Johns Theriot
Curtis Kenney Thompson
Damico Lancaster Thornhill
Daniel Landrieu Toomy
Deville LeBlanc Travis
DeWitt Long Tchic
Diez Martiny Waddell
Doerge McCallum Walsworth
Donelion McDonald Warner
Dupre McMains Welch
Durand Michot Weston
Farve Montgomery Wiggins
Faucheux Morrell Willard
Flavin Morrison Wilkerson
Fontenot Perkins Windhorst
Frith Pierre Winston
Fruge Pinac Wooton
Gautreaux Powell Wright
Glover Pratt
Total—92

NAYS
Baudoin Murray Odinet
Total—3

ABSENT
Baylor Marionneaux Nevers
Holden McCain Strain
Kennard Mitchell
Total—8
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 2169—**

**BY REPRESENTATIVE CLARKSON**

To amend and reenact R.S. 37:1435(F) and to enact R.S. 37:1435(H), relative to the Louisiana Real Estate Commission; to provide for powers and duties; and to provide for related matters.

The title of the above bill was read and adopted. Rep. Clarkson 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. 2171—**

**BY REPRESENTATIVE CLARKSON**

To amend and reenact R.S. 37:1437(C)(2), (5), and (6)(a) and 1437.3(E)(1) and (3), relative to real estate licensees; to provide for education requirements for real estate brokers and salespersons; to provide for an exemption to education requirements; to provide relative to education requirements for licensees with inactive status; and to provide for related matters.

The title of the above bill was read and adopted.

Rep. Clarkson 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.

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
<th>ABSENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Green</td>
<td>Pierre</td>
</tr>
<tr>
<td>Alario</td>
<td>Guillory</td>
<td>Pinac</td>
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<td>Powell</td>
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<td>Schneider</td>
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<td>Lancaster</td>
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<td>Damico</td>
<td>Landrieu</td>
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<td>Daniel</td>
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<td>Travis</td>
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<td>Donelon</td>
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<td>McMains</td>
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<td>Durand</td>
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<td>Farve</td>
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<td>Gautreaux</td>
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<td>Wright</td>
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<td>Glover</td>
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<tr>
<td>Total—95</td>
<td>NAYS</td>
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<td>Total—0</td>
<td>ABSENT</td>
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</table>

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
<th>ABSENT</th>
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</thead>
<tbody>
<tr>
<td>Ansardi</td>
<td>Martiny</td>
<td>Toomy</td>
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<tr>
<td>Holden</td>
<td>Smith, J.R.—30th</td>
<td>Windhorst</td>
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<td>Jetson</td>
<td>Strain</td>
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<td>Total—8</td>
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</table>

The Chair declared the above bill was finally passed.
Rep. Alario sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Alario to Engrossed House Bill No. 168 by Representative Alario

**AMENDMENT NO. 1**

On page 1, after line 18, insert the following:

"Section 2. This Act shall become effective on July 1, 2000."

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

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

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
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<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Hammett</td>
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<td>Alario</td>
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<td>Lanierde</td>
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<td>Damico</td>
<td>LeBlanc</td>
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<td>Diez</td>
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<td>Glover</td>
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<td>Green</td>
<td>Pinac</td>
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<tr>
<td>Guilior</td>
<td>Powell</td>
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</tbody>
</table>

|                       | Total—97             |
|                       | NAYS                  |
|                       | Total—0               |
|                       | ABSENT                |

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. 365—**
BY REPRESENTATIVE DUPRE

**HOUSE BILL NO. 427—**
BY REPRESENTATIVE ODINET

AN ACT

To enact R.S. 56:303.7(C) and (D), relative to wholesale/retail seafood dealers; to provide for the means by which information may be submitted to the Department of Wildlife and Fisheries; to provide for exceptions relative to crawfish and catfish; and to provide for related matters.

Read by title.

Rep. Dupre moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
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<tbody>
<tr>
<td>Mr. Speaker Guillory Pratt</td>
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<tr>
<td>Alario Hammett Quezaire</td>
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<tr>
<td>Ansardi Hebert Riddle</td>
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<tr>
<td>Barton Hopkins Salter</td>
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<td>Baudoin Hunter Schneider</td>
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<tr>
<td>Baylon Iles Schwegmann</td>
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<tr>
<td>Bruce Jenkins Shaw</td>
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<tr>
<td>Bruneau Johns Smith, J.D.—50th</td>
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<tr>
<td>Chaisson Kenard Smith, J.R.—30th</td>
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<tr>
<td>Clarkson Kenney Sneed</td>
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<td>Copelin Lancaster Stelly</td>
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<tr>
<td>Crane Landrieu Theriot</td>
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<tr>
<td>Curtis LeBlanc Thompson</td>
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<td>Damico Long Thornhill</td>
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<tr>
<td>Daniel Marionneaux Toomy</td>
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<tr>
<td>Deville McCain Travis</td>
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<tr>
<td>DeWitt McCallum Triche</td>
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<tr>
<td>Diez McDonald Waddell</td>
</tr>
<tr>
<td>Doerge McMains Walsworth</td>
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<tr>
<td>Donelon Michot Warner</td>
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<td>Dupre Mitchell Welch</td>
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<tr>
<td>Durand Montgomery Weston</td>
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<tr>
<td>Farve Morrell Wiggins</td>
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<td>Flavin Nichols Williamson</td>
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<td>Fontenot Murray Willard</td>
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<td>Frith Nevers Windhorst</td>
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<td>Fruge Odinet Wooton</td>
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<tr>
<td>Gautreaux Perkins Wright</td>
</tr>
<tr>
<td>Glover Pierre Pinac</td>
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<tr>
<td>Green Total—92</td>
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</tbody>
</table>

<table>
<thead>
<tr>
<th>NAYS</th>
</tr>
</thead>
<tbody>
<tr>
<td>ABSENT</td>
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<tr>
<td>Total—0</td>
</tr>
</tbody>
</table>

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. 427—**
BY REPRESENTATIVE ODINET

AN ACT

To enact R.S. 36:610(B)(7) and R.S. 56:421, relative to the Oyster Task Force; to establish the Oyster Task Force as a statutory entity; to continue its membership; to continue its powers, duties, functions, and responsibilities; to continue its source of funding; and to provide for related matters.

Read by title.

Rep. Odinet moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker Heaton Pratt</td>
</tr>
<tr>
<td>Alario Hebert Quezaire</td>
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<td>Ansardi Hopkins Romero</td>
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<td>Baudoin Iles Scalise</td>
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<tr>
<td>Baylor Jenks Schneider</td>
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<td>Bruce Johns Schwegmann</td>
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<tr>
<td>Bruneau Kenard Shaw</td>
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<tr>
<td>Carter Kenney Smith, J.D.—50th</td>
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<td>Chaisson Lancaster Smith, J.R.—30th</td>
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<tr>
<td>Clarkson Landrieu Stelly</td>
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<td>Copelin LeBlanc Theriot</td>
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<td>Crane Long Theriot</td>
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<td>Curtis Marionneaux Thompson</td>
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<td>Daniel Martiny Toomy</td>
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<td>Deville McCain Travis</td>
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<tr>
<td>Green Total—94</td>
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<table>
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<tbody>
<tr>
<td>ABSENT</td>
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<tr>
<td>Total—0</td>
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</tbody>
</table>

The Chair declared the above bill was finally passed.
The title of the above bill was read and adopted.

Rep. Odinet 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. 451—**
**BY REPRESENTATIVE MCCAIN**

AN ACT

To amend and reenact Code of Criminal Procedure Articles 915(A) and 919(A) and (B), relative to the preparation of transcripts of criminal court proceedings; to provide for time for delivery of record to the clerk of court; to provide with respect to motions for appeal; and to provide for related matters.

Read by title.

Rep. McCain moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
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</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
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<td>Guillory</td>
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<table>
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<td>Guillory</td>
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</table>

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. McCain 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. 522—**
**BY REPRESENTATIVE COPELIN**

AN ACT

To enact R.S. 27:24(E), relative to the rulemaking authority of the Louisiana Gaming Control Board; to prohibit the board from authorizing phantom or simulated riverboat cruises; and to provide for related matters.

Read by title.

Rep. Copelin moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
<td></td>
</tr>
<tr>
<td>Alario</td>
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<td>Barton</td>
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</table>

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
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<tr>
<td>Mr. Speaker</td>
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</table>

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

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

Acting Speaker LeBlanc in the Chair

HOUSE BILL NO. 998—

BY REPRESENTATIVES JOHN SMITH AND TRICHE

AN ACT

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

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative John Smith to Engrossed House Bill No. 998 by Representative John Smith

AMENDMENT NO. 1

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

AMENDMENT NO. 2

On page 2, line 5, change "49:191(12)" to "49:191(11)(g)"

AMENDMENT NO. 3

On page 2, line 15, delete entire line and insert the following:

"(11) July 1, 2001:

*  *  *

AMENDMENT NO. 4

On page 2, line 16, change "(a)" to "(g)"

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

Rep. John Smith moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Alario
Alexander
Barton
Baudoin
Baylor
Bruce
Bruneau
Carter
Chaisson
Copelin

Guilory
Hebert
Hill
Hopkins
Hudson
Hunter
Iles
Johns
Kennard
Kenney

Quezaire
Riddle
Romero
Salter
Scalise
Schneider
Schwegmann
Shaw
Smith, J.D.—50th
Smith, J.R.—30th

Sned
Stelly
Theriot
Thompson
Thornhill
Travis
Triche
Waddell
Walsworth
Warner
Welch
Weston
Wiggins
Wilkerson
Willard
Windhorst
Winston
Wooton

Crane
Curtis
Damico
Daniel
Deville
DeWitt
Diez
Doerge
Donelon
Dupre
Durand
Farve
Faucheux
Flavin
Frith
Frug
Gautreaux
Glover
Green

Landrieu
LeBlanc
Long
Martiny
McCaun
McDonald
McMains
Michot
Montgomery
Morrell
Morrish
Murray
Nevers
Odinet
Perkins
Pierre
Pinac
Powell
Pratt

Sneed
Stelly
Theriot

ABSENT

Mr. Speaker
Ansardi
Bowler
Clarkson
Fontenot
Hammett

Heaton
Holden
Jenkins
Jetson
Lancaster
Marionneaux

McCallum
Mitchell
Strain
Toomy

Total—16

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. 1026—

BY REPRESENTATIVE PERKINS

AN ACT

To amend and reenact R.S. 15:571.3(A)(1), (B), and (C)(1)(introductory paragraph) and (4) and to enact R.S. 15:571.3(C)(1)(t), relative to diminution of sentences; to provide that prisoners who have been convicted of crimes which require those prisoners to register as sex offenders are not eligible to earn the diminution of sentence known as "good time"; to provide with regard to convictions of certain crimes for which diminution of sentence shall not be allowed; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1125—

BY REPRESENTATIVE THERIOT

AN ACT

To amend and reenact R.S. 22:627(B) and (C), relative to fees for insurance agents; to provide for fees; and to provide for related matters.

Read by title.

Rep. Theriot moved the final passage of the bill.
ROLL CALL

The roll was called with the following result:

YEAS

Alario Hammett Pratt
Alexander Hebert Quezaire
Barton Hill Riddle
Baudoin Hopkins Romero
Baylor Hudson Salter
Bruce Hunter Scalise
Bruneau Iles Schneider
Carter Johns Schwengmann
Chaisson Kennard Shaw
Copelin Kenney Smith, J.D.—50th
Crane Lancaster Smith, J.R.—30th
Curtis Landrieu Sneed
Damicco LeBlanc Stelly
Daniel Long Theriot
Deville Martiny Thompson
DeWitt McCain Thornhill
Diaz McCallum Travis
Doerge McDonald Triche
Donelon McMains Waddell
Dupre Michot Walsworth
Durand Montgomery Warner
Farve Morell Welch
Faucaux Morrish Weston
Flavin Murray Wilkerson
Frith Nevers Willard
Fruge Odinet Windhorst
Gautreaux Perkins Winston
Glover Pierre Wooton
Green Pinac
Guillory Powell
Total—88

NAYS

Total—0

ABSENT

Mr. Speaker Heaton Mitchell
Ansardi Holden Strain
Bowler Jenkins Toomy
Clarkson Jetson Wiggins
Fontenot Marionneaux Wright
Total—15

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Theriot 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. 1150—
BY REPRESENTATIVE COPELIN
AN ACT
To enact R.S. 49:191(11)(g) and to repeal R.S. 49:191(10)(g), relative to the Department of Elections and Registration, including provisions to provide for the re-creation of the Department of Elections and Registration 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 moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alario Green Powell
Alexander Guillory Pratt
Ansardi Hammett Quezaire
Barton Heaton Riddle
Baudoin Hebert Romero
Baylor Hill Salter
Bowler Hopkins Scalise
Bruce Hudson Schneider
Bruneau Hunter Schwengmann
Carter Iles Shaw
Chaisson Jenkins Smith, J.D.—50th
Clarkson Johns Smith, J.R.—30th
Copelin Kennard Sneed
Crane Kenney Theriot
Curtis Lanier Thornhill
Damicco Landrieu Thornhill
Daniel LeBlanc Toomy
DeWitt Long Travis
Diaz McCullum Triche
Doerge McDonald Waddell
Donelon McMains Walsworth
Dupre Michot Warner
Durand Montgomery Welch
Farve Morell West
Faucaux Morrish Wooton
Flavin Murray Wilkerson
Frith Nevers Willard
Fruge Odinet Windhorst
Gautreaux Perkins Winston
Glover Pierre Wooton
Green Pinac
Guillory Powell
Total—94

NAYS

Total—1

ABSENT

McCain Total—1

Mr. Speaker Marionneaux Strain
Holden Mitchell Wright
Jetson Stelly
Total—8

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1286—
BY REPRESENTATIVE RIDDLE
AN ACT
To amend and reenact R.S. 37:1171(5), 1701, 2366, and 2367 and to enact Part II of Chapter 28 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:2371 through 2379, relative to psychologists; to authorize the State Board of Examiners of Psychologists to certify qualified psychologists to prescribe drugs and to provide for other related powers and
duties; to provide for definitions; to provide for the duties of a psychologist certified to prescribe; to allow a psychologist certified to prescribe to give directions to certain other health care providers; to establish the qualifications for psychologists certified to prescribe and the requirements for such certification; to provide for renewal of the certificate; to provide for grounds for discipline, suspension, and revocation of a certificate; to prohibit issuance of a prescription by a psychologist who is not certified to prescribe; to provide a penalty for violations; to provide for prescribing practices; to provide for controlled substance prescriptive authority; to provide for coordination with the Louisiana Board of Pharmacy; to provide for designation of existing law; to provide for the effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1368—
BY REPRESENTATIVES ANSARDI, CHAISSON, MARTINY, COPELIN, FONTENOT, MONTGOMERY, WELCH, AND WILLARD
AN ACT
To amend and reenact R.S. 18:424(E) and 425(E), to provide relative to the compensation of commissioners and commissioners-in-charge who serve at the polls on election day; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 69—
BY REPRESENTATIVE BOWLER
AN ACT
To amend and reenact R.S. 14:95(G) and R.S. 40:1379.3(D)(1)(introductory paragraph) and (1), relative to the training requirements for peace officers; to provide for certain exemptions from the prohibition of carrying of concealed weapons for retired law enforcement officers who have successfully completed certain training; to provide with regard to training requirements for carrying a concealed handgun; and to provide for related matters.

Called from the calendar.

Rep. Bowler moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alario
Alexander
Ansardi
Barton
Baudoin
Bowler
Bruce
Bruneau
Carter
Chaisson
Clarkson
Copelin
Crate
Curtis
Damico
Daniel
Deville
DeWitt
Doerge
Donelon
Dupre
Durand
Farve
Faucheux
Flavin
Frisch
Fruge
Gautreaux
Glover
Green
Guillaire
Hammet

Pocket
Powell
Pratt
Quezaire
Riddle
Romero
Saltier
Scalise
Schneider
Schwegmann
Smith, J.D.—30th
Snedd
Stelly
Theriot
Thompson
Thornhill
Toomy
Travis
Triche
Waddell
Walsworth
Warner
Welch
Weston
Wiggins
Willerson
Willard
Windhorst
Winston
Wooton
Wright

Total—95

NAYS

Total—0

ABSENT

Mr. Speaker
Baylor
Diez

Fontenot
Jetson

Shaw
Strain

Mitchell

Total—8

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Bowler 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. 1733—
BY REPRESENTATIVES DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDEEN, HAINKEL, BARHAM, AND SCHEDLER
AN ACT
To amend and reenact R.S. 17:3972(B)(1)(introductory paragraph), 3973(1)(a), 3982, 3983(A)(2)(a)(i), (3)(a), (4), and (5), (B)(1), and (D), 3991(B)(1), (3), (6), (7), (10), and (21), 3992(A)(1), 3995(A), (B), and (C), 3997(A)(1)(a), (2), and (3) and (C)(1)(a) and (2), (D), and (E), 3998(C) and (D), 3999, 4001(A) and (C), and (D) and (C) and to enact R.S. 17:3973(1)(f) and 3991(B)(23), (C)(1)(c)(iv), (E)(5), and (H), all relative to the Charter School Demonstration Programs Law; to provide relative to purposes, definitions, local school board duties, chartering process, charter terms, charter operations, charter renewal length, pupil admission requirements, charter contents, charter school employees, assets, property, and funding; to provide for the application of certain laws; to provide relative to charter school loans; and to provide for related matters.

Read by title.

Motion

Rep. DeWitt moved that House Bill No. 1733 be designated as a duplicate of Senate Bill No. 554.

Which motion was agreed to.
Motion

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

HOUSE BILL NO. 2068—

BY REPRESENTATIVE ANSARDI

AN ACT

To repeal R.S. 22:1407(J), (K)(1), and (L), to delete provisions relative to workers’ compensation insurance rates and the rating commission.

Read by title.

Motion

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

HOUSE BILL NO. 2069—

BY REPRESENTATIVE MICHOT

AN ACT

To amend and reenact R.S. 56:449(A), (C), (E), and (G), relative to oyster tags; to require certain information be contained on the tag; to provide relative to the ten percent tolerance for loss of tags; and to provide for related matters.

Read by title.

Rep. Michot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Total—98

NAYS

Total—0

ABSENT

Mr. Speaker Marionneaux

Jetson Mitchell

Total—5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Michot 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. 2070—

BY REPRESENTATIVE KENNEY

AN ACT

To amend and reenact R.S. 56:327(A)(1)(a), 411(6) and 412(A)(4), relative to fishing; to provide for exceptions to the prohibitions on the selling or purchasing of certain fish; to provide relative to hybrid bream; to provide for the definition of “domesticated fish”; to provide for the propagation, production, and transportation of hybrid bream; and to provide for related matters.

Read by title.

Rep. Kenney moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Total—97

NAYS

Total—0

ABSENT

Mr. Speaker Marionneaux

Jetson Mitchell

Total—5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Kenney 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.
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Kenney 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. 2123**—
BY REPRESENTATIVES WILLARD AND FARVE
AN ACT
To amend and reenact R.S. 17:2115(A), relative to prayer in schools; to remove restriction that prayer authorized for students and teachers be silent prayer; 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**

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<tr>
<th>Mr. Speaker</th>
<th>Guillory</th>
<th>Powell</th>
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<td>Welch</td>
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<td>Durand</td>
<td>Michot</td>
<td>Weston</td>
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<tr>
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<td>Mitchell</td>
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<td>Faucheux</td>
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<td>Wilkinson</td>
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<tr>
<td>Flavin</td>
<td>Morrish</td>
<td>Willard</td>
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<tr>
<td>Fontenot</td>
<td>Murray</td>
<td>Windhorst</td>
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<tr>
<td>Frith</td>
<td>Nevers</td>
<td>Winston</td>
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<td>Fruge</td>
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<tr>
<td>Gautreaux</td>
<td>Perkins</td>
<td>Wright</td>
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<tr>
<td>Glover</td>
<td>Pierre</td>
<td></td>
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<td>Pinacl</td>
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<td>Total—100</td>
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**NAYS**

<table>
<thead>
<tr>
<th>Mr. Speaker</th>
<th>Glover</th>
<th>Mitchell</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ansardi</td>
<td>Jetson</td>
<td>Strain</td>
</tr>
<tr>
<td>Total—6</td>
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</table>

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. 2128**—
BY REPRESENTATIVE MCCAIN
AN ACT
To amend and reenact R.S. 27:15(B)(2)(a) and to enact R.S. 27:24(F), relative to the Louisiana Gaming Control Board; to provide with respect to the authority of the Louisiana Gaming Control Board; to provide with respect to rulemaking; and to provide for related matters.

Read by title.

Rep. McCain moved the final passage of the bill.

**ROLL CALL**
The roll was called with the following result:

**YEAS**

<table>
<thead>
<tr>
<th>Alario</th>
<th>Hammett</th>
<th>Powell</th>
</tr>
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<tbody>
<tr>
<td>Alexander</td>
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<td>Pratt</td>
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<td>Hebert</td>
<td>Quezaire</td>
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<tr>
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<td>Hill</td>
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<td>Johns</td>
<td>Smith, J.D.—50th</td>
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<td>Kennard</td>
<td>Smith, J.R.—30th</td>
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<tr>
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<td>Kenney</td>
<td>Sneed</td>
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<td>Crane</td>
<td>Lancaster</td>
<td>Stelly</td>
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<td>Curtis</td>
<td>Landrieu</td>
<td>Theriot</td>
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<tr>
<td>Damico</td>
<td>LeBlanc</td>
<td>Thompson</td>
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<tr>
<td>Daniel</td>
<td>Long</td>
<td>Thornhill</td>
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<tr>
<td>Deville</td>
<td>Marianneaux</td>
<td>Toomy</td>
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<tr>
<td>DeWitt</td>
<td>Martiny</td>
<td>Travis</td>
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<td>Diez</td>
<td>McCain</td>
<td>Triche</td>
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<td>Doerge</td>
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<td>McMains</td>
<td>Warner</td>
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**NAYS**

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<tr>
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<th>Jetson</th>
<th>Morrell</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ansardi</td>
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<td>Strain</td>
</tr>
<tr>
<td>Total—3</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

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.
ABSENT

<table>
<thead>
<tr>
<th>Name</th>
<th>Party</th>
<th>District</th>
</tr>
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<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Mitchell</td>
<td>Strain</td>
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<tr>
<td>Carter</td>
<td>Morrish</td>
<td>Weston</td>
</tr>
<tr>
<td>Total</td>
<td>6</td>
<td></td>
</tr>
</tbody>
</table>

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. McCain 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. 2262 (Substitute for House Bill No. 1584 by Representative Damico)—

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. 30:2050.8, relative to the Department of Environmental Quality; to provide relative to enforcement; to provide relative to cease and desist orders; to provide for requirements for cease and desist orders; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 364—

BY REPRESENTATIVE CRANE

AN ACT

To amend and reenact Code of Evidence Article 404(B)(1) and to enact Code of Evidence Article 412.2, relative to evidence; to provide for the admissibility of past sex offenses in certain cases; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Crane to Engrossed House Bill No. 364 by Representative Crane

AMENDMENT NO. 1

On page 2, line 15, after "substance" and before "of any" delete the comma

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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<thead>
<tr>
<th>Name</th>
<th>Party</th>
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</tr>
</thead>
<tbody>
<tr>
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<td>Salter</td>
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NAYS

<table>
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<tr>
<th>Name</th>
<th>Party</th>
<th>District</th>
</tr>
</thead>
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<tr>
<td>Hunter</td>
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<td>Pratt</td>
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<td>Quezaire</td>
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<td>Murray</td>
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<td>Welch</td>
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ABSENT

<table>
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<tr>
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<th>Party</th>
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<tbody>
<tr>
<td>Baylor</td>
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<td>Mitchell</td>
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<td>Carter</td>
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<td>Sneed</td>
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<tr>
<td>Holden</td>
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<td>Strain</td>
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</tbody>
</table>

Total—12

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Crane 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. 397—

BY REPRESENTATIVE ILES

AN ACT

To amend and reenact R.S. 15:538(C)(1) and (3)(b), relative to conditions of probation, parole, and suspension of sentence for certain sexual offenders; to provide changes to provisions regarding sexual offender treatment plan and use of medroxyprogesterone acetate or a chemically equivalent treatment; and to provide for related matters.

Read by title.

Motion

Rep. Iles moved that House Bill No. 397 be designated as a duplicate of Senate Bill No. 180.

Which motion was agreed to.

Rep. Iles moved the final passage of the bill.
**ROLL CALL**

The roll was called with the following result:

**YEAS**

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<thead>
<tr>
<th>Alario</th>
<th>Heaton</th>
<th>Pratt</th>
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<td>Kenney</td>
<td>Smith, J.R.—30th</td>
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<tr>
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<td>Thornhill</td>
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<td>Morrish</td>
<td>Wiggins</td>
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<td>Fruge</td>
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<td>Wilkerson</td>
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<td>Willard</td>
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<td>Winchurst</td>
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<td>Green</td>
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<td>Guillory</td>
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**NAYS**

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**ABSENT**

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<tr>
<th>Mr. Speaker</th>
<th>Clarkson</th>
<th>Strain</th>
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<tbody>
<tr>
<td>Bruce</td>
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</table>

The Chair declared the above bill was finally passed.

**HOUSE BILL NO. 490—**

*BY REPRESENTATIVE JOHN SMITH*

**AN ACT**

To enact R.S. 49:191(11)(g) and to repeal R.S. 49:191(10)(a), relative to the Department of Natural Resources, including provisions to provide for the re-creation of the Department of Natural Resources 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. John Smith moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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<tr>
<th>Alario</th>
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<th>Pratt</th>
</tr>
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**NAYS**

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**ABSENT**

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<td>Carter</td>
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<td>Strain</td>
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<td>Deville</td>
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<tr>
<td><strong>Total—8</strong></td>
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</tbody>
</table>

The Chair declared the above bill was finally passed.

**HOUSE BILL NO. 684—**

*BY REPRESENTATIVE COPELIN*

**AN ACT**

To enact Code of Criminal Procedure Article 814(A)(59), relative to responsive verdicts; to provide for responsive verdicts for solicitation of crime against nature; and to provide for related matters.

Read by title.
Rep. Copelin moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

<p>| | | |</p>
<table>
<thead>
<tr>
<th></th>
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<th></th>
</tr>
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<td>Jenkins</td>
<td>Schwegmann</td>
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<td>Johns</td>
<td>Shaw</td>
</tr>
<tr>
<td>Copelin</td>
<td>Kennard</td>
<td>Smith, J.D.—50th</td>
</tr>
<tr>
<td>Crane</td>
<td>Kenney</td>
<td>Smith, J.R.—30th</td>
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<tr>
<td>Damico</td>
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<td>Stelly</td>
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<tr>
<td>Daniel</td>
<td>Landrieu</td>
<td>Thieriot</td>
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<td>Travis</td>
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<td>Donelon</td>
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<td>Waddell</td>
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<td>Durand</td>
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<td>Warner</td>
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<td>Farve</td>
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<td>Faucheur</td>
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<td>Wilkerson</td>
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<tr>
<td>Frith</td>
<td>Morrish</td>
<td>Willard</td>
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<tr>
<td>Fruge</td>
<td>Murray</td>
<td>Windhorst</td>
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<tr>
<td>Gauthreaux</td>
<td>Nevers</td>
<td>Winston</td>
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<tr>
<td>Glover</td>
<td>Odinet</td>
<td>Wooton</td>
</tr>
<tr>
<td>Green</td>
<td>Perkins</td>
<td>Wright</td>
</tr>
</tbody>
</table>

Total—96

**NAYS**

Total—0

**ABSENT**

Mr. Speaker | Mitchell | Triche |
Curtis | Sneed | |
Jetson | Strain | |

Total—7

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Suspension of the Rules**

On motion of Rep. Downer, the rules were suspended in order to take up Special Order of the Day at this time.

**Special Order of the Day**

The following legislative instruments on Special Order were taken up and acted upon as follows:

**HOUSE BILL NO. 640—**

BY REPRESENTATIVES DOWNER, LEBLANC, LONG, ALARIO, COPELIN, GUILLORY, HOPKINS, MCMAINS, RIDDEL, AND STELLY

AND SENATORS EWING AND HAINKEL

A JOINT RESOLUTION

Proposing to add Article VII, Section 10.8 of the Constitution of Louisiana, relative to state funds; to create the TOPS Trust Fund and the Louisiana Fund in the state treasury; to provide for deposit of monies into the funds; to provide for investment and uses of monies in the funds; to provide for submission of the proposed amendment to the electors; 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. 640 by Representative Downer

**AMENDMENT NO. 1**

On page 3, lines 1, 8, 11 and 23, following "the" and before "Fund" delete "Louisiana"

**AMENDMENT NO. 2**

On page 4, line 16, following "and the" delete "Louisiana"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Downer to Reengrossed House Bill No. 640 by Representatives Downer, et al.

**AMENDMENT NO. 1**

On page 1, line 17, after "the" and before "Trust", delete "Tobacco Settlement" and insert "TOPS"

**AMENDMENT NO. 2**

On page 2, line 14, after "Louisiana Fund;" and before the period "," delete "; hereinafter referred to as the "Fund"

**AMENDMENT NO. 3**

On page 2, line 17, after "the" and before "Fund", insert "Louisiana"

**AMENDMENT NO. 4**

On page 2, line 19, after "the" and before "Fund", insert "Louisiana"

**AMENDMENT NO. 5**

On page 3, delete line 19, and insert "to the following purposes, with no annual appropriation for any"

**AMENDMENT NO. 6**

On page 3, line 22, after "the" and before "Fund", insert "Louisiana"
AMENDMENT NO. 7
On page 3, at the end of line 22, delete the period "." and insert a colon ":

AMENDMENT NO. 8
On page 4, line 2, after "care" and before "pursuit", delete ", to include" and insert "through"

AMENDMENT NO. 9
On page 4, delete line 3, and insert "sciences, provision of"

AMENDMENT NO. 10
On page 4, line 4, after "services," and before "and", insert "early childhood intervention programs to reduce infant mortality and child abuse."

AMENDMENT NO. 11
On page 4, between lines 5 and 6, insert the following:

"(c) Provision of direct health care services for tobacco-related illnesses. Appropriations for the purpose enumerated in this Subsubparagraph shall be limited as follows:

(i) For Fiscal Year 2001-2002, the appropriation may not exceed thirty-five percent of the total amount of monies appropriated from the Fund in that fiscal year.

(ii) For Fiscal Year 2002-2003, and for all fiscal years thereafter, the appropriation may not exceed twenty percent of the total amount of monies appropriated from the Louisiana Fund in each fiscal year."

AMENDMENT NO. 12
On page 4, at the beginning of line 6, change "(c)" to "(d)"

AMENDMENT NO. 13
On page 4, at the beginning of line 10, change "(d)" to "(e)"

AMENDMENT NO. 14
On page 5, delete line 6, and insert "the increase of the amount deposited in the TOPS Trust by specific legislative"

AMENDMENT NO. 15
On page 5, line 9, after "of" and before "fifty", insert "no more than"

AMENDMENT NO. 16
On page 5, line 19, after "services," and before "and", insert "provision of health care for tobacco-related illnesses, early childhood intervention programs to reduce infant mortality and child abuse."

AMENDMENT NO. 17
On page 5, at the end of line 21, insert "to limit amounts which may be appropriated for direct health care;"

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

Speaker Pro Tempore Bruneau in the Chair

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Farve to Reengrossed House Bill No. 640 by Representative Downer, et al.

AMENDMENT NO. 1
On page 1, line 3, after "create the", change "TOPS" to "Education"

AMENDMENT NO. 2
On page 1, line 13, after "§10.8.", change "TOPS" to "Education"

AMENDMENT NO. 3
On page 1, line 14, after "Section 10.8." change "TOPS" to "Education"

AMENDMENT NO. 4
On page 1, line 17, after "fund the", change "Tobacco Settlement" to "Education"

AMENDMENT NO. 5
On page 2, line 1, after "to as", change "TOPS" to "Education"

AMENDMENT NO. 6
On page 2, at the end of line 3, change "TOPS" to "Education"

AMENDMENT NO. 7
On page 2, line 12, after "in the", change "TOPS" to "Education"

AMENDMENT NO. 8
On page 2, at the beginning of line 21, after "the", change "TOPS" to "Education"

AMENDMENT NO. 9
On page 2, line 25, after "to the", change "TOPS" to "Education"

AMENDMENT NO. 10
On page 3, line 2, after "in the", change "TOPS" to "Education"

AMENDMENT NO. 11
On page 3, line 6, after "in the", change "TOPS" to "Education"

AMENDMENT NO. 12
On page 3, line 8, after "from the", change "TOPS" to "Education"

AMENDMENT NO. 13
On page 3, line 15, after "from the", change "TOPS" to "Education"

AMENDMENT NO. 14
On page 3, at the beginning of line 16, after "support of", delete "the" and insert a colon ":

"(a) The"
AMENDMENT NO. 15
On page 3, between lines 17 and 18, insert the following:

"(b) A program of grants for public elementary and secondary schools within the state for acquisition of textbooks, teaching materials, and laboratory equipment, and for capital improvements of schools."

AMENDMENT NO. 16
On page 4, line 10, after "of the", change "TOPS" to "Education"

AMENDMENT NO. 17
On page 4, line 11, after "from the", change "TOPS" to "Education"

AMENDMENT NO. 18
On page 4, line 23, after "establish the", delete the remainder of the line and insert "Education Trust Fund, hereinafter "Education Trust,""

AMENDMENT NO. 19
On page 5, line 4, after "into the", change "TOPS" to "Education"

AMENDMENT NO. 20
On page 5, line 9, after "of the", change "TOPS" to "Education"

AMENDMENT NO. 21
On page 5, line 11, after "of the", change "TOPS" to "Education", and at the end of the line, change "TOPS" to "Education"

AMENDMENT NO. 22
On page 5, line 13, after "of the", change "TOPS" to "Education"

AMENDMENT NO. 23
On page 5, line 21, after "of the", change "TOPS" to "Education"

AMENDMENT NO. 24
On page 5, line 23, after "from the", change "TOPS" to "Education"

Rep. Farve moved the adoption of the amendments.


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

ROLL CALL
The roll was called with the following result:

YEAS

<table>
<thead>
<tr>
<th>Baylor</th>
<th>Holden</th>
<th>Pierre</th>
</tr>
</thead>
<tbody>
<tr>
<td>Copelin</td>
<td>Hudson</td>
<td>Pratt</td>
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<tr>
<td>Curtis</td>
<td>Hunter</td>
<td>Quezaire</td>
</tr>
<tr>
<td>Farve</td>
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<td>Schwegmann</td>
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<td>Weston</td>
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<td>Guillory</td>
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<td>Wilkerson</td>
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<tr>
<td>Heaton</td>
<td>Odinet</td>
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<td>Total—24</td>
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NAYS

<table>
<thead>
<tr>
<th>Mr. Speaker</th>
<th>Gautreaux</th>
<th>Riddle</th>
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</thead>
<tbody>
<tr>
<td>Alario</td>
<td>Hammett</td>
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<tr>
<td>Ansardi</td>
<td>Hebert</td>
<td>Salter</td>
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<tr>
<td>Baudoin</td>
<td>Hill</td>
<td>Scalise</td>
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<tr>
<td>Bowler</td>
<td>Hopkins</td>
<td>Shaw</td>
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<tr>
<td>Bruce</td>
<td>Iles</td>
<td>Smith, J.D.—50th</td>
</tr>
<tr>
<td>Bruneau</td>
<td>Jenkins</td>
<td>Smith, J.R.—30th</td>
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<td>Theriot</td>
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<tr>
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<td>Toomy</td>
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<td>Daniel</td>
<td>Long</td>
<td>Travis</td>
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<tr>
<td>Deville</td>
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<td>McMains</td>
<td>Wiggins</td>
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<tr>
<td>Durand</td>
<td>Michot</td>
<td>Windhorst</td>
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<td>Faucheux</td>
<td>Montgomery</td>
<td>Winston</td>
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<tr>
<td>Flavin</td>
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<td>Wooton</td>
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<tr>
<td>Fontenot</td>
<td>Perkins</td>
<td>Wright</td>
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<tr>
<td>Frith</td>
<td>Pinac</td>
<td></td>
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<tr>
<td>Fruge</td>
<td>Powell</td>
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<tr>
<td>Total—73</td>
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ABSENT

<table>
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<tr>
<th>Alexander</th>
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<th>Schneider</th>
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</thead>
<tbody>
<tr>
<td>Barton</td>
<td>Nevers</td>
<td>Strain</td>
</tr>
<tr>
<td>Total—6</td>
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</tbody>
</table>

The amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Landrieu, Holden, Jetson, and Riddle to Reengrossed House Bill No. 640 by Representative Downer, et al.

AMENDMENT NO. 1
On page 2, line 4, change "thirty-three" to "twenty-five"

AMENDMENT NO. 2
On page 2, line 17, change "sixty-seven" to "seventy-five"

AMENDMENT NO. 3
On page 2, line 21, change "TOPS Trust" to "Louisiana Fund"

AMENDMENT NO. 4
On page 2, line 22, change "Louisiana Fund may be decreased" to "TOPS Fund may be changed"

AMENDMENT NO. 5
On page 2, between lines 24 and 25, insert the following:

"(4) All recurring Settlement Agreement revenues and dividends, interest earnings, and realized capital gains shall be credited to the respective funds as provided in this Paragraph. When
the balance in the Louisiana Fund equals two billion dollars, all future Settlement Agreement revenues allocated to that fund shall be deposited into the state general fund. All earnings on dividends, earning on the investment of monies in the fund, and earnings from realized capital gains from investment of monies in the Louisiana Fund in an amount equal to the annual rate of inflation, as measured by the Consumer Price Index for all Urban Consumers, or its successor, multiplied by the average annual fund balance shall be retained in the Louisiana Fund, and any earnings in excess of this amount shall be credited to the state general fund.”

AMENDMENT NO. 6
On page 3, line 2, change “fifty” to “thirty-five”

AMENDMENT NO. 7
On page 3, delete lines 18 through 22 in their entirety and insert in lieu thereof the following:

“(2)(a) Appropriations from the Louisiana Fund shall be limited to an annual amount not to exceed twenty-five percent of the corpus of the fund and all of the estimated aggregate annual earnings from interest on investment monies in the fund as recognized by the Revenue Estimating Conference.

(b) Appropriations from the Louisiana Fund shall be restricted to the purposes provided herein, with no annual appropriation for any one of such purposes as enumerated in Subdivisions (i) through (iii) of this Subparagraph to exceed fifty percent of the total amount of monies available for appropriation from the Louisiana Fund in any fiscal year.”

AMENDMENT NO. 8
On page 3, at the beginning of line 23, change “(a) to “(i)”

AMENDMENT NO. 9
On page 3, delete line 24 in its entirety and insert in lieu thereof the following:

“children through the”

AMENDMENT NO. 10
On page 4, at the beginning of line 1, change “(b) Initiatives” to “(iii) Initiative, including grants.”

AMENDMENT NO. 11
On page 4, at the beginning of line 6, change “(c)” to “(iii)”

AMENDMENT NO. 12
On page 4, at the beginning of line 10, change “(d)” to “(iv)”

AMENDMENT NO. 13
On page 4, between lines 10 and 11, insert the following:

“(4) The monies appropriated from the Louisiana Fund shall not displace, replace, or supplant appropriations from the state general fund for any of the purposes or activities set out in this Paragraph.”

AMENDMENT NO. 14
On page 5, line 3, change “thirty-three” to “twenty-five”
The amendments were rejected.

On motion of Rep. Downer, the bill, as amended, was returned to the calendar.

Motion

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

Motion

On motion of Rep. Downer, House Bill No. 1547 was made Special Order of the Day No. 2 for Tuesday, May 25, 1999.

Suspension of the Rules

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

House Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

HOUSE BILL NO. 2262 (Substitute for House Bill No. 1584 by Representative Damico)—

BY REPRESENTATIVES DAMICO, DEWITT, DOWNER, McMAINS, DIEZ, AND CRANE, AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEIDER

AN ACT

To amend and reenact R.S. 30:2050.8, relative to the Department of Environmental Quality; to provide relative to enforcement; to provide relative to cease and desist orders; to provide for requirements for cease and desist orders; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Damico moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Guillory

Alario Hammett

Ansardi Hebert

Barton Holden

Baudoin Hopkins

Bruce Hudson

Bruneau Jenkins

Carter Johns

Chaisson Kennard

Copelin Kenney

Crane Lancaster

Damico LeBlanc

Daniel Long

Deville Marionneaux

DeWitt Martin

Diez McCain

Doerge McCallum

Donelon McDonald

Dupre McMains

Durand Michot

Farve Montgomery

Flavin Morrell

Fontenot Nevers

Frith Odinet

Fruge Perkins

Total—77

ABSENT

Alexander Morrish

Mitchell Strain

Total—4

The roll was called with the following result:

YEAS

Mr. Speaker Guillory

Alario Hammett

Ansardi Hebert

Barton Holden

Baudoin Hopkins

Bruce Hudson

Bruneau Jenkins

Carter Johns

Chaisson Kennard

Copelin Kenney

Crane Lancaster

Damico LeBlanc

Daniel Long

Deville Marionneaux

DeWitt Martin

Diez McCain

Doerge McCallum

Donelon McDonald

Dupre McMains

Durand Michot

Farve Montgomery

Flavin Morrell

Fontenot Nevers

Frith Odinet

Fruge Perkins

Total—22

into the funds; to provide for investment and uses of monies in the funds; and to provide for related matters.

Read by title.

Motion

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

Motion

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. Thornhill, the rules were suspended in order to take up Petitions, Memorials and Communications at this time.

Petitions, Memorials and Communications

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

Message from the Senate

HOUSE BILLS

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

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

House Bill No. 1322
Returned without amendments.

Respectfully submitted,
MICHAEL S. BAER, III
Secretary of the Senate
SENATE BILL NO. 858—
BY SENATORS DARDENNE, EWING, HAINKEL, BARHAM, SCHEDLER, BEAN, DEAN AND ROMERO AND REPRESENTATIVES MCMAINS, DEWITT, DOWNER, JOHNS, BOWLER, CRANE, FLAVIN, SCALISE, SHAW AND WIGGINS
AN ACT
To enact R.S. 48:35(F), relative to public liability; to provide for the duty of the Department of Transportation and Development or any political subdivision of the state with respect to highway and bridge construction and maintenance; to provide for the inadmissibility of certain evidence; and to provide for related matters.

Read by title.

SENATE BILL NO. 1047 (Duplicate of House Bill No. 1795)—
BY SENATORS CRAVINS AND REPRESENTATIVE DEVILLE AND COAUTHORIZED BY SENATORS HINES AND ROMERO AND REPRESENTATIVES HUDSON, MONTGOMERY, DOWNER, BAYLOR AND PIERRE
AN ACT
To enact Chapter 39 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33: 9551, relative to the creation of a special taxing district in St. Landry Parish; to create such district; to provide for the purpose for which such district is created; to provide for the governance of the district; to provide for the powers, duties, and functions of the district; and to provide for related matters.

Read by title.

SENATE BILL NO. 1051 (Duplicate of House Bill No. 1796)—
BY SENATOR MALONE AND REPRESENTATIVE MONTGOMERY AND COAUTHORIZED BY SENATORS BEAN, CRAVINS, HINES, ROMERO, AND TARVER AND REPRESENTATIVES DOWNER, BARTON, BAYLOR, DEVILLE, GLOVER, HOPKINS AND PIERRE
AN ACT
To enact Chapter 39 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33: 9551, relative to the creation of a special taxing district in Bossier Parish; to create such district; to provide for the purpose for which such district is created; to provide for the governance of the district; to provide for the powers, duties, and functions of the district; and to provide for related matters.

Read by title.

Privileged Report of the Committee on Enrollment
May 20, 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. 58—
BY REPRESENTATIVES QUEZTAIRE, TRICHE, AND FAUCHEUX
A RESOLUTION
To commend and congratulate West St. John High School upon winning the 1998 State Championship in Class 2A football.

HOUSE RESOLUTION NO. 59—
BY REPRESENTATIVE GUILORY
A RESOLUTION
To commend the Lake Charles-Boston 1999 Lady Cougars Track and Field Team for their victories as Class 3A State Champions, Region II - 3A Champions, and District 5-3A Champions.

HOUSE RESOLUTION NO. 61—
BY REPRESENTATIVES MURRAY, BRUNEAU, CLARKSON, COPELIN, FARVE, HEATON, LANDRIEU, MORRELL, ODINET, PRATT, SCALISE, SCHWEGMANN, WILLARD, AND WINDHORST
A RESOLUTION
To proclaim Tuesday, May 25, 1999, as "New Orleans Day" at the Louisiana State Legislature and to provide for suitable observance of such day.

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 20, 1999
To the honorable Speaker and Members of the House of Representatives:

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

The following House Bills have been properly enrolled:

HOUSE BILL NO. 1844—
BY REPRESENTATIVES DIEZ, DEWITT, DOWNER, MCMAINS, CRANE, BRUCE, AND FRIRTH AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, SCHEDLER
AN ACT
To amend and reenact Section 1(A) of Act No. 207 of the 1990 Regular Session of the Legislature, relative to the Departments of Agriculture and Forestry and Transportation and Development; to remove the Department of Transportation and Development from participation in designing and developing a brochure presenting an ecological tour of Louisiana's natural and scenic resources along Interstate 49; to provide for an effective date; and to provide for related matters.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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

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. 62—
BY REPRESENTATIVE HUDSON
A RESOLUTION
To commend the Opelousas High School Tigers track team for its capture of the 1999 Class 4-A Track and Field Championship.

Read by title.

On motion of Rep. Hudson, and under a suspension of the rules, the resolution was adopted.
HOUSE RESOLUTION NO. 63—  
BY REPRESENTATIVE MURRAY  
A RESOLUTION  
To commend Mr. Leroy Brown, Jr. for his faithful and dedicated  
service to the young people of New Zion Baptist Church.  
Read by title.  
On motion of Rep. Murray, and under a suspension of the rules,  
the resolution was adopted.

HOUSE RESOLUTION NO. 64—  
BY REPRESENTATIVES DOWNER, BRUNEAU, AND LANCASTER  
A RESOLUTION  
To amend and readopt House Rule 6.8(F) and (G) of the Rules of  
Order of the House of Representatives to provide relative to the  
recommittal of legislative instruments with a certain fiscal  
impact.  
Read by title.  
Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 225—  
BY REPRESENTATIVE GLOVER  
A CONCURRENT RESOLUTION  
To commend and congratulate Rudy Morton for his efforts and  
accomplishments as chairman of the Greater Shreveport Human  
Relations Commission.  
Read by title.  
On motion of Rep. Glover, and under a suspension of the rules,  
the resolution was adopted.  
Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 226—  
BY REPRESENTATIVES GLOVER AND BAYLOR  
A CONCURRENT RESOLUTION  
To urge and request the commissioner of insurance to make certain  
information relative to public fire protection classifications and  
their impact on premiums for homeowner’s insurance available  
to the public in the most cost-effective manner possible.  
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  
Administration of Criminal Justice  
May 20, 1999

To the Speaker and Members of the House of Representatives:  
I am directed by your Committee on Administration of Criminal  
Justice to submit the following report:

House Bill No. 1036, by Jack Smith  
Reported with amendments. (6-3-1) (Regular)

House Bill No. 1280, by McMains  
Reported favorably. (9-0-1) (Regular)

House Bill No. 1359, by Windhorst  
Reported with amendments. (7-0) (Regular)

House Bill No. 1485, by Toomy  
Reported with amendments. (10-0) (Regular)

House Bill No. 1487, by Toomy  
Reported with amendments. (9-1-1) (Regular)

House Bill No. 1785, by Wiggins  
Reported by substitute. (4-2-1) (Regular)

House Bill No. 1826, by DeWitt  
Reported with amendments. (5-3-1) (Regular)

House Bill No. 2224, by Marionneaux  
Reported favorably. (7-2-1) (Regular)

House Bill No. 2226, by Marionneaux  
Reported favorably. (10-0) (Regular)

STEPHEN J. WINDHORST  
Chairman

Report of the Committee on Education  
May 20, 1999

To the Speaker and Members of the House of Representatives:  
I am directed by your Committee on Education to submit the  
following report:

House Concurrent Resolution No. 204, by Walsworth  
Reported favorably. (11-0)

House Concurrent Resolution No. 206, by McDonald  
Reported with amendments. (11-1)

House Bill No. 1088, by Marionneaux  
Reported with amendments. (9-0) (Regular)

House Bill No. 1863, by Stelly  
Reported with amendments. (9-3) (Regular)

Senate Bill No. 605, by Jordan  
Reported favorably. (11-1) (Regular)

CHARLES MCDONALD  
Chairman

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

Report of the Committee on  
House and Governmental Affairs  
May 20, 1999

To the Speaker and Members of the House of Representatives:  
I am directed by your Committee on House and Governmental  
Affairs to submit the following report:
House Concurrent Resolution No. 205, by Weston
Reported favorably. (7-0)

House Bill No. 2119, by Waddell
Reported with amendments. (8-0) (Regular)

Senate Bill No. 781, by Lentini
Reported favorably. (7-0) (Regular)

Senate Bill No. 815, by Ewing
Reported favorably. (7-0) (Local and Consent)

CHARLES LANCASTER
Chairman

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

Leave of Absence

Rep. Strain - 1 day

Adjournment

On motion of Rep. Thompson, at 5:55 P.M., the House agreed to adjourn until Friday, May 21, 1999, at 9:00 A.M.

The Speaker of the House declared the House adjourned until 9:00 A.M., Friday, May 21, 1999.

ALFRED W. SPEER
Clerk of the House

C. Wayne Hays
Journal Clerk, Emeritus