

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

**TWELFTH DAY'S PROCEEDINGS**

**Twenty-seventh Extraordinary Session of the Legislature  
Under the Adoption of the  
Constitution of 1974**

House of Representatives  
State Capitol  
Baton Rouge, Louisiana

Wednesday, April 5, 2000

The House of Representatives was called to order at 3:00 P.M., by the Honorable Charlie DeWitt, Speaker of the House of Representatives.

**Morning Hour**

**ROLL CALL**

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

PRESENT

Mr. Speaker	Glover	Pinac
Alario	Green	Pitre
Alexander, E	Guillory	Powell
Alexander, R	Hammett	Quezaire
Ansardi	Heaton	Richmond
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Carter, K	Iles	Shaw
Carter, R	Jackson, L	Smith, G.—56th
Cazayoux	Jackson, M	Smith, J.D.—50th
Clarkson	Johns	Smith, J.H.—8th
Crane	Katz	Smith, J.R.—30th
Crowe	Kennard	Sneed
Curtis	Kenney	Stelly
Damico	LaFleur	Strain
Daniel	Lancaster	Thompson
Dartez	Landrieu	Toomy
Devillier	LeBlanc	Townsend
Diez	Lucas	Travis
Doerge	Martiny	Triche
Donelon	McCallum	Waddell
Downer	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Montgomery	Welch
Erdey	Morrell	Wilkerson

Farrar	Morrish	Willard
Faucheux	Murray	Windhorst
Flavin	Nevers	Winston
Frith	Odinot	Wooton
Fruge	Perkins	Wright
Futrell	Pierre	
Total—104		

ABSENT

Pratt  
Total—1

The Speaker announced that there were 104 members present and a quorum.

**Prayer**

Prayer was offered by Rep. Romero.

**Pledge of Allegiance**

Rep. Welch 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. Downer, the reading of the Journal was dispensed with.

On motion of Rep. Schwegmann, and under a suspension of the rules, the Journal of April 4, 2000, was corrected to reflect her as voting yea on the final passage of Senate Bill No. 81.

On motion of Rep. Wilkerson, and under a suspension of the rules, the Journal of April 3, 2000, was corrected to reflect her as voting yea on the final passage of Senate Bill No. 89.

On motion of Rep. Wilkerson, and under a suspension of the rules, the Journal of April 3, 2000, was corrected to reflect her as voting yea on the concurrence of Senate Amendments to House Bill No. 106.

On motion of Rep. Downer, the Journal of April 4, 2000, was adopted.

**Petitions, Memorials and  
Communications**

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

**Message from the Senate**

**HOUSE CONCURRENT RESOLUTIONS**

April 5, 2000

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

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

House Concurrent Resolution No. 10  
Returned without amendments.

House Concurrent Resolution No. 12  
Returned without amendments.

House Concurrent Resolution No. 17  
Returned without amendments.

House Concurrent Resolution No. 27

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Returned without amendments.

House Concurrent Resolution No. 40  
Returned without amendments.

House Concurrent Resolution No. 41  
Returned with amendments.

House Concurrent Resolution No. 43  
Returned without amendments.

House Concurrent Resolution No. 44  
Returned without amendments.

House Concurrent Resolution No. 45  
Returned without amendments.

House Concurrent Resolution No. 46  
Returned without amendments.

House Concurrent Resolution No. 47  
Returned without amendments.

House Concurrent Resolution No. 48  
Returned without amendments.

House Concurrent Resolution No. 49  
Returned without amendments.

House Concurrent Resolution No. 50  
Returned without amendments.

House Concurrent Resolution No. 51  
Returned without amendments.

House Concurrent Resolution No. 52  
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

### Message from the Senate

#### HOUSE BILLS

April 4, 2000

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. 67  
Returned without amendments.

House Bill No. 82  
Returned without amendments.

House Bill No. 99  
Returned without amendments.

House Bill No. 110  
Returned without amendments.

House Bill No. 149  
Returned without amendments.

House Bill No. 153  
Returned without amendments.

House Bill No. 158  
Returned without amendments.

House Bill No. 80  
Returned without amendments.

House Bill No. 159  
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

### Message from the Senate

#### SIGNED SENATE CONCURRENT RESOLUTIONS

April 5, 2000

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

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

Senate Concurrent Resolution Nos. 19 and 20

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

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

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

### Message from the Senate

#### ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

April 5, 2000

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

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

Senate Concurrent Resolution Nos. 13 and 23

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

### Suspension of the Rules

On motion of Rep. Odinet, the rules were suspended in order to take up and consider Senate Concurrent Resolutions Lying Over at this time.

### Senate Concurrent Resolutions Lying Over

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

#### SENATE CONCURRENT RESOLUTION NO. 23— BY SENATOR DEAN

##### A CONCURRENT RESOLUTION

To commend Janeen Lenore Brinson, Tiffany Cummins, Lauren M. Goins, Alan Gregoire, Tara Michelle Hinds, Bridget Renee Hunter, Adam Long, Emily Schmidt, Beth Erin Verret, and Johnny Walker for receiving the Louisiana Young Heroes awards.

Read by title.

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

### Message from the Senate

#### APPOINTMENT OF CONFERENCE COMMITTEE

April 4, 2000

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 56: Senators Schedler, Dardenne, and Hines.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

### Message from the Senate

#### APPOINTMENT OF CONFERENCE COMMITTEE

April 4, 2000

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 142: Senators Ellington, Dardenne and Barham.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

### Message from the Senate

#### DISAGREEMENT TO SENATE BILL

April 5, 2000

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 13 by Sen. Cain, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

### Message from the Senate

#### DISAGREEMENT TO SENATE BILL

April 5, 2000

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 27 by Sen. Theunissen, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

### Message from the Senate

#### DISAGREEMENT TO SENATE BILL

April 5, 2000

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 39 by Sen. Barham, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

### Message from the Senate

#### DISAGREEMENT TO SENATE BILL

April 5, 2000

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 56 by Sen. Barham, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

### Message from the Senate

**DISAGREEMENT TO SENATE BILL**

April 5, 2000

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 107 by Sen. Schedler, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**House and House Concurrent Resolutions Lying Over**

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

**Motion**

On motion of Rep. John Smith, the Committee on Ways and Means was discharged from further consideration of House Concurrent Resolution No. 14.

**HOUSE CONCURRENT RESOLUTION NO. 14—**  
BY REPRESENTATIVE JOHN SMITH  
A CONCURRENT RESOLUTION

To memorialize the United States Congress to correct any disparate tax treatment of independently contracted school bus operators by enacting legislation to cause a return to the pre-1989 policy of treating such operators as hybrid employees.

Read by title.

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

Ordered to the Senate.

**Senate Concurrent Resolutions on Third Reading for Final Consideration**

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

**SENATE CONCURRENT RESOLUTION NO. 12—**  
BY SENATOR ROMERO AND REPRESENTATIVE DURAND  
A CONCURRENT RESOLUTION

To authorize the study by the governing body of the Atchafalaya Basin Program of a proposal for a summertime camp for physically challenged youth, and a study of certain proposals to be presented by Iberia and Iberville parishes, for inclusion in the State Master Plan for the Atchafalaya Basin.

Read by title.

On motion of Rep. Durand, the resolution was concurred in.

**Senate Bills on Third Reading and Final Passage**

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

**Regular Calendar**

**SENATE BILL NO. 1—**  
BY SENATOR ROMERO

AN ACT

To amend and reenact R.S. 47:1908(A)(23) and (C), relative to assessors; to increase the annual expense allowance for the Iberia Parish Assessor; and to provide for related matters.

Read by title.

Rep. Romero moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Futrell	Pierre
Alario	Glover	Pinac
Alexander, E	Guillory	Pitre
Alexander, R	Hammett	Powell
Ansardi	Heaton	Richmond
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Carter, K	Iles	Shaw
Carter, R	Jackson, L	Smith, G.—56th
Cazayoux	Jackson, M	Smith, J.D.—50th
Clarkson	Johns	Smith, J.H.—8th
Crane	Katz	Smith, J.R.—30th
Crowe	Kennard	Sneed
Curtis	Kenney	Stelly
Damico	LaFleur	Strain
Daniel	Lancaster	Thompson
Dartez	Landrieu	Toomy
Devillier	LeBlanc	Townsend
Diez	Lucas	Travis
Doerge	Martiny	Triche
Downer	McCallum	Waddell
Dupre	McDonald	Warner
Durand	Montgomery	Welch
Erdey	Morrell	Wilkerson
Farrar	Morrish	Willard
Faucheux	Murray	Windhorst
Flavin	Nevers	Winston
Frith	Odinet	Wooton
Fruge	Perkins	Wright
Total—99		

**NAYS**

Total—0

**ABSENT**

Donelon	McMains	Quezaire
Green	Pratt	Walsworth
Total—6		

The Chair declared the above bill was finally passed.

Rep. Romero 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.

**SENATE BILL NO. 10—**

BY SENATOR CAIN AND REPRESENTATIVE SALTER  
AN ACT

To amend and reenact R.S. 38:2337 and to enact R.S. 41:141 and R.S. 42:1123(27), relative to boards and commissions; to provide relative to the Sabine River Authority; to provide for the applicability of certain contract and procurement laws; to provide exceptions; and to provide for related matters.

Read by title.

**Motion**

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

**SENATE BILL NO. 46—**

BY SENATOR LENTINI  
AN ACT

To enact R.S. 13:847(E), relative to clerks of court in Jefferson Parish; to authorize an additional fee for the clerk in each traffic case; to authorize an additional fee for an extension of time for payment of traffic ticket fine; to authorize an additional fee for every attachment summary subpoena, and court order for arrest; and to provide for related matters.

Read by title.

Rep. Toomy moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Glover	Pinac
Alario	Green	Pitre
Alexander, E	Guillory	Powell
Alexander, R	Hammett	Quezaire
Ansardi	Heaton	Richmond
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Salter
Broome	Hopkins	Schneider
Bruce	Hudson	Schwegmann
Bruneau	Hunter	Shaw
Carter, K	Iles	Smith, G.—56th
Carter, R	Jackson, L	Smith, J.D.—50th
Cazayoux	Jackson, M	Smith, J.H.—8th
Clarkson	Johns	Smith, J.R.—30th
Crane	Katz	Sneed
Crowe	Kennard	Stelly
Curtis	Kenney	Strain
Damico	LaFleur	Thompson
Daniel	Lancaster	Toomy
Dartez	Landrieu	Townsend
Devillier	LeBlanc	Travis
Diez	Lucas	Triche
Doerge	Martiny	Waddell
Downer	McCallum	Warner
Dupre	McDonald	Welch
Durand	Morrell	Wilkerson
Erdey	Morrish	Willard
Farrar	Murray	Winston
Faucheux	Nevers	Wooton
Flavin	Odinet	Wright
Frith	Perkins	
Fruge	Pierre	
Total—97		

**NAYS**

Windhorst  
Total—1

**ABSENT**

Donelon	Montgomery	Walsworth
Futrell	Pratt	
McMains	Scalise	
Total—7		

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 49—**

BY SENATOR MCPHERSON  
AN ACT

To enact R.S. 56:1855(E) and (H), and to repeal R.S. 56:1853(B) and (C); relative to the Natural and Scenic Rivers Act; to authorize waterworks districts to repair and maintain dams; and to provide for related matters.

Read by title.

Rep. Farrar moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Fruge	Pinac
Alario	Futrell	Pitre
Alexander, E	Glover	Powell
Alexander, R	Green	Quezaire
Ansardi	Guillory	Richmond
Baudoin	Hammett	Riddle
Baylor	Heaton	Romero
Bowler	Hebert	Salter
Broome	Hill	Scalise
Bruce	Holden	Schneider
Bruneau	Hopkins	Schwegmann
Carter, K	Hudson	Shaw
Carter, R	Hunter	Smith, G.—56th
Cazayoux	Iles	Smith, J.D.—50th
Clarkson	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Smith, J.R.—30th
Crowe	Katz	Sneed
Damico	Kennard	Stelly
Daniel	Kenney	Strain
Dartez	LaFleur	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Doerge	Martiny	Travis
Donelon	McCallum	Waddell
Downer	McDonald	Warner
Dupre	Morrell	Welch
Durand	Morrish	Wilkerson
Erdey	Murray	Willard
Farrar	Nevers	Windhorst
Faucheux	Odinet	Wooton
Flavin	Perkins	Wright
Frith	Pierre	
Total—95		

**NAYS**

Total—0

ABSENT

Curtis	McMains	Walsworth
Johns	Montgomery	Winston
Lancaster	Pratt	
Lucas	Triche	
Total—10		

The Chair declared the above bill was finally passed.

Rep. Farrar 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.

SENATE BILL NO. 52—  
BY SENATORS DARDENNE AND HAINKEL AND REPRESENTATIVES DEWITT AND McMAINS

AN ACT

To enact Part IX of Chapter 1 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:171 through 173, and to repeal R.S. 49:156, relative to creation of the position of Louisiana State Poet Laureate; to provide for a selection committee; to provide criteria for selection; to provide for nomination; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Broome to Engrossed Senate Bill No. 52 by Senator Dardenne, et al

AMENDMENT NO. 1

On page 3, line 2, after "in the year" change "2000" to "2002"

AMENDMENT NO. 2

On page 3, line 9, between "resignation" and "or inability" insert a comma "," and insert "or any other vacancy"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Pierre
Alario	Glover	Pinac
Alexander, E	Green	Pitre
Alexander, R	Guillory	Powell
Ansardi	Hammett	Quezaire
Baudoin	Heaton	Richmond
Baylor	Hebert	Riddle
Bowler	Hill	Romero
Broome	Holden	Salter
Bruce	Hopkins	Scalise
Bruneau	Hunter	Schneider
Carter, K	Iles	Schwegmann
Carter, R	Jackson, L	Shaw

Cazayoux	Jackson, M	Smith, G.—56th
Clarkson	Katz	Smith, J.D.—50th
Crane	Kennard	Smith, J.H.—8th
Crowe	Kenney	Smith, J.R.—30th
Curtis	LaFleur	Sneed
Damico	Lancaster	Strain
Daniel	Landrieu	Thompson
Dartez	LeBlanc	Toomy
Devillier	Lucas	Townsend
Diez	Martiny	Travis
Doerge	McCallum	Waddell
Donelon	McDonald	Walsworth
Downer	McMains	Warner
Dupre	Montgomery	Welch
Durand	Morrell	Wilkerson
Erdey	Morrish	Willard
Farrar	Murray	Windhorst
Faucheux	Nevers	Winston
Frith	Odinot	Wooton
Fruge	Perkins	Wright
Total—99		

NAYS

Total—0

ABSENT

Flavin	Johns	Stelly
Hudson	Pratt	Triche
Total—6		

The Chair declared the above bill was finally passed.

Rep. Broome 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.

SENATE BILL NO. 66—  
BY SENATOR BOISSIERE

AN ACT

To enact R.S. 11:701(33)(c) and Part II-B of Chapter 8 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:1970.21 through 1970.27, and R.S. 36:651(D)(8), relative to the New Orleans Center for Creative Arts/Riverfront; to establish the New Orleans Center for Creative Arts/Riverfront as a state agency; to provide for such center in the organization of the executive branch of state government; to provide for the location, governance, and affiliation of the center; to provide relative to certain obligations and agreements relative to the existence and operation of the center; to provide for the governance of the center; to establish and provide for a board of directors to govern the center and provide for its management; to provide for the appointment, terms, compensation, powers, and duties of the members of the board; to provide relative to the eligibility of students to attend the center and for their admission; to provide for the employees of the center; to provide relative to the retirement membership for employees of the center; to provide relative to the funding for the center; and to provide for related matters.

Read by title.

Rep. Alario moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Powell
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Alario	Guillory	Quezaire
Alexander, R	Hammett	Richmond
Ansardi	Heaton	Riddle
Baudoin	Hebert	Romero
Baylor	Holden	Salter
Bowler	Hudson	Scalise
Broome	Hunter	Schneider
Bruce	Jackson, L	Schwegmann
Bruneau	Jackson, M	Shaw
Carter, K	Katz	Smith, G.—56th
Carter, R	Kennard	Smith, J.D.—50th
Cazayoux	Kenney	Smith, J.H.—8th
Clarkson	LaFleur	Smith, J.R.—30th
Crane	Lancaster	Sneed
Crowe	Landrieu	Strain
Curtis	LeBlanc	Thompson
Damico	Lucas	Toomy
Daniel	Martiny	Townsend
Dartez	McDonald	Travis
Devillier	McMains	Warner
Diez	Montgomery	Welch
Donelon	Morrell	Wilkerson
Dupre	Murray	Willard
Erdey	Nevers	Windhorst
Farrar	Odinot	Winston
Faucheux	Pierre	Wooton
Frith	Pinac	
Glover	Pitre	
Total—85		

NAYS

Alexander, E	Futrell	Stelly
Doerge	Hopkins	Waddell
Downer	Iles	Walsworth
Durand	Johns	Wright
Flavin	McCallum	
Frige	Perkins	
Total—16		

ABSENT

Hill	Pratt
Morrish	Triche
Total—4	

The Chair declared the above bill was finally passed.

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.

**SENATE BILL NO. 106—**  
BY SENATORS ELLINGTON AND ULLO  
AN ACT

To amend and reenact R.S. 47:1837(C)(4), 1856(A),(D),(E), and (F), 1857(B), 1989(A), (B), and (D), 1998(A)(1) and 2110(A) and (E) and to enact R.S. 47:1852.1, 1903.3, 1989(F) and 1998.1, relative to ad valorem tax procedures; to provide for contesting final determinations of the Louisiana Tax Commission; to provide for procedures dealing with the payment of ad valorem taxes under protest generally; to modify certain tax procedures regarding withholding and aggregating ad valorem taxes due into separate funds during litigation; to provide for procedure to expedite the trial and disposition of taxes; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Hammett to Reengrossed Senate Bill No. 106 by Senators Ellington and Ullo

AMENDMENT NO. 1

On page 9, line 21, after "documents" and before "filed" insert a comma "," and "except confidential forms as provided in R.S. 47:2327."

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pinac
Alario	Green	Pitre
Alexander, E	Guillory	Powell
Ansardi	Hammett	Quezaire
Baudoin	Heaton	Richmond
Baylor	Hebert	Riddle
Bowler	Hill	Romero
Broome	Holden	Salter
Bruce	Hopkins	Scalise
Bruneau	Hunter	Schneider
Carter, K	Iles	Schwegmann
Carter, R	Jackson, L	Shaw
Cazayoux	Jackson, M	Smith, G.—56th
Crane	Johns	Smith, J.D.—50th
Crowe	Katz	Smith, J.H.—8th
Curtis	Kenney	Smith, J.R.—30th
Damico	LaFleur	Sneed
Daniel	Lancaster	Stelly
Dartez	Landrieu	Strain
Devillier	LeBlanc	Thompson
Diez	Lucas	Toomy
Doerge	Martiny	Townsend
Donelon	McCallum	Travis
Downer	McDonald	Triche
Dupre	McMains	Walsworth
Durand	Montgomery	Warner
Erdey	Morrell	Welch
Farrar	Morrish	Wilkerson
Faucheux	Murray	Willard
Flavin	Nevers	Windhorst
Frith	Odinot	Winston
Frige	Perkins	Wooton
Futrell	Pierre	Wright
Total—99		

NAYS

Total—0

ABSENT

Alexander, R	Hudson	Pratt
Clarkson	Kennard	Waddell
Total—6		

The Chair declared the above bill was finally passed.

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

**Speaker Pro Tempore Bruneau in the Chair**

**Suspension of the Rules**

On motion of Rep. Hebert, the rules were suspended in order to call from the calendar Senate Bill No. 71 at this time.

**SENATE BILL NO. 71—**

BY SENATORS SCHEDLER, HINES B. JONES, HOYT, MARIONNEAUX, MICHOT, SMITH AND THOMAS

**AN ACT**

To enact Chapter 54 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2691 through 2692, relative to intergovernmental relations; to create the Medicaid Nursing Home Trust Fund within the state treasury; to provide for deposit of monies into the fund; to provide for investment and uses of monies in the fund; to provide for the intergovernmental transfer program; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Hebert to Reengrossed Senate Bill No. 71 by Senator Schedler

AMENDMENT NO. 1

On page 2, line 1, change "special" to "permanent trust"

AMENDMENT NO. 2

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

"B.(1) The principal in the fund shall not be subject to appropriation, except to provide for:

(a) The re-basing of nursing homes in accordance with the approved state Medicaid plan.

(b) The development and funding of a case mix reimbursement system for the Medicaid nursing home program.

(c) The payment of all costs of local governments for their participation in the intergovernmental transfer program.

(d) The establishment of an assisted living grants program to be awarded for alternatives to nursing facility care for the elderly under a home and community-based waiver program under Section 1915(c) of the Social Security Act (42 U.S.C. 1396(c)) for an assisted living waiver in accordance with a plan to be developed by the Department of Health and Hospitals which shall be submitted for approval to the Joint Legislative Committee on the Budget and the House and Senate Committees on Health and Welfare in order to insure cost containment and based on controlled growth of both Medicaid nursing facility services and Medicaid assisted living services.

(e) The enhanced payment to any local government owned health care facilities or health care programs in amounts as required by written agreements between the secretary and the local governments which are recommended by the Intergovernmental Transfer Subcommittee created and established in R.S. 46:2692 and approved by the governor and the Joint Legislative Committee on the Budget.

(f) The reimbursement of the Department of Health and Hospitals for costs incurred in preparing the application for and implementing the intergovernmental transfer program established in this Chapter.

(2) Upon completion of the initial intergovernmental transfer, nursing homes will be re-based in accordance with the approved state Medicaid plan. In ensuing years, re-basing in accordance with the approved state Medicaid plan may come from the principal in the trust, but shall be limited to earnings on investment from the fund.

(3) Only earnings on investment from the fund may be appropriated each fiscal year for services of the state Medicaid plan in the following order of priority:

(a) For establishment of an alternative for the elderly grants program to provide for grants to be awarded for alternatives to nursing facility care for the elderly under a home and community-based waiver program under Section 1915(c) of the Social Security Act (42 U.S.C. 1936(c)) including but not limited to the elderly waiver and adult day health waiver. The Department of Health and Hospitals shall develop a plan which shall be submitted for approval to the Joint Legislative Committee on the Budget and the House and Senate Committees on Health and Welfare. The plan shall ensure cost containment based on controlled growth of both Medicaid nursing facility services and alternative services. The plan shall also address the following:

(i) An application process for grants.

(ii) Criteria for grants for nursing facilities and other entities to fund alternatives to nursing facility care including allowable cost and refund methods.

(b) For providing for a wage enhancement for direct care personnel working in Medicaid certified nursing homes in accordance with a plan established by the Department of Health and Hospitals and representatives of the nursing facility industry. The plan shall provide for a direct pass-through of the costs of such wage enhancement in a manner to ensure that the nursing home rate is adjusted to reflect the full costs of such wage enhancement.

(c) For establishment of hospice services in the Medicaid program.

(d) For appropriations solely and exclusively for services of the state Medicaid plan which are subject to federal financial participation in matching funds."

AMENDMENT NO. 3

On page 2, delete lines 12 through 27, and on page 3, delete lines 1 through 22, all in their entirety

AMENDMENT NO. 4

On page 3, at the beginning of line 23, change "(3)" to "(4)"

AMENDMENT NO. 5

On page 3, at the end of line 25, insert "Medicaid"

AMENDMENT NO. 6

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

AMENDMENT NO. 7

On page 4, line 5, after "Hospitals" and before the period "." insert "and the Intergovernmental Transfer Subcommittee"

AMENDMENT NO. 8



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

"(d) Establishing an assisted living grants program to provide for an assisted living waiver pursuant to Section 1915(c) of the Social Security Act.

(e) Establishing an Alternatives for the Elderly Grants Program to provide for grants to be awarded for alternatives to nursing facility care for the elderly under a home and community-based waiver program under Section 1915(c) of the Social Security Act, including but not limited to the elderly waiver and the adult day health waiver.

(f) Establishing a wage enhancement plan.

(g) Providing for Medicaid hospice services.

(h) Providing for services of the state Medicaid program which are subject to federal financial participation matching funds."

AMENDMENT NO. 9

On page 5, delete lines 12 through 18 in their entirety

AMENDMENT NO. 10

On page 6, between lines 3 and 4, insert:

"E. The Department of Health and Hospitals is hereby authorized to adopt such rules as are necessary to (1) implement the wage enhancement plan and the grant programs as established in this Chapter after approval by the Joint Legislative Committee on the Budget and the House and Senate Committees on Health and Welfare and (2) conduct the intergovernmental transfer program."

AMENDMENT NO. 11

On page Delete Amendment Nos. 8 through 25, 33 through 36, and 40 proposed by the House Committee on Appropriations and adopted by the House on April 4, 2000.

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

**Motion**

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

**Suspension of the Rules**

On motion of Rep. Flavin, 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.

**Suspension of the Rules**

On motion of Rep. McCallum, the rules were suspended in order to call from the calendar Senate Bill No. 79 at this time.

**SENATE BILL NO. 79—**  
BY SENATORS CAIN, HAINKEL AND DARDENNE AND  
REPRESENTATIVES HILL, DEWITT AND MCMAINS  
AN ACT

To amend and reenact R.S. 13:5108.1 and to repeal R.S. 13:5108.2, relative to indemnification of state officers and employees; to provide for the defense of officers and employees of the state under certain conditions; to provide for the state to hold harmless and indemnify officers and employees of the state from any financial loss arising out of certain claims; to provide procedures for payment of claims; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Alario to Reengrossed Senate Bill No. 79 by Senator Cain, et al

AMENDMENT NO. 1

On page 5, line 18, between "Within" and "days" change "five" to "ten"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Murray to Rengrossed Senate Bill No. 79 by Senator Cain, et al

AMENDMENT NO. 1

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

"F. All departments and agencies of the state shall provide notice to all employees relative to the provisions and application of this Section."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Futrell	Pierre
Alario	Glover	Pinac
Alexander, E	Green	Powell
Alexander, R	Guillory	Quezaire
Ansardi	Hammett	Richmond
Baudoin	Heaton	Riddle
Baylor	Hebert	Romero
Bowler	Hill	Salter
Broome	Holden	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Carter, K	Hunter	Shaw
Carter, R	Iles	Smith, G.—56th
Cazayoux	Jackson, L	Smith, J.D.—50th
Clarkson	Jackson, M	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Crowe	Katz	Sneed
Curtis	Kennard	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Thompson
Dartez	Lancaster	Toomy
Devillier	Landrieu	Townsend
Diez	LeBlanc	Travis
Doerge	Lucas	Triche
Donelon	Martiny	Waddell
Downer	McCallum	Warner

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Dupre	McDonald	Welch
Durand	Montgomery	Wilkerson
Erdey	Morrell	Willard
Farrar	Morrish	Windhorst
Faucheux	Murray	Winston
Flavin	Nevers	Wooton
Frith	Odinet	Wright
Frige	Perkins	
Total—101		

NAYS

Total—0

ABSENT

McMains	Pratt
Pitre	Walsworth
Total—4	

The Chair declared the above bill was finally passed.

Rep. McCallum 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. Pierre, the rules were suspended in order to take up and consider 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

April 4, 2000

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. 88  
Returned with amendments.

House Bill No. 171  
Returned with amendments.

House Bill No. 181  
Returned with amendments.

House Bill No. 155  
Returned with amendments.

House Bill No. 156  
Returned with amendments.

House Bill No. 15  
Returned with amendments.

House Bill No. 194  
Returned with amendments.

House Bill No. 188  
Returned with amendments.

House Bill No. 200  
Returned with amendments.

House Bill No. 163  
Returned with amendments.

House Bill No. 174  
Returned with amendments.

House Bill No. 19  
Returned with amendments.

House Bill No. 41  
Returned with amendments.

House Bill No. 7  
Returned with amendments.

House Bill No. 24  
Returned with amendments.

House Bill No. 134  
Returned with amendments.

House Bill No. 148  
Returned with amendments.

House Bill No. 185  
Returned with amendments.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

## House Bills Amended by the Senate to be Concurred in by the House

Rep. Pierre asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just returned from the Senate, with amendments to be concurred in by the House, with a view of acting on the same:

**HOUSE BILL NO. 88—**  
BY REPRESENTATIVES PIERRE, JACK SMITH, DEWITT, AND MCMAINS  
AND SENATORS HAINKEL AND DARDENNE  
AN ACT

To amend and reenact R.S. 49:214.30(G) and to enact R.S. 49:214.23(13), relative to coastal use permits; to define residential coastal use; to authorize the imposition of certain fees; to provide for application fees for nonresidential coastal uses and evaluation fees for proposed excavation or filling in the coastal zone; and to provide for related matters.

Read by title.

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

## SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Romero to Engrossed House Bill No. 88 by Representative Pierre

AMENDMENT NO. 1

On page 1, at the end of line 14 after "family" insert ".duplex or triplex"

AMENDMENT NO. 2

On page 1, line 17, after "family" insert ".duplex or triplex"

Rep. Pierre moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Glover	Pinac
Alario	Green	Pitre
Alexander, E	Guillory	Powell
Alexander, R	Hammett	Quezaire
Ansardi	Heaton	Richmond
Baudoin	Hebert	Riddle
Baylor	Hill	Salter
Bowler	Holden	Scalise
Broome	Hopkins	Schneider
Bruce	Hudson	Schwegmann
Bruneau	Hunter	Shaw
Carter, K	Iles	Smith, G.—56th
Carter, R	Jackson, L	Smith, J.D.—50th
Cazayoux	Jackson, M	Smith, J.H.—8th
Clarkson	Johns	Smith, J.R.—30th
Crowe	Katz	Sneed
Curtis	Kennard	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Thompson
Dartez	Lancaster	Toomy
Devillier	Landrieu	Townsend
Diez	LeBlanc	Travis
Doerge	Lucas	Triche
Donelon	Martiny	Waddell
Downer	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Erdey	Montgomery	Wilkerson
Farrar	Morrish	Willard
Faucheux	Murray	Windhorst
Flavin	Nevers	Winston
Frith	Odinet	Wooton
Fruge	Perkins	Wright
Futrell	Pierre	
Total—101		

**NAYS**

Romero  
Total—1

**ABSENT**

Crane	Morrell	Pratt
Total—3		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 171—**  
BY REPRESENTATIVES DARTEZ, DOWNER, DUPRE, AND TRICHE AND SENATOR GAUTREAU

**AN ACT**

To amend and reenact R.S. 17:71.5, relative to school board reapportionment; to require a school board to reapportion itself under certain circumstances; to provide relative to the procedures

to be used in such reapportionment; and to provide for related matters.

Read by title.

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

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Gautreaux to Engrossed House Bill No. 171 by Representative Dartez

AMENDMENT NO. 1

On page 1, line 5, after "reapportionment;" and before "and" insert "to provide conditions for implementation,"

AMENDMENT NO. 2

On page 3, between lines 4 and 5, insert the following:

"C. The implementation of the provisions of Subsection B of this Section shall be contingent upon approval pursuant to Section 5 of the Voting Rights Act of 1965."

Rep. Dartez moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Glover	Pitre
Alario	Green	Powell
Alexander, E	Guillory	Quezaire
Alexander, R	Hammett	Richmond
Ansardi	Heaton	Riddle
Baudoin	Hebert	Romero
Baylor	Hill	Salter
Bowler	Holden	Scalise
Broome	Hopkins	Schneider
Bruce	Hudson	Schwegmann
Bruneau	Hunter	Shaw
Carter, K	Iles	Smith, G.—56th
Carter, R	Jackson, L	Smith, J.D.—50th
Cazayoux	Johns	Smith, J.H.—8th
Clarkson	Katz	Smith, J.R.—30th
Crane	Kennard	Sneed
Crowe	Kenney	Stelly
Curtis	LaFleur	Strain
Damico	Lancaster	Thompson
Daniel	Landrieu	Toomy
Dartez	LeBlanc	Townsend
Devillier	Lucas	Travis
Diez	Martiny	Triche
Doerge	McCallum	Waddell
Donelon	McDonald	Walsworth
Downer	McMains	Warner
Dupre	Montgomery	Welch
Durand	Morrell	Wilkerson
Erdey	Morrish	Willard
Farrar	Murray	Windhorst
Faucheux	Nevers	Winston
Flavin	Odinet	Wooton
Frith	Perkins	Wright
Fruge	Pierre	

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Futrell Pinac
Total—103
NAYS
Jackson, M
Total—1
ABSENT
Pratt
Total—1

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 181—
BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 40:32 and 34(B)(1)(i), (j), (k), (l), (m), (n), (o) (p), (q), and (r) and to enact R.S. 40:34(B)(1)(a)(viii), (h)(v), and (s), relative to birth certificates; to define biological parents; to require that the married couple proven by DNA testing to be the biological parents of a child shall be listed as the mother and father on the birth certificate; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Romero to Engrossed House Bill No. 181 by Representative Durand

AMENDMENT NO. 1

On page 8, after line 5, insert the following:

"Section 2. This Act is hereby declared to be procedural in nature, and shall apply retroactively."

Rep. Durand moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Glover Pinac
Alario Green Pitre
Alexander, E Guillory Powell
Ansardi Hammett Quezaire
Baudoin Heaton Richmond
Baylor Hebert Riddle
Bowler Hill Romero
Broome Holden Salter
Bruce Hopkins Scalise
Bruneau Hudson Schneider
Carter, K Hunter Schwegmann
Carter, R Iles Shaw
Cazayoux Jackson, L Smith, G.—56th
Clarkson Jackson, M Smith, J.D.—50th
Crane Johns Smith, J.H.—8th
Crowe Katz Smith, J.R.—30th
Curtis Kenney Sneed
Damico LaFleur Stelly
Daniel Lancaster Strain

Dartez Landrieu Thompson
Devillier LeBlanc Toomy
Diez Lucas Townsend
Doerge Martiny Travis
Donelon McCallum Triche
Downer McDonald Walsworth
Dupre McMains Warner
Durand Montgomery Welch
Erdey Morrell Wilkerson
Farrar Morrish Willard
Fauchoux Murray Windhorst
Flavin Nevers Winston
Frith Odinet Wright
Fruge Perkins
Futrell Pierre

Total—100
NAYS

Total—0
ABSENT

Alexander, R Pratt Wooton
Kennard Waddell
Total—5

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 155—
BY REPRESENTATIVE JOHNS
AN ACT

To enact R.S. 27:392(B)(3)(c), relative to the disposition of certain proceeds derived from slot machine gaming at a live horse racing facility in Calcasieu Parish; to create the Calcasieu Parish Education Excellence Fund in the state treasury; to provide for the deposit of certain monies into the fund; to provide for the allowable uses of monies in the fund; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by the Senate Committee on Revenue and Fiscal Affairs to Engrossed House Bill No. 155 by Representative Johns

AMENDMENT NO. 1

On page 2, line 1, after "(c)" insert "(i)"

AMENDMENT NO. 2

On page 2, line 2, after "created" delete the remainder of the line, delete lines 3 and 4 and on line 5, delete "legislature" and insert the following:

"as a special fund in the state treasury. All funds deposited into the fund shall be transferred to the depository of the Calcasieu Parish School Board. The principal of the Calcasieu Education Excellence Fund may not be appropriated and shall be used only for making income-producing investments. The school board shall invest the principal of the fund only in direct obligations of the United States government and in time certificates of deposit of state banks organized under the laws of Louisiana and national banks having their principal office in Louisiana. Earnings on principal may also be invested. However, the amount of earnings shall be kept account of separately from fund principal and shall be available for the school board to

withdraw as provided in this Subparagraph. Such earnings may be withdrawn"

**AMENDMENT NO. 3**

On page 2, line 6, after "Subparagraph." delete the remainder of the line and delete line 7 and on line 8, delete "monies in the state general fund."

**AMENDMENT NO. 4**

On page 2, delete lines 12 and 13 and insert the following:

"(ii) Beginning January first of each year, the Calcasieu Parish School Board, on its own warrant, may withdraw from the fund an amount not to exceed the earnings which have accrued to the fund during the prior calendar year.

"(iii) The Calcasieu Parish School Board shall use earnings from the fund only for enhancements to the education program in Calcasieu Parish. Earnings may not be used for administrative, custodial, or maintenance expenses nor for capital expenses. Equipment and supplies purchased with such funds shall be for educational purposes only. Audits of the Calcasieu Parish School Board by the legislative auditor shall specifically address compliance with the provisions of this Subparagraph."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Mount to Engrossed House Bill No. 155 by Representative Johns

**AMENDMENT NO. 1**

Delete Senate Committee Amendments Nos. 1 through 4 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on March 30, 2000.

**AMENDMENT NO. 2**

On page 2, line 1, after "(c)" insert "(i)"

**AMENDMENT NO. 3**

On page 2, delete lines 5 and 6, and insert "legislature. Monies in the"

**AMENDMENT NO. 4**

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

"remain in the fund.

"(ii) All funds received by the Calcasieu Parish School Board pursuant to this Subparagraph shall be deposited into a special fund established by the school board which shall be known as the Calcasieu Education Excellence Trust Fund, which for purposes of this Subparagraph shall be referred to as "trust fund". The principal of the trust fund shall not be expended and shall be used only for making income-producing investments. The school board shall invest the principal of the fund only in direct obligations of the United States government and in time certificates of deposit of state banks organized under the laws of Louisiana and national banks having their principal office in Louisiana. Earnings on principal may also be invested. However, the amount of earnings shall be kept account of separately from fund principal and shall be available for the school board to withdraw as provided in this Subparagraph. Such earnings may be withdrawn and shall be used solely and exclusively by the school board as provided in this Subparagraph.

(iii) Beginning January first of each year, the school board may withdraw from the fund an amount not to exceed the earnings which have accrued to the fund during the prior calendar year.

(iv) The school board shall use earnings from the fund only for enhancements to the education program in Calcasieu Parish. Earnings may not be used for administrative, custodial, or maintenance expenses. Equipment purchased with such funds shall be for classroom educational purposes only."

Rep. Johns moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Glover	Pitre
Alario	Green	Powell
Alexander, R	Guillory	Quezaire
Ansardi	Hammett	Richmond
Baudoin	Heaton	Riddle
Baylor	Hebert	Romero
Bowler	Holden	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Carter, K	Iles	Shaw
Carter, R	Jackson, L	Smith, G.—56th
Cazayoux	Jackson, M	Smith, J.D.—50th
Clarkson	Johns	Smith, J.H.—8th
Crane	Kennard	Smith, J.R.—30th
Curtis	Kenney	Sneed
Damico	LaFleur	Stelly
Daniel	Lancaster	Strain
Dartez	Landrieu	Thompson
Devillier	LeBlanc	Toomy
Diez	Lucas	Travis
Doerge	Martiny	Triche
Donelon	McCallum	Warner
Dupre	McDonald	Welch
Durand	Montgomery	Wilkerson
Erdey	Morrell	Willard
Farrar	Morrish	Windhorst
Faucheux	Murray	Winston
Flavin	Nevers	Wooton
Frith	Odinet	Wright
Fruge	Pierre	
Futrell	Pinac	
Total—94		

**NAYS**

Alexander, E	Katz	Perkins
Crowe	McMains	Walsworth
Total—6		

**ABSENT**

Downer	Pratt	Waddell
Hill	Townsend	
Total—5		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 156—**

BY REPRESENTATIVES JOHNS, FLAVIN, GUILLORY, HILL, MORRISH, AND STELLY AND SENATORS CAIN, MOUNT, AND THEUNISSEN  
AN ACT

To enact Chapter 41 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9571, relative to the creation of a special taxing district in Calcasieu 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, including the power to levy a tax and assess fees; and to provide for related matters.

Read by title.

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

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Mount to Engrossed House Bill No. 156 by Representative Johns, et al

AMENDMENT NO. 1

On page 1, line 2, between "enact" and "Chapter" insert "R.S. 27:392(B)(3)(c) and"

AMENDMENT NO. 2

On page 1, line 3, change "creation of" to "insert "live racing facility in Calcasieu Parish; to create" and on line 4, delete "to create such district;"

AMENDMENT NO. 3

On page 1, line 8, between "fees;" and "and" insert "to create the Calcasieu Parish Education Excellence Fund in the state treasury; to provide for the deposit of certain monies into the fund; to provide for the allowable uses of monies in the fund;"

AMENDMENT NO. 4

On page 6, between lines 2 and 3, insert the following:

"Section 2. R.S. 27:392(B)(3)(c) is hereby enacted to read as follows:

§392. Collection and disposition of fees and taxes

\* \* \*

B. \* \* \*

(3) After complying with the provisions of Paragraph (1) of this Subsection, the state treasurer shall, each fiscal year, credit five percent of the state portion of taxable net slot machine proceeds collected from each licensed eligible facility to the following special funds:

\* \* \*

(c) The Calcasieu Parish Excellence Fund in Calcasieu Parish which is hereby created in the state treasury. Monies in the Calcasieu Parish Excellence Fund, for purposes of this Subparagraph referred to as the "fund", shall be withdrawn only pursuant to appropriation by the legislature and shall be used solely and exclusively by the Calcasieu Parish School Board as provided in this Subparagraph. Monies in the fund shall be invested by the state treasurer in the same manner as monies in the state general fund. Interest earnings on investment of monies in the fund shall be credited to the fund. Unexpended and unencumbered monies in the fund at the end of each fiscal year shall

remain in the fund. The principal in the fund may not be appropriated. Interest earnings may be appropriated, but only for enhancements to the education program in Calcasieu Parish."

AMENDMENT NO. 6

On page 6, line 3, change "Section 2." to "Section 3." and on line 16, change "Section 3." to "Section 4."

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Hammett	Powell
Alario	Heaton	Quezaire
Alexander, E	Hebert	Richmond
Ansardi	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Iles	Schwegmann
Carter, R	Jackson, L	Shaw
Cazayoux	Jackson, M	Smith, G.—56th
Clarkson	Johns	Smith, J.D.—50th
Crane	Katz	Smith, J.H.—8th
Crowe	Kennard	Smith, J.R.—30th
Curtis	Kenney	Sneed
Damico	LaFleur	Stelly
Daniel	Lancaster	Strain
Dartez	Landrieu	Thompson
Devillier	LeBlanc	Toomy
Doerge	Lucas	Townsend
Donelon	Martiny	Travis
Downer	McCallum	Triche
Dupre	McDonald	Waddell
Durand	Montgomery	Walsworth
Erdey	Morrell	Warner
Farrar	Morrish	Welch
Flavin	Murray	Wilkerson
Frith	Nevers	Willard
Fruge	Odinot	Windhorst
Futrell	Perkins	Winston
Glover	Pierre	Wooton
Green	Pinac	
Guillory	Pitre	
Total—97		

**NAYS**

Broome	McMains
Total—2	

**ABSENT**

Alexander, R	Diez	Pratt
Carter, K	Faucheux	Wright
Total—6		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 15—**

BY REPRESENTATIVE MARTINY  
AN ACT

To enact R.S. 33:1433(D), relative to deputy sheriffs; to provide for law enforcement authority and jurisdiction to deputy sheriffs who are members of certain task forces; and to provide for related matters.

Read by title.

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

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Lentini to Reengrossed House Bill No. 15 by Representative Martiny

AMENDMENT NO. 1

On page 1, line 10, after "A" and before "deputy" insert "duly commissioned"

AMENDMENT NO. 2

On page 1, line 11, after "Force" delete the remainder of the line and delete lines 12 through 14 and insert the following:

"when acting at the written request of the sheriff of another parish shall have law enforcement authority and jurisdiction within the jurisdiction of the sheriff who is requesting the assistance."

AMENDMENT NO. 3

On page 1, line 15, after "A" and before "deputy" insert "duly commissioned"

AMENDMENT NO. 4

On page 1, line 16, after "Force" delete the remainder of the line and delete line 17 and insert the following:

"shall have law enforcement authority and jurisdiction in any parish when the deputy is on duty during a declared emergency situation or in any parish when the deputy is acting at the written request of the sheriff of that jurisdiction."

AMENDMENT NO. 5

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

Rep. Martiny moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pierre
Alario	Green	Pitre
Alexander, E	Guillory	Powell
Alexander, R	Hammitt	Quezaire
Ansardi	Heaton	Richmond
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider

Bruneau	Hunter	Schwegmann
Carter, K	Iles	Shaw
Carter, R	Jackson, L	Smith, G.—56th
Cazayoux	Jackson, M	Smith, J.D.—50th
Clarkson	Johns	Smith, J.H.—8th
Crane	Katz	Smith, J.R.—30th
Crowe	Kennard	Sneed
Curtis	Kenney	Stelly
Damico	LaFleur	Strain
Daniel	Lancaster	Thompson
Dartz	Landrieu	Toomy
Devillier	LeBlanc	Townsend
Doerge	Lucas	Travis
Donelon	Martiny	Triche
Downer	McCallum	Waddell
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Erdey	Montgomery	Welch
Farrar	Morrell	Wilkerson
Faucheux	Morrish	Willard
Flavin	Murray	Windhorst
Frith	Nevers	Winston
Fruge	Odinet	Wooton
Futrell	Perkins	Wright
Total—102		

NAYS

Total—0

ABSENT

Diez	Pinac	Pratt
Total—3		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 188—**

BY REPRESENTATIVES BROOME, CAZAYOUX, AND DEVILLIER AND SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 33:103(C)(1)(d) and to enact R.S. 33:106.2, relative to the West Baton Rouge Parish Planning Commission; to authorize an increase in the per diem allowance for members of the planning commission; to establish limits; to provide that the parish home rule charter controls in cases of conflict with the general law governing planning commissions; and to provide for related matters.

Read by title.

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

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Marionneaux to Engrossed House Bill No. 188 by Representative Broome

AMENDMENT NO. 1

On page 2, line 6, change "may" to "shall"

AMENDMENT NO. 2

On page 2, line 7, after "per diem" delete the remainder of the line and insert "equal to the rate allowable for per diem deduction under Section 162(h)(1)(B)(ii) of Title 26 of the United States Code"

AMENDMENT NO. 3

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On page 2, line 8, delete "one hundred dollars"

Rep. Broome moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Green Pitre
Alario Guillory Powell
Alexander, E Hammett Quezairé
Alexander, R Heaton Richmond
Ansardi Hebert Riddle
Baudoin Hill Romero
Baylor Holden Salter
Bowler Hopkins Scalise
Broome Hudson Schneider
Bruce Hunter Schwegmann
Bruneau Iles Shaw
Carter, K Jackson, L Smith, G.—56th
Carter, R Jackson, M Smith, J.D.—50th
Clarkson Johns Smith, J.H.—8th
Crane Katz Smith, J.R.—30th
Crowe Kennard Sneed
Curtis Kenney Stelly
Damico LaFleur Strain
Daniel Lancaster Thompson
Dartez Landrieu Toomy
Devillier LeBlanc Townsend
Diez Lucas Travis
Doerge Martiny Triche
Donelon McCallum Waddell
Downer McDonald Walsworth
Dupre McMains Warner
Durand Montgomery Welch
Erdey Morrell Wilkerson
Farrar Morrish Willard
Fauchoux Murray Windhorst
Flavin Nevers Winston
Frith Odinet Wooton
Früge Perkins Wright
Futrell Pierre
Glover Pinac

Total—103

NAYS

Total—0

ABSENT

Cazayoux Pratt
Total—2

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 194—

BY REPRESENTATIVE WINSTON

AN ACT

To enact R.S. 40:1501.5, relative to fire protection districts in St. Tammany Parish; to prohibit the levy and collection of certain ad valorem taxes by such districts in areas which have been annexed by municipalities; to provide for exceptions; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Schedler to Engrossed House Bill No. 194 by Representative Winston

AMENDMENT NO. 1

On page 2, at the end of line 9, add the following:

"C. The provisions of this Section shall only apply to that subdivision known as Covington Point and including all property annexed into the city of Covington by Ordinance No. 84-30 duly proposed and adopted on June 5, 1984."

Rep. Winston moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Alario Glover Pitre
Alexander, E Green Powell
Alexander, R Guillory Quezairé
Ansardi Hammett Richmond
Baudoin Hebert Riddle
Baylor Hill Romero
Bowler Holden Salter
Broome Hopkins Scalise
Bruce Hudson Schneider
Bruneau Hunter Schwegmann
Carter, K Iles Shaw
Carter, R Jackson, L Smith, G.—56th
Cazayoux Jackson, M Smith, J.D.—50th
Clarkson Johns Smith, J.H.—8th
Crane Katz Smith, J.R.—30th
Crowe Kennard Sneed
Curtis Kenney Stelly
Damico Lancaster Strain
Dartez Landrieu Thompson
Devillier LeBlanc Toomy
Diez Lucas Townsend
Doerge Martiny Travis
Donelon McCallum Triche
Downer McDonald Waddell
Dupre McMains Walsworth
Durand Montgomery Warner
Erdey Morrell Welch
Farrar Morrish Wilkerson
Fauchoux Murray Willard
Flavin Nevers Windhorst
Frith Perkins Winston
Früge Pierre Wooton
Futrell Pinac Wright
Total—99

NAYS

Heaton
Total—1

ABSENT

Mr. Speaker LaFleur Pratt
Daniel Odinet
Total—5



The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 200—**  
BY REPRESENTATIVE R. ALEXANDER  
AN ACT

To amend and reenact R.S. 37:1281, relative to fees assessed by the Louisiana State Board of Medical Examiners; to require the board to charge and collect certain fees to cover programs administered by the board; to provide for the amount of such fees; to provide for the collection of such fees; to provide for an effective date; and to provide for related matters.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Engrossed House Bill No. 200 by Representative R. Alexander

AMENDMENT NO. 1

On page 1, line 6, after "fees;" insert "to provide for exemptions;"

AMENDMENT NO. 2

On page 2, line 1, change "of" to "issued to"

AMENDMENT NO. 3

On page 2, line 2, after "an" insert "additional" and after "dollars" insert "from each physician"

AMENDMENT NO. 4

On page 2, line 9, after "of" delete the remainder of the line and delete lines 10 through 12 in their entirety and insert the following:

"application for the issuance, renewal, or reinstatement of any license, permit, certificate, or registration."

AMENDMENT NO. 5

On page 2, line 15, change "of" to "issued to"

AMENDMENT NO. 6

On page 2, line 16, after "additional" insert "annual" and after "dollars" insert "from each physician"

AMENDMENT NO. 7

On page 2, line 20, after "of" delete the remainder of the line and delete lines 21 through 23 and insert the following:

"application for the issuance, renewal, or reinstatement of any license, permit, certificate, or registration."

D.(1) The fees established in Subsections B and C of this Section shall not be collected from a licensed physician who has retired from active practice.

(2) The board may adopt rules and regulations to provide for certain other exemptions from payment of such fees."

AMENDMENT NO. 8

On page 2, line 25, change "July" to "August"

Rep. Rodney Alexander moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Odinot
Alario	Green	Perkins
Alexander, E	Guillory	Pierre
Alexander, R	Hammett	Pinac
Ansardi	Heaton	Pitre
Baudoin	Hebert	Powell
Baylor	Hill	Quezaire
Bowler	Holden	Richmond
Broome	Hopkins	Riddle
Bruce	Hudson	Salter
Bruneau	Hunter	Schneider
Carter, K	Iles	Schwegmann
Carter, R	Jackson, L	Shaw
Cazayoux	Jackson, M	Smith, G.—56th
Clarkson	Johns	Smith, J.D.—50th
Crane	Katz	Smith, J.H.—8th
Crowe	Kennard	Sneed
Curtis	Kenney	Stelly
Damico	LaFleur	Thompson
Dartez	Lancaster	Toomy
Devillier	Landrieu	Townsend
Doerge	LeBlanc	Triche
Donelon	Lucas	Waddell
Downer	Martiny	Walsworth
Dupre	McCallum	Warner
Durand	McDonald	Welch
Erdey	McMains	Wilkerson
Farrar	Montgomery	Willard
Faucheux	Morrell	Windhorst
Flavin	Morrish	Winston
Frith	Murray	Wooton
Fruge	Nevers	
Total—95		

NAYS

Futrell	Scalise
Romero	Wright
Total—4	

ABSENT

Daniel	Pratt	Strain
Diez	Smith, J.R.—30th	Travis
Total—6		

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

**HOUSE BILL NO. 19—**  
BY REPRESENTATIVES SCALISE, WARNER, AND RICHMOND  
AN ACT

To enact R.S. 40:964(Schedule II)(D)(3), relative to controlled dangerous substances; to add Gamma Butyrolactone as a Schedule II depressant; and to provide for related matters.

Read by title.

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

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Dardenne to Reengrossed House Bill No. 19 by Representative Scalise, et al

AMENDMENT NO. 1

On page 1, line 2, after "To" insert "amend and reenact R.S. 40:967(F)(3) and to"

AMENDMENT NO. 2

On page 1, at the end of line 3, add "to provide correct references in penalty provisions applicable to possession of gamma hydroxybutyric acid;"

AMENDMENT NO. 3

On page 1, line 6, between "Section 1." and "R.S. 40:964" insert "R.S. 40:967(F)(3) is hereby amended and reenacted and"

AMENDMENT NO. 4

On page 2, between lines 7 and 8, insert the following:

"§967. Prohibited acts--Schedule II, penalties

\* \* \*

F. Other penalties for possession.

\* \* \*

(3) Except as otherwise authorized in this Part:

(a) Any person who knowingly or intentionally possesses twenty-eight grams or more, but less than two hundred grams, of gamma hydroxybutyric acid or of a mixture or substance containing a detectable amount of gamma hydroxybutyric acid or of its analogues as provided in Schedule II(~~A~~)(D)(4) of R.S. 40:964, shall be sentenced to serve a term of imprisonment at hard labor of not less than ten years, nor more than sixty years, and to pay a fine of not less than fifty thousand dollars, nor more than one hundred fifty thousand dollars.

(b) Any person who knowingly or intentionally possesses two hundred grams or more, but less than four hundred grams, of gamma hydroxybutyric acid or of a mixture or substance containing a detectable amount of gamma hydroxybutyric acid or of its analogues as provided in Schedule II(~~A~~)(D)(4) of R.S. 40:964, shall be sentenced to serve a term of imprisonment at hard labor of not less than twenty years, nor more than sixty years, and to pay a fine of not less than one hundred thousand dollars, nor more than three hundred fifty thousand dollars.

(c) Any person who knowingly or intentionally possesses four hundred grams or more of gamma hydroxybutyric acid or of a mixture or substance containing a detectable amount of gamma hydroxybutyric acid or of its analogues as provided in Schedule II(~~A~~)(D)(4) of R.S. 40:964, shall be sentenced to serve a term of imprisonment at hard labor of not less than thirty years, nor more than sixty years and to pay a fine of not less than two hundred fifty thousand dollars, nor more than six hundred thousand dollars.

\* \* \*"

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Futrell	Pierre
Alario	Glover	Pinac
Alexander, E	Green	Pitre
Alexander, R	Guillory	Powell
Ansardi	Hammett	Quezaire
Baudoin	Hebert	Richmond
Baylor	Hill	Riddle
Bowler	Holden	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Carter, K	Iles	Shaw
Carter, R	Jackson, L	Smith, G.—56th
Cazayoux	Jackson, M	Smith, J.D.—50th
Clarkson	Johns	Smith, J.H.—8th
Crane	Katz	Smith, J.R.—30th
Crowe	Kennard	Sneed
Curtis	Kenney	Stelly
Damico	LaFleur	Strain
Daniel	Lancaster	Thompson
Dartez	Landrieu	Toomy
Devillier	LeBlanc	Townsend
Diez	Lucas	Travis
Doerge	Martiny	Triche
Donelon	McCallum	Waddell
Downer	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Montgomery	Welch
Erdey	Morrell	Wilkerson
Farrar	Morrish	Willard
Faucheux	Murray	Windhorst
Flavin	Nevers	Winston
Frith	Odinot	Wooton
Fruge	Perkins	Wright
Total—102		

**NAYS**

Heaton	Romero
Total—2	

**ABSENT**

Pratt
Total—1

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 163 (Duplicate of Senate Bill No. 83)—**  
BY REPRESENTATIVES DEWITT, MCMAINS, AND THOMPSON AND SENATORS HAINKEL AND DARDENNE

**AN ACT**

To amend and reenact R.S. 38:2223(A)(1) and to enact R.S. 39:1556(28), relative to the public contracts; to provide for the definition of "written" and "in writing" in the Louisiana Procurement Code and concerning the issuance of work orders and the commencement of work under the public bid law; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 174—**  
BY REPRESENTATIVE HAMMETT AND SENATOR BARHAM  
AN ACT

To amend and reenact R.S. 6:327(B), 372(C)(5)(b), and 770(B), R.S. 9:153(1), R.S. 12:145(F) and 253(E), and R.S. 33:4067.1, relative to the Uniform Unclaimed Property Act of 1997; to move the administration of such Act to the Department of the Treasury; and to provide for related matters.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed House Bill No. 174 by Representative Hammett  
AMENDMENT NO. 1

On page 1, line 3, before "relative", insert "and to enact R.S. 9:161(C),"

AMENDMENT NO. 2

On page 5, between lines 15 and 16, insert the following:

"Section 5. R.S. 9:161(C) is hereby enacted to read as follows:

§161. Notice and publication of lists of abandoned property

\* \* \*

R.S. 9:161(C) is all proposed new law

C. The administrator shall, not less than 30 days prior to any notice of unclaimed property being published in any newspaper, mail each legislator a list of the names and addresses of all unclaimed property owners by parish of last known residence for the parishes in the legislator's district and the amount of property unclaimed."

AMENDMENT NO. 3

On page 5, at the beginning of line 16, Change "5" to "6"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senators Hollis and Romero to Engrossed House Bill No. 174 by Representative Hammett

AMENDMENT NO. 1

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on March 30, 2000, on page 1, line 13, after "unclaimed." insert the following:

"The administrator shall not send any written communication to any unclaimed property owner until thirty days following the notice required by this Subsection."

Rep. Hammett moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pinac
Alario	Green	Pitre
Alexander, E	Guillory	Powell
Alexander, R	Hammett	Quezaire
Ansardi	Heaton	Richmond
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Carter, K	Iles	Shaw
Carter, R	Jackson, L	Smith, G.—56th
Cazayoux	Jackson, M	Smith, J.D.—50th
Clarkson	Johns	Smith, J.H.—8th
Crane	Katz	Smith, J.R.—30th
Crowe	Kennard	Sneed
Curtis	Kenney	Stelly
Damico	LaFleur	Strain
Daniel	Lancaster	Thompson
Dartez	Landrieu	Toomy
Devillier	LeBlanc	Townsend
Diez	Lucas	Travis
Doerge	Martiny	Triche
Donelon	McCallum	Waddell
Downer	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Montgomery	Welch
Erdey	Morrell	Wilkerson
Farrar	Morrish	Willard
Faucheux	Murray	Windhorst
Flavin	Nevers	Winston
Frith	Odinet	Wooton
Fruge	Perkins	Wright
Futrell	Pierre	
Total—104		

NAYS

Total—0

ABSENT

Pratt  
Total—1

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 41—**  
BY REPRESENTATIVES FUTRELL, MCMAINS, KENNARD, BRUCE, CAZAYOUX, DEVILLIER, DUPRE, FARRAR, ROMERO, AND WOOTON  
AN ACT

To amend and reenact R.S. 14:67.15(C) and to enact R.S. 14:69.1, relative to stolen firearms; to increase the criminal penalties for the crime of theft of a firearm; to create the crime of illegal possession of stolen firearms; to provide for penalties; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 7—**

BY REPRESENTATIVE DEWITT

AN ACT

To enact R.S. 33:381(C)(18) and (19), relative to the police chiefs in certain municipalities; to provide that the police chief in the towns of Lecompte and Cheneyville shall be appointed; to provide for the time of the initial appointment; to provide for method of appointment and for the salary, term, duties, and supervision of the police chief; and to provide for related matters.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 7 by Representative DeWitt

AMENDMENT NO. 1

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

"Section 2. If any provision or item of this Act, or the application thereof, is held invalid, such invalidity shall not affect other provisions, items, or applications of this Act which can be given effect without the invalid provision, item, or application and to such extent the provisions of this Act are severable."

AMENDMENT NO. 2

On page 3, line 1, change "Section 2." to "Section 3."

Rep. McMains moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pinac
Alario	Green	Pitre
Alexander, E	Guillory	Powell
Alexander, R	Hammett	Quezairé
Ansardi	Heaton	Richmond
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Carter, K	Iles	Shaw
Carter, R	Jackson, L	Smith, G.—56th
Clarkson	Jackson, M	Smith, J.D.—50th
Crane	Johns	Smith, J.H.—8th
Crowe	Katz	Smith, J.R.—30th
Curtis	Kennard	Sneed
Damico	Kenney	Stelly
Daniel	Lancaster	Strain
Dartez	Landrieu	Thompson
Devillier	LeBlanc	Toomy
Diez	Lucas	Townsend
Doerge	Martiny	Travis
Donelon	McCallum	Triche
Downer	McDonald	Waddell
Dupre	McMains	Walsworth

Durand	Montgomery	Warner
Erdey	Morrell	Welch
Farrar	Morrish	Wilkerson
Faucheux	Murray	Willard
Flavin	Nevers	Windhorst
Frith	Odinet	Winston
Fruge	Perkins	Wooton
Futrell	Pierre	Wright
Total—102		

NAYS

Total—0

ABSENT

Cazayoux	LaFleur	Pratt
Total—3		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 24—**

BY REPRESENTATIVE WALSWORTH

AN ACT

To amend and reenact R.S. 56:1853, relative to the natural and scenic rivers program; to delete certain restrictions on the placement of barricades, barriers, fences, or obstacles on natural and scenic rivers; and to provide for related matters.

Read by title.

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

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator McPherson to Engrossed House Bill No. 24 by Representative Walsworth

AMENDMENT NO. 1

On page 1, line 2, after "56:1853," insert "and to enact R.S. 56:1855(E) and (H)."

AMENDMENT NO. 2

On page 1, line 4, after "rivers;" insert "to authorize waterworks districts to repair and maintain dams;"

AMENDMENT NO. 3

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

\* \* \*

§1855. Exceptions

\* \* \*

R.S. 56:1855(E) is all proposed new law.

E. Notwithstanding any other law to the contrary, particularly the provisions of this Part, the Water District No. 3 of Rapides Parish is hereby authorized to repair or replace the Big Creek Dam in Grant Parish.

\* \* \*

R.S. 56:1855(H) is all proposed new law.

H. No provision of this Part shall prohibit any public waterworks district from performing essential repair and maintenance necessary to maintain normal operations at facilities located on an included river or stream, if such facilities were in operation at the time of such river or stream's inclusion into the Natural and Scenic Rivers system.

\* \* \*

Rep. Walsworth moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Green	Powell
Alario	Guillory	Quezaire
Alexander, E	Hammett	Richmond
Alexander, R	Heaton	Riddle
Ansardi	Hebert	Romero
Baudoin	Hill	Salter
Baylor	Holden	Scalise
Broome	Hopkins	Schneider
Bruce	Hudson	Schwegmann
Bruneau	Hunter	Shaw
Carter, K	Iles	Smith, G.—56th
Carter, R	Jackson, L	Smith, J.D.—50th
Clarkson	Jackson, M	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Crowe	Katz	Sneed
Curtis	Kennard	Stelly
Damico	Kenney	Strain
Daniel	Lancaster	Thompson
Dartez	Landrieu	Toomy
Devillier	LeBlanc	Townsend
Diez	Lucas	Travis
Doerge	Martiny	Triche
Donelon	McCallum	Waddell
Downer	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Montgomery	Welch
Erdey	Morrish	Wilkerson
Farrar	Murray	Willard
Faucheux	Nevers	Windhorst
Flavin	Odinet	Winston
Frith	Perkins	Wooton
Fruge	Pierre	Wright
Futrell	Pinac	
Glover	Pitre	
Total—100		

**NAYS**

Morrell  
Total—1

**ABSENT**

Bowler	LaFleur
Cazayoux	Pratt
Total—4	

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 41—**

BY REPRESENTATIVES FUTRELL, MCMAINS, KENNARD, BRUCE, CAZAYOUX, DEVILLIER, DUPRE, FARRAR, ROMERO, AND WOOTON  
AN ACT

To amend and reenact R.S. 14:67.15(C) and to enact R.S. 14:69.1, relative to stolen firearms; to increase the criminal penalties for the crime of theft of a firearm; to create the crime of illegal possession of stolen firearms; to provide for penalties; and to provide for related matters.

Called from the calendar.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 41 by Representative Futrell

**AMENDMENT NO. 1**

On page 2, line 21, after "years" change the comma "," to a period "." and delete the remainder of the line and delete line 22 in its entirety.

Rep. Futrell moved that the amendments proposed by the Senate be concurred in.

As a substitute motion, Rep. Riddle moved that the amendments proposed by the Senate be rejected.

Rep. Futrell objected.

The vote recurred on the substitute motion.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Ansardi	Hill	Quezaire
Baudoin	Holden	Richmond
Baylor	Hudson	Riddle
Brooler	Hunter	Schwegmann
Broome	Jackson, L	Smith, G.—56th
Carter, K	Johns	Smith, J.D.—50th
Cazayoux	LaFleur	Smith, J.H.—8th
Curtis	Landrieu	Triche
Damico	LeBlanc	Warner
Dartez	Martiny	Welch
Farrar	Montgomery	Wilkerson
Glover	Morrell	Willard
Green	Murray	Wooton
Guillory	Odinet	
Heaton	Pierre	
Total—43		

**NAYS**

Alario	Fruge	Pitre
Alexander, E	Futrell	Powell
Alexander, R	Hammett	Romero
Bruce	Hebert	Salter
Bruneau	Hopkins	Scalise
Clarkson	Iles	Shaw
Crane	Jackson, M	Sneed
Crowe	Katz	Stelly

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Devillier	Kennard	Strain
Diez	Kenney	Thompson
Doerge	Lucas	Toomy
Donelon	McCallum	Townsend
Downer	McDonald	Travis
Dupre	McMains	Waddell
Durand	Morrish	Walsworth
Erdey	Nevers	Windhorst
Flavin	Perkins	Winston
Frith	Pinac	Wright
Total—54		

ABSENT

Mr. Speaker	Faucheux	Schneider
Carter, R	Lancaster	Smith, J.R.—30th
Daniel	Pratt	
Total—8		

The House refused to reject the amendments.

Rep. Futrell insisted on his motion that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Fruge	Powell
Alexander, E	Futrell	Romero
Alexander, R	Hammett	Salter
Ansardi	Hebert	Scalise
Bruce	Hill	Shaw
Bruneau	Hopkins	Smith, G.—56th
Carter, R	Iles	Smith, J.H.—8th
Clarkson	Johns	Sneed
Crane	Katz	Stelly
Crowe	Kennard	Thompson
Damico	Kenney	Toomy
Devillier	Lancaster	Travis
Diez	LeBlanc	Triche
Doerge	Martiny	Waddell
Donelon	McCallum	Walsworth
Downer	McDonald	Warner
Dupre	McMains	Willard
Durand	Nevers	Windhorst
Erdey	Odinet	Winston
Farrar	Perkins	Wooton
Flavin	Pinac	Wright
Frith	Pitre	
Total—65		

NAYS

Baudoin	Holden	Quezaire
Baylor	Hudson	Richmond
Bowler	Hunter	Riddle
Broome	Jackson, L	Schwegmann
Carter, K	Jackson, M	Smith, J.D.—50th
Cazayoux	LaFleur	Strain
Curtis	Lucas	Townsend
Dartez	Montgomery	Welch
Glover	Morrell	Wilkinson
Guillory	Murray	
Heaton	Pierre	
Total—31		

ABSENT

Mr. Speaker	Green	Pratt
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Daniel	Landrieu	Schneider
Faucheux	Morrish	Smith, J.R.—30th
Total—9		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 134—  
BY REPRESENTATIVE DEWITT AND SENATORS DARDENNE AND HAINKEL

AN ACT

To amend and reenact R.S. 51:911.24(A)(1) and (6), 911.32(D), 912.21(8), 912.22(introductory paragraph), 912.24(1) and (2)(d), 912.25(3), 912.27(A), (B), and (C), and 912.28(A), to enact R.S. 51:911.24(C)(2), 912.21(9) and (10), 912.27(E), 912.29, and 912.30, and to repeal R.S. 51:911.24(C)(3), relative to the state fire marshal; to provide relative to licensure of manufacturers and dealers; to establish penalties for interference with the duties of the state fire marshal; to provide for definitions; to change installation standards for manufactured housing; to require installation permit stickers to install manufactured homes; to require installation permit stickers for electrical utility services; to establish fees for installation permit stickers; to provide for the disposition of certain fees; to establish penalties for improper installation of manufactured homes; to provide for rules and regulations; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hollis to Engrossed House Bill No. 134 by Representative DeWitt

AMENDMENT NO. 1

On page 1, line 5, after "912.27(E)," delete "912.29," and change "912.30" to "912.29"

AMENDMENT NO. 2

On page 1, delete line 11 in its entirety

AMENDMENT NO. 3

On page 7, delete lines 10 through 15

AMENDMENT NO. 4

On page 7, line 16, change "912.30" to "912.29"

Rep. Travis moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pierre
Alario	Hammett	Pinac
Alexander, E	Heaton	Pitre
Alexander, R	Hebert	Powell
Ansardi	Hill	Quezaire
Baudoin	Holden	Richmond

Baylor	Hopkins	Riddle
Bowler	Hudson	Romero
Broome	Hunter	Salter
Bruce	Iles	Schwegmann
Bruneau	Jackson, L	Shaw
Carter, K	Jackson, M	Smith, G.—56th
Carter, R	Johns	Smith, J.D.—50th
Clarkson	Katz	Smith, J.H.—8th
Crowe	Kennard	Smith, J.R.—30th
Damico	Kenney	Sneed
Daniel	LaFleur	Stelly
Dartez	Lancaster	Strain
Devillier	Landrieu	Thompson
Diez	LeBlanc	Toomy
Doerge	Lucas	Townsend
Donelon	Martiny	Travis
Downer	McCallum	Triche
Dupre	McDonald	Waddell
Erdey	McMains	Walsworth
Farrar	Montgomery	Warner
Faucheux	Morrell	Welch
Frith	Morrish	Wilkerson
Fruge	Murray	Willard
Glover	Nevers	Winston
Green	Odinet	Wooton
Total—93		

NAYS

Futrell	Scalise	Wright
Perkins	Windhorst	
Total—5		

ABSENT

Cazayoux	Durand	Schneider
Crane	Flavin	
Curtis	Pratt	
Total—7		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 148—**

BY REPRESENTATIVE SALTER

AN ACT

To enact R.S. 41:726 and 1212(K), relative to sixteenth section lands; to authorize the Bienville Parish School Board to sell sixteenth section lands located in Bienville Parish by public sale; to provide for use of proceeds; to provide for lease of sixteenth section lands; and to provide for related matters.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 148 by Representative Salter

AMENDMENT NO. 1

On page 1, line 5, after "lands;" insert "to provide for sale of property by the state land office;"

AMENDMENT NO. 2

On page 2, at the end of line 6, insert the following:

"Any sale of sixteenth section lands which occurs as authorized by this Subsection shall be executed by the state land office on behalf of the Bienville Parish School Board."

Rep. Salter moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pinac
Alario	Green	Pitre
Alexander, E	Guillory	Powell
Alexander, R	Hammett	Quezaire
Ansardi	Heaton	Richmond
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Carter, K	Iles	Shaw
Carter, R	Jackson, L	Smith, G.—56th
Cazayoux	Jackson, M	Smith, J.D.—50th
Clarkson	Johns	Smith, J.H.—8th
Crane	Katz	Smith, J.R.—30th
Crowe	Kennard	Sneed
Curtis	Kenney	Stelly
Damico	LaFleur	Strain
Daniel	Lancaster	Thompson
Dartez	Landrieu	Toomy
Devillier	LeBlanc	Townsend
Diez	Lucas	Travis
Doerge	Martiny	Triche
Donelon	McCallum	Waddell
Downer	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Montgomery	Welch
Erdey	Morrell	Wilkerson
Farrar	Morrish	Willard
Faucheux	Murray	Windhorst
Flavin	Nevers	Winston
Frith	Odinet	Wooton
Fruge	Perkins	Wright
Futrell	Pierre	
Total—104		

NAYS

Total—0

ABSENT

Pratt  
Total—1

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 185—**

BY REPRESENTATIVES LEBLANC, DEWITT, AND MCMAINS AND SENATORS HAINKEL AND DARDENNE

AN ACT

To appropriate funds from certain sources to be allocated to designated agencies and designated purposes in specific amounts for the purpose of making supplemental appropriations for the funding of said agencies and purposes during the 1999-2000 Fiscal Year; to

provide for reductions to certain appropriations; and to provide for related matters.

Read by title.

**Motion**

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

**Senate Bills on Third Reading and Final Passage**

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

**SENATE BILL NO. 71—**

BY SENATORS SCHEDLER, HINES B. JONES, HOYT, MARIONNEAUX, MICHOT, SMITH AND THOMAS

**AN ACT**

To enact Chapter 54 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2691 through 2692, relative to intergovernmental relations; to create the Medicaid Nursing Home Trust Fund within the state treasury; to provide for deposit of monies into the fund; to provide for investment and uses of monies in the fund; to provide for the intergovernmental transfer program; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Hebert to Reengrossed Senate Bill No. 71 by Senator Schedler

AMENDMENT NO. 1

On page 2, line 1, change "special" to "permanent trust"

AMENDMENT NO. 2

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

"B.(1) The principal in the fund shall not be subject to appropriation, except to provide for:

(a) The re-basing of nursing homes in accordance with the approved state Medicaid plan.

(b) The development and funding of a case mix reimbursement system for the Medicaid nursing home program.

(c) The payment of all costs of local governments for their participation in the intergovernmental transfer program.

(d) The enhanced payment to any local government owned health care facilities or health care programs in amounts as required by written agreements between the secretary and the local governments which are recommended by the Intergovernmental Transfer Subcommittee created and established in R.S. 46:2692 and approved by the governor and the Joint Legislative Committee on the Budget.

(e) The reimbursement of the Department of Health and Hospitals for costs incurred in preparing the application for and implementing the intergovernmental transfer program established in this Chapter.

(2) Upon completion of the initial intergovernmental transfer, nursing homes will be re-based in accordance with the approved state Medicaid plan. In ensuing years, re-basing in accordance with the approved state Medicaid plan may come from the principal in the trust, but shall be limited to earnings on investment from the fund.

(3) Only earnings on investment from the fund may be appropriated each fiscal year for services of the state Medicaid program in the following order of priority:

(a) For providing for a wage enhancement for direct care personnel working in Medicaid certified nursing homes in accordance with a plan established by the Department of Health and Hospitals and representatives of the nursing facility industry. The plan shall provide for a direct pass-through of the costs of such wage enhancement in a manner to ensure that the nursing home rate is adjusted to reflect the full costs of such wage enhancement.

(b) For appropriations solely and exclusively for services of the state Medicaid program which are subject to federal financial participation in matching funds."

AMENDMENT NO. 3

On page 2, delete lines 12 through 27, and on page 3, delete lines 1 through 22, all in their entirety

AMENDMENT NO. 4

On page 3, at the beginning of line 23, change "(3)" to "(4)"

AMENDMENT NO. 5

On page 3, at the end of line 25, insert "Medicaid"

AMENDMENT NO. 6

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

AMENDMENT NO. 7

On page 4, line 5, after "Hospitals" and before the period "." insert "and the Intergovernmental Transfer Subcommittee"

AMENDMENT NO. 8

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

"(d) Providing for services of the state Medicaid program which are subject to federal financial participation matching funds."

AMENDMENT NO. 9

On page 5, delete lines 12 through 18 in their entirety

AMENDMENT NO. 10

On page 6, between lines 3 and 4, insert:

"E. The Department of Health and Hospitals is hereby authorized to adopt such rules as are necessary to (1) implement the wage enhancement plan as established in this Chapter after approval by the Joint Legislative Committee on the Budget and the House and Senate Committees on Health and Welfare and (2) conduct the intergovernmental transfer program."

AMENDMENT NO. 11



Delete Amendment Nos. 8 through 25, 28, 33 through 36, and 40 proposed by the House Committee on Appropriations and adopted by the House on April 4, 2000.

On motion of Rep. Hebert, 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 Senate Bill No. 71 by Senator Schedler

##### AMENDMENT NO. 1

Delete the set of 11 House Floor Amendments proposed by Representative Hebert and adopted by the House on April 5, 2000

##### AMENDMENT NO. 2

On page 2, line 1, change "special" to "permanent trust"

##### AMENDMENT NO. 3

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

"B.(1) The principal in the fund shall not be subject to appropriation, except to provide for:

(a) For Fiscal Year 2000-2001, the re-basing of nursing homes in accordance with the approved state Medicaid plan, and the development and funding of a case mix reimbursement system for the Medicaid nursing home program, provided that the state matching cost for such re-basing shall not exceed anticipated investment earnings on the trust fund for Fiscal Year 2001-2002, as estimated by the Revenue Estimating Conference.

(b) The payment of all costs of local governments for their participation in the intergovernmental transfer program.

(c) The enhanced payment to any local government owned health care facilities or health care programs in amounts as required by written agreements between the secretary and the local governments which are recommended by the Intergovernmental Transfer Subcommittee created and established in R.S. 46:2692 and approved by the governor and the Joint Legislative Committee on the Budget.

(d) The reimbursement of the Department of Health and Hospitals for costs incurred in preparing the application for and implementing the intergovernmental transfer program established in this Chapter.

(2) Upon completion of the initial intergovernmental transfer, nursing homes will be re-based in accordance with the approved state Medicaid plan.

(3) Only earnings on investment from the fund may be appropriated each fiscal year for services of the state Medicaid program in the following order of priority:

(a) Beginning in Fiscal Year 2001-2002, re-basing in accordance with the approved state Medicaid plan and the development and funding of a case mix reimbursement system for the Medicaid nursing home program.

(b) For providing for a wage enhancement for direct care personnel working in Medicaid certified nursing homes in accordance with a plan established by the Department of Health and Hospitals and representatives of the nursing facility industry. The plan shall provide

for a direct pass-through of the costs of such wage enhancement in a manner to ensure that the nursing home rate is adjusted to reflect the full costs of such wage enhancement.

(c) For appropriations solely and exclusively for services of the state Medicaid program which are subject to federal financial participation in matching funds."

##### AMENDMENT NO. 4

On page 2, delete lines 12 through 27, and on page 3, delete lines 1 through 22, all in their entirety

##### AMENDMENT NO. 5

On page 3, at the beginning of line 23, change "(3)" to "(4)"

##### AMENDMENT NO. 6

On page 3, at the end of line 25, insert "Medicaid"

##### AMENDMENT NO. 7

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

##### AMENDMENT NO. 8

On page 4, line 5, after "Hospitals" and before the period "." insert "and the Intergovernmental Transfer Subcommittee"

##### AMENDMENT NO. 9

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

"(d) Providing for services of the state Medicaid program which are subject to federal financial participation matching funds."

##### AMENDMENT NO. 10

On page 5, delete lines 12 through 18 in their entirety

##### AMENDMENT NO. 11

On page 6, between lines 3 and 4, insert:

"E. The Department of Health and Hospitals is hereby authorized to adopt such rules as are necessary to (1) implement the wage enhancement plan as established in this Chapter after approval by the Joint Legislative Committee on the Budget and the House and Senate Committees on Health and Welfare and (2) conduct the intergovernmental transfer program."

##### AMENDMENT NO. 12

Delete Amendment Nos. 8 through 25, 28, 33 through 36, and 40 proposed by the House Committee on Appropriations and adopted by the House on April 4, 2000.

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

#### Motion

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

#### Suspension of the Rules

On motion of Rep. LeBlanc, the rules were suspended in order to take up and consider House Bills Amended by the Senate to be Concurred in by the House at this time.

**House Bills Amended by the Senate to be Concurred in by the House**

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

**HOUSE BILL NO. 185**—  
BY REPRESENTATIVES LEBLANC, DEWITT, AND MCMAINS AND SENATORS HAINKEL AND DARDENNE  
AN ACT

To appropriate funds from certain sources to be allocated to designated agencies and designated purposes in specific amounts for the purpose of making supplemental appropriations for the funding of said agencies and purposes during the 1999-2000 Fiscal Year; to provide for reductions to certain appropriations; and to provide for related matters.

Called from the calendar.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 185 by Representative LeBlanc

AMENDMENT NO. 1

On page 1, delete lines 8 and 9 in their entirety and insert in lieu thereof the following:

"Section 1. The sum of Eleven Million Eight Hundred Forty-Six Thousand Two Hundred Twenty-Three and no/100 (\$11,846,223) Dollars is"

AMENDMENT NO. 2

On page 1, after line 19, insert the following:

"01-107 DIVISION OF ADMINISTRATION

Payable out of the State General Fund (Direct) to the Executive Administration Program for attorney fees and court cost in the court case of Elmer Hilbun v. Division of Administration \$4,061"

AMENDMENT NO. 3

On page 2, line 6, after "Parishes" insert ", and water shortage in the Town of Grand Isle"

AMENDMENT NO. 4

On page 4, delete lines 10 and 11 in their entirety and insert in lieu thereof the following:

"amount of Eight Million Four Hundred Eighty-One Thousand Five Hundred Seventy-Three and no/100 (\$8,481,573) shall be comprised of any unexpended,"

AMENDMENT NO. 5

On page 4, between lines 14 and 15, insert the following:

"Section 7. Of the funds appropriated in Act 10 of the 1999 Session of the Legislature in Section 15, Schedule 04-144 Commissioner of Elections, the amount of Fifty-Five Thousand and Eighty-Five Dollars (\$55,085) shall be used for professional service contracts for budgetary analysis, strategic planning and reorganization and a report to the Legislature."

AMENDMENT NO. 6

On page 4, line 15, delete "7" and insert "8"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Ellington to Reengrossed House Bill No. 185 by Representative LeBlanc

AMENDMENT NO. 1

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

"Section 1. The sum of Thirteen Million One Hundred Seventeen Thousand One Hundred Sixty-two and No/100 (\$13,117,162) Dollars is"

AMENDMENT NO. 2

On page 2, between lines 20 and 21, insert the following:

"09-306 MEDICAL VENDOR PAYMENTS Payable out of the State General Fund (Direct) for Nursing Home Services (\$950,000), Emergency Ambulance Services (\$80,000), and Physician Services (\$470,000) in the Payments to Private Providers Program be it more or less estimated at \$1,500,000

In the event that transfers from the Office of Elderly Affairs, as specified in this Act, are more than the \$1,500,000 appropriated herein, any additional monies shall be appropriated to nursing home services in the Private Provider Program."

AMENDMENT NO. 3

On page 4, delete line 4 in its entirety and insert the following:

"Louisiana Legislature as follows: Schedule 01-133 OFFICE OF ELDERLY AFFAIRS in the amount of \$1,500,000 or so much thereof that remains for grants in the Louisiana Long-Term Care Assistance Program on March 31, 2000; Schedule 08-414 DAVID WADE"

Rep. LeBlanc moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pinac
Alario	Green	Pitre
Alexander, E	Guillory	Powell
Alexander, R	Hammett	Quezaire
Ansardi	Heaton	Richmond
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Salter
Broome	Hopkins	Scalise

Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Carter, K	Iles	Shaw
Carter, R	Jackson, L	Smith, G.—56th
Cazayoux	Jackson, M	Smith, J.D.—50th
Clarkson	Johns	Smith, J.H.—8th
Crane	Katz	Smith, J.R.—30th
Crowe	Kennard	Sneed
Curtis	Kenney	Stelly
Damico	LaFleur	Strain
Daniel	Lancaster	Thompson
Dartez	Landrieu	Toomy
Devillier	LeBlanc	Townsend
Diez	Lucas	Travis
Doerge	Martiny	Triche
Donelon	McCallum	Waddell
Downer	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Montgomery	Welch
Erdey	Morrell	Wilkerson
Farrar	Morrish	Willard
Faucheux	Murray	Windhorst
Flavin	Nevers	Winston
Frith	Odinet	Wooton
Fruge	Perkins	Wright
Futrell	Pierre	
Total—104		

NAYS

Total—0

ABSENT

Pratt  
Total—1

The amendments proposed by the Senate were concurred in by the House.

**Motion**

On motion of Rep. Broome, the motion to reconsider the vote by which the Senate amendments to House Bill No. 188 were concurred in was called from the table.

**Suspension of the Rules**

On motion of Rep. Broome, the rules were suspended to reconsider the vote by which the Senate Amendments to House Bill No. 88 were concurred in on the same legislative day.

**Reconsideration**

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

**HOUSE BILL NO. 188—**  
BY REPRESENTATIVES BROOME, CAZAYOUX, AND DEVILLIER AND SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 33:103(C)(1)(d) and to enact R.S. 33:106.2, relative to the West Baton Rouge Parish Planning Commission; to authorize an increase in the per diem allowance for members of the planning commission; to establish limits; to provide that the parish home rule charter controls in cases of conflict with the general law governing planning commissions; and to provide for related matters.

Read by title.

On motion of Rep. Broome, the vote by which the Senate Amendments to the above House Bill were concurred in on the same legislative day was reconsidered.

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

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Marionneaux to Engrossed House Bill No. 188 by Representative Broome

AMENDMENT NO. 1

On page 2, line 6, change "may" to "shall"

AMENDMENT NO. 2

On page 2, line 7, after "per diem" delete the remainder of the line and insert "equal to the rate allowable for per diem deduction under Section 162(h)(1)(B)(ii) of Title 26 of the United States Code"

AMENDMENT NO. 3

On page 2, line 8, delete "one hundred dollars"

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pinac
Alario	Green	Pitre
Alexander, E	Guillory	Powell
Alexander, R	Hammett	Quezaire
Ansardi	Heaton	Richmond
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Carter, K	Iles	Shaw
Carter, R	Jackson, L	Smith, G.—56th
Cazayoux	Jackson, M	Smith, J.D.—50th
Clarkson	Johns	Smith, J.H.—8th
Crane	Katz	Smith, J.R.—30th
Crowe	Kennard	Sneed
Curtis	Kenney	Stelly
Damico	LaFleur	Strain
Daniel	Lancaster	Thompson
Dartez	Landrieu	Toomy
Devillier	LeBlanc	Townsend
Diez	Lucas	Travis
Doerge	Martiny	Triche
Donelon	McCallum	Waddell
Downer	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Montgomery	Welch
Erdey	Morrell	Wilkerson
Farrar	Morrish	Willard
Faucheux	Murray	Windhorst
Flavin	Nevers	Winston
Frith	Odinet	Wooton
Fruge	Perkins	Wright

Futrell  
Total—104

Pierre

NAYS

Total—0

ABSENT

Pratt  
Total—1

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**Senate Bills on Third Reading  
and Final Passage**

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

**SENATE BILL NO. 71—**

BY SENATORS SCHEDLER, HINES B. JONES, HOYT, MARIONNEAUX,  
MICHOT, SMITH AND THOMAS

**AN ACT**

To enact Chapter 54 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2691 through 2692, relative to intergovernmental relations; to create the Medicaid Nursing Home Trust Fund within the state treasury; to provide for deposit of monies into the fund; to provide for investment and uses of monies in the fund; to provide for the intergovernmental transfer program; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Downer to Reengrossed Senate Bill No. 71 by Senator Schedler

AMENDMENT NO. 1

Delete the set of 11 House Floor Amendments proposed by Representative Hebert and adopted by the House on April 5, 2000

AMENDMENT NO. 2

On page 2, line 1, change "special" to "permanent trust"

AMENDMENT NO. 3

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

"B.(1) The principal in the fund shall not be subject to appropriation, except to provide for:

(a) For Fiscal Year 2000-2001, the re-basing of nursing homes in accordance with the approved state Medicaid plan, and the development and funding of a case mix reimbursement system for the Medicaid nursing home program, provided that the state matching cost for such re-basing shall not exceed anticipated investment earnings on the trust fund for Fiscal Year 2001-2002, as estimated by the Revenue Estimating Conference.

(b) The payment of all costs of local governments for their participation in the intergovernmental transfer program.

(c) The enhanced payment to any local government owned health care facilities or health care programs in amounts as required by written agreements between the secretary and the local governments which are recommended by the Intergovernmental Transfer Subcommittee created and established in R.S. 46:2692 and approved by the governor and the Joint Legislative Committee on the Budget.

(d) The reimbursement of the Department of Health and Hospitals for costs incurred in preparing the application for and implementing the intergovernmental transfer program established in this Chapter.

(2) Upon completion of the initial intergovernmental transfer, nursing homes will be re-based in accordance with the approved state Medicaid plan.

(3) Only earnings on investment from the fund may be appropriated each fiscal year for services of the state Medicaid program in the following order of priority:

(a) Beginning in Fiscal Year 2001-2002, re-basing in accordance with the approved state Medicaid plan and the development and funding of a case mix reimbursement system for the Medicaid nursing home program.

(b) For providing for a wage enhancement for direct care personnel working in Medicaid certified nursing homes in accordance with a plan established by the Department of Health and Hospitals and representatives of the nursing facility industry. The plan shall provide for a direct pass-through of the costs of such wage enhancement in a manner to ensure that the nursing home rate is adjusted to reflect the full costs of such wage enhancement.

(c) For appropriations solely and exclusively for services of the state Medicaid program which are subject to federal financial participation in matching funds."

AMENDMENT NO. 4

On page 2, delete lines 12 through 27, and on page 3, delete lines 1 through 22, all in their entirety

AMENDMENT NO. 5

On page 3, at the beginning of line 23, change "(3)" to "(4)"

AMENDMENT NO. 6

On page 3, at the end of line 25, insert "Medicaid"

AMENDMENT NO. 7

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

AMENDMENT NO. 8

On page 4, line 5, after "Hospitals" and before the period "." insert "and the Intergovernmental Transfer Subcommittee"

AMENDMENT NO. 9

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

"(d) Providing for services of the state Medicaid program which are subject to federal financial participation matching funds."

AMENDMENT NO. 10

On page 5, delete lines 12 through 18 in their entirety

AMENDMENT NO. 11

On page 6, between lines 3 and 4, insert:

"E. The Department of Health and Hospitals is hereby authorized to adopt such rules as are necessary to (1) implement the wage enhancement plan as established in this Chapter after approval by the Joint Legislative Committee on the Budget and the House and Senate Committees on Health and Welfare and (2) conduct the intergovernmental transfer program."

AMENDMENT NO. 12

Delete Amendment Nos. 8 through 25, 28, 33 through 36, and 40 proposed by the House Committee on Appropriations and adopted by the House on April 4, 2000.

Rep. Downer moved the adoption of the amendments.

Rep. Hebert objected.

By a vote of 20 yeas and 75 nays, the amendments were rejected.

Rep. Hebert moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pinac
Alario	Green	Pitre
Alexander, E	Guillory	Powell
Alexander, R	Hammett	Quezaire
Ansardi	Heaton	Richmond
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Carter, K	Iles	Shaw
Carter, R	Jackson, L	Smith, G.—56th
Cazayoux	Jackson, M	Smith, J.D.—50th
Clarkson	Johns	Smith, J.H.—8th
Crane	Katz	Smith, J.R.—30th
Crowe	Kennard	Sneed
Curtis	Kenney	Stelly
Damico	LaFleur	Strain
Daniel	Lancaster	Thompson
Dartez	Landrieu	Toomy
Devillier	LeBlanc	Townsend
Diez	Lucas	Travis
Doerge	Martiny	Triche
Donelon	McCallum	Waddell
Downer	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Montgomery	Welch
Erdey	Morrell	Wilkerson
Farrar	Morrish	Willard
Faucheux	Murray	Windhorst
Flavin	Nevers	Winston
Frith	Odinet	Wooton
Fruge	Perkins	Wright
Futrell	Pierre	

Total—104

NAYS

Total—0

ABSENT

Pratt

Total—1

The Chair declared the above bill was finally passed.

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

**Suspension of the Rules**

On motion of Rep. Murray, the rules were suspended in order to take up and consider the Conference Committee Reports just received at this time.

**Conference Committee Reports for Consideration**

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

**CONFERENCE COMMITTEE REPORT**

**House Bill No. 56 By Representatives Murray, et al.**

April 5, 2000

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

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 56 by Representatives Murray, et al., recommend the following concerning the engrossed bill:

1. That all Senate Committee Amendments proposed by the Senate Committee on Health and Welfare and adopted by the Senate on March 29, 2000, be adopted.
2. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 28:772(A)" and before the comma "," insert "and (B)"

AMENDMENT NO. 2

On page 1, line 6, after "R.S. 28:772(A)" and before "hereby" delete "is" and insert "and (B) are"

AMENDMENT NO. 3

On page 1, at the beginning of line 9, after "A." insert "(1)"

AMENDMENT NO. 4

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

(2) The formula developed by the office shall weigh certain elements in determining the formula. The elements and their assigned weights are as follows:

(a) Persons in poverty in a particular region shall be assigned a weight of twenty percent.

(b) The population of persons in the age range of most potential service recipients in a region shall be assigned a weight of twenty percent.

(c) The estimated number of adults in a region needing treatment for addictive disorders shall be assigned a weight of twenty percent.

(d) Arrests determined to reflect the need for funds for addictive disorder services shall be assigned a weight of fifteen percent.

(e) Rural composition of a region shall be assigned a weight of fifteen percent.

(f) Teenage mothers in a region shall be assigned a weight of ten percent.

(3) The formula shall also consider certain factors:

(a) Regional programs shall be held harmless in implementation of the formula. Funding shall not be reduced for any region in order to shift funds to underserved regions.

(b) Dollars follow clients who move from region to region.

(c) Drug courts and other multiregional programs shall be identified and considered under the "dollars follow clients" policy.

(d) Funding of programs which are statewide in nature shall not be included in formula funding comparisons.

(e) The formula shall be used to identify underserved regions of the state and to target these regions with new or underutilized funds.

(f) The formula shall not be applicable to statewide budget reductions."

B. "Regional addictive disorder services" shall include all treatment and prevention/education services provided in each region, ~~excluding the following:~~

~~(1) Residential services at any twenty-four-hour inpatient or residential facility;~~

~~(2) Services provided through grants which were received through application by the regional office;~~

~~(3) Direct administrative expenses of the office for addictive disorders headquarters in Baton Rouge, Louisiana;~~

~~(4) All outpatient clinic services."~~

Respectfully submitted,

Representative Edwin Murray  
Representative Rodney Alexander  
Representative Melinda Schwegmann  
Senator Tom Schedler  
Senator Don Hines  
Senator Jay Dardenne

Rep. Murray moved to adopt the Conference Committee Report.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Green	Pitre
Alario	Guillory	Powell
Alexander, E	Hammett	Quezaire
Alexander, R	Heaton	Richmond
Ansardi	Hill	Riddle
Baudoin	Holden	Romero
Baylor	Hopkins	Salter
Bowler	Hudson	Scalise
Broome	Hunter	Schneider
Bruce	Iles	Schwegmann
Bruneau	Jackson, L	Shaw
Carter, K	Jackson, M	Smith, G.—56th
Carter, R	Johns	Smith, J.D.—50th
Cazayoux	Katz	Smith, J.H.—8th
Clarkson	Kennard	Smith, J.R.—30th
Crane	Kenney	Sneed
Crowe	LaFleur	Stelly
Damico	Lancaster	Strain
Daniel	Landrieu	Thompson
Devillier	LeBlanc	Toomy
Diez	Lucas	Townsend
Doerge	Martiny	Travis
Donelon	McCallum	Triche
Downer	McDonald	Waddell
Dupre	McMains	Walsworth
Durand	Montgomery	Warner
Erdey	Morrell	Welch
Farrar	Morrish	Wilkerson
Faucheux	Murray	Willard
Flavin	Nevers	Winston
Frith	Odinet	Wooton
Fruge	Perkins	Wright
Futrell	Pierre	
Glover	Pinac	
Total—100		

**NAYS**

Windhorst  
Total—1

**ABSENT**

Curtis  
Dartez  
Total—4

The Conference Committee Report was adopted.

**CONFERENCE COMMITTEE REPORT**

**House Bill No. 142 By Representative McMains**

April 5, 2000

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

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 142 by Representative McMains, recommend the following concerning the regrossed bill:

1. That Senate Committee Amendments Nos. 1 and 2 proposed by the Senate Committee on Judiciary A and adopted by the Senate on March 28, 2000, be rejected.

Respectfully submitted,

Representative F. Charles McMains, Jr.  
 Representative Robert J. Carter  
 Representative Emile Bruneau  
 Senator John L. Dardenne, Jr.  
 Senator Noble E. Ellington  
 Senator Robert J. Barham

Rep. McMains moved to adopt the Conference Committee Report.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Glover	Pinac
Alario	Green	Pitre
Alexander, E	Guillory	Powell
Alexander, R	Hammett	Quezaire
Ansardi	Heaton	Richmond
Baudoin	Hebert	Riddle
Baylor	Hill	Romero
Bowler	Holden	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Carter, K	Iles	Shaw
Carter, R	Jackson, L	Smith, G.—56th
Cazayoux	Jackson, M	Smith, J.D.—50th
Clarkson	Johns	Smith, J.H.—8th
Crane	Katz	Smith, J.R.—30th
Crowe	Kennard	Sneed
Curtis	Kenney	Stelly
Damico	LaFleur	Strain
Daniel	Lancaster	Thompson
Dartez	Landrieu	Toomy
Devillier	LeBlanc	Townsend
Diez	Lucas	Travis
Doerge	Martiny	Triche
Donelon	McCallum	Waddell
Downer	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Montgomery	Welch
Erdey	Morrell	Wilkerson
Farrar	Morrish	Willard
Faucheux	Murray	Windhorst
Flavin	Nevers	Winston
Frith	Odinet	Wooton
Fruge	Perkins	Wright
Futrell	Pierre	
Total—104		

**NAYS**

Total—0

**ABSENT**

Pratt  
 Total—1

The Conference Committee Report was adopted.

**Suspension of the Rules**

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

**Petitions, Memorials and Communications**

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

**Privileged Report of the Committee on Enrollment**

April 5, 2000

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. 20—**

BY REPRESENTATIVE ERDEY  
 A RESOLUTION

To express the sincere and heartfelt condolences of the House of Representatives upon the death of Herbert Hoover McDonald, former alderman for the town of Livingston.

**HOUSE RESOLUTION NO. 21—**

BY REPRESENTATIVE ERDEY  
 A RESOLUTION

To express the sincere and heartfelt condolences of the House of Representatives upon the death of Winson Green Hoover, former member of the House of Representatives and the first mayor of Livingston, and to recognize the outstanding contributions of this proud Louisianian to his town, parish, and state.

**HOUSE RESOLUTION NO. 22—**

BY REPRESENTATIVE ERDEY  
 A RESOLUTION

To express the condolences of the House of Representatives upon the death of Dudley Ray Herring of Livingston and to recognize and record the contributions of this proud Louisianian to his town, parish, and state.

**HOUSE RESOLUTION NO. 23—**

BY REPRESENTATIVE ERDEY  
 A RESOLUTION

To commend and congratulate the Louisiana Tigerettes Hi Tops upon their gold medal victory in the United States Senior Olympics Fifty-Plus Women's Basketball Tournament.

Respectfully submitted,

DONALD RAY KENNARD  
 Chairman

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

**Privileged Report of the Committee on Enrollment**

April 5, 2000

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

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12th Day's Proceedings - April 5, 2000

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

The following House Bills have been properly enrolled:

**HOUSE BILL NO. 67 (Duplicate of Senate Bill No. 29)**—  
BY REPRESENTATIVE R. ALEXANDER AND SENATOR HAINKEL AND  
COAUTHORED BY REPRESENTATIVES DEWITT AND MCMAINS AND  
SENATORS DARDENNE AND SCHEDLER  
AN ACT

To amend and reenact R.S. 9:226(A), R.S. 17:167(A), 222(B)(1), and 236.1(B), R.S. 18:101(E)(1)(c), 105(A), and 114(F)(3), and R.S. 23:184(2)(a) and 992.2(1), relative to the use of birth records; to provide for the use of short-form birth certification cards as proof of the recorded facts of birth; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 80 (Duplicate of Senate Bill No. 25)**—  
BY REPRESENTATIVE MURRAY AND SENATOR HAINKEL AND  
COAUTHORED BY REPRESENTATIVES DEWITT, MCMAINS, PRATT, AND  
SCHWEGMANN AND SENATOR DARDENNE  
AN ACT

To amend and reenact R.S. 46:2633(B)(1) and (D)(1) and 2635(A) and to enact R.S. 46:2635(E), relative to the Traumatic Head and Spinal Cord Injury Trust Fund; to provide for expenditures for administrative costs; and to provide for related matters.

**HOUSE BILL NO. 82 (Duplicate of Senate Bill No. 26)**—  
BY REPRESENTATIVE MURRAY AND SENATOR HAINKEL AND  
COAUTHORED BY REPRESENTATIVES DEWITT AND MCMAINS AND  
SENATOR DARDENNE  
AN ACT

To amend and reenact R.S. 46:450.1(A), (C)(1) and (2), and (D)(2) and to repeal R.S. 46:450.1(E), (F), (G), and (H), relative to the electronic distribution of public assistance benefits and services; to delete provisions allowing for payment of transaction fees and other costs; and to provide for related matters.

**HOUSE BILL NO. 99**—  
BY REPRESENTATIVE WRIGHT  
AN ACT

To authorize and provide for the transfer or lease of certain state property in Grant Parish to the Grant Parish Police Jury from the Department of Health and Hospitals; and to provide for related matters.

**HOUSE BILL NO. 110**—  
BY REPRESENTATIVE MCDONALD  
AN ACT

To amend and reenact R.S. 33:4574(A)(2)(oo) and 4574.1-A(A)(1)(oo) and to enact R.S. 33:4574(A)(2)(qq) and 4574.1-A(A)(1)(qq), relative to tourist commissions for certain parishes; to create tourist commissions composed of all the territory in Morehouse Parish and East Carroll Parish as special districts to promote tourism within their jurisdictions; to provide for the authority to levy hotel occupancy taxes for the operation of the tourist commissions; to remove provisions for such commissions in parishes within a certain population range; and to provide for related matters.

**HOUSE BILL NO. 149**—  
BY REPRESENTATIVES ODINET, DEWITT, AND MCMAINS AND  
SENATORS HAINKEL AND DARDENNE  
AN ACT

To amend and reenact R.S. 56:303.4, 303.7, 306.5, 306.6, 307.7, and 309.3, to enact R.S. 56:306.7, and to repeal R.S. 56:345, relative to commercial fishing reporting and recordkeeping requirements by wholesale/retail seafood dealers, retail seafood dealers, restaurants, retail grocers, soft shell crab sheddors, commercial fisherman, and fresh product licensees; to provide for the Commercial Fisherman's Sales Card and required information; to provide for the commercial receipt form and required information; to provide procedures for the sale or transfer of fish; to provide for

records maintained when acquiring or selling fish; to provide for records of wholesale/retail seafood dealers; to provide for the maintenance and availability of records; to provide for the use and confidentiality of information; to provide for the transmission of information to the Department of Wildlife and Fisheries; to provide for the presumption of unrecorded transactions; to provide for definitions; to provide for marking fish shipments and bills of lading with required information; and to provide for related matters.

**HOUSE BILL NO. 153**—  
BY REPRESENTATIVES CLARKSON, DURAND, GLOVER, ILES, PERKINS,  
SCHWEGMANN, STRAIN, AND WILKERSON  
AN ACT

To enact R.S. 40:1299.90.2, relative to the Breast Cancer Control Program; to provide breast cancer detection and prevention services and education; to provide for mammography examinations; to provide for breast cancer control agents; to provide for funding of the program; and to provide for related matters.

**HOUSE BILL NO. 158**—  
BY REPRESENTATIVE GUILLORY  
AN ACT

To enact R.S. 33:130.552(A)(1)(k) and (l), relative to economic development in north Lake Charles; to provide for additional members of the board of commissioners of the North Lake Charles Economic Development District; and to provide for related matters.

**HOUSE BILL NO. 159**—  
BY REPRESENTATIVE TRICHE  
AN ACT

To enact R.S. 17:3048.1(S)(3), to provide Tuition Opportunity Program for Students eligibility for certain otherwise qualified students who graduated from high school during the 1998-1999 school year and who obtained a qualifying score on the American College Test after graduating but prior to July 1, 1999; 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.

## Message from the Senate

### HOUSE BILLS

April 5, 2000

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. 9  
Returned without amendments.

House Bill No. 10  
Returned without amendments.

House Bill No. 12  
Returned without amendments.



House Bill No. 23  
Returned without amendments.

House Bill No. 25  
Returned without amendments.

House Bill No. 33  
Returned without amendments.

House Bill No. 42  
Returned without amendments.

House Bill No. 71  
Returned without amendments.

House Bill No. 74  
Returned without amendments.

House Bill No. 96  
Returned without amendments.

House Bill No. 102  
Returned without amendments.

House Bill No. 114  
Returned without amendments.

House Bill No. 132  
Returned without amendments.

House Bill No. 141  
Returned without amendments.

House Bill No. 143  
Returned without amendments.

House Bill No. 151  
Returned without amendments.

House Bill No. 161  
Returned without amendments.

House Bill No. 166  
Returned without amendments.

House Bill No. 187  
Returned without amendments.

House Bill No. 195  
Returned without amendments.

House Bill No. 197  
Returned without amendments.

House Bill No. 207  
Returned without amendments.

House Bill No. 214  
Returned without amendments.

House Bill No. 215  
Returned without amendments.

House Bill No. 216  
Returned without amendments.

House Bill No. 219  
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

April 5, 2000

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 13: Senators Ullo, Cain, and Smith.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

April 5, 2000

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 27: Senators Theunissen, B. Jones, and Barham.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

April 5, 2000

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 39: Senators Barham, B. Jones, and Cravins.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

April 5, 2000

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 56: Senators Barham, Smith, and Lentini.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

April, 2000

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 107: Senators Schedler, Thomas, and Lentini.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Introduction of Resolutions**

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. 24—**

BY REPRESENTATIVE FLAVIN

**A RESOLUTION**

To urge and request the Department of Wildlife and Fisheries to continue to locate the department's alligator program at the Rockefeller Wildlife Refuge.

Read by title.

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

**HOUSE RESOLUTION NO. 25—**

BY REPRESENTATIVE BRUNEAU

**A RESOLUTION**

To commend and congratulate Ross Nodurft on being selected as a Distinguished Finalist for the 2000 Prudential Spirit of Community Award by the National Association of Secondary School Principals and The Prudential Insurance Company of America for his exemplary volunteer service.

Read by title.

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

**HOUSE RESOLUTION NO. 26—**

BY REPRESENTATIVES MARTINY, BRUCE, CAZAYOUX, DEVILLIER, DUPRE, FARRAR, HEATON, HEBERT, LAFLEUR, MORRELL, AND WOOTON

**A RESOLUTION**

To request the House Committee on the Administration of Criminal Justice to study the regulation and enforcement of gaming laws and the laws governing adjudicatory proceedings utilized by the Louisiana Gaming Control Board and to report its findings to the legislature prior to the convening of the 2001 Regular Session.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 53—**

BY REPRESENTATIVE WALSWORTH

**A CONCURRENT RESOLUTION**

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Jimmy Don Hudson and to recognize and record his distinguished career and his contributions to the state of Louisiana and the nation as a private citizen and a community volunteer, as a combat veteran of Vietnam and a longtime member of the United States Army Reserves, and as a respected representative of his employer, BellSouth Telecommunications.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 54—**

BY REPRESENTATIVE KENNARD

**A CONCURRENT RESOLUTION**

To memorialize the United States Congress to take appropriate action to eliminate unnecessarily intrusive questions on the long U.S. Census form so as to remove deterrents to a complete and accurate census and to urge and request Louisiana citizens to complete census forms as soon as possible.

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

Ordered to the Senate.

**Motion**

On motion of Rep. Diez, the Committee on Transportation, Highways and Public Works was discharged from further consideration of House Bill No. 229.

**House Bills on Second Reading  
to be Referred to Committee**

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

**HOUSE BILL NO. 229—**

BY REPRESENTATIVE MURRAY

**AN ACT**

To enact R.S. 32:414.5, relative to drivers' licenses; to authorize an administrative fee for reinstatement of driving privileges under certain circumstances; to provide for the amount of such fee; to provide for the disposition of such fee into the Office of Motor

Vehicles Customer Service and Technology Fund; and to provide for related matters.

Read by title.

### **Motion**

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

### **HOUSE BILL NO. 231—**

BY REPRESENTATIVE MURRAY

#### **AN ACT**

To amend and reenact R.S. 32:388(E) and (F)(1), relative to funds; to provide relative to the payment of penalties for violations of size restrictions on certain types of vehicles; to provide that the penalties collected by the Department of Public Safety and Corrections shall be remitted to the Department of Public Safety and Corrections; and to provide for related matters.

Called from the calendar.

Read by title.

### **Motion**

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

### **Senate Bills on Second Reading to be Referred to Committee**

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

### **Motion**

Rep. Holden moved to call Senate Bill No. 110 from the calendar.

### **SENATE BILL NO. 110—**

BY SENATOR C. FIELDS

#### **AN ACT**

To amend and reenact R.S. 15:609(C), relative to the incarceration, parole, and release of certain persons convicted of certain offenses; to provide for DNA testing of certain persons and evidence; to provide for circumstances where DNA samples are taken and testing done; and to provide for related matters.

Called from the calendar.

Read by title.

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

### **Suspension of the Rules**

On motion of Rep. Broome, the rules were suspended to permit the Committee on Municipal, Parochial and Cultural Affairs to meet upon adjournment on Wednesday, April 5, 2000, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

Senate Bill No. 98

### **Leave of Absence**

Rep. Pratt- 1 day

### **Adjournment**

On motion of Rep. Riddle, at 6:30 P.M., the House agreed to adjourn until Thursday, April 6, 2000, at 9:00 A.M.

The Speaker of the House declared the House adjourned until 9:00 A.M., Thursday, April 6, 2000.

ALFRED W. SPEER  
Clerk of the House