

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

FOURTH DAY'S PROCEEDINGS

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

House of Representatives
State Capitol
Baton Rouge, Louisiana

Thursday, June 22, 2000

The House of Representatives was called to order at 2:00 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	Pratt
Ansardi	Heaton	Quezairé
Baudoin	Hebert	Richmond
Baylor	Hill	Riddle
Bowler	Holden	Romero
Broome	Hopkins	Salter
Bruce	Hudson	Scalise
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	Triche
Doerge	Martiny	Waddell
Donelon	McCallum	Walsworth
Downer	McDonald	Warner
Dupre	McMains	Welch
Durand	Montgomery	Wilkerson
Erdey	Morrell	Willard

Farrar	Morrish	Windhorst
Faucheux	Murray	Winston
Flavin	Nevers	Wooton
Frith	Odinet	Wright
Fruge	Perkins	
Futrell	Pierre	

Total—103

ABSENT

Schneider
Total—1

The Speaker announced that there were 103 members present and a quorum.

Prayer

Prayer was offered by Reverend Foster.

Pledge of Allegiance

Rep. Pratt led the House in reciting the Pledge of Allegiance to the Flag of the United States of America.

Reading of the Journal

On motion of Rep. Frith, the reading of the Journal was dispensed with.

On motion of Rep. Frith, the Journal of June 21, 2000, was adopted.

Suspension of the Rules

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

Privileged Report of the Committee on Enrollment

June 22, 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. 6—
BY REPRESENTATIVE PITRE

A RESOLUTION

To memorialize the United States Congress to pass a multiyear reauthorization of the Coastal Wetlands Planning, Protection, and Restoration Act.

HOUSE RESOLUTION NO. 7—
BY REPRESENTATIVE BROOME

A RESOLUTION

To commend the employees of ExxonMobil Baton Rouge for their outstanding role as community volunteers and responsible corporate citizens and for their continued pursuit of unparalleled safety.

HOUSE RESOLUTION NO. 8—
BY REPRESENTATIVE WILKERSON

A RESOLUTION

To urge and request that the state's public colleges and universities use a competitive process in procurement of banking services.

HOUSE RESOLUTION NO. 9—
BY REPRESENTATIVE WINDHORST
A RESOLUTION

To commend the Terrytown Fifth District Volunteer Fire Department and its officers and board of directors for their many contributions to their community.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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

Privileged Report of the Committee on Enrollment

June 22, 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 Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 6—
BY REPRESENTATIVE WILKERSON
A CONCURRENT RESOLUTION

To urge and request the House Committees on Health and Welfare and the Administration of Criminal Justice and the Senate Committees on Health and Welfare and Judiciary B to meet and to function as a joint committee to study the prevention and treatment of human immunodeficiency virus/acquired immunodeficiency syndrome (HIV/AIDS), sexually transmitted diseases (STDs), and tuberculosis (TB) in the correctional population, and to report the findings of the joint committee to the legislature prior to the convening of the 2001 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 7—
BY REPRESENTATIVE WILKERSON
A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors of Community and Technical Colleges to provide a written report to the House Committee on Education and the Senate Committee on Education by not later than August 1, 2000, on the procedures used relative to the downsizing and closing of programs of postsecondary vocational-technical education offered at vocational-technical institutions under the jurisdiction of the board and to include in such report a list of all programs currently offered at each institution and all programs that have been downsized or closed at each institution since July 1, 1999, and the justification for each such action.

HOUSE CONCURRENT RESOLUTION NO. 8—
BY REPRESENTATIVES KENNARD, ALARIO, E. ALEXANDER, R. ALEXANDER, ANSARDI, BAUDOIN, BAYLOR, BOWLER, BROOME, BRUCE, BRUNEAU, K. CARTER, R. CARTER, CAZAYOUX, CLARKSON, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEVILLIER, DEWITT, DIEZ, DOERGE, DONELON, DOWNER, DUPRE, DURAND, ERDEY, FARRAR, FAUCHEUX, FLAVIN, FRITH, FRUGE, FUTRELL, GLOVER, GREEN, GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HOLDEN, HOPKINS, HUDSON, HUNTER, ILES, L. JACKSON, M. JACKSON, JOHNS, KATZ, KENNEY, LAFLEUR, LANCASTER, LANDRIEU, LEBLANC, LUCAS, MARTINY, MCCALLUM, MCDONALD, MCMAINS, MONTGOMERY, MORRELL, MORRISH, MURRAY, NEVERS, ODINET, PERKINS, PIERRE, PINAC, PITRE, POWELL, PRATT, QUEZAIRE, RICHMOND, RIDDLE, ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, SNEED, STELLY, STRAIN, THOMPSON, TOOMY, TOWNSEND,

TRICHE, WADDELL, WALSWORTH, WARNER, WELCH, WILKERSON, WILLARD, WINDHORST, WINSTON, WOOTON, AND WRIGHT AND SENATORS BAJOE, BARHAM, BEAN, BOISSIERE, CAIN, CAMPBELL, CHAISSON, CRAVINS, DARDENNE, DEAN, ELLINGTON, C. FIELDS, W. FIELDS, FONTENOT, GAUTREAU, HAINKEL, HEITMEIER, HINES, HOLLIS, HOYT, IRONS, JOHNSON, B. JONES, C. JONES, LAMBERT, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, ROBICHAUX, ROMERO, SCHEDLER, SMITH, TARVER, THEUNISSEN, THOMAS, AND ULLO

A CONCURRENT RESOLUTION

To commend and congratulate the 2000 LSU Baseball Tigers and Coach Skip Bertman on winning their fifth National Championship in ten years.

HOUSE CONCURRENT RESOLUTION NO. 9—

BY REPRESENTATIVES KENNARD, ALARIO, E. ALEXANDER, R. ALEXANDER, ANSARDI, BAUDOIN, BAYLOR, BOWLER, BROOME, BRUCE, BRUNEAU, K. CARTER, R. CARTER, CAZAYOUX, CLARKSON, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEVILLIER, DEWITT, DIEZ, DOERGE, DONELON, DOWNER, DUPRE, DURAND, ERDEY, FARRAR, FAUCHEUX, FLAVIN, FRITH, FRUGE, FUTRELL, GLOVER, GREEN, GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HOLDEN, HOPKINS, HUDSON, HUNTER, ILES, L. JACKSON, M. JACKSON, JOHNS, KATZ, KENNEY, LAFLEUR, LANCASTER, LANDRIEU, LEBLANC, LUCAS, MARTINY, MCCALLUM, MCDONALD, MCMAINS, MONTGOMERY, MORRELL, MORRISH, MURRAY, NEVERS, ODINET, PERKINS, PIERRE, PINAC, PITRE, POWELL, PRATT, QUEZAIRE, RICHMOND, RIDDLE, ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, SNEED, STELLY, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRICHE, WADDELL, WALSWORTH, WARNER, WELCH, WILKERSON, WILLARD, WINDHORST, WINSTON, WOOTON, AND WRIGHT AND SENATORS BAJOE, BARHAM, BEAN, BOISSIERE, CAIN, CAMPBELL, CHAISSON, CRAVINS, DARDENNE, DEAN, ELLINGTON, C. FIELDS, W. FIELDS, FONTENOT, GAUTREAU, HAINKEL, HEITMEIER, HINES, HOLLIS, HOYT, IRONS, JOHNSON, B. JONES, C. JONES, LAMBERT, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, ROBICHAUX, ROMERO, SCHEDLER, SMITH, TARVER, THEUNISSEN, THOMAS, AND ULLO

A CONCURRENT RESOLUTION

To commend and congratulate the LSU women's track and field team and its coaches, managers, and trainers for an outstanding season and for winning the National Collegiate Athletic Association Outdoor Track and Field Championship for the twelfth time in fourteen years.

HOUSE CONCURRENT RESOLUTION NO. 10—
BY REPRESENTATIVE R. ALEXANDER AND SENATOR SCHEDLER
A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Health and Hospitals to expedite the identification and implementation of those Models of Excellence programs in the state Medicaid program which are projected to bring about current year cost savings and enhanced services and to make a monthly report regarding progress on implementation of these projects to the House and Senate Committees on Health and Welfare and the Joint Legislative Committee on the Budget.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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

Petitions, Memorials and Communications

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

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

June 22, 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 No. 8

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Erdey, 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. 8—

BY SENATOR FONTENOT

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Public Safety and Corrections, office of state fire marshal, to continue to maintain the state administrative agent function on behalf of HUD, so that Louisiana consumers of manufactured housing will have a state agency to handle their consumer complaints where code enforcement issues are concerned, and, based on its extensive training in the manufactured housing construction code standards, to handle these complaints and make determinations as to state and federal code enforcement issues, notwithstanding the party making the request for inspection or any other action taken by the parties to said complaint.

Read by title.

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

**House and House Concurrent Resolutions on
Third Reading for Final Consideration**

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

HOUSE CONCURRENT RESOLUTION NO. 1—

BY REPRESENTATIVE SALTER

A CONCURRENT RESOLUTION

To suspend until June 30, 2000, certain provisions of R.S. 17:154.1(A)(1) and (B), relative to the minimum requirements for instructional time and the length of the school year, to suspend such provisions only for Castor High School in Bienville Parish due to the recent closure of such school as a result of tornado damages.

Read by title.

Rep. Salter moved the adoption of the resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Pinac
Alario	Glover	Pitre
Alexander, E	Green	Powell
Alexander, R	Guillory	Pratt
Ansardi	Hammett	Quezaire
Baudoin	Heaton	Richmond
Baylor	Hebert	Riddle
Bowler	Hill	Romero
Broome	Holden	Salter
Bruce	Hopkins	Scalise
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	Lucas	Townsend
Diez	Martiny	Waddell
Doerge	McCallum	Walsworth
Donelon	McDonald	Warner
Downer	McMains	Welch
Dupre	Montgomery	Wilkerson
Durand	Morrell	Willard
Erdey	Morrish	Windhorst
Farrar	Murray	Winston
Faucheux	Nevers	Wooton
Flavin	Odinet	Wright
Frith	Perkins	
Fruge	Pierre	
Total—100		

NAYS

Total—0

ABSENT

Landrieu	Schneider
LeBlanc	Triche
Total—4	

The resolution was adopted.

Ordered to the Senate.

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

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

Regular Calendar

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4th Day's Proceedings - June 22, 2000

HOUSE BILL NO. 12—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 33:1423(B)(1), R.S. 34:851.20(A)(1) and (F), R.S. 56:103(B), (C)(1), and (F), 103.1(B)(1), 104(A)(1)(a), (2), (3), (4), and (6), 105(B), 109(A) and (D)(4), 152(A), 162, 302.1(A), (B)(1)(introductory paragraph), and (C)(2)(a) and (c), 302.2(A), 302.5, 643, and 646, to enact R.S. 34:851.20(N) and R.S. 56:102, 104(B)(4), 109(D)(5), 302.1(G) and (H) and 649.7, and to repeal R.S. 56:103(D), 104(B)(1) and (3), 302(D) and (E), 302.1(D), 302.2(C) and (D), 302.3(E), 699.1, and 699.2, all relative to licenses issued by the Department of Wildlife and Fisheries; to provide relative to the issuance of such licenses; to provide relative to the cost of and qualifications for such licenses; to provide for the collection of fees for such licenses; to provide for the distribution and expenditure of revenues collected from such licenses; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Salter on behalf of the Legislative Bureau to Engrossed House Bill No. 12 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 5, and page 3, line 18, following "(B)(1)" and before the comma "," delete "(introductory paragraph)"

AMENDMENT NO. 2

On page 7, line 23, following "R.S. 56:" and before the period "." change "103.1(B)(2)" to "103(C)(2)"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Daniel, Jack Smith, Karen Carter, Fruge, Richmond, and Gary Smith to Engrossed House Bill No. 12 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 6, delete "102,"

AMENDMENT NO. 2

On page 1, line 7, delete "and (H)"

AMENDMENT NO. 3

On page 1, at the end of line 8, after "(D)" delete the comma "," and add "and"

AMENDMENT NO. 4

On page 1, line 9, delete "699.1, and 699.2,"

AMENDMENT NO. 5

On page 2, line 20, change "sixteen" to "fourteen"

AMENDMENT NO. 6

On page 2, line 21, delete "-five"

AMENDMENT NO. 7

On page 2, between lines 21 and 22, insert the following:

"(b) For a boat which is more than fourteen feet and less than eighteen feet in length, the fee shall be twenty-five dollars."

AMENDMENT NO. 8

On page 2, line 22, change "sixteen" to "eighteen"

AMENDMENT NO. 9

On page 2, line 23, change "twenty-five" to "thirty"

AMENDMENT NO. 10

On page 2, line 24, change "sixteen" to "eighteen"

AMENDMENT NO. 11

On page 3, line 19, delete "102,"

AMENDMENT NO. 12

On page 3, line 20, delete "and (H)"

AMENDMENT NO. 13

On page 3, delete lines 22 through 26 in their entirety and on page 3, delete lines 1 through 5 in their entirety

AMENDMENT NO. 14

On page 7, line 25, delete "basic"

AMENDMENT NO. 15

On page 10, line 22, delete "a basic hunting and" and on line 23, delete "fishing license" and insert "a hunting license, ~~or~~ a fishing license."

AMENDMENT NO. 16

On page 10, line 25, change "sixteen" to "eighteen"

AMENDMENT NO. 17

On page 13, delete lines 22 through 25 in their entirety and on page 14, delete lines 1 and 2 in their entirety

AMENDMENT NO. 18

On page 17, delete lines 3 and 4 in their entirety and insert in lieu thereof the following:

"sport fishing licenses, ~~to~~ including the saltwater angling and the recreational gear licenses, the big game, special bow, and"

AMENDMENT NO. 19

On page 17, line 14, delete "twenty-five"

AMENDMENT NO. 20

On page 18, line 2, after "(D)," insert "and" and after "(E)" delete the comma "," and "699.1, and 699.2"

AMENDMENT NO. 21

On page 18, delete lines 4 through 7 in their entirety

AMENDMENT NO. 22

On page 18, line 8, change "Section 6." to "Section 5."

Rep. Daniel moved the adoption of the amendments.

Rep. Romero objected.

By a vote of 99 yeas and 0 nays, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Riddle and Cazayoux to Engrossed House Bill No. 12 by Representative Daniel

AMENDMENT NO. 1

On page 11, line 4, change "twenty-five" to "fifteen"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Flavin to Engrossed House Bill No. 12 by Representative Daniel

AMENDMENT NO. 1

On page 18, delete lines 8 through 13 in their entirety and insert in lieu thereof the following:

"Section 5. A. The provisions of this Act shall become effective on the date when the secretary of the Department of Wildlife and Fisheries who is in office as of June 22, 2000, leaves office.

B. If the provisions of this Act become effective under the provisions of Subsection A of this Section, and the secretary of the Department of Wildlife and Fisheries who is in office as of June 22, 2000 reassumes the office of secretary, the provisions of this Act shall become null and void and of no effect. In that event, the law that was in effect on June 22, 2000 shall again become the law."

Rep. Flavin moved the adoption of the amendments.

Rep. Daniel objected.

By a vote of 19 yeas and 77 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Morrish to Engrossed House Bill No. 12 by Representative Daniel

AMENDMENT NO. 1

On page 16, line 20, after "Sportsman's" and before "License" insert "Paradise"

AMENDMENT NO. 2

On page 17, at the end of line 5, insert "WMA hunting permit."

Rep. Daniel moved the adoption of the amendments.

Rep. Romero objected.

By a vote of 99 yeas and 1 nays, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS

Amendment proposed by Representative Morrell to Engrossed House Bill No. 12 by Representative Daniel

AMENDMENT NO. 1

On page 18, between lines 7 and 8, insert the following:

"Section 6. R.S. 40:31.33 as enacted by Act No. 125 of the 2000 First Extraordinary Session of the Legislature is hereby amended and reenacted to read as follows:

§31.33. Safe drinking water administration fee

~~A. In order to comply with the provisions of R.S. 40:5.6 and the federal Safe Drinking Water Act, the department shall charge an annual fee of three dollars and twenty cents per service connection for community systems. The fee shall be collected from each consumer by the community system provider and remitted to the department minus thirty-two cents per service connection to be retained by the community system provider for administrative costs for the collection of such fee.~~

~~B. In order to comply with the provisions of R.S. 40:5.6 and the federal Safe Drinking Water Act, the department shall charge an annual fee of one hundred dollars for noncommunity systems."~~

AMENDMENT NO. 2

On page 18, line 8, change "6" to "7"

Point of Order

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

Ruling of the Chair

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

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Frith to Engrossed House Bill No. 12 by Representative Daniel

AMENDMENT NO. 1

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4th Day's Proceedings - June 22, 2000

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

"Section 5. When the provisions of this Act become effective, the Department of Wildlife and Fisheries shall be required to maintain an enforcement presence in the State Wildlife Refuge twenty-four hours a day, three hundred and sixty-five days a year."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Montgomery to Engrossed House Bill No. 12 by Representative Daniel

AMENDMENT NO. 1

On page 11, at the end of line 9, "Funds collected from the WMA hunting permit shall be used for the maintenance and upkeep of wildlife management areas."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jack Smith to Engrossed House Bill No. 12 by Representative Daniel

AMENDMENT NO. 1

On page 17, line 19, delete "two" and insert "five"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Nevers
Alexander, E	Futrell	Odinot
Alexander, R	Glover	Pierre
Ansardi	Green	Pinac
Baylor	Hammett	Pitre
Bowler	Heaton	Powell
Broome	Hebert	Pratt
Bruneau	Hudson	Quezaire
Carter, K	Hunter	Richmond
Cazayoux	Jackson, L	Riddle
Clarkson	Jackson, M	Salter
Crane	Johns	Smith, G.—56th
Curtis	Kenney	Smith, J.D.—50th
Damico	LaFleur	Sneed
Daniel	Lancaster	Strain
Dartez	Landrieu	Thompson
Diez	LeBlanc	Toomy
Donelon	Lucas	Walsworth
Dupre	Martiny	Warner
Durand	McMains	Welch
Erdey	Montgomery	Winston

Farrar	Morrell	Wooton
Faucheux	Morrish	
Frith	Murray	
Total—70		

NAYS

Alario	Hopkins	Shaw
Baudoin	Iles	Smith, J.H.—8th
Bruce	Katz	Smith, J.R.—30th
Carter, R	Kennard	Townsend
Crowe	McCallum	Triche
Doerge	McDonald	Waddell
Downer	Perkins	Wilkerson
Flavin	Romero	Willard
Guillory	Scalise	Windhorst
Hill	Schwegmann	Wright
Total—30		

ABSENT

Devillier	Schneider
Holden	Stelly
Total—4	

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

The title of the above bill was read and adopted.

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

Acting Speaker Pinac in the Chair

Speaker Pro Tempore Bruneau in the Chair

HOUSE BILL NO. 16— BY REPRESENTATIVE MARTINY AN ACT

To amend and reenact R.S. 27:25(B)(1), relative to the Louisiana Gaming Control Law; to provide for matters requiring a public hearing; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Murray, Hunter, and Windhorst to Engrossed House Bill No. 16 by Representative Martiny

AMENDMENT NO. 1

On page 1, line 3, after "hearing;" and before "and" insert "to provide with respect to hearing officer;"

AMENDMENT NO. 2

On page 1, line 15, after the period"." add the following:

"Notwithstanding any provisions of law to the contrary, including the provisions of Subsection A of this Section, hearing officers shall be selected and assigned to conduct the hearing and related duties in accordance with the provisions of R.S. 49:991 et seq."

AMENDMENT NO. 3

On page 2, delete lines 1 through 5 in their entirety.

Point of Order

Rep. Shaw asked for a ruling from the Chair as to whether the object of the above amendments is within the listing of objects contained in the governor's proclamation for this extraordinary session.

Ruling of the Chair

The Chair ruled that the object of Amendments Nos. 1 and 2 were not within the listing of objects and Amendment No. 3 was within the listing of objects contained in the governor's proclamation for this extraordinary session.

On motion of Rep. Murray, Amendment Nos. 1 and 2 were withdrawn.

On motion of Rep. Murray, Amendment No. 3 was adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Richmond
Ansardi	Hudson	Riddle
Bowler	Johns	Romero
Bruce	Katz	Scalise
Bruneau	Kenney	Schwegmann
Cazayoux	LaFleur	Shaw
Damico	Lancaster	Sneed
Daniel	LeBlanc	Stelly
Devillier	Martiny	Toomy
Diez	Montgomery	Triche
Donelon	Morrish	Waddell
Durand	Murray	Warner
Faucheux	Pinac	Winston
Frage	Pitre	Wooton
Glover	Powell	
Total—44		

NAYS

Alario	Flavin	McDonald
Alexander, E	Frith	Morrell
Alexander, R	Futrell	Nevers
Baudoin	Green	Odinot
Baylor	Guillory	Perkins
Broome	Heaton	Pierre
Carter, K	Hebert	Pratt
Carter, R	Hill	Quezaire
Clarkson	Holden	Salter
Crane	Hopkins	Smith, G.—56th
Crowe	Hunter	Smith, J.D.—50th
Curtis	Iles	Strain
Dartez	Jackson, L	Thompson
Doerge	Jackson, M	Townsend
Downer	Kennard	Welch
Dupre	Landrieu	Wilkerson
Erdey	Lucas	Willard
Farrar	McCallum	Windhorst
Total—54		

ABSENT

McMains	Smith, J.H.—8th	Walsworth
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Schneider Smith, J.R.—30th Wright
Total—6

The Chair declared the above bill failed to pass.

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

HOUSE BILL NO. 17—
BY REPRESENTATIVE MARTINY AND SENATOR CRAVINS
AN ACT

To amend and reenact R.S. 27:306(A)(2), relative to the Video Draw Poker Devices Control Law; to provide criteria for certain multiple licensed facilities owned by a single owner in a single building or structure; to provide for the number of video draw poker devices which may be operated at such facilities; to require that certain multiple licensed facilities be physically separate and noncontiguous places of business; to provide for exceptions; to provide for certain ownership interests; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 19—
BY REPRESENTATIVE TRICHE
AN ACT

To amend and reenact R.S. 56:31(B) and to enact R.S. 56:31.1(H), relative to penalties for wildlife and fisheries violations; to increase the penalties for class one violations; to provide for denial under certain circumstances to renew licenses to operate a motor vehicle; to provide for the withholding of state income tax refunds; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Salter on behalf of the Legislative Bureau to Engrossed House Bill No. 19 by Representative Triche

AMENDMENT NO. 1

On page 2, between lines 4 and 5, insert "§31.1 Civil penalties; assessments; posting of bond; forfeiture; dedication of funds collected"

AMENDMENT NO. 2

On page 2, line 8, following "and" change "to" to "the withholding of" and on line 9, delete "withhold"

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

Speaker DeWitt in the Chair

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

HOUSE FLOOR AMENDMENTS

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Amendments proposed by Representative Richmond to Engrossed House Bill No. 19 by Representative Triche

AMENDMENT NO. 1

On page 2, at the end of line 10, add the following:

"If such penalties are paid after ninety days of assessment, there shall be a twenty percent increase in such penalties. If such penalties are paid after one hundred and eighty days of assessment, there shall be a forty percent increase in such penalties."

Rep. Triche moved the adoption of the amendments.

Rep. Richmond objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alexander, E	LeBlanc	Stelly
Crane	McDonald	Triche
Downer	Odinet	Walsworth
Flavin	Powell	Willard
Johns	Scalise	Winston
Katz	Smith, J.R.—30th	Wooton
Total—18		

NAYS

Mr. Speaker	Frith	Nevers
Alario	Fruge	Perkins
Alexander, R	Futrell	Pierre
Ansardi	Glover	Pinac
Baudoin	Green	Pitre
Baylor	Guillory	Pratt
Bowler	Hammett	Quezaire
Broome	Heaton	Richmond
Bruce	Hebert	Riddle
Bruneau	Hill	Romero
Carter, K	Hopkins	Salter
Carter, R	Hudson	Schwegmann
Cazayoux	Hunter	Shaw
Clarkson	Iles	Smith, G.—56th
Crowe	Jackson, L	Smith, J.D.—50th
Curtis	Jackson, M	Smith, J.H.—8th
Damico	Kennard	Sneed
Daniel	Kenney	Strain
Dartez	LaFleur	Thompson
Devillier	Lancaster	Toomy
Diez	Landrieu	Townsend
Doerge	Martiny	Waddell
Donelon	McCallum	Warner
Dupre	McMains	Welch
Durand	Montgomery	Wilkerson
Erdey	Morrell	Windhorst
Farrar	Morrish	
Faucheux	Murray	
Total—82		

ABSENT

Holden	Schneider
Lucas	Wright
Total—4	

The amendment was rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Montgomery to Engrossed House Bill No. 19 by Representative Triche

AMENDMENT NO. 1

On page 2, delete line 8 in its entirety

AMENDMENT NO. 2

On page 2, line 9, change "withhold" to "in the withholding of"

Rep. Montgomery moved the adoption of the amendments.

Rep. Triche objected.

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Dupre to Engrossed House Bill No. 19 by Representative Triche

AMENDMENT NO. 1

On page 2, line 1, after "offense" insert "within the same five year period"

AMENDMENT NO. 2

On page 2, line 3, after "offenses" insert "within the same five year period"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Nevers to Engrossed House Bill No. 19 by Representative Triche

AMENDMENT NO. 1

On page 1, lines 2 and 9, delete "(B)"

AMENDMENT NO. 2

On page 1, delete line 12 and insert in lieu thereof the following:

"A. Class one violations shall be adjudicated and civil penalties assessed after a decision rendered by the secretary of the Department of Wildlife and Fisheries or his designated hearing officer based upon a hearing held in accordance with the provisions of the Administrative Procedure Act. Any class one violation which is game or fishery related shall be assessed according to the provisions of Subsection B hereof. Any class one violation which is not game or fishery related shall be assessed a fifty dollar civil penalty."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Richmond to Engrossed House Bill No. 19 by Representative Triche

AMENDMENT NO. 1

On page 2, at the end of line 10, add the following:

"If such penalties are paid after ninety days of assessment, there shall be a twenty-five percent increase in such penalties. If such penalties are paid after one hundred and eighty days of assessment, there shall be a fifty percent increase in such penalties."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Downer to Engrossed House Bill No. 19 by Representative Triche

AMENDMENT NO. 1

On page 2, line 8, after "motor vehicle" insert "motor vehicle registration or license plate, boat or water craft registration."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Alexander, E	Futrell	Pitre
Alexander, R	Hammett	Powell
Ansardi	Heaton	Richmond
Baudoin	Hebert	Riddle
Bruce	Hill	Salter
Carter, R	Hudson	Scalise
Clarkson	Jackson, L	Schwegmann
Crane	Johns	Shaw
Daniel	Kennard	Smith, J.R.—30th
Dartez	Kenney	Sneed
Devillier	Lancaster	Stelly
Donelon	Landrieu	Strain
Downer	LeBlanc	Toomy
Dupre	Lucas	Triche
Erdey	Martiny	Walsworth
Farrar	McDonald	Warner
Faucheux	McMains	Winston
Flavin	Morrish	Wooton
Frith	Nevers	Wright
Fruge	Pierre	
Total—59		

NAYS

Mr. Speaker	Glover	Pinac
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Alario	Green	Pratt
Baylor	Guillory	Romero
Bowler	Hopkins	Smith, G.—56th
Broome	Hunter	Smith, J.D.—50th
Bruneau	Iles	Smith, J.H.—8th
Carter, K	Jackson, M	Thompson
Cazayoux	Katz	Townsend
Crowe	LaFleur	Waddell
Curtis	McCallum	Welch
Damico	Montgomery	Wilkerson
Diez	Morrell	Willard
Doerge	Murray	Windhorst
Durand	Perkins	

Total—41

ABSENT

Holden	Quezaire
Odinot	Schneider
Total—4	

The bill, not having received a two-thirds vote of the elected members, failed to pass.

Motion to reconsider pending.

HOUSE BILL NO. 20—
BY REPRESENTATIVE TRICHE
AN ACT

To enact R.S. 56:14.1 and Code of Criminal Procedure Art. 887(I), relative to wildlife and fisheries; to create the Wildlife Enforcement Enhancement Fund; to provide for the uses of the fund; to provide for the purpose of the fund; to provide for the assessment of additional costs for certain wildlife and fisheries violations; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Salter on behalf of the Legislative Bureau to Engrossed House Bill No. 20 by Representative Triche

AMENDMENT NO. 1

On page 3, line 6, following "the" and before "costs" insert "other"

AMENDMENT NO. 2

On page 3, line 6, following "this" and before the comma "," change "Section" to "Article"

AMENDMENT NO. 3

On page 3, line 8, following "this" and before the comma "," change "Section" to "Article"

AMENDMENT NO. 4

On page 3, line 9, following "for a" and before "class" delete "violation of a" and following "7" and before the comma "," insert "violation"

AMENDMENT NO. 5

On page 3, line 10, before "in" change "defined" to "provided"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Flavin	Pierre
Alario	Frith	Pinac
Alexander, E	Fruge	Pitre
Alexander, R	Futrell	Powell
Ansardi	Green	Pratt
Baudoin	Guillory	Richmond
Baylor	Hammett	Riddle
Broome	Heaton	Salter
Bruce	Hill	Scalise
Carter, K	Hudson	Schwegmann
Carter, R	Jackson, L	Shaw
Clarkson	Johns	Smith, J.D.—50th
Crane	Kenney	Smith, J.R.—30th
Damico	LaFleur	Sneed
Daniel	Lancaster	Stelly
Dartez	Landrieu	Strain
Devillier	LeBlanc	Thompson
Diez	Martiny	Townsend
Doerge	McCallum	Triche
Donelon	McDonald	Walsworth
Downer	McMains	Warner
Dupre	Montgomery	Winston
Erdey	Morrish	Wooton
Farrar	Nevers	Wright
Faucheux	Odinet	
Total—74		

NAYS

Bowler	Hunter	Smith, G.—56th
Bruneau	Iles	Smith, J.H.—8th
Cazayoux	Kennard	Toomy
Crowe	Lucas	Waddell
Curtis	Morrell	Welch
Durand	Murray	Wilkerson
Glover	Perkins	Willard
Hopkins	Romero	Windhorst
Total—24		

ABSENT

Hebert	Jackson, M	Quezaire
Holden	Katz	Schneider
Total—6		

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

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 21—
BY REPRESENTATIVE ODINET

AN ACT

To amend and reenact R.S. 56:305(B)(2) and to enact R.S. 56:16, relative to gear fees; to authorize a one-time crab trap gear fee increase; to create the Section 201 Petition Fund; to provide for the deposit of the crab trap gear fee increase into the fund; to provide

for the expenditure of monies in the fund; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Odinet to Engrossed House Bill No. 21 by Representative Odinet

AMENDMENT NO. 1

On page 2, line 18, change "October 1," to "November 15,"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Perkins
Alario	Glover	Pierre
Alexander, E	Green	Pinac
Alexander, R	Guillory	Pitre
Ansardi	Hammett	Powell
Baudoin	Heaton	Pratt
Baylor	Hebert	Quezaire
Bowler	Hill	Richmond
Broome	Hopkins	Riddle
Bruce	Hudson	Romero
Bruneau	Hunter	Salter
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	Smith, J.R.—30th
Curtis	Kenney	Sneed
Damico	LaFleur	Stelly
Daniel	Lancaster	Strain
Dartez	Landrieu	Thompson
Diez	LeBlanc	Toomy
Doerge	Lucas	Townsend
Donelon	Martiny	Triche
Downer	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Erdey	Montgomery	Wilkerson
Farrar	Morrell	Willard
Faucheux	Morrish	Windhorst
Flavin	Murray	Winston
Frith	Nevers	Wooton
Fruge	Odinet	Wright
Total—99		

NAYS

Total—0

ABSENT

Devillier	Scalise	Waddell
Holden	Schneider	

Total—5

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

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 33—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 30:136.3(B) and (C), 212, 213, 215, and 216 and R.S. 56:631 and to enact R.S. 30:136.1(D), R.S. 44:18, and R.S. 56:1624, relative to mineral leases on state lands; to provide for permits to conduct geophysical and geological surveys on state-owned lands, including water bottoms; to provide for the promulgation of rules; to provide for fees; to provide for the setting of minimum terms; to provide for public bid and advertisement of certain permits; to provide for the disposition of proceeds; to provide for furnishing of geophysical and geological information; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Salter on behalf of the Legislative Bureau to Engrossed House Bill No. 33 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 2, following "216" delete "and R.S. 56:631"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Engrossed House Bill No. 33 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 3, delete "R.S. 56:631 and"

AMENDMENT NO. 2

On page 1, line 4, change "56:1624" to "56:30.4"

AMENDMENT NO. 3

On page 10, line 18, change "56:1624" to "56:30.4"

AMENDMENT NO. 4

On page 10, line 19, change "§1624" to "§30.4"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Engrossed House Bill No. 33 by Representative Daniel

AMENDMENT NO. 1

On page 4, delete line 3 and insert "for ecological reasons and the rights of"

AMENDMENT NO. 2

On page 7, line 2, after "five dollars" and before the period "." insert "per acre"

AMENDMENT NO. 3

On page 10, line 23, delete "redlined" and after "ground" and before "belonging" insert "or reservation"

AMENDMENT NO. 4

On page 10, line 26, after "be" delete the remainder of the line and insert the following:

"under the supervision of the seismic section of the Department of Wildlife and Fisheries."

AMENDMENT NO. 5

On page 11, delete lines 1-5 and insert "The seismic"

AMENDMENT NO. 6

On page 11, delete line 7 and insert "crew per day."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Odinet to Engrossed House Bill No.33 by Representative Odinet

AMENDMENT NO. 1

On page 11, after line 7, insert the following:

"C. Of the funds received by the department from geophysical and geological survey activity occurring on state lands, including water bottoms, under the provisions of R.S. 30:212(D) and the additional bonus funds received by the department under the provisions of 30:136.1, an amount shall be used to plant shells for oyster cultch, rehabilitating areas damaged by operations, and as mitigation for any other damage to the coastal area. The determination of the amount to be so used shall be made in accordance with the provisions of LAC 76:I.301(T) and based upon the amount of geophysical and geological survey activity occurring on any designated oyster seed ground or reservation."

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

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

Motion

HOUSE BILL NO. 17—

BY REPRESENTATIVE MARTINY AND SENATOR CRAVINS
AN ACT

To amend and reenact R.S. 27:306(A)(2), relative to the Video Draw Poker Devices Control Law; to provide criteria for certain multiple licensed facilities owned by a single owner in a single building or structure; to provide for the number of video draw poker devices which may be operated at such facilities; to require that certain multiple licensed facilities be physically separate and noncontiguous places of business; to provide for exceptions; to provide for certain ownership interests; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Murray to Engrossed House Bill No. 17 by Representative Martiny

AMENDMENT NO. 1

On page 2, at the end of line 17, insert the following:

"The limitation on the number of facilities contained in this Subparagraph shall not apply to any person or entity who owns and operates multiple facilities which are located in a publicly owned and operated transportation facility offering any transportation to interstate and international destinations."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Odinet to Engrossed House Bill No. 17 by Representative Martiny

AMENDMENT NO. 1

On page 2, at the end of line 17, insert the following:

"The limitation on the number of facilities contained in this Subparagraph shall not apply to any person who, on the date this Subparagraph becomes effective, holds licenses or temporary licenses to operate video draw poker devices in not more than five facilities which are located in a single building or structure, provided that person meets all other requirements of the law and the rules regarding video draw poker devices and the sale of alcoholic beverages."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Pinac
Alario	Glover	Pitre

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

Total—99

NAYS

Total—0

ABSENT

Curtis	Holden	Schneider
Hebert	Lucas	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 33—

BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 30:136.3(B) and (C), 212, 213, 215, and 216 and R.S. 56:631 and to enact R.S. 30:136.1(D), R.S. 44:18, and R.S. 56:1624, relative to mineral leases on state lands; to provide for permits to conduct geophysical and geological surveys on state-owned lands, including water bottoms; to provide for the promulgation of rules; to provide for fees; to provide for the setting of minimum terms; to provide for public bid and advertisement of certain permits; to provide for the disposition of proceeds; to provide for furnishing of geophysical and geological information; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Engrossed House Bill No. 33 by Representative Daniel

AMENDMENT NO. 1

On page 2, line 3, after "Louisiana," delete the remainder of the line and delete lines 4 in its entirety and on line 5, delete "including water bottoms."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Engrossed House Bill No. 33 by Representative Daniel

AMENDMENT NO. 1

On page 4, delete line 3 and insert "for ecological reasons and the rights of"

AMENDMENT NO. 2

On page 7, line 2, after "five dollars" and before the period "." insert "per acre"

AMENDMENT NO. 3

On page 10, line 23, delete "redlined" and after "ground" and before "belonging" insert "or reservation"

AMENDMENT NO. 4

On page 10, line 26, after "be" delete the remainder of the line and insert the following:

"under the supervision of the seismic section of the Department of Wildlife and Fisheries."

AMENDMENT NO. 5

On page 11, delete lines 1-5 and insert "The seismic"

AMENDMENT NO. 6

On page 11, delete line 7 and insert "crew per day."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Pierre
Alario	Glover	Pinac
Alexander, E	Green	Pitre
Alexander, R	Guillory	Powell
Ansardi	Hammett	Pratt
Baudoin	Heaton	Quezaire

Baylor	Hill	Richmond
Bowler	Holden	Riddle
Broome	Hopkins	Romero
Bruce	Hudson	Salter
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	Stelly
Curtis	Kenney	Strain
Damico	LaFleur	Thompson
Daniel	Lancaster	Toomy
Dartz	Landrieu	Townsend
Devillier	LeBlanc	Triche
Diez	Lucas	Waddell
Doerge	Martiny	Walsworth
Donelon	McCallum	Warner
Downer	McDonald	Welch
Dupre	McMains	Wilkerson
Durand	Montgomery	Willard
Erdey	Morrell	Windhorst
Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Flavin	Nevers	Wright
Frith	Odinet	
Fruge	Perkins	
Total—100		

NAYS

Total—0

ABSENT

Hebert	Schneider
Scalise	Sneed
Total—4	

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

The title of the above bill was read and adopted.

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

Suspension of the Rules

On motion of Rep. Clarkson, the rules were suspended in order to take up and consider Introduction of Resolutions at this time.

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. 10—

BY REPRESENTATIVES CLARKSON, BRUNEAU, K. CARTER, DONELON, HEATON, LANCASTER, LANDRIEU, LUCAS, MORRELL, MURRAY, ODINET, PRATT, RICHMOND, SCALISE, SCHWEGMANN, WILLARD, AND WINDHORST

A RESOLUTION

To express the condolences of the Louisiana House of Representatives upon the death of Dr. Robert O. Washington and to commend his life, accomplishments, and public service.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 14—

BY REPRESENTATIVE MORRELL

A CONCURRENT RESOLUTION

To express the legislative intent of Act No. 125 of the 2000 First Extraordinary Session of the Legislature regarding collection of the safe drinking water administration fee and to provide for a reasonable period of time for community water system administrators to collect the safe drinking water administration fee from its customers and transfer those funds to the Department of Health and Hospitals, office of public health.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 15—

BY REPRESENTATIVE WILKERSON

A CONCURRENT RESOLUTION

To urge and request the division of administration to expand implementation of, and to promote the use of, model and master contracts in state procurement of goods and services, particularly with regard to the procurement of computer software, hardware, and maintenance.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 16—

BY REPRESENTATIVE WRIGHT

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to continue its support of the El Camino East-West Corridor route of U.S. Highway 84 and LA Highway 6.

Read by title.

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

Ordered to the Senate.

Introduction of House Bills

The following named members introduced the following entitled House Bills and Joint Resolutions which were read the first time by their titles and placed upon the calendar for their second reading and, under a suspension of the rules, were referred to committee as follows:

HOUSE BILL NO. 34 (Duplicate of Senate Bill No. 4)—

BY REPRESENTATIVES JOHNS AND MURRAY

A JOINT RESOLUTION

Proposing to amend Article VI, Section 29(D) of the Constitution of Louisiana, relative to revenue and finance; to provide for certain voting requirements for enacting certain tax exemptions or exclusions from sales and use taxes levied by local governmental subdivisions, school boards, and other political subdivisions whose boundaries are not coterminous with those of the state; to specify an election for submission of the proposition to electors and provide a ballot proposition; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 35—

BY REPRESENTATIVE ROMERO

AN ACT

To enact R.S. 33:2481.2, relative to the chief of police of the city of New Iberia; to provide relative to the procedure by which the position of chief of police is filled in New Iberia; to provide for the applicability of certain civil service provisions to the position of chief of police; and to provide for related matters.

Read by title.

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

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Judiciary

June 22, 2000

To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 5, by Cravins
Reported with amendments. (8-0-1) (Regular)

JOSEPH F. TOOMY
Chairman

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

Report of the Committee on Education

June 22, 2000

To the Speaker and Members of the House of Representatives:

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

House Bill No. 9, by Riddle
Reported with amendments. (9-7) (Regular)

House Bill No. 10, by DeWitt
Reported with amendments. (11-5) (Regular)

Senate Bill No. 6, by Thomas
Reported favorably. (15-0) (Regular)

CARL CRANE
Chairman

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

**Report of the Committee on
Municipal, Parochial and Cultural Affairs**

June 22, 2000

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Municipal, Parochial and Cultural Affairs to submit the following report:

Senate Bill No. 7, by Hainkel
Reported with amendments. (7-0-1) (Regular)

SHARON WESTON BROOME
Chairman

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

Report of the Committee on Appropriations

June 22, 2000

To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 2, by Romero
Reported favorably. (10-0) (Local and Consent)

JERRY LUKE LEBLANC
Chairman

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

Suspension of the Rules

On motion of Rep. Crane, the rules were suspended in order to take up House Bills contained in the committee report at this time.

House Bills on Second Reading Reported by Committee

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

HOUSE BILL NO. 9— BY REPRESENTATIVE RIDDLE

AN ACT

To amend and reenact Subpart B of Part II of Chapter 4 of Title 17 of the Louisiana Revised Statutes of 1950 and the title thereof, comprised of R.S. 17:1501, relative to higher education; to provide relative to institutions under the management of the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College; to establish Louisiana State University at Alexandria as an institution authorized to offer baccalaureate degrees; to provide for implementation; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 9 by Representative Riddle

AMENDMENT NO. 1

On page 2, line 22, after "C." delete the remainder of the line and on line 23 delete "Agricultural and Mechanical College" and insert "Subject to the appropriation of funds for this purpose, the Board of Regents"

AMENDMENT NO. 2

On page 2, line 25, after "degrees" delete the remainder of the line and delete line 26 and insert a period "."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 10— BY REPRESENTATIVE DEWITT

AN ACT

To amend and reenact R.S. 17:3351(A)(5)(a) and (b) and (10), relative to the powers, duties, and responsibilities of public postsecondary education management boards; to grant authority to the management boards to establish, in accordance with certain guidelines, tuition and mandatory attendance fee amounts applicable to resident and nonresident students; to provide limitations; to provide for the application of certain policy guidelines of the Board of Regents; to provide an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 10 by Representative DeWitt

AMENDMENT NO. 1

On page 1, line 2, after "(10) and before "relative" delete the comma "," and insert "and to enact R.S. 17:1501.1,"

AMENDMENT NO. 2

On page 1, line 4, after "boards" and before "to grant" delete the semicolon ";" and insert "and the Board of Regents;"

AMENDMENT NO. 3

On page 1, line 8, after "Regents;" and before "to provide" insert "to provide relative to Louisiana State University at Alexandria;"

AMENDMENT NO. 4

On page 1, line 12, after "reenacted" and before "to" insert "and R.S. 17:1501.1 is hereby enacted"

AMENDMENT NO. 5

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

"§1501.1. Louisiana State University at Alexandria, baccalaureate degrees authorized

The Board of Regents may provide for the conversion of Louisiana State University at Alexandria to an institution offering baccalaureate degrees subject to approval by two-thirds of the elected members of each house of the legislature.

* * *

AMENDMENT NO. 6

On page 2 delete lines 21 through 24 and on page 3 delete lines 1 through 26 and on page 4 delete lines 1 through 9 and insert in lieu thereof the following:

"(ii) In accordance with Article VII, Section 2.1 of the Constitution of Louisiana, the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College, the Board of Supervisors of Southern University and Agricultural and Mechanical College, and the Board of Supervisors for the University of Louisiana System, respectively, also shall have authority to make an increase or increases in the tuition amounts applicable to resident students at an institution under its supervision and management such that the tuition amounts per academic year shall not exceed the amounts in effect on the effective date of this Item by more than two hundred fifty dollars.

"(iii) In accordance with Article VII, Section 2.1 of the Constitution of Louisiana, the Board of Supervisors of Community and Technical Colleges also shall have authority to make an increase or increases in the tuition amounts applicable to resident students at an institution under its supervision and management such that the tuition amounts per academic year, or comparable time period for Louisiana Technical College, shall not exceed the amounts in effect on the effective date of this Item by more than two hundred fifty dollars at a community college nor by more than one hundred dollars at Louisiana Technical College."

AMENDMENT NO. 7

On page 4, between lines 12 and 13, insert the following:

"(v) Each management board shall establish criteria for waivers of any tuition increase established pursuant to the provisions of the Subparagraph in cases of financial hardship."

AMENDMENT NO. 8

On page 4, line 23, after "Section 2." delete the remainder of the line and delete lines 24 and 25 and insert in lieu thereof "This Act shall become"

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

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

Under the rules, placed on the regular calendar.

Privilege Report of the Legislative Bureau

June 22, 2000

To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 2
Reported without amendments.

Senate Bill No. 5

Reported without amendments.

Senate Bill No. 6
Reported without amendments.

Senate Bill No. 7
Reported without amendments.

Respectfully submitted,

JOE SALTER
Chairman

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

Rep. Salter asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions on second reading just returned from the Legislative Bureau, with a view of acting on the same:

SENATE BILL NO. 2—
BY SENATOR ROMERO

AN ACT

To amend and reenact R.S. 47:302.13(A), relative to sales tax; to provide for the dedication of an additional one percent of the state sales tax collected on certain rooms in Iberia Parish to the Iberia Parish Tourist Commission; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 5—
BY SENATOR CRAVINS

AN ACT

To enact R.S. 13:2105.1, relative to the Opelousas City Court; to authorize the marshal to collect a fee of six dollars and fifty cents for subpoena services; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Engrossed Senate Bill No. 5 by Senator Cravins

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 13:2105.1" delete the remainder of the line and insert in lieu thereof "and 2158(D), relative to the Opelousas City Court and the First and Second city courts of New Orleans; to authorize the Opelousas City Court"

AMENDMENT NO. 2

On page 1, line 4, after "services;" and before "and" insert "to authorize the constables of the First and Second city courts of New Orleans to collect an additional fee of five dollars on all fees the constables are authorized to charge;"

AMENDMENT NO. 3

On page 1, line 6, after "R.S. 13:2105.1" and before "hereby" delete "is" and insert in lieu thereof "and 2158(D) are"

AMENDMENT NO. 4

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

* * *

§2158. Fees of constables; benefits for employees of constables of first city court

* * *

D. Notwithstanding the provisions of Subsection A of this Section to the contrary, the constables of the city courts of New Orleans shall be entitled to charge an additional five dollar fee and compensation of office in all civil matters in addition to each of the fees authorized in Subsection A of this Section."

Reported without amendments by the Legislative Bureau.

Rep. McCallum moved the adoption of the amendments.

Rep. Toomy objected.

Point of Order

Rep. Toomy asked for a ruling from the Chair as to whether the committee amendments were germane to the call.

Ruling of the Chair

The Chair ruled the amendments were not germane to the call.

On motion of Rep. Toomy, the committee amendments were withdrawn.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 6—
BY SENATOR THOMAS

AN ACT

To amend and reenact the introductory paragraph of R.S. 17:2053(D), relative to payments to independent institutions of higher education; to correct the name of Our Lady of the Lake College in law; to add St. Joseph Seminary College as an independent institution of higher education eligible for certain reimbursements from the state for educating Louisiana residents; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 7—
BY SENATOR HAINKEL

AN ACT

To enact R.S. 40:1498(F), relative to fire protection districts; to provide for an increase in per diem for governing board members of a fire protection district with a population of more than 100,000 persons; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Engrossed Senate Bill No. 7 by Senator Hainkel

AMENDMENT NO. 1

On page 1, line 3, after "members of" delete the remainder of the line and delete line 4 and insert "Fire Protection District No. 4 of St. Tammany Parish; and to provide"

AMENDMENT NO. 2

On page 1, line 12, after "board of" delete the remainder of the line and delete lines 13 and 14 and insert "Fire Protection District No. 4 of St. Tammany Parish may be paid a"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

Suspension of the Rules

On motion of Rep. Hammett, the rules were suspended to permit the Committee on Ways and Means to meet on Friday, June 23, 2000, and consider the following legislative instruments without giving the notice required by House Rule 14.24(A):

House Bill No. 34

Senate Bill No. 1

Leave of Absence

Rep. Schneider- 1 day

Adjournment

On motion of Rep. Riddle, at 6:40 P.M., the House agreed to adjourn until Friday, June 23, 2000, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Friday, June 23, 2000.

ALFRED W. SPEER
Clerk of the House

Committee Meeting Notices

Committee on Ways and Means

Will meet at: 1:00 P.M. Date: June 23, 2000

Location: Committee Room 6

HB 34 JOHNS (TBA) – TAX/TAXATION: (Constitutional Amendment) Requires a two-thirds vote to enact exemptions or exclusions from local sales and use taxes (**SUBJECT TO RULE SUSPENSION**)

SB 1 C ROMERO (TBA) – ASSESSORS: Provides relative to the clerical and expense allowance for the Iberia Parish Tax Assessor's Office. (Local expd/revs incr \$700,000 in FY 00-01 & \$170,750 in FYs 01-02 thru 04-05. See fiscal note.) (**SUBJECT TO RULE SUSPENSION**)

BRYANT O. HAMMETT, JR.
Chairman