

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

**THIRD DAY'S PROCEEDINGS**

**Twenty-sixth Regular Session of the Legislature**  
**Under the Adoption of the**  
**Constitution of 1974**

House of Representatives  
 State Capitol  
 Baton Rouge, Louisiana

Wednesday, April 26, 2000

The House of Representatives was called to order at 4:00 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	Hammatt	Pratt
Ansardi	Heaton	Quezairé
Baudoin	Hebert	Richmond
Baylor	Hill	Riddle
Bowler	Holden	Romero
Broome	Hopkins	Salter
Bruce	Hudson	Scalise
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	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	Waddell
Dupre	McMains	Walsworth
Durand	Montgomery	Warner
Erdey	Morrell	Welch

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

Total—105

ABSENT

Total—0

The Speaker announced that there were 105 members present and a quorum.

**Prayer**

Prayer was offered by Bishop G. A. Spears.

**Pledge of Allegiance**

Rep. Lydia Jackson 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. Pierre, the reading of the Journal was dispensed with.

On motion of Rep. Pierre, the Journal of April 25, 2000, was adopted.

**Privileged Report of the Committee on Enrollment**

April 26, 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. 4—**  
 BY REPRESENTATIVES FAUCHEUX AND GARY SMITH  
 A RESOLUTION

To commend and congratulate Lou St. Amant upon his induction into the University of Louisiana at Monroe Athletic Hall of Fame.

**HOUSE RESOLUTION NO. 5—**  
 BY REPRESENTATIVE FAUCHEUX  
 A RESOLUTION

To commend and congratulate Kenny Roussel upon his induction into the University of Louisiana at Monroe Athletic Hall of Fame.

**HOUSE RESOLUTION NO. 6—**  
 BY REPRESENTATIVE DOWNER  
 A RESOLUTION

To recognize and record the outstanding achievements of Lieutenant Colonel Glenn B. Gremillion and to commend him for his able service to the state of Louisiana and to the United States of America upon his retirement from the Louisiana National Guard.

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.

**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. 7—**

BY REPRESENTATIVE DANIEL

**A RESOLUTION**

To commend Placid Refining Company, LLC for the exemplary manner in which it has contributed to the business and community life of Louisiana and West Baton Rouge Parish and to proclaim April 27, 2000, as Placid Refining Company LLC Day in Louisiana.

Read by title.

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

**HOUSE RESOLUTION NO. 8—**

BY REPRESENTATIVE K. CARTER

**A RESOLUTION**

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Judge Robert A. Katz and the enduring appreciation of the members for his outstanding contributions to the city of New Orleans and the state of Louisiana.

Read by title.

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

**HOUSE RESOLUTION NO. 9—**

BY REPRESENTATIVES HEBERT, SCALISE, AND PINAC

**A RESOLUTION**

To direct the head of each department in the executive branch of state government to immediately prepare a plan reducing by ten percent the state general fund appropriations in the proposed Fiscal Year 2000-2001 budget as contained in House Bill No. 1 of the 2000 Regular Session for such department and to submit that plan to the House Committee on Appropriations no later than noon on Thursday, May 4, 2000.

Read by title.

On motion of Rep. Hebert, and under a suspension of the rules, the above resolution was referred to the Committee on Appropriations, under the rules.

**HOUSE RESOLUTION NO. 10—**

BY REPRESENTATIVE HUDSON

**A RESOLUTION**

To commend and congratulate the Honorable Armand J. Brinkhaus for his twenty years of distinguished service as a member of the Louisiana Senate and his eight years of distinguished service as a member of the Louisiana House of Representatives and to express appreciation for his accomplishments and contributions to the people of Louisiana.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 16—**

BY REPRESENTATIVE CRANE

**A CONCURRENT RESOLUTION**

To memorialize the United States Congress to amend the Internal Revenue Code, regarding the children of deceased public sector employees who receive death benefits from a state-sponsored retirement system, to provide those children with an exclusion

from gross income equal to one-half of such benefits and to treat all such benefits above that limit as ordinary income, but not as investment income, and thereby bring equality of treatment to children of deceased public and private sector employees.

Read by title.

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

Ordered to the Senate.

**Speaker Pro Tempore Bruneau in the Chair**

**Introduction of House Bills**

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

**HOUSE BILL NO. 245—**

BY REPRESENTATIVE CLARKSON

**AN ACT**

To amend and reenact R.S. 33:1975 and to enact R.S. 40:1392(C), relative to bridges and ferries; to provide for free passage on and over the Crescent City Connection bridge for firemen, volunteer firemen, state police, and law enforcement personnel using automatic vehicular identification toll tags; to provide for issuance of automatic vehicular identification toll tags; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 246—**

BY REPRESENTATIVE LEBLANC

**AN ACT**

To provide with respect to the Revenue Sharing Fund and the allocation and distribution thereof for Fiscal Year 2000-2001; and to provide for related matters.

Read by title.

**Suspension of the Rules**

On motion of Rep. LeBlanc, the rules were suspended in order to refer the bill to committee at this time.

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

**HOUSE BILL NO. 247—**

BY REPRESENTATIVE FAUCHEUX

**AN ACT**

To amend and reenact Section 3 of Act No. 28 of the 1998 Regular Session of the Legislature, relative to the state and local sales and use tax; to provide for the effectiveness of the exemption for utilities used by certain steelworks and blast furnaces; to provide for an effective date; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 248—**

BY REPRESENTATIVE HEBERT

**AN ACT**

To amend and reenact R.S. 22:235(C), to enact R.S. 22:243, and to repeal R.S. 213.2, 239, and 241, relative to admission taxes on hospital and ambulatory surgical center stays; to provide for an admission tax on each day in a hospital or ambulatory surgical center; to eliminate the service charge on each such day; to create

the Louisiana Health Plan Fund in the state treasury; to provide for deposit of the proceeds of the tax into the fund; to provide that monies in the fund be used to provide health insurance through the high risk health pool administered by the Louisiana Health Plan; and to provide for related matters.

Read by title.

### Reports of Committees

The following reports of committees were received and read:

#### Report of the Committee on Ways and Means

April 26, 2000

To the Speaker and Members of the House of Representatives:

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

House Bill No. 198, by Hammett  
Reported favorably. (11-0-1) (Regular)

BRYANT O. HAMMETT, JR.  
Chairman

### 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. 177— BY REPRESENTATIVE KENNARD AN ACT

To amend and reenact R.S. 22:1080(A) and (C), relative to the insurance premium tax; to provide for the in-service fireman training program; to provide for funds; 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 Ways and Means.

### Suspension of the Rules

On motion of Rep. LeBlanc, the rules were suspended to permit the Committee on Appropriations to meet on Thursday, April 27, 2000, and consider the following legislative instruments without giving the notice required by House Rule 14.24(A):

House Resolution No. 9

### Suspension of the Rules

On motion of Rep. LeBlanc, the rules were suspended to permit the Committee on Appropriations to meet on Sunday, April 30, 2000.

### Suspension of the Rules

On motion of Rep. Hammett, the rules were suspended to permit the Committee on Ways and Means to meet on Thursday, April 27, 2000.

### Adjournment

On motion of Rep. Riddle, at 4:30 P.M., the House agreed to adjourn until Monday, May 1, 2000, at 4:00 P.M.

The Speaker of the House declared the House adjourned until 4:00 P.M., Monday, May 1, 2000.

ALFRED W. SPEER  
Clerk of the House

### Committee Meeting Notices

#### Committee on Appropriations

Will meet at: 10:00 A.M. Date: April 27, 2000

Location: Committee Room 5

**HB 1 LEBLANC (TBA) – APPROPRIATIONS:** Provides for the ordinary expenses of state government (**SUBJECT TO RULE SUSPENSION**)

JERRY LUKE LEBLANC  
Chairman

#### Committee on Appropriations

Will meet at: 3:00 P.M. Date: April 30, 2000

Location: Committee Room 5

**HB 1 LEBLANC (TBA) – APPROPRIATIONS:** Provides for the ordinary expenses of state government (**SUBJECT TO RULE SUSPENSION**)

JERRY LUKE LEBLANC  
Chairman

#### Committee on Appropriations

Will meet at: 10:00 A.M. Date: May 1, 2000

Location: Committee Room 5

**HB 1 LEBLANC – APPROPRIATIONS :** Provides for the ordinary expenses of state government

JERRY LUKE LEBLANC  
Chairman

#### Committee on Ways and Means

Will meet at: 9:30 A.M. Date: April 27, 2000

Location: Committee Room 6

**HB 22 MONTGOMERY (TBA) – TAX/SALES & USE:** Extends the time period for the exemption of certain buses, trucks, and trailers used in interstate commerce (**SUBJECT TO RULE SUSPENSION**)

**HB 23 MONTGOMERY (TBA) – TAX/SALES & USE:** Removes the provision of law relative to the exclusion of certain transactions involving motor vehicles which are sold for subsequent lease, which provides that such Act is null and void on July 1, 2000 (SUBJECT TO RULE SUSPENSION)

**HB 47 FAUCHEUX (TBA) – TAX CREDITS:** Extends the time period for the employment tax credit for motion picture production companies (SUBJECT TO RULE SUSPENSION)

**HB 48 HAMMETT (TBA) – TAX/OCCUPATIONAL:** Extends to December 31, 2002 the applicability of law relative to determination of the liability of utilities selling electricity or gas in more than one municipality (SUBJECT TO RULE SUSPENSION)

**HB 111 SCALISE (TBA) – TAX CREDITS:** Removes existing tax credit for employers' contribution of materials, equipment, advisors, or instructors to educational entities (SUBJECT TO RULE SUSPENSION)

**HB 124 FAUCHEUX (TBA) – TAX CREDITS:** Extends termination date of the Louisiana Capital Investment Tax Credit (SUBJECT TO RULE SUSPENSION)

**HB 140 ALARIO (TBA) – TAX/SALES & USE:** Extends termination date for exclusion from sales and use tax of sales and purchases made by approved nonpublic schools (SUBJECT TO RULE SUSPENSION)

**HB 141 DANIEL (TBA) – TAX/SALES-USE-EXEMPT:** Provides for the extension of the exemption for boiler fuel until June 30, 2002 (SUBJECT TO RULE SUSPENSION)

**HB 153 MONTGOMERY (TBA) – TAX/INCOME-CREDIT:** Repeals provision that made the tax credit for donations to the Old State Capitol, State Capitol Complex, and State Archival, Historical and Public Records Services null and void on June 30, 2000 (SUBJECT TO RULE SUSPENSION)

**HB 178 PIERRE (TBA) – TAX/SEVERANCE-EXEMPTION :** Extends the period of suspension for severance taxes on inactive and new discovery wells (SUBJECT TO RULE SUSPENSION)

**HB 193 DEWITT (TBA) – TAX/TAXATION:** Extends the tax on the rental of automobiles (SUBJECT TO RULE SUSPENSION)

BRYANT O. HAMMETT, JR.  
Chairman

**Committee on Ways and Means**

Will meet at: 10:00 A.M. Date: May 1, 2000

Location: Committee Room 6

**HB 43 SNEED – TAX/GIFT TAX:** Phases in a reduction and then repeal of the gift tax

**HB 127 FAUCHEUX – TAX/GIFT TAX:** Phases in a reduction and then repeal of the gift tax

**HB 136 SHAW – TAX/INHERITANCE TAX:** Exempts transfer of monies held by a bank in an account payable on death to a beneficiary from the inheritance tax

**HB 167 DARTEZ – TAX/AMUSEMENT:** Levies a tax on certain pay-per-view sporting contests

**HB 224 MONTGOMERY – TAX/TAXATION:** Relative to the sales and use tax, to provide for the taxation of interstate telecommunication services and to provide for a credit against the individual income tax, corporate income tax, or corporate franchise tax for a portion of property taxes paid by certain telephone companies on their public service properties

BRYANT O. HAMMETT, JR.  
Chairman

**Weekly Committee Schedules**

The following committees posted weekly committee schedules as follows:

**Committee on Appropriations**

Monday, May 1, 2000  
Committee Room No. 5  
10:00 A.M.

INSTRUMENTS TO BE HEARD:

**HB 1 LEBLANC — APPROPRIATIONS:** Provides for the ordinary operating expenses of state government

Tuesday, May 2, 2000  
10:00 A.M.

INSTRUMENTS TO BE HEARD:

**HB 1 LEBLANC — APPROPRIATIONS:** Provides for the ordinary operating expenses of state government

JERRY LUKE LEBLANC  
Chairman

**Committee on Ways and Means**

Monday, May 1, 2000  
Committee Room No. 6  
10:00 A.M.

INSTRUMENTS TO BE HEARD:

**HB 43 SNEED — TAX/GIFT TAX:** Phases in a reduction and then repeal of the gift tax

**HB 127 FAUCHEUX — TAX/GIFT TAX:** Phases in a reduction and then repeal of the gift tax

**HB 136 SHAW — TAX/INHERITANCE TAX:** Exempts transfer of monies held by a bank in an account payable on death to a beneficiary from the inheritance tax

**HB 167 DARTEZ — TAX/AMUSEMENT:** Levies a tax on certain pay-per-view sporting contests

**HB 224 MONTGOMERY — TAX/TAXATION:** Relative to the sales and use tax, to provide for the taxation of interstate telecommunication services and to provide for a credit against the individual income tax, corporate income tax, or corporate franchise tax for a portion of property taxes paid by certain telephone companies on their public service properties

Tuesday, May 2, 2000  
9:30 A.M.

INSTRUMENTS TO BE HEARD:

- HB 51 FAUCHEUX** — TAX/TOBACCO TAX: Increases tax on cigarettes, cigars, and smoking tobacco
- HB 52 FAUCHEUX** — TAX/TAXATION: Levies a tax on tobacco accessories
- HB 54 FAUCHEUX** — TAX/ALCOHOLIC BEVERAGE: Provides for increase of the rate of tax on certain alcoholic beverages
- HB 56 FAUCHEUX** — TAX/TOBACCO TAX: Increases tax on cigarettes
- HB 117 DEWITT** — TAX/TOBACCO TAX: Increases tax on cigarettes
- HB 118 DEWITT** — TAX/ALCOHOLIC BEVERAGE: Provides for an increase of the rate of tax on certain alcoholic beverages
- HB 169 HUNTER** — TAX/ALCOHOLIC BEVERAGE: Provides for increase of the rate of tax on certain alcoholic beverages

**Wednesday, May 3, 2000**  
**9:30 A.M.**

INSTRUMENTS TO BE HEARD:

- HB 119 DEWITT** — TAX/GAMING: Increases franchise fee on riverboat gaming operations
- HB 142 FUTRELL** — COMMERCE & INDUSTRY BD: Prohibits board from entering into contracts for tax relief with gaming entities
- HB 149 DEWITT** — TAX/GAMING: Increases franchise payment on net device revenue derived from video draw poker devices
- HB 218 ANSARDI** — TAX/GAMING: Increases the franchise fee charged for the right to conduct riverboat gaming under certain circumstances
- HB 219 MURRAY** — TAX/GAMING: Increases the franchise fee charged for the right to conduct riverboat gaming under certain circumstances
- HB 221 STELLY** — TAX/GAMING: Increases the franchise fee charged for the right to conduct riverboat gaming under certain circumstances
- HB 225 J D SMITH** — TAX/GAMING: Increases the franchise fee charged for the right to conduct riverboat gaming under certain circumstances
- HB 226 HUNTER** — TAX/GAMING: Increases the franchise fee charged for the right to conduct riverboat gaming under certain circumstances
- HB 227 GLOVER** — TAX/GAMING: Increases the franchise fee charged for the right to conduct riverboat gaming under certain circumstances
- HB 228 WELCH** — TAX/GAMING: Increases the franchise fee charged for the right to conduct riverboat gaming under certain circumstances

**HB 229 PRATT** — TAX/GAMING: Increases the franchise fee charged for the right to conduct riverboat gaming and provides that the avails therefrom be used for pay increases for teachers

**HB 230 ERDEY** — TAX/GAMING: Increases the franchise fee on slot machines on riverboats

**HB 231 MURRAY** — TAX/GAMING: Increases the franchise fee charged for the right to conduct riverboat gaming under certain circumstances

**Thursday, May 4, 2000**  
**9:30 A.M.**

INSTRUMENTS TO BE HEARD:

- HB 10 FAUCHEUX** — TAX/SALES-USE-EXEMPT: Provides a state and local use tax exemption for motor vehicles of certain retirees upon becoming Louisiana domiciliaries
- HB 17 FAUCHEUX** — TAX/SALES-USE, LOCAL: Authorizes parish governing authorities to increase the tax levied on the sale of cigarette papers and provides for the uses of the proceeds of such tax
- HB 19 FAUCHEUX** — TAX/SALES-USE-CREDIT: Provides credit for local sales and use taxes paid if homestead exemption is waived
- HB 20 GREEN** — TAX/SALES & USE: Defines tangible personal property to exclude certain caskets and cemetery spaces
- HB 28 FRITH** — TAX/SALES & USE: Defines tangible personal property to exclude certain pharmaceuticals
- HB 35 ODINET** — TAX/SALES-USE, ST-EXEMPT: Provides a sales and use tax exemption for repairs of certain shipping containers
- HB 38 FAUCHEUX** — TAX/SALES & USE: Excludes from local sales and use tax tangible personal property which is to be leased or rented
- HB 44 DANIEL** — TAX/SALES & USE: Defines tangible personal property to exclude certain transactions relating to manufactured or mobile homes
- HB 53 FAUCHEUX** — TAX/SALES-USE, ST-EXEMPT: Exempts machinery and equipment used by business to produce consumer products or provide consumer services
- HB 55 FAUCHEUX** — TAX/SALES-USE-EXEMPT: Provides state and local sales and use tax exemption for certain domestic nonprofit organizations
- HB 110 MORRELL** — TAX/SALES & USE: Eliminates sales and use tax exclusion for coke-on-catalyst
- HB 112 WINSTON** — TAX/SALES-USE-EXEMPT: Provides for a sales and use tax exemption for sales of certain property to Habitat for Humanity
- HB 125 FAUCHEUX** — TAX/SALES-USE, STATE: Provides for the requirements for obtaining a refund under the Louisiana Motion Picture Incentive Act

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3rd Day's Proceedings - April 26, 2000

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- HB 129 KENNEY** — TAX/SALES & USE: Defines tangible personal property to exclude property purchased in connection with a funeral service
- HB 132 DEWITT** — TAX/SALES & USE: Provides for a state sales and use tax exclusion for certain custom computer software
- HB 137 ALARIO** — TAX/SALES-USE, ST-EXEMPT: To provide for the effectiveness of certain exemptions to the state sales and use tax
- HB 138 ALARIO** — TAX/SALES & USE: Phases in exclusion from local sales and use tax of tangible personal property which is to be leased or rented
- HB 146 DEWITT** — TAX/SALES-USE, STATE: Extends the levy of the state sales and use tax to all services
- HB 147 DEWITT** — TAX/SALES-USE, STATE: Levies a tax on certain interstate telecommunication services and increases the tax on telecommunications services
- HB 150 HEBERT** — TAX/SALES-USE-EXEMPT: Provides for a state and local sales and use tax exemption for teen recreation centers
- HB 154 MONTGOMERY** — TAX/SALES & USE: Provides that rental property may be used for certain non-rental purposes
- HB 155 MONTGOMERY** — TAX/SALES-USE-EXEMPT: Defines sales of services to exclude services provided by certain health and physical fitness clubs
- HB 156 MORRELL** — TAX/SALES-USE-CREDIT: Provides for an exemption for local sales and use taxes paid if homestead exemption is waived and allows the use of electronic cards to receive the exemption
- HB 163 TOWNSEND** — TAX/SALES & USE: Provides relative to the taxation of bona fide interstate commerce
- HB 179 WALSWORTH** — TAX/SALES-USE, ST-CREDIT: Provides for a state sales and use tax exemption for certain water conservation equipment in the Sparta Groundwater Conservation District
- HB 183 DANIEL** — TAX/SALES & USE: Excludes from local sales and use tangible personal property which is to be leased or rented
- HB 189 NEVERS** — TAX/SALES-USE-EXEMPT: Removes exclusion for isolated or occasional sales if item sold is a motorboat or sailboat
- HB 190 NEVERS** — TAX/SALES-USE-EXEMPT: Removes exclusion for isolated or occasional sales item sold is a motorboat or sailboat
- HB 202 DEWITT** — TAX/SALES-USE, STATE: Levies a one-half of 1% sales and use tax for the period 7/1/00 through 6/30/02 and suspends certain exemptions to the tax from 7/1/00 through 6/30/02
- HB 208 FRUGE** — TAX/SALES & USE: Exempts natural gas used for irrigation purposes from state sales and use tax
- HB 213 DEWITT** — TAX/SALES-USE-EXEMPT: Removes exclusion for isolated or occasional sales if item sold is a motorboat or vessel and dedicates proceeds to Conservation Fund
- HB 216 LEBLANC** — TAX/SALES & USE: Includes the Louisiana Youth Seminar in the exclusion for Boys State of La., Inc. and Girls State of La., Inc.
- HB 239 DEWITT** — TAX/SALES-USE, STATE: Levies a one-half of 1% sales and use tax for the period 7/1/00 through 6/30/02
- HB 241 ODINET** — TAX/SALES-USE, STATE: Levies a 1% sales and use tax and dedicates the avails to provide funds for pay increases of certain elementary, secondary, and post secondary school and university employees

BRYANT O. HAMMETT, JR.  
Chairman

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**Twenty-sixth Regular Session of the Legislature**  
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**Constitution of 1974**

House of Representatives  
 State Capitol  
 Baton Rouge, Louisiana

Wednesday, April 26, 2000

The House of Representatives was called to order at 4:00 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	Hammatt	Pratt
Ansardi	Heaton	Quezairé
Baudoin	Hebert	Richmond
Baylor	Hill	Riddle
Bowler	Holden	Romero
Broome	Hopkins	Salter
Bruce	Hudson	Scalise
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	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	Waddell
Dupre	McMains	Walsworth
Durand	Montgomery	Warner
Erdey	Morrell	Welch

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

Total—105

ABSENT

Total—0

The Speaker announced that there were 105 members present and a quorum.

**Prayer**

Prayer was offered by Bishop G. A. Spears.

**Pledge of Allegiance**

Rep. Lydia Jackson 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. Pierre, the reading of the Journal was dispensed with.

On motion of Rep. Pierre, the Journal of April 25, 2000, was adopted.

**Privileged Report of the Committee on Enrollment**

April 26, 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. 4—**  
 BY REPRESENTATIVES FAUCHEUX AND GARY SMITH  
 A RESOLUTION

To commend and congratulate Lou St. Amant upon his induction into the University of Louisiana at Monroe Athletic Hall of Fame.

**HOUSE RESOLUTION NO. 5—**  
 BY REPRESENTATIVE FAUCHEUX  
 A RESOLUTION

To commend and congratulate Kenny Roussel upon his induction into the University of Louisiana at Monroe Athletic Hall of Fame.

**HOUSE RESOLUTION NO. 6—**  
 BY REPRESENTATIVE DOWNER  
 A RESOLUTION

To recognize and record the outstanding achievements of Lieutenant Colonel Glenn B. Gremillion and to commend him for his able service to the state of Louisiana and to the United States of America upon his retirement from the Louisiana National Guard.

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.

**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. 7—**

BY REPRESENTATIVE DANIEL

**A RESOLUTION**

To commend Placid Refining Company, LLC for the exemplary manner in which it has contributed to the business and community life of Louisiana and West Baton Rouge Parish and to proclaim April 27, 2000, as Placid Refining Company LLC Day in Louisiana.

Read by title.

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

**HOUSE RESOLUTION NO. 8—**

BY REPRESENTATIVE K. CARTER

**A RESOLUTION**

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Judge Robert A. Katz and the enduring appreciation of the members for his outstanding contributions to the city of New Orleans and the state of Louisiana.

Read by title.

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

**HOUSE RESOLUTION NO. 9—**

BY REPRESENTATIVES HEBERT, SCALISE, AND PINAC

**A RESOLUTION**

To direct the head of each department in the executive branch of state government to immediately prepare a plan reducing by ten percent the state general fund appropriations in the proposed Fiscal Year 2000-2001 budget as contained in House Bill No. 1 of the 2000 Regular Session for such department and to submit that plan to the House Committee on Appropriations no later than noon on Thursday, May 4, 2000.

Read by title.

On motion of Rep. Hebert, and under a suspension of the rules, the above resolution was referred to the Committee on Appropriations, under the rules.

**HOUSE RESOLUTION NO. 10—**

BY REPRESENTATIVE HUDSON

**A RESOLUTION**

To commend and congratulate the Honorable Armand J. Brinkhaus for his twenty years of distinguished service as a member of the Louisiana Senate and his eight years of distinguished service as a member of the Louisiana House of Representatives and to express appreciation for his accomplishments and contributions to the people of Louisiana.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 16—**

BY REPRESENTATIVE CRANE

**A CONCURRENT RESOLUTION**

To memorialize the United States Congress to amend the Internal Revenue Code, regarding the children of deceased public sector employees who receive death benefits from a state-sponsored retirement system, to provide those children with an exclusion

from gross income equal to one-half of such benefits and to treat all such benefits above that limit as ordinary income, but not as investment income, and thereby bring equality of treatment to children of deceased public and private sector employees.

Read by title.

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

Ordered to the Senate.

**Speaker Pro Tempore Bruneau in the Chair**

**Introduction of House Bills**

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

**HOUSE BILL NO. 245—**

BY REPRESENTATIVE CLARKSON

**AN ACT**

To amend and reenact R.S. 33:1975 and to enact R.S. 40:1392(C), relative to bridges and ferries; to provide for free passage on and over the Crescent City Connection bridge for firemen, volunteer firemen, state police, and law enforcement personnel using automatic vehicular identification toll tags; to provide for issuance of automatic vehicular identification toll tags; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 246—**

BY REPRESENTATIVE LEBLANC

**AN ACT**

To provide with respect to the Revenue Sharing Fund and the allocation and distribution thereof for Fiscal Year 2000-2001; and to provide for related matters.

Read by title.

**Suspension of the Rules**

On motion of Rep. LeBlanc, the rules were suspended in order to refer the bill to committee at this time.

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

**HOUSE BILL NO. 247—**

BY REPRESENTATIVE FAUCHEUX

**AN ACT**

To amend and reenact Section 3 of Act No. 28 of the 1998 Regular Session of the Legislature, relative to the state and local sales and use tax; to provide for the effectiveness of the exemption for utilities used by certain steelworks and blast furnaces; to provide for an effective date; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 248—**

BY REPRESENTATIVE HEBERT

**AN ACT**

To amend and reenact R.S. 22:235(C), to enact R.S. 22:243, and to repeal R.S. 213.2, 239, and 241, relative to admission taxes on hospital and ambulatory surgical center stays; to provide for an admission tax on each day in a hospital or ambulatory surgical center; to eliminate the service charge on each such day; to create



the Louisiana Health Plan Fund in the state treasury; to provide for deposit of the proceeds of the tax into the fund; to provide that monies in the fund be used to provide health insurance through the high risk health pool administered by the Louisiana Health Plan; and to provide for related matters.

Read by title.

### Reports of Committees

The following reports of committees were received and read:

#### Report of the Committee on Ways and Means

April 26, 2000

To the Speaker and Members of the House of Representatives:

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

House Bill No. 198, by Hammett  
Reported favorably. (11-0-1) (Regular)

BRYANT O. HAMMETT, JR.  
Chairman

### 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. 177— BY REPRESENTATIVE KENNARD AN ACT

To amend and reenact R.S. 22:1080(A) and (C), relative to the insurance premium tax; to provide for the in-service fireman training program; to provide for funds; 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 Ways and Means.

### Suspension of the Rules

On motion of Rep. LeBlanc, the rules were suspended to permit the Committee on Appropriations to meet on Thursday, April 27, 2000, and consider the following legislative instruments without giving the notice required by House Rule 14.24(A):

House Resolution No. 9

### Suspension of the Rules

On motion of Rep. LeBlanc, the rules were suspended to permit the Committee on Appropriations to meet on Sunday, April 30, 2000.

### Suspension of the Rules

On motion of Rep. Hammett, the rules were suspended to permit the Committee on Ways and Means to meet on Thursday, April 27, 2000.

### Adjournment

On motion of Rep. Riddle, at 4:30 P.M., the House agreed to adjourn until Monday, May 1, 2000, at 4:00 P.M.

The Speaker of the House declared the House adjourned until 4:00 P.M., Monday, May 1, 2000.

ALFRED W. SPEER  
Clerk of the House

### Committee Meeting Notices

#### Committee on Appropriations

Will meet at: 10:00 A.M. Date: April 27, 2000

Location: Committee Room 5

**HB 1 LEBLANC (TBA) – APPROPRIATIONS:** Provides for the ordinary expenses of state government (**SUBJECT TO RULE SUSPENSION**)

JERRY LUKE LEBLANC  
Chairman

#### Committee on Appropriations

Will meet at: 3:00 P.M. Date: April 30, 2000

Location: Committee Room 5

**HB 1 LEBLANC (TBA) – APPROPRIATIONS:** Provides for the ordinary expenses of state government (**SUBJECT TO RULE SUSPENSION**)

JERRY LUKE LEBLANC  
Chairman

#### Committee on Appropriations

Will meet at: 10:00 A.M. Date: May 1, 2000

Location: Committee Room 5

**HB 1 LEBLANC – APPROPRIATIONS :** Provides for the ordinary expenses of state government

JERRY LUKE LEBLANC  
Chairman

#### Committee on Ways and Means

Will meet at: 9:30 A.M. Date: April 27, 2000

Location: Committee Room 6

**HB 22 MONTGOMERY (TBA) – TAX/SALES & USE:** Extends the time period for the exemption of certain buses, trucks, and trailers used in interstate commerce (**SUBJECT TO RULE SUSPENSION**)

**HB 23 MONTGOMERY (TBA) – TAX/SALES & USE:** Removes the provision of law relative to the exclusion of certain transactions involving motor vehicles which are sold for subsequent lease, which provides that such Act is null and void on July 1, 2000 (SUBJECT TO RULE SUSPENSION)

**HB 47 FAUCHEUX (TBA) – TAX CREDITS:** Extends the time period for the employment tax credit for motion picture production companies (SUBJECT TO RULE SUSPENSION)

**HB 48 HAMMETT (TBA) – TAX/OCCUPATIONAL:** Extends to December 31, 2002 the applicability of law relative to determination of the liability of utilities selling electricity or gas in more than one municipality (SUBJECT TO RULE SUSPENSION)

**HB 111 SCALISE (TBA) – TAX CREDITS:** Removes existing tax credit for employers' contribution of materials, equipment, advisors, or instructors to educational entities (SUBJECT TO RULE SUSPENSION)

**HB 124 FAUCHEUX (TBA) – TAX CREDITS:** Extends termination date of the Louisiana Capital Investment Tax Credit (SUBJECT TO RULE SUSPENSION)

**HB 140 ALARIO (TBA) – TAX/SALES & USE:** Extends termination date for exclusion from sales and use tax of sales and purchases made by approved nonpublic schools (SUBJECT TO RULE SUSPENSION)

**HB 141 DANIEL (TBA) – TAX/SALES-USE-EXEMPT:** Provides for the extension of the exemption for boiler fuel until June 30, 2002 (SUBJECT TO RULE SUSPENSION)

**HB 153 MONTGOMERY (TBA) – TAX/INCOME-CREDIT:** Repeals provision that made the tax credit for donations to the Old State Capitol, State Capitol Complex, and State Archival, Historical and Public Records Services null and void on June 30, 2000 (SUBJECT TO RULE SUSPENSION)

**HB 178 PIERRE (TBA) – TAX/SEVERANCE-EXEMPTION :** Extends the period of suspension for severance taxes on inactive and new discovery wells (SUBJECT TO RULE SUSPENSION)

**HB 193 DEWITT (TBA) – TAX/TAXATION:** Extends the tax on the rental of automobiles (SUBJECT TO RULE SUSPENSION)

BRYANT O. HAMMETT, JR.  
Chairman

**Committee on Ways and Means**

Will meet at: 10:00 A.M. Date: May 1, 2000

Location: Committee Room 6

**HB 43 SNEED – TAX/GIFT TAX:** Phases in a reduction and then repeal of the gift tax

**HB 127 FAUCHEUX – TAX/GIFT TAX:** Phases in a reduction and then repeal of the gift tax

**HB 136 SHAW – TAX/INHERITANCE TAX:** Exempts transfer of monies held by a bank in an account payable on death to a beneficiary from the inheritance tax

**HB 167 DARTEZ – TAX/AMUSEMENT:** Levies a tax on certain pay-per-view sporting contests

**HB 224 MONTGOMERY – TAX/TAXATION:** Relative to the sales and use tax, to provide for the taxation of interstate telecommunication services and to provide for a credit against the individual income tax, corporate income tax, or corporate franchise tax for a portion of property taxes paid by certain telephone companies on their public service properties

BRYANT O. HAMMETT, JR.  
Chairman

**Weekly Committee Schedules**

The following committees posted weekly committee schedules as follows:

**Committee on Appropriations**

Monday, May 1, 2000  
Committee Room No. 5  
10:00 A.M.

INSTRUMENTS TO BE HEARD:

**HB 1 LEBLANC — APPROPRIATIONS:** Provides for the ordinary operating expenses of state government

Tuesday, May 2, 2000  
10:00 A.M.

INSTRUMENTS TO BE HEARD:

**HB 1 LEBLANC — APPROPRIATIONS:** Provides for the ordinary operating expenses of state government

JERRY LUKE LEBLANC  
Chairman

**Committee on Ways and Means**

Monday, May 1, 2000  
Committee Room No. 6  
10:00 A.M.

INSTRUMENTS TO BE HEARD:

**HB 43 SNEED — TAX/GIFT TAX:** Phases in a reduction and then repeal of the gift tax

**HB 127 FAUCHEUX — TAX/GIFT TAX:** Phases in a reduction and then repeal of the gift tax

**HB 136 SHAW — TAX/INHERITANCE TAX:** Exempts transfer of monies held by a bank in an account payable on death to a beneficiary from the inheritance tax

**HB 167 DARTEZ — TAX/AMUSEMENT:** Levies a tax on certain pay-per-view sporting contests

**HB 224 MONTGOMERY — TAX/TAXATION:** Relative to the sales and use tax, to provide for the taxation of interstate telecommunication services and to provide for a credit against the individual income tax, corporate income tax, or corporate franchise tax for a portion of property taxes paid by certain telephone companies on their public service properties

Tuesday, May 2, 2000  
9:30 A.M.

INSTRUMENTS TO BE HEARD:

- HB 51 FAUCHEUX** — TAX/TOBACCO TAX: Increases tax on cigarettes, cigars, and smoking tobacco
- HB 52 FAUCHEUX** — TAX/TAXATION: Levies a tax on tobacco accessories
- HB 54 FAUCHEUX** — TAX/ALCOHOLIC BEVERAGE: Provides for increase of the rate of tax on certain alcoholic beverages
- HB 56 FAUCHEUX** — TAX/TOBACCO TAX: Increases tax on cigarettes
- HB 117 DEWITT** — TAX/TOBACCO TAX: Increases tax on cigarettes
- HB 118 DEWITT** — TAX/ALCOHOLIC BEVERAGE: Provides for an increase of the rate of tax on certain alcoholic beverages
- HB 169 HUNTER** — TAX/ALCOHOLIC BEVERAGE: Provides for increase of the rate of tax on certain alcoholic beverages

**Wednesday, May 3, 2000**  
**9:30 A.M.**

INSTRUMENTS TO BE HEARD:

- HB 119 DEWITT** — TAX/GAMING: Increases franchise fee on riverboat gaming operations
- HB 142 FUTRELL** — COMMERCE & INDUSTRY BD: Prohibits board from entering into contracts for tax relief with gaming entities
- HB 149 DEWITT** — TAX/GAMING: Increases franchise payment on net device revenue derived from video draw poker devices
- HB 218 ANSARDI** — TAX/GAMING: Increases the franchise fee charged for the right to conduct riverboat gaming under certain circumstances
- HB 219 MURRAY** — TAX/GAMING: Increases the franchise fee charged for the right to conduct riverboat gaming under certain circumstances
- HB 221 STELLY** — TAX/GAMING: Increases the franchise fee charged for the right to conduct riverboat gaming under certain circumstances
- HB 225 J D SMITH** — TAX/GAMING: Increases the franchise fee charged for the right to conduct riverboat gaming under certain circumstances
- HB 226 HUNTER** — TAX/GAMING: Increases the franchise fee charged for the right to conduct riverboat gaming under certain circumstances
- HB 227 GLOVER** — TAX/GAMING: Increases the franchise fee charged for the right to conduct riverboat gaming under certain circumstances
- HB 228 WELCH** — TAX/GAMING: Increases the franchise fee charged for the right to conduct riverboat gaming under certain circumstances

**HB 229 PRATT** — TAX/GAMING: Increases the franchise fee charged for the right to conduct riverboat gaming and provides that the avails therefrom be used for pay increases for teachers

**HB 230 ERDEY** — TAX/GAMING: Increases the franchise fee on slot machines on riverboats

**HB 231 MURRAY** — TAX/GAMING: Increases the franchise fee charged for the right to conduct riverboat gaming under certain circumstances

**Thursday, May 4, 2000**  
**9:30 A.M.**

INSTRUMENTS TO BE HEARD:

- HB 10 FAUCHEUX** — TAX/SALES-USE-EXEMPT: Provides a state and local use tax exemption for motor vehicles of certain retirees upon becoming Louisiana domiciliaries
- HB 17 FAUCHEUX** — TAX/SALES-USE, LOCAL: Authorizes parish governing authorities to increase the tax levied on the sale of cigarette papers and provides for the uses of the proceeds of such tax
- HB 19 FAUCHEUX** — TAX/SALES-USE-CREDIT: Provides credit for local sales and use taxes paid if homestead exemption is waived
- HB 20 GREEN** — TAX/SALES & USE: Defines tangible personal property to exclude certain caskets and cemetery spaces
- HB 28 FRITH** — TAX/SALES & USE: Defines tangible personal property to exclude certain pharmaceuticals
- HB 35 ODINET** — TAX/SALES-USE, ST-EXEMPT: Provides a sales and use tax exemption for repairs of certain shipping containers
- HB 38 FAUCHEUX** — TAX/SALES & USE: Excludes from local sales and use tax tangible personal property which is to be leased or rented
- HB 44 DANIEL** — TAX/SALES & USE: Defines tangible personal property to exclude certain transactions relating to manufactured or mobile homes
- HB 53 FAUCHEUX** — TAX/SALES-USE, ST-EXEMPT: Exempts machinery and equipment used by business to produce consumer products or provide consumer services
- HB 55 FAUCHEUX** — TAX/SALES-USE-EXEMPT: Provides state and local sales and use tax exemption for certain domestic nonprofit organizations
- HB 110 MORRELL** — TAX/SALES & USE: Eliminates sales and use tax exclusion for coke-on-catalyst
- HB 112 WINSTON** — TAX/SALES-USE-EXEMPT: Provides for a sales and use tax exemption for sales of certain property to Habitat for Humanity
- HB 125 FAUCHEUX** — TAX/SALES-USE, STATE: Provides for the requirements for obtaining a refund under the Louisiana Motion Picture Incentive Act

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- HB 129 KENNEY** — TAX/SALES & USE: Defines tangible personal property to exclude property purchased in connection with a funeral service
- HB 132 DEWITT** — TAX/SALES & USE: Provides for a state sales and use tax exclusion for certain custom computer software
- HB 137 ALARIO** — TAX/SALES-USE, ST-EXEMPT: To provide for the effectiveness of certain exemptions to the state sales and use tax
- HB 138 ALARIO** — TAX/SALES & USE: Phases in exclusion from local sales and use tax of tangible personal property which is to be leased or rented
- HB 146 DEWITT** — TAX/SALES-USE, STATE: Extends the levy of the state sales and use tax to all services
- HB 147 DEWITT** — TAX/SALES-USE, STATE: Levies a tax on certain interstate telecommunication services and increases the tax on telecommunications services
- HB 150 HEBERT** — TAX/SALES-USE-EXEMPT: Provides for a state and local sales and use tax exemption for teen recreation centers
- HB 154 MONTGOMERY** — TAX/SALES & USE: Provides that rental property may be used for certain non-rental purposes
- HB 155 MONTGOMERY** — TAX/SALES-USE-EXEMPT: Defines sales of services to exclude services provided by certain health and physical fitness clubs
- HB 156 MORRELL** — TAX/SALES-USE-CREDIT: Provides for an exemption for local sales and use taxes paid if homestead exemption is waived and allows the use of electronic cards to receive the exemption
- HB 163 TOWNSEND** — TAX/SALES & USE: Provides relative to the taxation of bona fide interstate commerce
- HB 179 WALSWORTH** — TAX/SALES-USE, ST-CREDIT: Provides for a state sales and use tax exemption for certain water conservation equipment in the Sparta Groundwater Conservation District
- HB 183 DANIEL** — TAX/SALES & USE: Excludes from local sales and use tangible personal property which is to be leased or rented
- HB 189 NEVERS** — TAX/SALES-USE-EXEMPT: Removes exclusion for isolated or occasional sales if item sold is a motorboat or sailboat
- HB 190 NEVERS** — TAX/SALES-USE-EXEMPT: Removes exclusion for isolated or occasional sales item sold is a motorboat or sailboat
- HB 202 DEWITT** — TAX/SALES-USE, STATE: Levies a one-half of 1% sales and use tax for the period 7/1/00 through 6/30/02 and suspends certain exemptions to the tax from 7/1/00 through 6/30/02
- HB 208 FRUGE** — TAX/SALES & USE: Exempts natural gas used for irrigation purposes from state sales and use tax
- HB 213 DEWITT** — TAX/SALES-USE-EXEMPT: Removes exclusion for isolated or occasional sales if item sold is a motorboat or vessel and dedicates proceeds to Conservation Fund
- HB 216 LEBLANC** — TAX/SALES & USE: Includes the Louisiana Youth Seminar in the exclusion for Boys State of La., Inc. and Girls State of La., Inc.
- HB 239 DEWITT** — TAX/SALES-USE, STATE: Levies a one-half of 1% sales and use tax for the period 7/1/00 through 6/30/02
- HB 241 ODINET** — TAX/SALES-USE, STATE: Levies a 1% sales and use tax and dedicates the avails to provide funds for pay increases of certain elementary, secondary, and post secondary school and university employees

BRYANT O. HAMMETT, JR.  
Chairman