

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

**SIXTEENTH 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

Friday, May 26, 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.

**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	Quezaire
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	Stely
Daniel	Lancaster	Strain
Dartez	Landrieu	Thompson
Devillier	LeBlanc	Toomy
Diez	Lucas	Townsend
Doerge	Martiny	Travis
Donelon	McCallum	Triche
Downer	McDonald	Waddell
Dupre	McMains	Walsworth
Durand	Montgomery	Warner
Erdey	Morrell	Welch
Farrar	Morrish	Wilkerson
Faucheux	Murray	Willard

Flavin	Nevers	Windhorst
Frith	Odinet	Winston
Fruge	Perkins	Wooton
Futrell	Pierre	Wright
Total—105		

ABSENT

Total—0

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

**Prayer**

Prayer was offered by Rep. Lucas.

**Pledge of Allegiance**

Rep. Richmond 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 May 25, 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**

May 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. 34—**  
 BY REPRESENTATIVE QUEZAIRE  
 A RESOLUTION

To commend Reverend Lionel Johnson, Sr. upon his retirement from the Iberville Parish Sheriff's Office.

**HOUSE RESOLUTION NO. 35—**  
 BY REPRESENTATIVE JANE SMITH  
 A RESOLUTION

To commend Dr. Fred Lowery for seventeen years of extraordinary service as pastor of First Baptist Church in Bossier City.

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.

**Petitions, Memorials and**  
**Communications**

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

**Message from the Senate**

**SIGNED SENATE CONCURRENT RESOLUTIONS**

May 26, 2000

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

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

Senate Concurrent Resolution Nos. 23, 24, 25, 26, 27 and 29

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

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

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

**Message from the Senate**

**HOUSE CONCURRENT RESOLUTIONS**

May 26, 2000

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

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

House Concurrent Resolution No. 63  
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**ASKING CONCURRENCE IN  
SENATE CONCURRENT RESOLUTIONS**

May 26, 2000

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

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

Senate Concurrent Resolution Nos. 36, 37, 38, and 39

Respectfully submitted,

MICHAEL S. BAER, III

Secretary of the Senate

**Suspension of the Rules**

On motion of Rep. McMains, 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. 36—**

BY SENATOR DARDENNE

**A CONCURRENT RESOLUTION**

To commend Evan Pierce on being selected East Baton Rouge Parish Elementary School Student of the Year.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 37—**

BY SENATOR DARDENNE

**A CONCURRENT RESOLUTION**

To commend Carolyn Sauer, principal of Shenandoah Elementary School, on being named East Baton Rouge Parish Elementary Principal of the Year.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 38—**

BY SENATORS W. FIELDS AND FONTENOT AND REPRESENTATIVE CARTER

**A CONCURRENT RESOLUTION**

To express the condolences of the Legislature of Louisiana upon the death of Nolan Williamson, Sr., of Clinton.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 39—**

BY SENATOR DARDENNE

**A CONCURRENT RESOLUTION**

To commend and congratulate Mrs. Mary Clark on being selected East Baton Rouge Parish Volunteer of the Year through the Volunteer in Public Schools program.

Read by title.

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

**Reconsideration**

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

**HOUSE BILL NO. 285—**

BY REPRESENTATIVES MCMAINS AND ANSARDI  
AN ACT

To amend and reenact R.S. 12:1368, R.S. 47:601(C)(1), 603, and 604 and to enact R.S. 47:601(C)(3), relative to the corporation franchise tax; to levy the tax on certain limited liability companies; to prohibit the inclusion of borrowed capital within the levy of the tax for certain entities; and to provide for related matters.

Read by title.

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

Returned to the calendar under the rules.

**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. 34—**

BY REPRESENTATIVES PITRE, E. ALEXANDER, DOWNER, FRUGE, HEBERT, JOHNS, LANCASTER, SCALISE, GARY SMITH, TRICHE, AND WRIGHT

A CONCURRENT RESOLUTION

To direct the Department of State Civil Service to identify, study, and consider reforms of the management of the human resources employed by the state and its agencies that may reduce waste and inefficiency in state government and result in a more effective and efficient use of the human resources employed by the state and its agencies and instrumentalities and to include certain specified matters in such consideration and study.

Read by title.

Rep. Pitre moved the adoption of the resolution.

By a vote of 98 yeas and 0 nays, the resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 39—**

BY REPRESENTATIVES SCHNEIDER, BRUNEAU, FUTRELL, LANCASTER, PITRE, SCALISE, SNEED, AND WADDELL

A CONCURRENT RESOLUTION

To direct appointing authorities in the executive branch of state government to take no action to provide for the permanent appointment of any probationary employee who holds a position funded in whole or in part by funds from the State General Fund (Direct) or by other funds the balance of which reverts to the State General Fund (Direct); to require separation of employees on job appointments so funded not later than the conclusion of their current appointments; to provide for exceptions and for procedures therefor; and to provide for certain reports.

Read by title.

**Motion**

On motion of Rep. Schneider, the resolution was returned to the calendar.

**HOUSE CONCURRENT RESOLUTION NO. 44—**

BY REPRESENTATIVE JACK SMITH

A CONCURRENT RESOLUTION

To direct the Louisiana Commission on Law Enforcement and Administration of Criminal Justice to accredit the Department of Wildlife and Fisheries Basic Law Enforcement Training Academy as a P.O.S.T.-certified training academy.

Read by title.

Rep. Jack Smith moved the adoption of the resolution.

By a vote of 103 yeas and 0 nays, the resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 51—**

BY REPRESENTATIVES POWELL AND MCMAINS AND SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To urge and request that the State Employees Group Benefits Program Board of Trustees adopt actuarially certified premium rates for the operation of the group life and health benefits program sponsored by the state of Louisiana.

Read by title.

On motion of Rep. Powell, the resolution was adopted.

Ordered to the Senate.

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

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

**SENATE CONCURRENT RESOLUTION NO. 11—**

BY SENATOR MICHOT

A CONCURRENT RESOLUTION

To urge and request the Board of Regents to rename the Lafayette Technical College as the Ted A. Ardoin Technical College.

Read by title.

On motion of Rep. Ernie Alexander, the resolution was concurred in.

**SENATE CONCURRENT RESOLUTION NO. 15—**

BY SENATORS FONTENOT AND MOUNT

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education, the state Department of Education, the division of administration, and the governor to consider the increased costs of providing safe and reliable school transportation in the provision of funding to local school systems.

Read by title.

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

**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**

# Page 4 HOUSE

16th Day's Proceedings - May 26, 2000

## HOUSE BILL NO. 295—

BY REPRESENTATIVES STELLY, FAUCHEUX, AND JOHNS  
AN ACT

To amend and reenact R.S. 47:290, 292, 293, 294, and 295 and to repeal R.S. 47:32, 112, 296, 296.1, 297, 297.1, 297.2, 298, 299, 302(O), and 331(M), relative to taxation; to levy a tax on an individual's federal adjusted gross income; to repeal inconsistent current individual income tax provisions; to repeal certain suspensions of exemptions from the state sales and use tax; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Stelly to Engrossed House Bill No. 295 by Representative Stelly

#### AMENDMENT NO. 1

On page 1, line 2, after "293," delete "294,"

#### AMENDMENT NO. 2

On page 1, line 10, after "293," delete "294,"

#### AMENDMENT NO. 3

On page 2, line 13, between "47:33," and "44.1", insert "42(H),"

#### AMENDMENT NO. 4

On page 3, delete line 4, and insert "federal and railroad retirement income and social security income as provided in R.S. 47:44.2, or retirement income"

#### AMENDMENT NO. 5

On page 3, at the end of line 8, insert "The term "adjusted gross income" shall not include the personal and dependent exemptions provided for in R.S. 47:294."

#### AMENDMENT NO. 6

On page 6, delete lines 1 through 21

#### AMENDMENT NO. 7

On page 7, delete lines 3 and 4 in their entirety

#### AMENDMENT NO. 8

On page 7, delete line 5 and insert "(1) Three percent on the first five thousand dollars of adjusted"

#### AMENDMENT NO. 9

On page 7, delete line 7 and insert "(2) Four percent on the next twenty thousand dollars of"

#### AMENDMENT NO. 10

On page 7, at the beginning of line 9, change "(4)" to "(3)"

#### AMENDMENT NO. 11

On page 7, line 10, after "excess of", change "fifty" to "twenty-five"

#### AMENDMENT NO. 12

On page 7, delete lines 14 and 15 in their entirety

#### AMENDMENT NO. 13

On page 7, delete line 16 and insert "(1) Three percent on the first ten thousand dollars of adjusted"

#### AMENDMENT NO. 14

On page 7, delete line 18 and insert "(2) Four percent on the next forty thousand dollars of adjusted"

#### AMENDMENT NO. 15

On page 7, at the beginning of line 20, change "(4)" to "(3)"

#### AMENDMENT NO. 16

On page 7, line 21, after "excess of", change "one hundred" to "fifty"

#### AMENDMENT NO. 17

On page 9, between lines 4 and 5, insert the following:

"G.(1) There is hereby created, as a special fund in the state treasury, the Education Enhancement Fund.

(2) After compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana relative to the Bond Security and Redemption Fund, and after a sufficient amount is allocated from that fund to pay all of the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall pay an amount equal to the monies received by the state treasury in Fiscal Year 2001-2002 pursuant to the provisions of this Part which are more than three hundred thirty million dollars in excess of the monies collected from the individual income tax for Fiscal Year 2000-2001, as determined by the Revenue Estimating Conference, into the Education Enhancement Fund. For every fiscal year thereafter, the treasurer shall pay an amount equal to the monies received by the state treasury pursuant to the provisions of this Part which are more than three hundred million dollars in excess of the monies collected from the individual income tax for Fiscal Year 2000-2001, plus an inflation factor, as determined by the Revenue Estimating Conference, into the Education Enhancement Fund. The monies in this fund shall be used solely as provided by this Subsection and only in the amounts appropriated by the legislature. All unexpended and unencumbered monies in this fund at the end of the fiscal year shall remain in the fund. The monies in the fund shall be invested by the state treasurer in the same manner as monies in the state general fund, and shall be deposited into the state general fund.

(3) Subject to an annual appropriation by the legislature, the monies in the Education Enhancement Fund shall be used solely for the following purposes:

(a) To increase the pay of Louisiana elementary and secondary public classroom teachers employed by the city and parish public systems and special schools operated by the state to the average classroom teacher salary of the most recently estimated southern average for teachers and calculated by the Southern Regional Education Board.

(b) To increase the pay of the faculty of the universities under the jurisdiction of the Board of Regents in amounts as determined by the legislature.

(c) To increase the pay of all other personnel of the city and parish public elementary and secondary school systems and special schools operated by the state and of the universities under the jurisdiction of the Board of Regents in amounts as determined by the legislature."

**AMENDMENT NO. 18**

On page 9, delete line 9, and insert "Section 4. Sections 1 and 2 of this Act shall become effective on January"

**AMENDMENT NO. 19**

On page 9, at the beginning of line 10, change "31, 2000" to "1, 2001"

**AMENDMENT NO. 20**

On page 9, line 12, between "when" and "proposed", change "a" to "the"

**AMENDMENT NO. 21**

On page 9, at the end of line 13, delete "eliminates the"

**AMENDMENT NO. 22**

On page 9, delete lines 14 and 15 and insert "originated as House Bill number 73 of the 2000 Regular Session of the Legislature, is adopted at the statewide election to be held"

**Motion**

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

**HOUSE BILL NO. 2—**  
BY REPRESENTATIVES HAMMETT AND LEBLANC AND SENATORS BARHAM AND DARDENNE

**AN ACT**

To provide with respect to the capital outlay budget and the capital outlay program for state government, state institutions, and other public entities; to provide for the designation of projects and improvements; to provide for the financing thereof making appropriations from certain sources; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 44—**  
BY REPRESENTATIVES DANIEL, BOWLER, BRUCE, R. CARTER, CLARKSON, CRANE, DEVILLIER, DIEZ, FARRAR, FAUCHEUX, FLAVIN, FRITH, FUTRELL, HEBERT, HILL, HOPKINS, MCCALLUM, MONTGOMERY, ODINET, PERKINS, PINAC, QUEZAIRE, JOHN SMITH, STELLY, STRAIN, TOWNSEND, WADDELL, WALSWORTH, WINDHORST, AND WINSTON

**AN ACT**

To enact R.S. 47:301(16)(f), relative to the sales and use taxes of all tax authorities in the state; to define tangible personal property to exclude certain transactions relating to manufactured homes; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Daniel moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Mr. Speaker	Bruneau	Murray
Total—3		

**ABSENT**

Baudoin
Total—1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 138—**  
BY REPRESENTATIVES ALARIO, DANIEL, AND FAUCHEUX

**AN ACT**

To amend and reenact R.S. 47:301(10)(a)(iii) and (18)(a)(iii), relative to local sales and use tax; to exclude from such tax tangible personal property which is to be leased or rented; and to provide for related matters.

Read by title.

Rep. Alario moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Morrish  
Total—1

**ABSENT**

Johns Landrieu Stelly  
Total—3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Speaker Pro Tempore Bruneau in the Chair**

**HOUSE BILL NO. 180—**  
BY REPRESENTATIVE BOWLER  
AN ACT

To enact R.S. 47:293(6)(e), relative to individual income tax; to provide for an exemption for certain income earned by military personnel for services performed outside of the state; to provide for an effective date; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Hammett to Engrossed House Bill No. 180 by Representative Bowler

AMENDMENT NO. 1

On page 2, at the end of line 5, delete the period "." and insert "and ending before January 1, 2005."

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

**Motion**

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

**HOUSE BILL NO. 206—**  
BY REPRESENTATIVE SHAW  
AN ACT

To enact R.S. 47:32.1, relative to individual income taxes; to levy a surcharge; to provide for an effective date; to provide for use of proceeds; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Shaw to Engrossed House Bill No. 206 by Representative Shaw

AMENDMENT NO. 1

On page 3, delete lines 14 and 15 in their entirety and insert "law."

Rep. Shaw moved the adoption of the amendments.

Rep. Faucheux objected.

By a vote of 28 yeas and 68 nays, the amendments were rejected.

**Motion**

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

**HOUSE BILL NO. 251—**  
BY REPRESENTATIVE RIDDLE  
AN ACT

To reenact R.S. 47:287.92(B)(1) through (4), 287.93(A)(1) through (4), 287.94(H), and 287.95(I), to enact R.S. 47:287.92(B)(5) and 287.93(A)(5), and to repeal R.S. 47:287.94(I), relative to the classification of income for purposes of the corporation income tax; to provide for allocation or apportionment of certain income of corporations; and to provide for related matters.

Read by title.

Rep. Riddle moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Baylor	Jackson, L	Pratt
Broome	Lucas	Riddle
Downer	Morrell	Welch
Hunter	Murray	
Iles	Odinet	
Total—13		

NAYS

Mr. Speaker	Fruge	Powell
Alario	Futrell	Quezaire
Alexander, E	Glover	Romero
Alexander, R	Green	Salter
Baudoin	Guillory	Scalise
Bowler	Heaton	Schwegmann
Bruce	Hebert	Shaw
Bruneau	Hill	Smith, G.—56th
Carter, K	Holden	Smith, J.D.—50th
Carter, R	Hopkins	Smith, J.H.—8th
Cazayoux	Hudson	Smith, J.R.—30th
Clarkson	Jackson, M	Sneed
Crane	Johns	Stelly
Crowe	Katz	Strain
Curtis	Kennard	Thompson
Damico	Kenney	Toomy
Daniel	LaFleur	Townsend
Dartez	Lancaster	Travis
Devillier	Landrieu	Triche
Diez	LeBlanc	Waddell
Doerge	McDonald	Walsworth
Donelon	McMains	Warner
Dupre	Montgomery	Wilkerson
Durand	Morrish	Willard
Erdey	Nevers	Windhorst
Farrar	Perkins	Winston
Faucheux	Pierre	Wright
Flavin	Pinac	
Frith	Pitre	
Total—85		

ABSENT

Ansardi	McCallum	Wooton
Hammett	Richmond	
Martiny	Schneider	
Total—7		

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

Rep. Thompson 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. 180—**  
BY REPRESENTATIVE BOWLER

AN ACT

To enact R.S. 47:293(6)(e), relative to individual income tax; to provide for an exemption for certain income earned by military personnel for services performed outside of the state; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Triche to Engrossed House Bill No. 180 by Representative Bowler

AMENDMENT NO. 1

On page 1, line 17, after "more," and before "compensation", insert "total"

AMENDMENT NO. 2

On page 2, after "States" and before "shall" insert "of less than thirty thousand dollars"

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Alario	Glover	Perkins
Baylor	Hammett	Pitre
Bowler	Heaton	Riddle
Bruce	Hebert	Romero
Bruneau	Hill	Scalise
Clarkson	Holden	Schwegmann
Hunter	Shaw	Smith, G.—56th
Crowe	Iles	Smith, J.H.—8th
Damico	Jackson, L	Smith, J.R.—30th
Devillier	Johns	Sneed
Doerge	Katz	Stelly
Donelon	Kenney	Strain
Downer	Lancaster	Thompson
Dupre	LeBlanc	Walsworth
Durand	Martiny	Warner
Erdey	McCallum	Willard
Farrar	McMains	Windhorst
Faucheux	Montgomery	Winston
Flavin	Morrish	Wooton
Frith	Nevers	Wright
Futrell	Odinet	
Total—63		

NAYS

Alexander, E	Guillory	Pratt
Alexander, R	Hopkins	Quezaire
Ansardi	Jackson, M	Richmond
Baudoin	Kennard	Salter
Broome	LaFleur	Smith, J.D.—50th
Carter, K	Landrieu	Toomy
Carter, R	Lucas	Townsend
Curtis	McDonald	Travis
Daniel	Morrell	Triche
Dartez	Murray	Waddell
Diez	Pierre	Welch
Fruge	Pinac	Wilkerson
Green	Powell	
Total—38		

ABSENT

Mr. Speaker	Hudson
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Cazayoux Schneider  
Total—4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Suspension of the Rules**

On motion of Rep. Wooton, and under a suspension of the rules, the above roll call was corrected to reflect him as voting yea.

**HOUSE BILL NO. 252—**

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 47:315.3(A), relative to the state and local sales and use tax; to provide for refunds for taxes paid on the sale or rental of certain tangible personal property covered by Medicare; and to provide for related matters.

Read by title.

Rep. Johns moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Futrell Pitre  
Total—103

NAYS

Total—0

ABSENT

Hudson Morrell  
Total—2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Johns 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. 253—**

BY REPRESENTATIVE FAUCHEUX

AN ACT

To enact R.S. 47:302(O) and 331(M) and Chapter 2-C of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:334 and 335, and to repeal R.S. 47:302(O) and 331(M) as enacted by Act No. 18 of the 2000 First Extraordinary Session of the Legislature, all relative to state sales and use tax; to provide for the levy and collection by the state of an additional one percent sales and use tax in addition to the sales and use tax imposed by Chapter 2, Chapter 2-A, and Chapter 2-B of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950; to provide for the administration and collection of the tax; to provide for certain exemptions, exclusions, deductions, and credits; to provide for the effectiveness of certain exemptions to the sales and use tax; to provide for an effective date; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 254—**

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact Section 2 of Act No. 29 of the 1996 Regular Session of the Legislature, as amended by Act No. 21 of the 1998 Regular Session of the Legislature, relative to the sales and use tax; to provide for the effectiveness of the exemption for boiler fuel; and to provide for related matters.

Read by title.

Rep. Daniel moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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



Broome	Hopkins	Schneider
Bruce	Hunter	Schwegmann
Bruneau	Iles	Shaw
Carter, K	Jackson, L	Smith, G.—56th
Carter, R	Jackson, M	Smith, J.D.—50th
Cazayoux	Johns	Smith, J.H.—8th
Clarkson	Katz	Smith, J.R.—30th
Crane	Kennard	Sneed
Crowe	Kenney	Stelly
Curtis	LaFleur	Strain
Damico	Lancaster	Thompson
Daniel	Landrieu	Toomy
Dartez	LeBlanc	Townsend
Devillier	Lucas	Travis
Diez	Martiny	Triche
Doerge	McCallum	Waddell
Donelon	McDonald	Walsworth
Downer	McMains	Warner
Dupre	Montgomery	Welch
Durand	Morrish	Wilkerson
Erdey	Murray	Willard
Farrar	Nevers	Windhorst
Faucheux	Odinot	Winston
Flavin	Perkins	Wooton
Frith	Pierre	Wright
Fruge	Pinac	
Futrell	Pitre	
Total—103		

NAYS

Total—0

ABSENT

Hudson	Morrell
Total—2	

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.

**Speaker DeWitt in the Chair**

**HOUSE BILL NO. 301—**  
BY REPRESENTATIVE STRAIN AND SENATOR THOMAS  
AN ACT

To enact R.S. 47:334, relative to the taxation of recreational vehicles; to levy a special sales tax on recreational vehicles; to provide for the levy, collection, and administration of the tax; to provide for the allowable uses of the avails therefrom; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 317—**  
BY REPRESENTATIVE MURRAY  
AN ACT

To enact Chapter 4 of Subtitle IV of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:2801 and 2802, relative to taxes; to impose a tax on riverboats to conduct gaming

activities while docked or berthed under certain circumstances; to establish the tax rate; to authorize certain gaming activities; to provide relative to the imposition of the tax; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 323—**  
BY REPRESENTATIVES DOWNER, E. ALEXANDER, DUPRE, FLAVIN, FUTRELL, MCDONALD, PERKINS, SCHWEGMANN, AND WRIGHT, AND SENATORS GAUTREAU AND MICHOT  
AN ACT

To amend and reenact R.S. 47:287.11(B) and (C), 287.12, 287.61, 287.69, 287.71(B)(7), 287.91 through 287.95, 287.480(3)(a), 287.701(C), (D), (E), (F)(introductory paragraph) and (1), (G)(introductory paragraph) and (1), and (H), 287.733(A), 287.738(A), 290, 295, 300.1, 300.6, 300.7, 601(A) and (D), 602(A), (B), and (E)(1), 605(B), and 606(A)(introductory paragraph) and (C), to enact R.S. 47:287.11(E), 287.71(B)(8), and Subpart B-1 of Part II of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, comprised of R.S. 47:287.100 through 287.106, and to repeal R.S. 47:12, 31 through 38, 41 through 44.1, 52 through 53.2, 53.4, 54 through 57, 59.1 through 63, 65 through 68, 71 through 77, 95, 99, 158, 181 through 188, 287.34, 287.83, 287.85, 287.752, 287.753, 287.755 through 287.758, 293(2), (3), and (6), Chapter 2-A of Title 47 of the Louisiana Revised Statutes of 1950, comprised of R.S. 47:321 through 322.42, and R.S. 47:6001, 6004, 6005, and 6006.1 through 6013, relative to the income tax; to repeal inconsistent current individual income tax provisions; to provide for the levy of a three and one-half percent flat tax on the federal adjusted gross income of individuals and corporations; to provide for combined reporting; to provide for allocation and apportionment of income; to reduce the state sales and use tax rate to three percent; to repeal the inclusion of borrowed capital within the tax base of the corporation franchise tax; to provide for an effective date; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 299—**  
BY REPRESENTATIVES HAMMETT AND FAUCHEUX  
AN ACT

To amend and reenact R.S. 47:293(2), relative to individual income taxes; to limit the deductibility of excess federal itemized deductions; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Hammett moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Hammett	Odinot
Alario	Heaton	Pierre

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Alexander, R	Hebert	Pinac
Ansardi	Hill	Pitre
Baudoin	Holden	Pratt
Baylor	Hudson	Quezaire
Broome	Hunter	Richmond
Bruce	Jackson, L	Riddle
Carter, K	Jackson, M	Romero
Carter, R	Johns	Salter
Cazayoux	Kenney	Schwegmann
Curtis	LaFleur	Smith, G.—56th
Damico	Landrieu	Smith, J.D.—50th
Dartez	LeBlanc	Smith, J.H.—8th
Devillier	Lucas	Strain
Diez	Martiny	Thompson
Doerge	McCallum	Townsend
Dupre	McDonald	Travis
Durand	McMains	Triche
Farrar	Montgomery	Warner
Fauchoux	Morrell	Welch
Fruge	Morrish	Willard
Glover	Murray	Wooton
Guillory	Nevers	
Total—71		

## NAYS

Alexander, E	Flavin	Scalise
Bowler	Frith	Schneider
Bruneau	Futrell	Shaw
Clarkson	Hopkins	Smith, J.R.—30th
Crane	Iles	Sneed
Crowe	Katz	Toomy
Daniel	Kennard	Waddell
Donelon	Lancaster	Walsworth
Downer	Perkins	Windhorst
Erdey	Powell	
Total—29		

## ABSENT

Green	Wilkerson	Wright
Stelly	Winston	
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. Hammett moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### HOUSE BILL NO. 301— BY REPRESENTATIVE STRAIN AND SENATOR THOMAS AN ACT

To enact R.S. 47:334, relative to the taxation of recreational vehicles; to levy a special sales tax on recreational vehicles; to provide for the levy, collection, and administration of the tax; to provide for the allowable uses of the avails therefrom; and to provide for related matters.

Called from the calendar.

Read by title.

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. 301 by Representative M. Strain

#### AMENDMENT NO. 1

On page 3, at the end of line 21, delete "if vetoed" and insert "but only if and when all projects at Cypremort Point State Park which have been approved by the legislature and are pending have been completed by the Office of State Parks, Department of Culture, Recreation, and Tourism and are approved by the House Natural Resources Committee." and delete lines 22 through 24 in their entirety.

#### **Point of Order**

Rep. Strain 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 germane to the subject matter contained in the bill as introduced.

Rep. Jack Smith moved the adoption of the amendments.

Rep. Strain objected.

By a vote of 49 yeas and 49 nays, the amendments were rejected.

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

#### **HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representatives Dupre and Diez to Engrossed House Bill No. 301 by Representative M. Strain

#### AMENDMENT NO. 1

On page 1, line 3, after "on" and before "recreational" insert "motorized"

#### AMENDMENT NO. 2

On page 1, line 10, after "any" and before "recreational" insert "motorized"

#### AMENDMENT NO. 3

On page 1, line 16, after the comma "," and before "recreational" insert "a motorized"

#### AMENDMENT NO. 4

On page 1, line 17, after "mean" delete the remainder of the line and insert "only those recreational vehicles defined in R.S. 32:771 which are motorized."

Rep. Dupre moved the adoption of the amendments.

Rep. Travis objected.

By a vote of 39 yeas and 63 nays, the amendments were rejected.

Rep. Strain moved the final passage of the bill.

#### **ROLL CALL**

The roll was called with the following result:

YEAS

Baylor	Durand	Nevers
Bowler	Frith	Pierre
Broome	Fruge	Quezairé
Carter, R	Green	Riddle
Cazayoux	LaFleur	Strain
Crowe	Lancaster	Walsworth
Diez	McMains	Willard
Dupre	Montgomery	Wooton
Total—24		

NAYS

Mr. Speaker	Hammett	Perkins
Alario	Heaton	Pinac
Alexander, E	Hebert	Pitre
Ansardi	Hill	Powell
Baudoin	Holden	Pratt
Bruneau	Hopkins	Richmond
Carter, K	Hunter	Romero
Clarkson	Iles	Salter
Crane	Jackson, L	Scalise
Curtis	Jackson, M	Schneider
Damico	Johns	Shaw
Daniel	Katz	Smith, G.—56th
Dartez	Kennard	Smith, J.D.—50th
Devillier	Kenney	Sneed
Doerge	Landrieu	Thompson
Donelon	LeBlanc	Toomy
Downer	Lucas	Townsend
Erdey	Martiny	Travis
Farrar	McCallum	Triche
Faucheux	McDonald	Waddell
Flavin	Morrell	Warner
Futrell	Morrish	Welch
Glover	Murray	Windhorst
Guillory	Odinot	Wright
Total—72		

ABSENT

Alexander, R	Schwegmann	Stelly
Bruce	Smith, J.H.—8th	Wilkerson
Hudson	Smith, J.R.—30th	Winston
Total—9		

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

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

**Suspension of the Rules**

On motion of Rep. Schneider, the rules were suspended in order to take up and consider House and House Concurrent Resolutions on Third Reading for Final Consideration at this time.

**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. 39—**

BY REPRESENTATIVES SCHNEIDER, BRUNEAU, FUTRELL, LANCASTER, PITRE, SCALISE, SNEED, AND WADDELL

**A CONCURRENT RESOLUTION**

To direct appointing authorities in the executive branch of state government to take no action to provide for the permanent appointment of any probationary employee who holds a position funded in whole or in part by funds from the State General Fund (Direct) or by other funds the balance of which reverts to the State General Fund (Direct); to require separation of employees on job appointments so funded not later than the conclusion of their current appointments; to provide for exceptions and for procedures therefor; and to provide for certain reports.

Called from the calendar.

Read by title.

Rep. Schneider moved the adoption of the resolution.

Rep. Travis 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	Frith	Pitre
Alexander, R	Fruge	Powell
Bowler	Futrell	Scalise
Bruce	Hebert	Schneider
Bruneau	Iles	Schwegmann
Carter, R	Johns	Shaw
Clarkson	Katz	Smith, G.—56th
Crane	Kennard	Smith, J.D.—50th
Crowe	Kenney	Smith, J.H.—8th
Dartez	LaFleur	Sneed
Devillier	Lancaster	Strain
Diez	LeBlanc	Thompson
Donelon	Martiny	Triche
Downer	McCallum	Waddell
Dupre	McMains	Walsworth
Faucheux	Morrish	Windhorst
Flavin	Nevers	
Total—50		

NAYS

Mr. Speaker	Guillory	Pratt
Alario	Hammett	Quezairé
Ansardi	Hill	Richmond
Baylor	Holden	Riddle
Broome	Hunter	Salter
Carter, K	Jackson, L	Smith, J.R.—30th
Curtis	Jackson, M	Toomy
Damico	Landrieu	Townsend
Daniel	Lucas	Travis
Doerge	Montgomery	Warner
Durand	Morrell	Welch
Erdey	Murray	Wilkerson
Farrar	Odinot	Willard
Glover	Pierre	
Green	Pinac	
Total—43		

ABSENT

Baudoin	Hudson	Stelly
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Cazayoux	McDonald	Winston
Heaton	Perkins	Wooton
Hopkins	Romero	Wright
Total—12		

The resolution was adopted.

Ordered to the Senate.

**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. 36—**

BY REPRESENTATIVE CLARKSON  
A RESOLUTION

To commend the Crescent City Junior Brass hockey team upon their victory at the Gulf Coast Hockey League Championship.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 64—**

BY REPRESENTATIVES ALARIO, DAMICO, TOOMY, GREEN,  
WINDHORST, AND WOOTON  
A CONCURRENT RESOLUTION

To name the Fifth Circuit Court of Appeal Courthouse in Gretna the Judge Lawrence A. Chehardy Courthouse.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 65—**

BY REPRESENTATIVE HUDSON  
A CONCURRENT RESOLUTION

To urge and request the Department of Revenue and the Louisiana Manufactured Housing Association to provide information and notification to purchasers of manufactured homes of their right to immobilize a manufactured home and the available exemptions from sale taxes.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 66—**

BY REPRESENTATIVES DOWNER, MCDONALD, JOHN SMITH, LEBLANC,  
AND TRICHE  
A CONCURRENT RESOLUTION

To create a special state tax collection task force to help the Department of Revenue identify delinquent taxes owed to the state, the impediments in collecting such taxes and deficiencies in the department's assessment and audit process and dispute resolution procedures, and to suggest alternative collection practices.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 67—**

BY REPRESENTATIVES DOWNER, MCDONALD, JOHN SMITH, AND TRICHE

A CONCURRENT RESOLUTION

To urge and request the Department of Revenue to create, without delay, a temporary special debt collection team to assist in the collection of delinquent taxes.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 68—**

BY REPRESENTATIVE LEBLANC AND SENATOR DARDENNE  
A CONCURRENT RESOLUTION

To create a joint legislative committee to study and make recommendations with respect to the impact which prescription drug pricing has on the state Medicaid program.

Read by title.

Lies over under the rules.

**Suspension of the Rules**

On motion of Rep. Hammett, the rules were suspended to permit the Committee on Ways and Means to meet and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill Nos. 53, 68, 125, 130, 156, 168, 170, 171, 175, 176, 178, 182, 201, 204, 210, 214, 257, 268, 270, 273, 274, 284, 291, 296, 304, 305, 320, and 325

Senate Bill Nos. 8, 74, and 87

**Suspension of the Rules**

On motion of Rep. McMains, the rules were suspended to permit the Committee on Civil Law and Procedure to meet and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill Nos. 31, 64, 73 and 95

**Adjournment**

On motion of Rep. Riddle, at 6:25 P.M., the House agreed to adjourn until Monday, May 29, 2000, at 6:00 P.M.

The Speaker of the House declared the House adjourned until 6:00 P.M., Monday, May 29, 2000.

ALFRED W. SPEER  
Clerk of the House

**Committee Meeting Notices**

**Committee on Civil Law and Procedure**

Will meet at: **5:45 P.M.** Date: May 29, 2000

Location: House Chamber

**HB 31 HOLDEN (TBA) – TAX/AD VALOREM TAX:**  
(Constitutional Amendment) Provides that any manufacturing

establishment receiving an exemption from ad valorem taxes for such taxes levied by a school board shall by terms of the contract granting such exemption be required to make a payment in lieu of any such taxes (*Technical Review Only*) (SUBJECT TO RULE SUSPENSION)

**HB 64 M STRAIN (TBA) – TAX/AD VALOREM TAX:** (Constitutional Amendment) Increases the income limit which determines eligibility for the special assessment level for homestead exempt property (*Technical Review Only*) (SUBJECT TO RULE SUSPENSION)

**HB 73 DANIEL (TBA) – TAX/INCOME TAX:** (Constitutional Amendment) Provides that federal taxes paid are deductible from both the corporate and individual income taxes (*Technical Review Only*) (SUBJECT TO RULE SUSPENSION)

**HB 95 FAUCHEUX (TBA) – TAX/GASOLINE TAX:** (Constitutional Amendment) Increases the gasoline, motor fuels, and special fuels taxes by one-fourth of one cent per gallon and dedicates the proceeds to fund the operations of the Dept. of Wildlife and Fisheries (*Technical Review Only*) (SUBJECT TO RULE SUSPENSION)

F. CHARLES "CHUCK" MCMAINS  
Chairman

**Committee on Ways and Means**

Will meet at: 4:00 P.M. Date: May 29, 2000

Location: Committee Room 6

**HB 25 MORRELL – TAX/INCOME-INDIV/CREDIT :** Provides for an earned income tax credit

**HB 26 MORRELL – TAX/INCOME-INDIV/CREDIT :** Provides for an earned income tax credit

**HB 42 MORRELL – TAX/TAXATION:** Imposes a tax on the sale or transfer of certain securities

**HB 53 FAUCHEUX(TBA) – TAX/SALES-USE, ST-EXEMPT:** Exempts machinery and equipment used by business to produce consumer products or provide consumer services (SUBJECT TO RULE SUSPENSION)

**HB 68 HAMMETT(TBA) – TAX/TAXATION:** (Constitutional Amendment) To authorize the legislature to levy a tax on the use of hydrocarbon processing facilities (SUBJECT TO RULE SUSPENSION)

**HB 110 MORRELL – TAX/SALES & USE:** Eliminates sales and use tax exclusion for coke-on-catalyst (No anticipated direct fiscal impact. See fiscal note.)

**HB 125 FAUCHEUX(TBA) – TAX/SALES-USE, STATE:** Provides for the requirements for obtaining a refund under the Louisiana Motion Picture Incentive Act (SGF revs decr \$100,000 in FYs 00-01 thru 04-05. See fiscal note.) (SUBJECT TO RULE SUSPENSION)

**HB 130 DEWITT(TBA) – TAX/INCOME TAX:** Levies a state income tax on limited liability companies and deletes exclusion from state income tax for S corporations (SUBJECT TO RULE SUSPENSION)

**HB 156 MORRELL(TBA) – 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 (SGF revs decr \$500,000 in FY 01, \$300k in 02, \$200k in 03 & \$100k in 04 & 05. See fiscal note.) (SUBJECT TO RULE SUSPENSION)

**HB 168 HUNTER(TBA) – TAX CREDITS:** Repeals the CAPCO program (SUBJECT TO RULE SUSPENSION)

**HB 170 HUNTER(TBA) – INSURERS/TAXES:** Repeals authority of life and health insurers to offset portion of license tax liability for assessments paid to La. Life and Health Guaranty Association (SUBJECT TO RULE SUSPENSION)

**HB 171 HUNTER(TBA) – TAX/INCOME TAX:** Increases rates on individuals (SUBJECT TO RULE SUSPENSION)

**HB 175 HUNTER(TBA) – TAX/SEVERANCE TAX:** Repeals reduced severance tax rates for certain oil and natural gas wells (SUBJECT TO RULE SUSPENSION)

**HB 176 HUNTER(TBA) – TAX/TAXATION:** Levies a hydrocarbon tax imposed on the first use of crude oil and natural gas within the state (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 182 K CARTER(TBA) – TAX CREDITS:** Repeals the CAPCO program (SUBJECT TO RULE SUSPENSION)

**HB 187 FARRAR – TAX CREDITS:** Repeals the CAPCO program (SGF revs incr \$12 mill in FY 00-01 & \$8 mill in FYs 01-02 thru 04-05. See fiscal note.)

**HB 201 DEWITT(TBA) – TAX CREDITS:** Repeals the CAPCO program (SUBJECT TO RULE SUSPENSION)

**HB 204 FARRAR(TBA) – TAX/CORP INCOME:** Reduces net operating loss carryover period (SUBJECT TO RULE SUSPENSION)

**HB 210 HUNTER(TBA) – TAX/INCOME TAX:** Deletes deductibility of federal taxes and excess itemized deductions (SUBJECT TO RULE SUSPENSION)

**HB 214 GLOVER(TBA) – TAX CREDITS:** Provides for the addition of certain industries which are eligible for a \$5,000 tax credit for new jobs created under the Enterprise Zone Incentive Program (SUBJECT TO RULE SUSPENSION)

**HB 257 RICHMOND(TBA) – TAX/INCOME TAX:** Provides for a deduction from tax table income for tuition paid to a public postsecondary institution for a person who is not a TOPS award recipient (SGF revs decr \$5.5 million in FYs 00-01 thru 04-05. See fiscal note.) (SUBJECT TO RULE SUSPENSION)

**HB 258 HOLDEN – TAX/TAXATION:** Relative to the corporation income tax, provides for "waters edge" combined reporting unitary taxation and for the allocation and apportionment of income

**HB 268 GUILLORY(TBA) – DISTRICTS/ECONOMIC DEVEL:** Provides for rebates of certain sales and use taxes to businesses in certain economic development districts (SUBJECT TO RULE SUSPENSION)

**HB 270 PIERRE(TBA) – TAX/TAXATION:** Enacts a processing tax on processing activities in the state except for the processing of oil and natural gas (SGF revs incr \$247 mill, Others revs incr \$10 mill all in FYs 00-01 thru 04-05 & SGF expd incr \$98,000 in FY 01 & \$1,500 in 02-05. See note.) (SUBJECT TO RULE SUSPENSION)

**HB 273 HEATON(TBA) – TAX/CORP FRANCHISE:** Levies the tax on limited liability companies and limited partnerships (SUBJECT TO RULE SUSPENSION)

**HB 274 HEATON(TBA) – TAX/CORP INCOME:** Requires payment of tax by limited liability companies and limited partnerships (SUBJECT TO RULE SUSPENSION)

**HB 284 HEBERT(TBA) – TAX/TAXATION:** Repeals certain exemptions as they apply to a portion of the state sales and use tax and provides that the avails therefrom be used to fund teacher pay increases (SUBJECT TO RULE SUSPENSION)

**HB 291 HAMMETT(TBA) – TAX/INCOME TAX:** Provides for a limitation on state individual income tax credits (SUBJECT TO RULE SUSPENSION)

**HB 296 FARRAR(TBA) – TAX/INSURANCE PREMIUM:** Reduces certain tax credits against the insurance premium tax (SUBJECT TO RULE SUSPENSION)

**HB 304 DURAND(TBA) – TAX/INCOME TAX:** Provides for an additional exemption amount of up to \$2,500 for the income tax on estates and trusts (SUBJECT TO RULE SUSPENSION)

**HB 305 DURAND(TBA) – TAX/TAXATION:** Authorizes parish governing authorities to levy a tax on sugar mills (SUBJECT TO RULE SUSPENSION)

**HB 314 DIEZ – TAX/SALES & USE:** Limits the exemption from the sales and use tax for ships and ship supplies

**HB 320 SCALISE(TBA) – TAX/TAXATION:** Provides relative to CAPCO's (SUBJECT TO RULE SUSPENSION)

**HB 325 BAYLOR(TBA) – TAX/SALES-USE, STATE:** Extends the levy of the state sales and use tax to all services (SUBJECT TO RULE SUSPENSION)

**SB 8 SCHEDLER(TBA) – TAX/TAXATION:** Makes the sales tax exclusion for donations to food banks retroactive. (gov sig) (SGF revs decr \$2,012 in FY 00-01. See fiscal note.) (SUBJECT TO RULE SUSPENSION)

**SB 74 MCPHERSON(TBA) – BONDS:** Authorizes the issuance of 30-year bonds for the TIMED program and extends from 2005 to 2010 the period of time in which TIMED bonds may be issued. (gov sig) (SUBJECT TO RULE SUSPENSION)

**SB 87 C ROMERO(TBA) – TAX/TAXATION:** Establishes a tax assessment district in certain parishes. (Local expd/revs increase in FYs 00-01 thru 04-05. See fiscal note.) (SUBJECT TO RULE SUSPENSION)

BRYANT O. HAMMETT, JR.  
Chairman

**Weekly Committee Schedules**

The following committees posted weekly committee schedules as follows:

**Committee on Insurance**

**Wednesday, May 31, 2000  
Committee Room No. 2**

INSTRUMENTS TO BE HEARD:

**NO MEETING IS SCHEDULED**

**Thursday, June 1, 2000  
9:30 A.M.**

Proposed Regulation No. 70 of the Department of Insurance entitled "Replacement of Life insurance and Annuities"

LEGISLATIVE INSTRUMENTS MAY BE DELETED (DOES NOT REQUIRE HOUSE RULES SUSPENSION) OR ADDED (REQUIRES HOUSE RULES SUSPENSION) PRIOR TO THE MEETING DATE. (HOUSE RULES 14.23 AND 14.24) SEE THE DAILY NOTICE OF COMMITTEE MEETINGS POSTED PRIOR TO MEETING DATE.

JAMES DONELON  
Chairman

**House Committee on Retirement  
and Senate Committee on Retirement**

**Wednesday, May 31, 2000  
Committee Room No. 4  
9:00 A.M.**

Merger of certain employees of the Calcasieu Parish Fire Department, Lafayette Parish Fire Department, the city of Monroe Fire Department, the city of Ponchatoula Fire Department, and the St. George Fire protection District into the statewide Firefighters' Retirement System, and to act with regard to any related matters.

Receipt of the actuarial valuation regarding the liabilities and funding requirements related to the merger of the active police personnel of the city of Baton Rouge into the Municipal police Employees' Retirement system, and to act with regard to any related matters.

Approval of House Committee on Retirement Minutes for the 2000 First Extraordinary Session.

*Meeting held March 22, 2000  
Meeting held March 23, 2000  
Meeting held March 30, 2000*

House Study Request No. 35 by Representative Curtis, which was approved during the 1999 Regular Session, and which provides regarding the feasibility of creating an exception to the waiting period required for a DROP retiree of the Teachers' Retirement System to become reemployed as a substitute teacher.

LEGISLATIVE INSTRUMENTS MAY BE DELETED (DOES NOT REQUIRE HOUSE RULES SUSPENSION) OR ADDED (REQUIRES HOUSE RULES SUSPENSION) PRIOR TO THE MEETING DATE. (HOUSE RULES 14.23 AND 14.24) SEE THE DAILY NOTICE OF COMMITTEE MEETINGS POSTED PRIOR TO MEETING DATE.

M. P. "PETE" SCHNEIDER, III  
Chairman

