

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

EIGHTEENTH 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

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

Faucheux	Murray	Willard
Flavin	Nevers	Windhorst
Frith	Odinot	Winston
Fruge	Perkins	Wooton
Futrell	Pierre	Wright
Glover	Pinac	

Total—104

ABSENT

Dupre
 Total—1

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

Prayer

Prayer was offered by Reverend Louis Husser.

Pledge of Allegiance

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

Reading of the Journal

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

On motion of Rep. Walsworth, the Journal of May 29, 2000, was adopted.

Privileged Report of the Committee on Enrollment

May 30, 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. 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.

Respectfully submitted,

DONALD RAY KENNARD
 Chairman

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

Privileged Report of the Committee on Enrollment

May 30, 2000

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

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

The following House Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 2—

BY REPRESENTATIVE LANCASTER

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to perform a study to consider the changes necessary in the Uniform Commercial Code and other Louisiana laws to implement the adoption of the Uniform Computer Information Transactions Act (UCITA).

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.

HOUSE CONCURRENT RESOLUTION NO. 24—

BY REPRESENTATIVE MURRAY

A CONCURRENT RESOLUTION

To urge and request the governor and the secretary of the Department of Health and Hospitals to pursue all opportunities for Louisiana to receive enhanced federal funding for its Medicaid program through the Intergovernmental Transfer Program.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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

Privileged Report of the Committee on Enrollment

May 30, 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 Bills have been properly enrolled:

HOUSE BILL NO. 263—

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 27:391, relative to the taxation of slot machine gaming at certain live horse racing tracks; to authorize the governing authority of Calcasieu Parish to levy a tax on taxable net slot machine proceeds; and to provide for related matters.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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

Petitions, Memorials and Communications

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 29, 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. 2
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

May 29, 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 No. 35

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

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

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

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

May 30, 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. 5, 40, and 41

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

SENATE BILLS

May 30, 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 Senate Bills:

Senate Bill Nos. 46 and 86

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Senate Bills on Second Reading to be Referred to Committee

Rep. Bruneau asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions just received from the Senate with a view of advancing same, which were taken up, read, and referred to committees, as follows:

SENATE BILL NO. 46— BY SENATORS HAINKEL AND SCHEDLER AN ACT

To amend and reenact R.S. 47:301(14)(g)(i), relative to sales and use tax; to provide for an exclusion from political subdivision sales and use tax for certain repairs to tangible personal property; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 86— BY SENATOR CAMPBELL AN ACT

To enact R.S. 47:301(10)(s), (13)(f), (14)(j), and (18)(g), relative to taxation of funeral services; to prohibit state or political subdivision taxation of such services; and to provide for related matters.

Read by title.

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

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. 37— BY REPRESENTATIVES QUEZAIRE AND FAUCHEUX A RESOLUTION

To commend and congratulate the West St. John High School boys basketball team, its coaches, managers, and trainers for an exceptional season and for winning the Louisiana Class 2A State Basketball Championship.

Read by title.

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

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Civil Law and Procedure

May 30, 2000

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on May 29, 2000, I am directed by your Committee on Civil Law and Procedure to submit the following report:

House Bill No. 31, by Holden (Joint Resolution)
Reported without amendments. (5-2) (Regular)

House Bill No. 64, by Strain (Joint Resolution)
Reported without amendments. (7-0) (Regular)

House Bill No. 73, by Daniel (Joint Resolution)
Reported without amendments. (7-0) (Regular)

House Bill No. 95, by Faucheux (Joint Resolution)
Reported without amendments. (7-0) (Regular)

F. CHARLES MCMAINS, JR.
Chairman

Suspension of the Rules

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

House Bills on Second Reading Reported by Committee

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

HOUSE BILL NO. 31— BY REPRESENTATIVE HOLDEN A JOINT RESOLUTION

Proposing to amend Article VII, Sections 20(A)(3) and 21(F) of the Constitution of Louisiana, to provide that any contract of exemption entered into by the State Board of Commerce and Industry and a manufacturing establishment shall require a payment in lieu of taxes for any exemption from ad valorem taxes imposed by a school board; to provide for the distribution of any funds received from such payments in lieu of taxes; to provide that the homestead exemption shall not apply to ad valorem taxes levied by any political subdivision for school purposes; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 64—

BY REPRESENTATIVE STRAIN

A JOINT RESOLUTION

Proposing to amend Article VII, Section 18(G)(1)(a)(ii) of the Constitution of Louisiana, to increase the income limit which determines eligibility for the special assessment level for homestead exempt property of persons sixty-five years of age or older; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 73—

BY REPRESENTATIVE DANIEL

A JOINT RESOLUTION

Proposing to amend Article VII, Section 4(A) of the Constitution of Louisiana, to provide, relative to the income tax, for clarification that federal taxes paid are deductible for all taxpayers; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 95—

BY REPRESENTATIVE FAUCHEUX

A JOINT RESOLUTION

Proposing to add Article VII, Section 27.1 of the Constitution of Louisiana, to increase the tax on special fuels sold at a marina; to dedicate the proceeds of the tax to fund the operations of the Department of Wildlife and Fisheries; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

Senate Concurrent Resolutions Lying Over

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

SENATE CONCURRENT RESOLUTION NO. 8—

BY SENATORS IRONS, BAJOIE, AND MOUNT AND REPRESENTATIVES WILKERSON, BAUDOIN, BOWLER, BROOME, BRUCE, CARTER, CLARKSON, DARTEZ, DEVILLIER, DOERGE, DURAND, ILES, JACKSON, KATZ, PRATT, SCHWEGMANN, SMITH, SNEED, WELCH, WILLARD, AND WINSTON

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to seek and apply for all potential sources of funds, including federal grant money, to institute a disease prevention campaign.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 10—

BY SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To create the Louisiana Child Visitation Center Review Commission to study the feasibility of establishing child visitation centers in the state to provide safe, supervised settings for noncustodial parents to meet and visit with their children.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 30—

BY SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To recognize social anxiety disease as a treatable psychiatric disorder which affects many Louisianians and to applaud all psychological and pharmacologic interventions designed to treat social anxiety disease.

Read by title.

Under the rules, the above resolution was referred to the Committee on Health and Welfare.

**House Bills on Second Reading
Reported by Committee**

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

HOUSE BILL NO. 214—

BY REPRESENTATIVE GLOVER

AN ACT

To enact R.S. 51:1787(A)(2)(c), relative to the enterprise zone tax incentive program; to provide for eligibility of certain industries for a tax credit for new jobs created; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 214 by Representative Glover

AMENDMENT NO. 1

On page 2, line 18, change "2000;" to "2002." and delete "if vetoed"

AMENDMENT NO. 2

On page 2, delete lines 19 through 21 and insert: "The provisions of this Act shall become null and void on June 30, 2004."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 304—
BY REPRESENTATIVE DURAND
AN ACT

To enact R.S. 47:300.6(B)(2)(c), relative to the income tax on estates and trusts; to provide for an additional exemption from taxable income; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 305—
BY REPRESENTATIVE DURAND
AN ACT

To enact R.S. 33:2740.34, to authorize parish governing authorities to levy a tax on raw sugar produced at sugarcane mills within the parish; to authorize the governing authorities to cooperate with other parish governing authorities relative to such taxes; to provide for the avails of such taxes; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 305 by Representative Durand

AMENDMENT NO. 1

On page 2, at the end of line 19, insert the following:

"Bonds or other evidences of indebtedness issued pursuant to this Section shall not have the full faith and credit of the state pledged to the repayment of such bonds or other evidences of indebtedness. All bonds or other evidences of indebtedness issued pursuant to this Section shall be issued only after prior approval of the State Bond Commission."

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

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

Under the rules, placed on the regular calendar.

Privilege Report of the Legislative Bureau

May 30, 2000

To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 8
Reported without amendments.

Senate Bill No. 74
Reported without amendments.

Senate Bill No. 87
Reported without amendments.

Respectfully submitted,

JOE SALTER
Chairman

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

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

SENATE BILL NO. 8—
BY SENATOR SCHEDLER
AN ACT

To amend and reenact Section 2 of Act 22 of the 1998 Regular Session to provide for retroactive effect of the exclusion from state and local sales and use taxes on food items donated to food banks; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 74—
BY SENATOR MCPHERSON
AN ACT

To amend and reenact R.S. 47:820.4(D), relative to bonds; to provide for the issuance of bonds for the Transportation Infrastructure Model for Economic Development program; to increase the term of such bonds; to extend the time in which such bonds may be issued; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 87—
BY SENATOR ROMERO

AN ACT

To amend and reenact R.S. 47:1925.1 and 1925.2 relative to assessment districts; to provide for the establishment of tax assessment districts in certain parishes; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

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.

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

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.

Suspension of the Rules

On motion of Rep. Hammett, and under a suspension of the rules, the above bill was taken up out of its regular order at this time.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Hammett and LeBlanc to Engrossed House Bill No. 2 by Representative Hammett

AMENDMENT NO. 1

On page 7, between lines 21 and 22, insert the following:

"Payable from funds received by the State Bond Commission

as a result of prepayments on reimbursement contracts \$ 881,341"

AMENDMENT NO. 2

On page 10, line 7, change "\$13,999,420" to "\$14,880,761"

AMENDMENT NO. 3

On page 26, delete lines 18 and 19, and insert the following:

"Priority 5 \$ 28,590,000
Total \$ 31,300,000"

AMENDMENT NO. 4

On page 29, between lines 41 and 42, insert "(Orleans)"

AMENDMENT NO. 5

On page 31, line 42, change "\$4,435,000" to "\$5,320,000"

AMENDMENT NO. 6

On page 31, line 45, change "\$4,096,290" to "\$3,214,949"

AMENDMENT NO. 7

On page 31, line 46, change "\$18,771,290" to "\$18,774,949"

AMENDMENT NO. 8

On page 44, between lines 23 and 24, insert the following:

"Provided, however, this appropriation is in lieu of Revenue Bonds appropriated in Act 20 of 1999."

AMENDMENT NO. 9

On page 45, between lines 24 and 25, insert the following:

"Provided, however, this appropriation is in lieu of Revenue Bonds appropriated in Act 20 of 1999."

AMENDMENT NO. 10

On page 48, between lines 3 and 4, insert the following:

"Provided, however, this appropriation is in lieu of Revenue Bonds appropriated in Act 20 of 1999."

AMENDMENT NO. 11

On page 57, between lines 20 and 21, insert the following:

"Provided, however, this appropriation is in lieu of Revenue Bonds appropriated in Act 20 of 1999."

AMENDMENT NO. 12

On page 58, between lines 38 and 39, insert the following:

"Provided, however, this appropriation is in lieu of Revenue Bonds appropriated in Act 20 of 1999."

AMENDMENT NO. 13

On page 59, at the end of line 34, delete "Phase 1" and the comma ","

AMENDMENT NO. 14

On page 68, between lines 4 and 5, insert "\$1,000,000 Local Match"

AMENDMENT NO. 15

On page 68, between lines 11 and 12, insert the following:

"Payable from General Obligation Bonds Priority 5	\$ 900,000
Total	<u>\$ 1,000,000</u>

AMENDMENT NO. 16

On page 74, line 13, change "\$50,000" to "\$50,000" and delete lines 14 through 16 in their entirety.

AMENDMENT NO. 17

On page 76, between lines 7 and 8, insert "\$560,000 Federal Match"

AMENDMENT NO. 18

On page 76, delete lines 9 through 12, and insert the following:

"Payable from General Obligation Bonds Priority 2	\$ 240,000
--	------------

AMENDMENT NO. 19

On page 76, delete lines 13 through 21

AMENDMENT NO. 20

On page 79, between lines 32 and 33, insert the following:

"(1216) Almedia Road Widening
LA 50, Planning and Construction
(\$36,700 Local Match)
(St. Charles)
Payable out of the balance of State General
Fund (Direct) previously allocated in Act 479
of 1997 for Northeast Louisiana University,
Underground Electrical Loop Repairs,
Construction \$ 110,000"

AMENDMENT NO. 21

On page 86, line 20, change "\$250,000" to "\$250,000" and delete lines 21 through 24 in their entirety.

AMENDMENT NO. 22

On page 106, line 11, change "50/N" to "50/NK2"

AMENDMENT NO. 23

On page 106, line 13, change "()" to "(1279)"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Engrossed House Bill No. 2 by Representative Hammett

AMENDMENT NO. 1

On page 65, delete lines 26 through 28

AMENDMENT NO. 2

On page 65, delete lines 30 through 31, and insert:
"Priority 2 \$ 1,931,684"

AMENDMENT NO. 3

On page 65, delete lines 39 and 40, and insert:

"Payable out of the State General Fund from Revenues Generated by the Land-Based Casino	<u>\$ 600,000</u> "
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On motion of Rep. Alario, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Winston to Engrossed House Bill No. 2 by Representative Hammett

AMENDMENT NO. 1

On page 82, delete lines 15 and 16.

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

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18th Day's Proceedings - May 30, 2000

Durand	Morrish	Willard
Erdey	Murray	Windhorst
Farrar	Nevers	Winston
Faucheux	Odinet	Wooton
Flavin	Perkins	Wright
Frith	Pierre	
Fruge	Pinac	
Total—100		

NAYS

Futrell	Romero
Total—2	

ABSENT

Heaton	Lancaster	Triche
Total—3		

The Chair declared the above bill 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. 3— BY REPRESENTATIVE HAMMETT AND SENATOR BARHAM AN ACT

To enact the Omnibus Bond Authorization Act of 2000, relative to the implementation of a five-year capital improvement program; to provide for the repeal of certain prior bond authorizations; to provide for new bond authorizations; to provide for authorization and sale of such bonds by the State Bond Commission; and to provide for related matters.

Suspension of the Rules

On motion of Rep. Hammett, and under a suspension of the rules, the above bill was taken up out of its regular order at this time.

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

Damico	LaFleur	Strain
Daniel	Lancaster	Thompson
Dartez	Landrieu	Toomy
Devillier	LeBlanc	Townsend
Diez	Lucas	Travis
Doerge	Martiny	Triche
Donelon	McCallum	Waddell
Downer	McDonald	Walsworth
Dupre	McMains	Warner
Durand	Montgomery	Welch
Erdey	Morrell	Wilkerson
Farrar	Morrish	Willard
Faucheux	Murray	Windhorst
Flavin	Nevers	Winston
Frith	Odinet	Wooton
Fruge	Perkins	Wright
Futrell	Pierre	
Total—104		

NAYS

Romero
Total—1

ABSENT

Total—0

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. 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.

Suspension of the Rules

On motion of Rep. McMains, and under a suspension of the rules, the above bill was taken up out of its regular order at this time.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McMains to Engrossed House Bill No. 285 by Representative McMains

AMENDMENT NO. 1

On page 2, delete lines 1 through 3 and insert in lieu thereof:

"C. Limited liability companies shall be treated as corporations for corporation franchise purposes only to the extent provided in R.S. 47:601(C)(1)."

AMENDMENT NO. 2

On page 2, delete lines 10 and 11 and insert in lieu thereof:

"corporations, those limited liability companies that have filed on or after January 1, 2001 an election to be treated and taxed as a corporation for federal and state income tax purposes, excluding any limited"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Murray
Alario	Heaton	Odinot
Alexander, R	Hebert	Pierre
Ansardi	Holden	Pinac
Baylor	Hunter	Quezaire
Bruce	Iles	Riddle
Bruneau	Jackson, M	Salter
Carter, K	Johns	Schwegmann
Crane	Kenney	Smith, J.H.—8th
Curtis	LaFleur	Stelly
Damico	Lancaster	Thompson
Devillier	Landrieu	Townsend
Diez	LeBlanc	Travis
Donelon	Lucas	Walsworth
Durand	Martiny	Warner
Frith	McCallum	Wilkerson
Fruge	McMains	Willard
Green	Montgomery	
Guillory	Morrish	
Total—55		

NAYS

Alexander, E	Futrell	Shaw
Baudoin	Glover	Smith, G.—56th
Bowler	Hill	Smith, J.D.—50th
Broome	Hopkins	Smith, J.R.—30th
Carter, R	Katz	Sneed
Cazayoux	Kennard	Strain
Clarkson	McDonald	Toomy
Crowe	Morrell	Triche
Daniel	Nevers	Waddell
Dartez	Perkins	Welch
Doerge	Pitre	Windhorst
Downer	Powell	Winston
Erdey	Pratt	Wooton
Farrar	Romero	Wright
Faucheux	Scalise	
Flavin	Schneider	
Total—46		

ABSENT

Dupre	Jackson, L
Hudson	Richmond
Total—4	

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

Suspension of the Rules

On motion of Rep. Quezaire, 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. 38—

BY REPRESENTATIVES PINAC, WILKERSON, BAUDOIN, BAYLOR, BRUCE, CARTER, CAZAYOUX, CROWE, DANIEL, DARTEZ, DEVILLIER, DIEZ, DOERGE, DOWNER, DUPRE, DURAND, ERDEY, FARRAR, FAUCHEUX, FRITH, FRUGE, GLOVER, HAMMETT, HEBERT, HILL, HOPKINS, HUDSON, ILES, JOHNS, KATZ, KENNARD, KENNEY, LAFLEUR, MCCALLUM, MCDONALD, MCMAINS, MONTGOMERY, MORRISH, NEVERS, PERKINS, PITRE, POWELL, QUEZAIRE, RIDDLE, SALTER, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, STRAIN, THOMPSON, TOWNSEND, TRAVIS, TRICHE, WADDELL, WALSWORTH, WOOTON, AND WRIGHT

A RESOLUTION

To establish the Cancer Awareness Project to promote public awareness of the high incidence of cancer in Louisiana, the early warning signs of cancer, the importance of early detection for treatment, the availability of cancer screening and treatment, the development of new methods of treatment, and the reality that cancer can be controlled and managed by prevention and treatment.

Read by title.

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

HOUSE RESOLUTION NO. 39—

BY REPRESENTATIVES QUEZAIRE AND FAUCHEUX

A RESOLUTION

To commend and congratulate the St. James High School boys basketball team, its coaches, managers, and trainers for an exceptional season and for winning the Louisiana Class 3A State Championship.

Read by title.

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

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Ways and Means

May 30, 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. 53, by Faucheux
Reported by substitute. (10-3-1) (Regular)

House Bill No. 140, by Alario
Reported with amendments. (17-0-1) (Regular)

House Bill No. 178, by Pierre
Reported with amendments. (12-5-1) (Regular)

House Bill No. 182, by K. Carter
Reported by substitute. (17-0-1) (Regular)

House Bill No. 201, by DeWitt
Reported by substitute. (17-0-1) (Regular)

House Bill No. 258, by Holden
Reported with amendments. (9-6-1) (Regular)

House Bill No. 291, by Hammett
Reported favorably. (15-0-1) (Regular)

BRYANT O. HAMMETT, JR.
Chairman

**House and House Concurrent Resolutions
Lying Over**

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

HOUSE CONCURRENT RESOLUTION NO. 37—
BY REPRESENTATIVE WILKERSON
A CONCURRENT RESOLUTION

To memorialize congress and urge the federal government to allow for suspension of the requirements for state matching funds associated with receipt of federal grants when a state is experiencing a budget deficit or shortfall.

Read by title.

Motion

On motion of Rep. LeBlanc, the Committee on Appropriations was discharged from further consideration of House Concurrent Resolution No. 37.

On motion of Rep. LeBlanc, and under a suspension of the rules, the resolution was ordered passed to its third reading.

Motion

On motion of Rep. LeBlanc, the Committee on Appropriations was discharged from further consideration of House Concurrent Resolution No. 69.

HOUSE CONCURRENT RESOLUTION NO. 69—
BY REPRESENTATIVES KENNARD, SHAW, ALARIO, R. ALEXANDER, BAUDOIN, BOWLER, BROOME, BRUCE, BRUNEAU, CRANE, CROWE, CURTIS, DARTEZ, DONELON, DUPRE, DURAND, FAUCHEUX, FRITH, FRUGE, GUILLORY, HEBERT, HILL, HOPKINS, HUDSON, HUNTER, ILES, JOHNS, KENNEY, LANCASTER, MCDONALD, MONTGOMERY, ODINET, PERKINS, POWELL, SCHWEGMANN, GARY SMITH, JANE SMITH, STELLY, THOMPSON, WALSWORTH, AND WARNER AND SENATORS THEUNISSEN, BOISSIERE, CAIN, CRAVINS, DARDENNE, ELLINGTON, HOLLIS, HOYT, IRONS, JOHNSON, C. JONES, LAMBERT, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, ROMERO, SCHEDLER, SMITH, TARVER, THOMAS, AND ULLO

A CONCURRENT RESOLUTION

To express the full and whole-hearted support of the Legislature of Louisiana for providing state funding for Louisiana's participation in the establishment of the National World War II Memorial, dedicated to members of the armed forces who served during World War II and commemorating the nation's participation in that historic conflict, as a cooperative endeavor for a public purpose to carry out a public responsibility.

Read by title.

On motion of Rep. LeBlanc, and under a suspension of the rules, the resolution was ordered passed to its third reading.

Suspension of the Rules

On motion of Rep. Hammett, the rules were suspended to permit the Committee on Ways and Means to meet on Wednesday, May 31, 2000, 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. 25, 47, and 230

Suspension of the Rules

On motion of Rep. Lancaster, the rules were suspended to permit the Committee on House and Governmental Affairs to meet on Wednesday, May 31, 2000, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Concurrent Resolution No. 68

Senate Concurrent Resolution No. 10

Adjournment

On motion of Rep. Riddle, at 6:05 P.M., the House agreed to adjourn until Wednesday, May 31, 2000, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Wednesday, May 31, 2000.

ALFRED W. SPEER
Clerk of the House

Committee Meeting Notices

Committee on Education

Will meet at: 9:30 A.M. Date: May 31, 2000

Location: Committee Room 1

HCR 52 FAUCHEUX – TESTING/GRADUATION: Requests governing authorities of public high schools to allow certain seniors to participate, with limitations, in graduation activities and ceremonies occurring in the Spring of 2000

HCR 55 FAUCHEUX – TESTING/GRADUATION: Requests public school governing authorities serving eighth grade students to allow certain students failing LEAP 21 to participate, with limitations, in eighth grade graduation activities and ceremonies occurring in Spring 2000

CARL CRANE
Chairman

Committee on House and Governmental Affairs

Will meet at: 1:30 P.M. Date: May 31, 2000

Location: Committee Room 3

HCR 68 LEBLANC (TBA) – COMMITTEE STUDIES: Creates a special joint committee to study the impact of prescription drug pricing on the state Medicaid program

SCR 10 SCHEDLER (TBA) – COMMITTEE STUDIES: Creates the Louisiana Child Visitation Center Review Commission to study establishing child visitation centers in the state to provide

safe, supervised settings for noncustodial parents to visit with their children.

CHARLES D. LANCASTER, JR.
Chairman

**House Committee on Natural Resources
and the Senate Committee on Natural Resources**

Will meet at: 9:30 A.M. Date: May 31, 2000

Location: Committee Room 5

Col. Thomas F. Julich with the Army Corps of Engineers will address the House Committee on Natural Resources and the Senate Committee on Natural Resources

Bohemia Spillway status report

WILFRED PIERRE
Chairman

Notice of Joint Committee Meeting

House and Senate Committees on Retirement

Will meet at: 9:00 A.M. Date: May 31, 2000

Location: Committee Room 4

Merger of certain employees of the Calcasieu Parish Fire Department, **East Baton Rouge Parish Fire Protection District No. 6**, Lafayette Parish Fire Department, **the city of Bogalusa Fire Department**, the city of Monroe Fire Department, and the city of Ponchatoula Fire Department into the statewide Firefighters' Retirement System, and to act with regard to any related matters. **(The East Baton Rouge Parish Fire Protection District No. 6 and the city of Bogalusa Fire Department are additions to the agenda and subject to rule suspension.)**

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.

Notice of Committee Meeting

House Committee on Retirement

Will meet at: Conclusion of Joint Meeting Date: May 31, 2000

Location: Committee Room 4

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 requirement for a DROP retiree of the Teachers' Retirement System to become reemployed as a substitute teacher.

M. P. "PETE" SCHNEIDER, III

Chairman

Committee on Ways and Means

Will meet at: 11:00 A.M. Date: May 31, 2000

Location: Committee Room 6

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

HB 47 FAUCHEUX – TAX CREDITS: Extends the time period for the employment tax credit for motion picture production companies

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

BRYANT O. HAMMETT, JR.
Chairman

Weekly Committee Schedules

The following committees posted weekly committee schedules as follows:

Committee on Municipal, Parochial and Cultural Affairs

Thursday, June 1, 2000

**Committee Room No. 5
10:30 A.M.**

INSTRUMENTS TO BE HEARD:

HCR 58 FAUCHEUX — CRIME: Requests local governments to adopt ordinances aimed at mitigating the threat posed to society by vicious dogs

HCR 59 FAUCHEUX — CRIME: Requests parish and municipal governing authorities to adopt ordinances to limit the ability of minors to acquire alcohol and tobacco products

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.

SHARON WESTON BROOME
Chairman