

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

TWENTIETH 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

Thursday, June 1, 2000

The House of Representatives was called to order at 1:00 P.M., by the Honorable Charlie DeWitt, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

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

Farrar	Morrish	Wilkerson
Faucheux	Murray	Willard
Flavin	Nevers	Windhorst
Frith	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 Reverend William C. Blanda.

Pledge of Allegiance

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

Reading of the Journal

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

On joint motion of Reps. Karen Carter, Frith, Guillory, and Lucas, and under a suspension of the rules, the Journal of May 30, 2000, was corrected to reflect them as voting nay on the final passage of House Bill No. 285.

On motion of Rep. Frith, the Journal of May 31, 2000, was adopted.

Petitions, Memorials and Communications

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

Message from the Senate

SIGNED SENATE BILLS AND JOINT RESOLUTIONS

June 1, 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 Bills:

Senate Bill No. 74

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 Bills contained herein were signed by the Speaker of the House.

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 1, 2000

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 8 by Sen. Schedler, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

June 1, 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. 26
Returned without amendments.

House Concurrent Resolution No. 29
Returned with amendments.

House Concurrent Resolution No. 54
Returned without amendments.

House Concurrent Resolution No. 57
Returned without amendments.

House Concurrent Resolution No. 61
Returned without amendments.

House Concurrent Resolution No. 71
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

House and House Concurrent Resolutions Lying Over

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

Motion

On motion of Rep. Downer, the Committee on Ways and Means was discharged from further consideration of House Concurrent Resolution No. 66.

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.

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

Senate Concurrent Resolutions Lying Over

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

SENATE CONCURRENT RESOLUTION NO. 12—
BY SENATOR SMITH

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to designate the area along Louisiana Highway 285 between the communities of Los Adais and Allen in Natchitoches Parish as the community of Spanish Lake and to urge and request the department to erect appropriate signs to denote the area as Spanish Lake.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 21—
BY SENATOR JOHNSON

A CONCURRENT RESOLUTION

To urge and request the office of state police, Department of Public Safety and Corrections, sheriff's departments, and municipal police departments to remove a vehicle involved in a traffic accident resulting in no injury or fatality from the traffic lane of a highway as expeditiously as possible.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 28—
BY SENATORS MCPHERSON AND HOYT

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study and determine the best mechanism for soliciting alternate bids on pavement type during the competitive bidding process for highway projects and to incorporate such mechanism into the preparation for such highway projects.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 47—
BY SENATORS MCPHERSON, THOMAS, SCHEDLER, AND HINES

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals and the Louisiana Health Sciences Center to continue to study maximizing Medicaid disproportionate share funding.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 48—

BY SENATOR W. FIELDS

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to establish a group to develop a survey to be forwarded to and completed by each city and parish school system as approved by the state board, which survey shall include but shall not be limited to questions to determine how many schools have a comprehensive guidance and counseling plan in place, how school counselors and school social workers are utilized in schools, what portion of the professional school counselors' work days is spent in direct counseling services, how the new school and district accountability program has increased the workloads of school counselors, and whether there exists a need to increase the number of professional school counselors and school social workers to provide required and needed services for the public school population; to provide for the study of survey results and the formulation of recommendations based on such study; and to provide for the consideration of recommendations and reporting thereon to the legislature.

Read by title.

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

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

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

SENATE BILL NO. 13—

BY SENATORS JOHNSON, CHAISSON, ELLINGTON, GAUTREAUX, HINES, MOUNT AND ROBICHAUX AND REPRESENTATIVES CAZAYOUX, DAMICO, DIEZ, DUPRE, FAUCHEUX, FRITH, FUTRELL, HOLDEN, MARTINY, MORRELL, MURRAY, PINAC, THOMPSON, TOOMY, TOWNSEND AND WOOTON

A JOINT RESOLUTION

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

Read by title.

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

SENATE BILL NO. 81—

BY SENATORS THOMAS, BARHAM, SMITH AND THEUNISSEN

AN ACT

To amend and reenact R.S. 17:3095(A)(1) and 3096(E)(3) and to enact R.S. 17:3098(E) and Subpart V of Part I of Chapter 1 of Title 47 of the Louisiana Revised Statutes of 1950, comprised of R.S. 47:120.62, and R.S. 47:293(6)(a)(vi), relative to the Student Tuition Assistance and Revenue Trust Program; to provide that deposits made in education savings accounts as part of such program are exempt from state income taxation up to a certain amount; to increase tuition assistance grant rates at certain levels of adjusted gross income; to specify that the basis for a determination of the tuition assistance grant rates is federal adjusted gross income; to provide for income taxation of amounts converted from such accounts for other than educational purposes;

to provide for disposition of certain state income tax refunds; 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. 85—

BY SENATOR MICHOT

AN ACT

To amend and reenact the introductory paragraph of R.S. 51:2452(A), and 2453(1)(b)(i) and (2), and the introductory paragraph of (8), 2454, 2455(E)(3), and 2461(A) and (B), relative to tax credits; to provide relative to requirements for incentive tax credits under the Louisiana Quality Jobs Program; to remove the time limitation on receiving applications for incentive tax credits; 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. 91—

BY SENATOR FONTENOT

AN ACT

To enact R.S. 47:301(10)(s) and (18)(g), relative to sales tax; to provide for an exclusion from the state sales and use tax for hearing aids prescribed or sold by physicians, audiologists or licensed hearing aid examiners; and to provide for related matters.

Read by title.

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

**House and House Concurrent Resolutions
Reported by Committee**

The following House and House Concurrent Resolutions reported by committee were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 68—

BY REPRESENTATIVE LEBLANC AND SENATOR DARDENNE

A CONCURRENT RESOLUTION

To urge and request the House Committee on Appropriations and the Senate Committee on Finance to meet and to function as a joint committee to study and make recommendations with respect to the impact prescription drug pricing has on the state Medicaid program.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Concurrent Resolution No. 68 by Representative LeBlanc

AMENDMENT NO. 1

On page 1, line 2, delete "create a joint legislative committee" and insert "urge and request the House Committee on Appropriations and the

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Senate Committee on Finance to meet and to function as a joint committee"

AMENDMENT NO. 2

On page 1, line 3, after "impact" delete "which"

AMENDMENT NO. 3

On page 1, line 16, after "hereby" delete the remainder of the line and on line 17, delete "members as hereinafter provided, to" and insert "urge and request the House Committee on Appropriations and the Senate Committee on Finance to meet and to function as a joint committee to"

AMENDMENT NO. 4

On page 2, line 1, delete "such" and insert "the joint"

AMENDMENT NO. 5

On page 2, delete lines 6 through 21 in their entirety

AMENDMENT NO. 6

On page 2, line 22, delete "committee created herein" and insert "joint committee"

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

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

Senate Concurrent Resolutions Reported by Committee

The following Senate Concurrent Resolutions reported by committee were taken up and acted upon as follows:

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.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Concurrent Resolution No. 10 by Senator Schedler

AMENDMENT NO. 1

On page 1, line 2, delete "create the Louisiana Child Visitation Center Review Commission" and insert "urge and request the Senate Committee on Judiciary A and the House Committee on Civil Law to meet and function as a joint committee"

AMENDMENT NO. 2

On page 1, line 15, after "opportunity" delete the remainder of the line, delete line 16 in its entirety and on page 2, delete line 1 in its entirety and insert "for either the custodial or non-custodial parent to further abuse or harass the other parent or interfere with the proper implementation of any custody or visitation orders, and"

AMENDMENT NO. 3

On page 2, lines 13 and 14, delete "create the Louisiana Child Visitation Center Review Commission" and insert "urge and request the Senate Committee on Judiciary A and the House Committee on Civil Law to meet and function as a joint committee"

AMENDMENT NO. 4

On page 2 delete lines 17 through 27, delete page 3 in its entirety, and on page 4 delete lines 1 through 18 and insert:

"BE IT FURTHER RESOLVED that the joint committee shall invite the following persons to appear before the committee to provide testimony relative to the study:

(1) The assistant secretary of the office of public health, Department of Health and Hospitals, or his designee.

(2) The assistant secretary of the office of community services, Department of Social Services, or his designee.

(3) The executive director of the Louisiana Children's Cabinet, or his designee.

(4) A representative from the Southwest Louisiana Coalition for Child Safety Centers.

(5) The executive director of The Extra Mile, Region IV, or his designee.

(6) The chief executive officer from the office of women's services, or his designee.

(7) The executive director of the Louisiana District Attorney's Association, or his designee.

(8) The executive director of the Louisiana Chapter of the National Association of Social Workers, or his designee.

(9) The executive director of the Coroners Association, or his designee.

(10) The president of the Louisiana Juvenile and Family Court Judges Association, or his designee.

(11) The president of the Louisiana State Bar Association, or his designee.

(12) The president of the State Child Advocacy Center Association, or his designee.

(13) The executive director of Agenda for Children, or his designee.

(14) The executive director of the Louisiana Coordinating Council on Domestic Violence, or his designee.

(15) A representative from the battered women's program.

(16) The executive director of the Louisiana Council on Child Abuse, or his designee.

(17) The executive director of the Louisiana Coalition Against Domestic Violence, or his designee.

"BE IT FURTHER RESOLVED that the joint committee shall call its first meeting to conduct this study no later than September 15, 2000."

AMENDMENT NO. 5

On page 4, line 19, delete "commission" and insert "joint committee"

AMENDMENT NO. 6

On page 4 delete lines 23 and 24.

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

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

**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. 328 (Substitute for House Bill No. 53 by Representative Faucheux)—
BY REPRESENTATIVES FAUCHEUX AND TOWNSEND
AN ACT

To amend and reenact R.S. 47:305(E), relative to sales and use tax; to provide relative to the taxation of bona fide interstate commerce; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Townsend to original House Bill No. 328 by Representatives Faucheux and Townsend

AMENDMENT NO. 1

On page 1, delete Faucheux as author

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 329 (Substitute for House Bill No. 182 by Representative K. Carter)—
BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R. S. 22:1068(E)(1)(a) and (2)(d) and R.S. 51:1922, 1923(2) and (6)(a)(i), 1924(B) and (D)(2) and (5), 1925, 1926(A)(introductory paragraph) and (2) and (3)(a), 1927.1(B), 1931, and 1935(A), to enact R.S. 51:1923(10), (11), (12), (13), and (14) and 1927.2, relative to the Louisiana capital companies tax credit program; to provide for definitions; to provide for income tax credit or premium tax reduction; to provide requirements for continuance of certification; to provide for annual audits; to provide for annual reports to the legislature; to provide

for program termination; to provide for investment in approved funds; to provide for payment of costs of the program; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 330 (Substitute for House Bill No. 201 by Representative DeWitt)—
BY REPRESENTATIVE DEWITT AND SENATORS HOLLIS AND BOISSIERE
AN ACT

To amend and reenact R.S. 22:1068(E)(1)(a) and (2)(d) and R.S. 51:1922, 1923(2) and (6)(a)(i), 1924(B) and (D)(2) and (5), 1925, 1926(A)(introductory paragraph) and (2) and (3)(a), 1927.1(B), 1931, and 1935(A), to enact R.S. 51:1923(10), (11), (12), (13), and (14) and 1927.2, relative to the Louisiana capital companies tax credit program; to provide for definitions; to provide for income tax credit or premium tax reduction; to provide requirements for continuance of certification; to provide for annual audits; to provide for annual reports to the legislature; to provide for program termination; to provide for investment in approved funds; to provide for payment of costs of the program; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

Suspension of the Rules

On motion of Rep. Morrell, the rules were suspended in order to take up and consider House Bills on Third Reading and Final Passage at this time.

**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. 25—
BY REPRESENTATIVE MORRELL
AN ACT

To enact R.S. 47:297(M), relative to the individual income tax; to provide for an earned income tax credit; to provide for the taxable periods to which the credit applies; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 47—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact Section 2 of Act No. 55 of the 1998 Regular Session of the Legislature, relative to the Louisiana Motion Picture Incentive Act; to extend the time period for the employment tax credit for motion picture production companies; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 140—

BY REPRESENTATIVE ALARIO
AN ACT

To amend and reenact Section 2 of Act No. 15 of the 1996 Regular Session of the Legislature, as amended by Act No. 47 of the 1998 Regular Session of the Legislature, relative to the state and local sales and use tax; to extend the termination date of the exclusion for certain transactions involving certain private and parochial elementary and secondary schools; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Durand to Engrossed House Bill No. 140 by Representative Alario

AMENDMENT NO. 1

On page 1, line 4, after "Legislature" and before "relative" insert "and to enact R.S. 47:301(16)(f)"

AMENDMENT NO. 2

On page 1, line 7, after "schools;" and before "and" insert "to define tangible personal property to exclude pharmaceuticals administered to livestock which are to be consumed as food;"

AMENDMENT NO. 3

On page 1, between lines 13 and 14 insert:

"Section 2. R.S. 47:301(16)(f) is hereby enacted to read as follows:

§301. Definitions

As used in this Chapter the following words, terms, and phrases have the meaning ascribed to them in this Section, unless the context clearly indicates a different meaning:

* * *

(16)

* * *

(f) The term "tangible personal property" shall not include pharmaceuticals administered to livestock which are to be consumed as food.

* * *

AMENDMENT NO. 4

On page 4, delete line 14 and insert:

"Section 3. Section 1 of this Act shall become effective on June 30, 2001.

Section 4. Section 2 of this Act shall become effective on July 1, 2000."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pratt
Alario	Guillory	Richmond
Alexander, E	Hammett	Riddle
Alexander, R	Heaton	Romero
Ansardi	Hebert	Salter
Baudoin	Hill	Scalise
Baylor	Holden	Schneider
Bowler	Hopkins	Schwegmann
Broome	Hunter	Shaw
Bruce	Iles	Smith, G.—56th
Carter, R	Jackson, L	Smith, J.D.—50th
Cazayoux	Jackson, M	Smith, J.H.—8th
Clarkson	Johns	Smith, J.R.—30th
Crane	Katz	Sneed
Crowe	Kennard	Stelly
Curtis	Kenney	Strain
Damico	LaFleur	Thompson
Dartez	Landrieu	Toomy
Devillier	LeBlanc	Townsend
Doerge	Lucas	Travis
Donelon	Martiny	Triche
Downer	McCallum	Waddell
Dupre	McDonald	Warner
Durand	Montgomery	Welch
Erdey	Murray	Wilkerson
Farrar	Nevers	Willard
Fauchaux	Odinet	Windhorst
Flavin	Perkins	Winston
Frith	Pierre	Wooton
Fruge	Pinac	Wright
Futrell	Pitre	
Total—92		

NAYS

Total—0

ABSENT

Bruneau	Hudson	Powell
Carter, K	Lancaster	Quezaire
Daniel	McMains	Walsworth
Diez	Morrell	
Green	Morrish	
Total—13		

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.

HOUSE BILL NO. 178—
BY REPRESENTATIVES PIERRE AND DANIEL
AN ACT

To amend and reenact R.S. 47:633(7)(c)(iv)(aa), 648.2(1)(c), and 648.3, relative to severance tax suspensions and exemptions; to extend the period for severance tax suspensions and exemptions for inactive and new discovery wells under certain conditions; 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	Green	Pratt
Alario	Guillory	Quezaire
Alexander, E	Hammett	Richmond
Alexander, R	Heaton	Riddle
Ansardi	Hebert	Romero
Baudoin	Hill	Salter
Baylor	Holden	Scalise
Bowler	Hopkins	Schneider
Broome	Hunter	Schwegmann
Bruce	Iles	Shaw
Bruneau	Jackson, L	Smith, G.—56th
Carter, K	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
Dartz	LeBlanc	Townsend
Devillier	Lucas	Travis
Doerge	Martiny	Triche
Donelon	McCallum	Waddell
Downer	McDonald	Warner
Dupre	Montgomery	Welch
Durand	Murray	Wilkerson
Erdey	Nevers	Willard
Faucheux	Odinot	Windhorst
Flavin	Perkins	Winston
Frith	Pierre	Wooton
Fruge	Pinac	Wright
Futrell	Pitre	
Glover	Powell	
Total—97		

NAYS

Total—0

ABSENT

Carter, R	Hudson	Morrish
Diez	McMains	Walsworth
Farrar	Morrell	
Total—8		

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.

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 BILL NO. 258 (Duplicate of Senate Bill No. 72)—
BY REPRESENTATIVE HOLDEN AND SENATOR ROBICHAUX
AN ACT

To amend and reenact R.S. 47:287.11(B) and (C), 287.71(B)(7), 287.73(B)(5), 287.77, 287.91, 287.92, 287.93, 287.94, 287.95, 287.480(3)(a), 287.701(C), (D), (E), (F)(introductory paragraph) and (1), (G) (introductory paragraph) and (1) and (H), and 287.733(A); to enact R.S. 47:287.71(B)(8), 287.73(B)(6) and (7), and 287.86(J) and Subpart B-1 of Part II-A of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:287.100 through 287.106; and to repeal R.S. 47:287.750, relative to the corporation income tax; to provide for combined reporting, to provide for allocation and apportionment of corporation income; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Salter on behalf of the Legislative Bureau to Engrossed House Bill No. 258 by Representative Holden

AMENDMENT NO. 1

On page 21, line 12, following "from" and before "the" delete "both" and on line 13, following "denominator" and before the period "." insert "shall be reduced by one"

AMENDMENT NO. 2

On page 24, line 11, following "from" and before "the" delete "both" and following "demoninator" and before the period "." insert "shall be reduced by one or, if that factor is the sales factor, by two"

AMENDMENT NO. 3

On page 36, line 11, following "and" and before the period "." change "298.95" to "287.95"

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

Motion

Rep. Daniel moved that the bill, as amended, be returned to the calendar.

Rep. Holden objected.

By a vote of 66 yeas and 33 nays, the House returned the bill, as amended, to the calendar.

HOUSE BILL NO. 291—
BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 47:297(D)(1) and to enact R.S. 47:33(C), relative to the individual income tax; to provide for a limitation on the credit for net income taxes imposed by and paid to another state on income taxable under Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950; to provide for a limitation on the credit for educational expenses; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

Acting Speaker LeBlanc in the Chair

Speaker DeWitt in the Chair

Suspension of the Rules

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

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

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

HOUSE BILL NO. 5—
BY REPRESENTATIVE R. CARTER
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit "Waymar Corporation, Inc. v. State of Louisiana" before the Louisiana Board of Tax Appeals; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed House Bill No. 5 by Representative Carter

AMENDMENT NO. 1

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

"Section 2. The appropriation in this Act shall not become effective until the official forecast for Fiscal Year 2000-2001, adopted by the Revenue Estimating Conference on May 11, 2000, is increased by the Revenue Estimating Conference to incorporate additional revenue generated."

AMENDMENT NO. 2

On page 1, line 13, change "Section 2." to "Section 3."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—93

NAYS

Alexander, E	Johns	Windhorst
Flavin	Katz	Wright
Fruge	Perkins	
Futrell	Walsworth	

Total—10

ABSENT

Baudoin	Carter, K
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Total—2

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

HOUSE BILL NO. 39—
BY REPRESENTATIVE GREEN
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the final judgment in the suit entitled "Parker Hannifin Corporation v. Secretary, Department of Revenue, State of Louisiana", and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed House Bill No. 39 by Representative Green

AMENDMENT NO. 1

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

"Section 2. The appropriation in this Act shall not become effective until the official forecast for Fiscal Year 2000-2001, adopted by the Revenue Estimating Conference on May 11, 2000, is increased by the Revenue Estimating Conference to incorporate additional revenue generated."

AMENDMENT NO. 2

On page 1, line 13, change "Section 2." to "Section 3."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pitre
Alario	Guillory	Powell
Alexander, E	Hammett	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	Kennard	Smith, J.D.—50th
Clarkson	Kenney	Smith, J.H.—8th
Crane	LaFleur	Smith, J.R.—30th
Crowe	Lancaster	Sneed
Curtis	Landrieu	Stelly
Damico	LeBlanc	Strain
Dartez	Lucas	Thompson
Devillier	Martiny	Toomy
Diez	McCallum	Townsend
Doerge	McDonald	Travis
Downer	McMains	Triche
Dupre	Montgomery	Waddell
Durand	Morrell	Warner
Erdey	Morrish	Welch
Farrar	Murray	Wilkerson
Faucheux	Nevers	Willard
Frith	Odinet	Winston
Futrell	Pierre	Wooton
Glover	Pinac	Wright
Total—96		

NAYS

Flavin	Katz	Windhorst
Fruge	Perkins	

Johns	Walsworth
Total—7	ABSENT

Daniel	Donelon
Total—2	

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

HOUSE BILL NO. 40—
BY REPRESENTATIVE HOLDEN
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgments in the suits entitled "Gloria Henderson v. The State Board of Elementary Education and Secondary Education and Dr. Richard N. Day" and "Yvette Muse v. The State Board of Elementary Education and Secondary Education and Dr. Richard N. Day"; to provide for interest; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed House Bill No. 40 by Representative Holden

AMENDMENT NO. 1

On page 2, between lines 8 and 9, insert the following:

"Section 3. The appropriations in this Act shall not become effective until the official forecast for Fiscal Year 2000-2001, adopted by the Revenue Estimating Conference on May 11, 2000, is increased by the Revenue Estimating Conference to incorporate additional revenue generated."

AMENDMENT NO. 2

On page 2, line 9, change "Section 3." to "Section 4."

AMENDMENT NO. 3

On page 2, line 12, change "Section 4." to "Section 5."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

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Carter, K	Iles	Schneider
Carter, R	Jackson, L	Schwegmann
Cazayoux	Jackson, M	Shaw
Clarkson	Kennard	Smith, G.—56th
Crane	Kenney	Smith, J.D.—50th
Crowe	LaFleur	Smith, J.H.—8th
Curtis	Lancaster	Smith, J.R.—30th
Damico	Landrieu	Sneed
Dartez	LeBlanc	Stelly
Devillier	Lucas	Thompson
Diez	Martiny	Toomy
Doerge	McCallum	Townsend
Donelon	McDonald	Triche
Downer	McMains	Waddell
Dupre	Montgomery	Warner
Durand	Morrell	Welch
Erdey	Morrish	Wilkerson
Farrar	Murray	Willard
Faucheux	Nevers	Winston
Frith	Odinot	Wooton
Total—93		

NAYS

Flavin	Katz	Windhorst
Fruge	Perkins	Wright
Futrell	Strain	
Johns	Walsworth	
Total—10		

ABSENT

Daniel	Travis
Total—2	

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

HOUSE BILL NO. 41—
BY REPRESENTATIVE ILES

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the final judgment in the suit entitled "Boise Cascade Corporation v. State of Louisiana"; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed House Bill No. 41 by Representative Iles

AMENDMENT NO. 1

On page 1, between lines 11 and 12 insert the following:

"Section 2. The appropriation in this Act shall not become effective until the official forecast for Fiscal Year 2000-2001, adopted by the Revenue Estimating Conference on May 11, 2000, is increased by the Revenue Estimating Conference to incorporate additional revenue generated."

AMENDMENT No. 2

On page 1, line 12, change "Section 2." to "Section 3."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Alexander, E	Futrell	Windhorst
Flavin	Katz	Wright
Fruge	Perkins	
Total—8		

ABSENT

Smith, J.D.—50th	Townsend	Wooton
Total—3		

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

HOUSE BILL NO. 59—
BY REPRESENTATIVE JACK SMITH
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the final judgment in the suit entitled "Columbian Chemicals Company v. State of Louisiana"; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed House Bill No. 59 by Representative Jack Smith

AMENDMENT NO. 1

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

"Section 2. The appropriation in this Act shall not become effective until the official forecast for Fiscal Year 2000-2001, adopted by the Revenue Estimating Conference on May 11, 2000, is increased by the Revenue Estimating Conference to incorporate additional revenue generated."

AMENDMENT NO. 2

On page 1, line 13, change "Section 2." to "Section 3."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Alexander, E	Futrell	Windhorst
Flavin	Katz	Wright
Fruge	Romero	
Total—8		

ABSENT

Bruneau	Perkins	Triche
Total—3		

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

Acting Speaker Perkins in the Chair

HOUSE BILL NO. 117—

BY REPRESENTATIVES DEWITT, HAMMETT, AND LEBLANC AND SENATORS HAINKEL, BARHAM, AND DARDENNE
AN ACT

To amend and reenact R.S. 47:841(introductory paragraph) and (E), to enact R.S. 47:841(B)(3) and 842(15), and to repeal R.S. 47:841(E) and (F), relative to the tobacco tax; to increase the tax on cigarettes; to increase the tax on smokeless tobacco; to provide for the effectiveness of the tax; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 117 by Representative DeWitt, et al

AMENDMENT NO. 1

On page 1, line 3, change "R.S. 47:841(B)(3)" to "R.S. 47:841(A)(3) and (B)(3) and change "R.S. 47:841(E) and)(F)" to "R.S. 47:841(F)"

AMENDMENT NO. 2

On page 1, lines 5 and 6, change "to provide for the effectiveness of the tax" to "to increase the tax on cigars"

AMENDMENT NO. 3

On page 1, line 9, change "R.S. 47:841(B)(3)" to "R.S. 47:841(A)(3) and (B)(3)"

AMENDMENT NO. 4

On page 1, delete line 16, and insert the following:

"A. Cigars.

* * *

(3) In addition to the tax levied in Paragraphs (1) and (2) of this Subsection, there is hereby levied an additional tax of ten percent of the invoice price as defined in this Chapter."

AMENDMENT NO. 5

On page 2, line 2, change "four-twentieth" to "fourteen-twentieths"

AMENDMENT NO. 6

On page 2, line 12, change "thirty-nine and seven-tenths" to "twenty"

AMENDMENT NO. 7

On page 2, line 26, change "R.S. 47:841(E) and (F) are" to "R.S. 47:841(F) is"

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AMENDMENT NO. 8

On page 2, line 27, between "in" and "the" insert "the cigar tax and"

AMENDMENT NO. 9

On page 3, delete lines 8 through 10.

AMENDMENT NO. 10

On page 3, line 11, change "Section 5." to "Section 4."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lambert to Reengrossed House Bill No. 117 by Representative DeWitt

AMENDMENT NO. 1

On page 1, line 3, following "R.S. 47:841" change "(E) and (F)," to "(F)."

AMENDMENT NO. 2

On page 2, line 26, following "R.S. 47:841" and before "hereby" change "(E) and (F) are" to "(F) is"

AMENDMENT NO. 3

On page 2, line 26, following "in" and before "entirely" change "their" to "its"

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives and senators who voted 'YEAS' for the amendments, including Mr. Speaker, Alario, Alexander, E, etc.

Table listing names of representatives and senators who voted 'NAYS' for the amendments, including Farrar, Fauchoux, Flavin, etc.

Total—101 NAYS

Total—0 ABSENT

Table listing names of representatives and senators who voted 'ABSENT' for the amendments, including Bruneau, Carter, R, etc.

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

Speaker DeWitt in the Chair

HOUSE BILL NO. 143— BY REPRESENTATIVE LEBLANC AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay judgments in the suits entitled "Pano Enterprises, Inc. v. State of Louisiana" and "The Clothes Hamper, Inc. v. State of Louisiana"; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed House Bill No. 143 by Representative LeBlanc

AMENDMENT NO. 1

On page 1, after line 18, insert the following:

"Section 3. The appropriations in this Act shall not become effective until the official forecast for Fiscal Year 2000-2001, adopted by the Revenue Estimating Conference on May 11, 2000, is increased by the Revenue Estimating Conference to incorporate additional revenue generated."

AMENDMENT NO. 2

On page 2, line 1, change "Section 3." to "Section 4."

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives and senators who voted 'YEAS' for the amendments, including Mr. Speaker, Alario, Alexander, E, etc.

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

NAYS

Total—0

ABSENT

Iles	Kennard	Smith, J.R.—30th
Johns	Perkins	Toomy
Total—6		

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

HOUSE BILL NO. 160—
BY REPRESENTATIVE DONELON
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "Dobry Georgieff d/b/a Clothesline Laundromat, Clothesline Laundromat, Inc., and River City Opera, Inc. d/b/a Soap Opera Laundromat v. State of Louisiana"; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed House Bill No. 160 by Representative Donelon

AMENDMENT NO. 1

On page 1, between lines 16 and 17 insert the following:

"Section 2. The appropriation in this Act shall not become effective until the official forecast for Fiscal Year 2000-2001, adopted by the Revenue Estimating Conference on May 11, 2000, is increased by the

Revenue Estimating Conference to incorporate additional revenue generated."

AMENDMENT NO. 2

On page 1, line 17, change "Section 2." to "Section 3."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pinac
Alario	Green	Pitre
Alexander, E	Guillory	Powell
Alexander, R	Hammett	Pratt
Ansardi	Heaton	Quezaire
Baudoin	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	Katz	Smith, J.D.—50th
Crowe	Kennard	Smith, J.H.—8th
Curtis	Kenney	Smith, J.R.—30th
Damico	LaFleur	Sneed
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	Winston
Frith	Odinet	Wooton
Futrell	Pierre	Wright
Total—99		

NAYS

Windhorst
Total—1

ABSENT

Bruneau	Johns	Stelly
Fruge	Perkins	
Total—5		

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

HOUSE BILL NO. 162—
BY REPRESENTATIVE QUEZAIRE
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay judgments in the suits entitled "ICI Americas, Inc. v. Secretary, Department of Revenue, State of Louisiana" and

"The Glidden Company v. Secretary, Department of Revenue, State of Louisiana"; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed House Bill No. 162 by Representative Quezairé

AMENDMENT NO. 1

On page 1, after line 19 insert the following:

"Section 3. The appropriations in this Act shall not become effective until the official forecast for Fiscal Year 2000-2001, adopted by the Revenue Estimating Conference on May 11, 2000, is increased by the Revenue Estimating Conference to incorporate additional revenue generated."

AMENDMENT NO. 2

On page 2, line 1, change "Section 3." to "Section 4."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Frith, Futrell, Total—102, Pierre, Pinac, Wooton, Wright

NAYS

Total—0

ABSENT

Fruge, Total—3, Lucas, Nevers

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

HOUSE BILL NO. 165— BY REPRESENTATIVE HOPKINS AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the final judgments in the suits entitled "Swedish Match North America, Inc. v. John Neely Kennedy, Secretary, Department of Revenue, State of Louisiana" and "Northwest Louisiana Production Credit Association v. State of Louisiana, Department of Revenue and Taxation"; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed House Bill No. 165 by Representative Hopkins

AMENDMENT NO. 1

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

"Section 3. The appropriations in this Act shall not become effective until the official forecast for Fiscal Year 2000-2001, adopted by the Revenue Estimating Conference on May 11, 2000, is increased by the Revenue Estimating Conference to incorporate additional revenue generated."

AMENDMENT NO. 2

On page 2, line 4, change "Section 3." to "Section 4."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senators Smith and Cain to Engrossed House Bill No. 165 by Representative Hopkins

AMENDMENT NO. 1

On page 1, line 7, after "Taxation" insert the following:

"and the legal expenses incurred by state employee Alferd Davis, relative to his successful defense of criminal charges brought against him"

AMENDMENT NO. 2

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

"Section 3. The sum of Twenty Thousand and 00/100 (\$20,000) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 1999-2000 to be used to pay the legal

expenses of Alferd Davis, a state employee, which expenses were incurred in his successful defense of criminal charges brought against him during the course and scope of his employment with the Department of Education, which charges were brought against him before the Eighth Judicial District Court, parish of Winn, Docket Nos. 36238 and 36730, subject to review of the attorney general of such fees."

AMENDMENT NO. 3

On page 2, line 4, change "Section 3" to "Section 4"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pinac
Alario	Green	Pitre
Alexander, E	Guillory	Powell
Alexander, R	Hammett	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	Stelly
Daniel	Lancaster	Strain
Dartez	Landrieu	Thompson
Devillier	LeBlanc	Toomy
Diez	Lucas	Townsend
Doerge	Martiny	Travis
Donelon	McCallum	Triche
Downer	McDonald	Waddell
Dupre	McMains	Walsworth
Durand	Montgomery	Warner
Erdey	Morrell	Welch
Farrar	Morrish	Wilkerson
Faucheux	Murray	Willard
Flavin	Nevers	Winston
Frith	Odinet	Wooton
Fruge	Perkins	Wright
Futrell	Pierre	

NAYS

Windhorst
Total—1

ABSENT

Total—0

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

HOUSE BILL NO. 172—

BY REPRESENTATIVE BRUNEAU
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for the Fiscal Year 2000-2001 to be credited to the special fund in the state treasury created by R.S. 33:2218.3(B) for payment of supplemental salaries to deputy sheriffs as provided in R.S. 33:2218.8, for the purpose of paying uncollected back supplemental pay to Charles Kertz, former deputy civil sheriff in Orleans Parish; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed House Bill No. 172 by Representative Bruneau

AMENDMENT NO. 1

On page 1, after line 18 insert the following:

"Section 2. The appropriation in this Act shall not become effective until the official forecast for Fiscal Year 2000-2001, adopted by the Revenue Estimating Conference on May 11, 2000, is increased by the Revenue Estimating Conference to incorporate additional revenue generated."

AMENDMENT NO. 2

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Pinac
Alario	Glover	Pitre
Alexander, E	Green	Powell
Alexander, R	Guillory	Pratt
Ansardi	Hammett	Quezaire
Baudoin	Heaton	Richmond
Baylor	Hebert	Riddle
Bowler	Hill	Romero
Broome	Holden	Salter
Bruce	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	Strain
Daniel	Lancaster	Thompson
Dartez	Landrieu	Toomy
Devillier	LeBlanc	Townsend
Diez	Martiny	Travis
Doerge	McCallum	Triche
Donelon	McDonald	Waddell

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

NAYS

Total—0

ABSENT

Hopkins	Lucas	Stelly
Total—3		

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

HOUSE BILL NO. 173—
BY REPRESENTATIVE DOWNER
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the judgment in the suit entitled "Dixie Carriers, Inc. v. John Neely Kennedy, Secretary, Department of Revenue, State of Louisiana"; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed House Bill No. 173 by Representative Downer

AMENDMENT NO. 1

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

"Section 2. The appropriation in this Act shall not become effective until the official forecast for Fiscal Year 2000-2001, adopted by the Revenue Estimating Conference on May 11, 2000, is increased by the Revenue Estimating Conference to incorporate additional revenue generated."

AMENDMENT NO. 2

On page 1, line 13, change "Section 2." to "Section 3."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pitre
Alario	Green	Powell
Alexander, E	Hammett	Pratt
Alexander, R	Heaton	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	Kenney	Stelly
Curtis	LaFleur	Strain
Damico	Lancaster	Thompson
Daniel	Landrieu	Toomy
Dartez	LeBlanc	Townsend
Devallier	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	Winston
Faucheux	Odinet	Wooton
Flavin	Perkins	Wright
Frith	Pierre	
Futrell	Pinac	

Total—100

NAYS

Fruge
Total—2

Windhorst

ABSENT

Guillory
Total—3

Morrish

Romero

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

HOUSE BILL NO. 184—
BY REPRESENTATIVE DURAND AND SENATOR ROMERO
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the judgments in the suits entitled "Manpower International, Inc. v. Secretary, Department of Revenue, State of Louisiana"; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed House Bill No. 184 by Representative Durand

AMENDMENT NO. 1

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

"Section 2. The appropriation in this Act shall not become effective until the official forecast for Fiscal Year 2000-2001, adopted by the Revenue Estimating Conference on May 11, 2000, is increased by the Revenue Estimating Conference to incorporate additional revenue generated."

AMENDMENT NO. 2

On page 1, line 13, change "Section 2." to "Section 3."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—102

NAYS

Alexander, E	Fruge	Windhorst
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Total—3

ABSENT

Total—0

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

HOUSE BILL NO. 203—
BY REPRESENTATIVE DANIEL

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay judgments in the suits entitled "Tandy Corporation v. John Neely Kennedy, Secretary, Department of Revenue, State of Louisiana" and "Snap On, Incorporated v. Secretary, Department of Revenue, State of Louisiana"; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed House Bill No. 203 by Representative Daniel

AMENDMENT NO. 1

On page 1, after line 20 insert the following:

"Section 3. The appropriations in this Act shall not become effective until the official forecast for Fiscal Year 2000-2001, adopted by the Revenue Estimating Conference on May 11, 2000, is increased by the Revenue Estimating Conference to incorporate additional revenue generated."

AMENDMENT NO. 2

On page 2, line 1, change "Section 3." to "Section 4."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—100

NAYS

Fruge
McDonald
Total—4

Triche
Windhorst

ABSENT

Hudson
Total—1

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

HOUSE BILL NO. 205—
BY REPRESENTATIVE CRANE

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the final judgment in the suit entitled "John Deere Industrial Equipment Company, Deere Marketing, Inc. and Deere & Company v. Secretary, Department of Revenue, State of Louisiana and State of Louisiana, through its Attorney General, Richard P. Ieyoub"; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed House Bill No. 205 by Representative Crane

AMENDMENT NO. 1

On page 1, between lines 16 and 17 insert the following:

"Section 2. The appropriation in this Act shall not become effective until the official forecast for Fiscal Year 2000-2001, adopted by the Revenue Estimating Conference on May 11, 2000, is increased by the Revenue Estimating Conference to incorporate additional revenue generated."

AMENDMENT NO. 2

On page 1, line 17, change "Section 2." to "Section 3."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Alario
Alexander, E
Alexander, R
Ansardi
Baudoin
Baylor
Bowler
Broome
Bruneau
Carter, K
Carter, R
Cazayoux
Clarkson
Crane

Green
Guillory
Hammett
Heaton
Hebert
Hill
Holden
Hopkins
Hudson
Hunter
Iles
Jackson, L
Jackson, M
Johns
Kennard

Pitre
Powell
Pratt
Quezaire
Richmond
Riddle
Romero
Salter
Scalise
Schneider
Schwegmann
Shaw
Smith, G.—56th
Smith, J.D.—50th
Smith, J.H.—8th

Crowe
Curtis
Damico
Daniel
Dartez
Devillier
Diez
Doerge
Donelon
Downer
Dupre
Durand
Erdey
Farrar
Fauchoux
Flavin
Frith
Futrell
Glover
Total—100

Kenney
LaFleur
Lancaster
Landrieu
LeBlanc
Lucas
Martiny
McCallum
McDonald
McMains
Montgomery
Morrell
Morrish
Murray
Nevers
Odinet
Perkins
Pierre
Pinac

Smith, J.R.—30th
Sneed
Stelly
Strain
Thompson
Toomy
Townsend
Travis
Triche
Waddell
Walsworth
Warner
Welch
Wilkerson
Willard
Winston
Wooton

NAYS

Fruge
Total—3

Windhorst

Wright

ABSENT

Bruce
Total—2

Katz

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

HOUSE BILL NO. 221—

BY REPRESENTATIVES JOHNS, ANSARDI, FLAVIN, GUILLORY, MONTGOMERY, PRATT, JACK SMITH, STELLY, AND WELCH

AN ACT

To amend and reenact R.S. 27:91(C), relative to the franchise fee charged for riverboat gaming; to increase the franchise fee under certain circumstances; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 221 by Representative Johns et al

AMENDMENT NO. 1

On page 1, line 10, between "(1)" and "franchise" delete "A" and insert the following:

"Except as provided in Paragraph (2) of this Subsection, a

AMENDMENT NO. 2

On page 1, line 14, change "three" to "seven"

AMENDMENT NO. 3

On page 1, delete lines 16 and 17, on page 2, delete lines 1 through 26 in their entirety, and on page 3, delete lines 1 through 20 in their entirety and insert:

"(b) The tax increase provided for in this Paragraph shall be in effect until sixty days after final adjournment of the 2002 Regular Session of the Legislature and shall continue in effect indefinitely if the Legislature enacts, prior to that time, legislation authorizing local option elections for riverboats to dock permanently. In the event such legislation is not enacted, the additional tax provided for in this Paragraph shall cease and no longer be collected."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ullo to Reengrossed House Bill No. 221 by Representative Johns

AMENDMENT NO. 1

In Senate Committee Amendment Number 3, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on May 30, 2000, after line 16 insert the following:

"(c) Any law enacted pursuant to Subparagraph (b) of this Paragraph shall not cause, permit or authorize any exclusivity or other violation or breach by the state under any casino operating contract, or amendment thereof, entered into pursuant to authority set forth in R.S. 27:201, et seq."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Reengrossed House Bill No. 221 by Representative Johns

AMENDMENT NO. 1

In Senate Committee Amendment No. 2, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on May 30, 2000, on page 1, line 6, change "seven" to "eight"

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

As a substitute motion, Rep. Hebert moved that the amendments proposed by the Senate be concurred in.

Rep. Johns objected.

Point of Order

Rep. Hebert asked for a ruling from the Chair as to the number of votes needed to concur in the Senate amendments.

Ruling of the Chair

The Chair ruled that concurrence in the Senate amendments required the favorable vote of 70 members.

Point of Order

Rep. Hebert asked for a ruling from the Chair as to whether the author of the bill could withdraw the bill subsequent to a favorable vote to concur in the Senate amendments.

Ruling of the Chair

The Chair ruled that the author could not withdraw the bill subsequent to a favorable vote to concur in the Senate amendments.

The vote recurred on the substitute motion.

ROLL CALL

The roll was called with the following result:

YEAS

Baudoin	Futrell	McDonald
Broome	Hebert	Nevers
Carter, R	Hill	Perkins
Cazayoux	Iles	Powell
Crane	Katz	Riddle
Crowe	Kenney	Strain
Devillier	LaFleur	Thompson
Diez	Landriue	Walsworth
Donelon	LeBlanc	Wright
Downer	Lucas	
Erdey	McCallum	
Total—31		

NAYS

Mr. Speaker	Heaton	Salter
Alario	Holden	Scalise
Alexander, E	Hopkins	Schneider
Alexander, R	Hudson	Schwegmann
Ansardi	Hunter	Shaw
Bowler	Jackson, L	Smith, G.—56th
Bruce	Jackson, M	Smith, J.D.—50th
Bruneau	Johns	Smith, J.H.—8th
Clarkson	Kennard	Sneed
Curtis	Lancaster	Stelly
Damico	Martiny	Toomy
Daniel	McMains	Townsend
Dartez	Montgomery	Travis
Doerge	Morrell	Triche
Dupre	Morrish	Waddell
Durand	Murray	Warner
Farrar	Odinet	Welch
Faucheux	Pierre	Wilkerson
Flavin	Pinac	Willard
Frith	Pitre	Windhorst
Fruge	Pratt	Winston
Green	Quezaire	Wooton
Guillory	Richmond	
Hammett	Romero	
Total—70		

ABSENT

Baylor	Glover
Carter, K	Smith, J.R.—30th
Total—4	

The House refused to concur in the amendments proposed by the Senate.

Conference committee appointment pending.

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.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed House Bill No. 254 by Representative Daniel

AMENDMENT NO. 1

Change the author from Representative Daniel to Representative McMains

AMENDMENT NO. 2

On page 1, line 4, between "Legislature" and ", relative" insert "and to enact Chapter 2-C of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:340.1 through 340.4,"

AMENDMENT NO. 3

On page 1, line 5, between "fuel;" and "and" insert "to levy a tax on the sale at retail of alcoholic beverages consumed on the premises;"

AMENDMENT NO. 4

On page 2, between lines 5 and 6, insert the following:

"Section 3. Chapter 2-C of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, consisting of R.S. 47:340.1 through 340.4, is hereby enacted to read as follows:

CHAPTER 2-C. TAX ON ALCOHOLIC BEVERAGES CONSUMED ON PREMISES

§340.1. Tax on retail sales of alcoholic beverages; imposition

Notwithstanding R.S. 26:343 and in addition to the taxes levied in R.S. 26:341 and 342, on and after July 1, 2000, there is levied a tax on the sale at retail of alcoholic beverages consumed on the premises in the amount of five percent of the retail price.

§340.2. Collection of tax; rules and regulations

A. The tax levied by R.S. 47:340.1 shall be collectible from all persons holding a Class A permit pursuant to R.S. 26:71(A)(3)(a) and 71.1 or 271(A)(2) and 271.2.

B. The tax levied by R.S. 47:340.1 shall be collected by the Department of Revenue.

C. The department shall adopt and promulgate rules and regulations as may be necessary for the proper administration of this Chapter, in accordance with the Administrative Procedure Act.

§340.3. Definitions

The terms used in this Chapter shall have the respective meanings ascribed to them in Chapter 2 of Title 26 of the Louisiana Revised Statutes of 1950, except in those instances where the context indicates a different meaning.

§340.4. Timely implementation

Notwithstanding any provision of law to the contrary, the Department of Revenue may do all things necessary in order to provide for the timely implementation of this Chapter."

AMENDMENT NO. 5

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Barham to Engrossed House Bill No. 254 by Representative Daniel

AMENDMENT NO. 1

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on May 30, 2000, on page 1, between lines 30 and 31, insert the following:

"D. Collection by wholesalers. (1)(a) Notwithstanding the provisions of this Section or any other provision of this Chapter, every wholesale dealer who sells to anyone for sale at retail alcohol beverages the retail sale of which is taxable under this Chapter, shall collect as advance tax on such retail sale a percent of the price of the wholesale sale of such alcoholic beverage by the wholesale dealer to the retail dealer, such tax to be equal to the rate of the tax levied on such beverages by this Chapter.

(b) "Wholesale dealer" shall be defined as R.S. 26:2(16) and R.S. 26:241(18).

(c) The secretary of the Department of Revenue shall promulgate such regulations as are necessary to carry into force and effect the purpose and intent of this Subsection.

(2) The amount paid by retail dealers to wholesale dealers shall be an advance payment of the tax provided for in this Chapter which the retail dealer is required to collect upon the retail sales he makes, and the advance payment is required only as a means of facilitating collection of this tax. Wholesale dealers who collect advance tax from their purchasers pursuant to the preceding provision shall remit the tax to the secretary in accordance with the rules and regulations prescribed by the secretary.

(3) In making their returns to the secretary, retail dealers who have paid advance tax shall deduct from the total tax collected by them upon the retail sale of the alcoholic beverages the amount of tax paid by them to wholesale dealers during the period reported, provided tax paid invoices evidencing the payment are retained by the retail dealer claiming the refund or credit. If the amount so paid during any reporting period amounts to more than the tax collected by him for the period reported, the excess so paid shall be allowed as refund or credit against the tax collected by the retail dealer during the succeeding period or periods."

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. Speaker, Green, Pitre; Alario, Guillory, Powell; Alexander, E, Hammett, Pratt; Alexander, R, Heaton, Quezaire; Ansardi, Hebert, Romero; Baylor, Holden, Scalise; Bowler, Hopkins, Schneider; Broome, Hudson, Schwegmann; Bruce, Hunter, Shaw; Bruneau, Iles, Smith, G.—56th; Cazayoux, Jackson, L, Smith, J.D.—50th; Clarkson, Jackson, M, 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
Dupre	McMains	Warner
Durand	Montgomery	Welch
Erdey	Morrish	Wilkerson
Farrar	Murray	Willard
Faucheux	Nevers	Windhorst
Flavin	Odinet	Winston
Frith	Perkins	Wooton
Futrell	Pierre	Wright
Glover	Pinac	
Total—92		

NAYS

Baudoin	Hill	Riddle
Carter, R	Katz	Salter
Fruge	Richmond	Walsworth
Total—9		

ABSENT

Carter, K	Johns
Downer	Morrell
Total—4	

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

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. 266—
BY REPRESENTATIVE DANIEL
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the final judgments in the suits entitled "American Greetings Corporation v. Secretary, Department of Revenue, State of Louisiana", "Gibson Greetings, Inc. v. Secretary, Department of Revenue, State of Louisiana", and "Triplex, Inc. v. Secretary, Department of Revenue, State of Louisiana"; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed House Bill No. 266 by Representative Daniel

AMENDMENT NO. 1

On page 2, between lines 9 and 10 insert the following:

"Section 4. The appropriations in this Act shall not become effective until the official forecast for Fiscal Year 2000-2001, adopted

by the Revenue Estimating Conference on May 11, 2000, is increased by the Revenue Estimating Conference to incorporate additional revenue generated."

AMENDMENT No. 2

On page 2, line 10, change "Section 4." to "Section 5."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Fruge	Perkins	Windhorst
Katz	Triche	
Total—5		

ABSENT

Johns	Riddle	Schneider
Morrell	Romero	
Total—5		

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

HOUSE BILL NO. 271—
BY REPRESENTATIVE WINDHORST
AN ACT

To amend and reenact R.S. 4:705(3) and to enact R.S. 4:740, relative to charitable gaming; to provide for an exception to the collection of fees imposed on certain gaming supplies; to provide for an eight percent use tax on electronic bingo card dabber devices; to provide an effective date; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini to Reengrossed House Bill No. 271 by Representative Windhorst

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 4:705(3)" and before "and" insert "and 739(A)(3)(a)"

AMENDMENT NO. 2

On page 1, line 6, after "date;" and before "and" insert "to provide with respect to electronic bingo card dabber devices;"

AMENDMENT NO. 3

On page 1, line 8, after "R.S. 4:705(3)" and before "hereby" delete "is" and insert "and 739(A)(3)(a) are"

AMENDMENT NO. 4

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

"§739. Use of electronic bingo card dabber devices

* * *

(3)(a) ~~The electronic dabber device shall be capable of use with disposable bingo paper which shall be downloaded into the device prior to the start of each game. Only disposable bingo paper produced by licensed manufacturers shall be used with electronic dabber devices. Such disposable bingo paper shall be unique and for use exclusively with an electronic dabber device so that such paper cannot be used in play without the device.~~ No more than one hundred forty-four faces shall be entered in an electronic bingo card dabber device for play of any one game at a session.

* * *

AMENDMENT NO. 5

On page 2, line 5, between "remit" and "the amount" insert "monthly"

AMENDMENT NO. 6

On page 2, at the end of line 12, delete "state" and delete line 13 in its entirety and insert in lieu thereof the following:

"office of charitable gaming, Department of Revenue."

AMENDMENT NO. 7

On page 2, line 23, change "August" to "July"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pierre
Alario	Hammett	Pinac
Alexander, R	Heaton	Pitre
Ansardi	Hebert	Powell
Baudoin	Hill	Pratt
Baylor	Holden	Quezaire
Bowler	Hopkins	Richmond
Bruneau	Hudson	Romero
Carter, R	Hunter	Salter
Cazayoux	Iles	Schwegmann
Clarkson	Jackson, L	Shaw
Crane	Jackson, M	Smith, G.—56th
Curtis	Johns	Smith, J.D.—50th
Damico	Katz	Smith, J.H.—8th
Daniel	Kennard	Smith, J.R.—30th
Dartez	Kenney	Sneed
Devillier	LaFleur	Strain
Diez	Lancaster	Thompson
Doerge	Landrieu	Toomy
Donelon	LeBlanc	Townsend
Downer	Lucas	Travis
Dupre	Martiny	Triche
Durand	McCallum	Waddell
Farrar	McDonald	Warner
Faucheux	McMains	Welch
Flavin	Montgomery	Wilkerson
Frith	Morrish	Willard
Fruge	Murray	Windhorst
Glover	Odinet	Winston
Green	Perkins	Wooton
Total—90		

NAYS

Alexander, E	Nevers	Walsworth
Crowe	Riddle	Wright
Erdey	Scalise	
Futrell	Schneider	
Total—10		

ABSENT

Broome	Carter, K	Stelly
Bruce	Morrell	
Total—5		

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

HOUSE BILL NO. 311—
BY REPRESENTATIVE HUDSON
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the final judgments in the suits entitled "TBA Insurance of Louisiana, Inc. v. Secretary, Department of Revenue, State of Louisiana" and Brookshire Grocery Company v. Department of Revenue, State of Louisiana; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed House Bill No. 311 by Representative Hudson

AMENDMENT NO. 1

On page 1, after line 20 insert the following:

"Section 2. The appropriations in this Act shall not become effective until the official forecast for Fiscal Year 2000-2001, adopted by the Revenue Estimating Conference on May 11, 2000, is increased by the Revenue Estimating Conference to incorporate additional revenue generated."

AMENDMENT NO. 2

On page 2, line 1, change "Section 3." to "Section 4."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Windhorst

Total—1

ABSENT

Carter, K	Dupre	Martiny
Devillier	Frith	
Total—5		

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

HOUSE BILL NO. 327 (Substitute for House Bill No. 312 by Representative Hudson)—
BY REPRESENTATIVES MURRAY, GLOVER, AND BAYLOR
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2000-2001 to be used to pay certain legal fees and expenses incurred by certain state officials; to pay the legal fees and expenses incurred by Gregory Tarver in his successful defense of criminal charges brought against him, which charges arose from actions taken by him in the discharge of his duties and within the scope of his membership in the Louisiana Senate; to pay the legal fees and expenses incurred by Ecotry Fuller in his successful defense of criminal charges brought against him, which charges arose from actions taken by him in the discharge of his duties and within the scope of his membership on the Louisiana Gaming Control Board; to require review and certification of fees and expenses by the attorney general; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed House Bill No. 327 by Representative Murray

AMENDMENT NO. 1

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

"Section 4. The appropriation in this Act shall not become effective until the official forecast for Fiscal Year 2000-2001, adopted by the Revenue Estimating Conference on May 11, 2000, is increased by the Revenue Estimating Conference to incorporate additional revenue generated."

AMENDMENT NO. 2

On page 3, line 5, change "Section 4." to "Section 5."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pierre
Alario	Hammett	Pinac
Alexander, E	Heaton	Pitre
Alexander, R	Hebert	Powell
Baudoin	Holden	Pratt
Baylor	Hopkins	Quezaire
Bowler	Hudson	Richmond

Broome	Hunter	Riddle
Bruce	Iles	Romero
Carter, R	Jackson, L	Salter
Cazayoux	Jackson, M	Schwegmann
Crane	Kennard	Shaw
Crowe	Kenney	Smith, J.D.—50th
Curtis	LaFleur	Smith, J.R.—30th
Damico	Lancaster	Thompson
Dartez	Landrieu	Toomy
Devillier	LeBlanc	Townsend
Diez	Lucas	Travis
Doerge	Martiny	Waddell
Downer	McCallum	Walsworth
Dupre	McDonald	Warner
Durand	McMains	Welch
Farrar	Montgomery	Wilkerson
Fruge	Morrell	Willard
Glover	Murray	Wooton
Green	Odinot	
Total—77		

NAYS

Bruneau	Morrish	Strain
Clarkson	Nevers	Triche
Erdey	Perkins	Windhorst
Flavin	Scalise	Winston
Futrell	Schneider	Wright
Katz	Sneed	
Total—17		

ABSENT

Ansardi	Faucheux	Smith, G.—56th
Carter, K	Frith	Smith, J.H.—8th
Daniel	Hill	Stelly
Donelon	Johns	
Total—11		

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

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. 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.

Suspension of the Rules

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

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Engrossed House Bill No. 73 by Representative Daniel

AMENDMENT NO. 1

On page 1, delete lines 3 and 4, and insert: "relative to the income tax, to remove the deduction for federal taxes paid and provide for the limitation of the rates and brackets for the individual income tax; to provide for the submission of the"

AMENDMENT NO. 2

On page 1, delete lines 13 through 18 and insert: "levied on incomes, and these taxes may be graduated according to the amount of income. However, the state individual and joint income tax schedule of rates and brackets shall never exceed the rates and brackets set forth in Title 47 of the Louisiana Revised Statutes on January 1, 2001."

AMENDMENT NO. 3

On page 2, line 5, between "2001" and the period ".", insert the following:

"but only if and when the proposed amendment of Article VII, Section 2.2 of the Constitution of Louisiana contained in the Act which originated as House Bill No. 98 of this 2000 Regular Session of the Legislature is approved at the statewide election to be held on November 7, 2000 and becomes effective"

AMENDMENT NO. 4

On page 2, delete lines 10 and 11 and insert the following:

"To eliminate the constitutional requirement for a state income tax deduction for federal income taxes paid, to eliminate the current limitation on individual income tax rates, and to provide that the state individual and joint income tax schedule of rates and brackets shall never exceed the rates and brackets set forth in Title 47 of the Louisiana Revised Statutes on January 1, 2001.(Amends Article VII, Section"

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

Speaker Pro Tempore Bruneau in the Chair

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Windhorst to Engrossed House Bill No. 73 by Representative Daniel

AMENDMENT NO. 1

Delete Amendment No. 4 of the set of four amendments proposed by Representative Daniel and adopted by the House on June 1, 2000.

AMENDMENT NO. 2

On page 2, delete lines 10 through 12 in their entirety and insert "To disallow the deduction for citizens' federal income tax payments on their state income taxes, and permits the Legislature to adjust state income tax rates effective January 1, 2001.(Amends Article VII, Section 4(A))"

Rep. Windhorst moved the adoption of the amendments.

Rep. Daniel objected.

Rep. Stelly moved to table the amendment.

Rep. Windhorst objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Guillory	Pitre
Alexander, E	Hammett	Powell
Alexander, R	Heaton	Pratt
Ansardi	Hebert	Quezaire
Broome	Holden	Richmond
Bruce	Hunter	Riddle
Carter, R	Jackson, L	Schwegmann
Cazayoux	Johns	Smith, J.D.—50th
Curtis	Kenney	Stelly
Damico	Lucas	Thompson
Daniel	McMains	Townsend
Dartez	Morrell	Travis
Devillier	Morrish	Warner
Diez	Murray	Welch
Doerge	Nevers	Willard
Dupre	Odinet	Winston
Farrar	Pierre	Wooton
Green	Pinac	
Total—53		

NAYS

Baudoin	Hopkins	Scalise
Bowler	Iles	Schneider
Bruneau	Katz	Shaw
Clarkson	Kennard	Smith, G.—56th
Crane	LaFleur	Smith, J.H.—8th
Donelon	Lancaster	Sneed
Downer	Landrieu	Strain
Durand	Martiny	Toomy
Erdey	McCallum	Triche
Faucheux	McDonald	Waddell
Flavin	Montgomery	Walsworth
Frith	Perkins	Windhorst
Fruge	Romero	Wright
Futrell	Salter	
Total—41		

ABSENT

Mr. Speaker	Glover	LeBlanc
Baylor	Hill	Smith, J.R.—30th
Carter, K	Hudson	Wilkerson
Crowe	Jackson, M	
Total—11		

The amendments were tabled.

Suspension of the Rules

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Heaton	Powell
Alario	Hebert	Pratt
Alexander, R	Hill	Quezaire
Ansardi	Holden	Richmond
Broome	Hopkins	Riddle
Bruce	Hudson	Salter
Carter, R	Hunter	Schwegmann
Cazayoux	Iles	Smith, G.—56th
Clarkson	Jackson, L	Smith, J.D.—50th
Curtis	Johns	Smith, J.H.—8th
Damico	Kenney	Stelly
Daniel	LaFleur	Strain
Dartez	Landrieu	Thompson
Devillier	LeBlanc	Toomy
Diez	Lucas	Townsend
Doerge	McMains	Travis
Dupre	Montgomery	Triche
Durand	Morrell	Walsworth
Farrar	Morrish	Warner
Faucheux	Murray	Welch
Frith	Nevers	Wilkerson
Fruge	Odinet	Willard
Green	Pierre	Winston
Guillory	Pinac	Wooton
Hammett	Pitre	
Total—74		

NAYS

Alexander, E	Flavin	Romero
Baudoin	Futrell	Scalise
Bowler	Katz	Schneider
Bruneau	Kennard	Shaw
Crane	Lancaster	Sneed
Crowe	Martiny	Waddell
Donelon	McCallum	Windhorst
Downer	McDonald	Wright
Erdey	Perkins	
Total—26		

ABSENT

Baylor	Glover	Smith, J.R.—30th
Carter, K	Jackson, M	
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. 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. 303—

BY REPRESENTATIVES GARY SMITH, FAUCHEUX, HEATON, AND QUEZAIRE AND SENATOR CHAISSON
AN ACT

To enact R.S. 33:2740.34, to authorize certain parish governing authorities to levy a tax on hotel occupancy within the parish; to authorize the governing authorities to cooperate with other parish governing authorities relative to such taxes; to provide for the use of the avails of such taxes; and to provide for related matters.

Suspension of the Rules

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

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Faucheux to Engrossed House Bill No. 303 by Representative Gary Smith

AMENDMENT NO. 1

On page 1, line 3, after "tax on", change "hotel occupancy" to "admission charges, concessions, and other sales at motor vehicle speedway or racetrack facilities located"

AMENDMENT NO. 2

On page 1, delete lines 15 and 16 and insert: "levy a tax upon admission charges, concessions, and other sales of tangible personal property at motor vehicle speedway or racetrack facilities located within the parish, or parishes if such tax is"

AMENDMENT NO. 3

On page 2, delete line 4 and insert: "percent of admission charges, concession prices, or the price of other tangible personal property sold."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pinac
Alario	Guillory	Pitre
Alexander, E	Hammett	Powell
Ansardi	Heaton	Pratt
Baudoin	Hebert	Quezaire
Baylor	Hill	Richmond
Bowler	Holden	Riddle
Broome	Hopkins	Romero
Bruce	Hudson	Salter
Bruneau	Hunter	Scalise
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	Strain
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Doerge	Lucas	Travis
Donelon	Martiny	Triche

Downer	McCallum	Waddell
Dupre	McDonald	Walsworth
Durand	McMains	Warner
Erdey	Montgomery	Welch
Farrar	Morrell	Wilkerson
Faucheux	Murray	Willard
Frith	Nevers	Windhorst
Fruge	Odinet	Winston
Futrell	Perkins	Wooton
Glover	Pierre	Wright
Total—99		

NAYS

Total—0

ABSENT

Alexander, R	Flavin	Schneider
Carter, K	Morrish	Stelly
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Faucheux 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

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 117: Reps. DeWitt, Hammett, and Travis.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 221: Reps. Hammett, Johns, and Montgomery.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 254: Reps. Daniel, Hammett, and McMains.

Suspension of the Rules

On motion of Rep. Strain, 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 CONCURRENT RESOLUTION NO. 75—
BY REPRESENTATIVES STRAIN, HOLDEN, AND WILKERSON
A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Health and Hospitals to assemble and coordinate an ongoing autism working group to be composed of representatives from the public and private universities, medical schools, and research institutes of the state of Louisiana to study the causes, diagnosis, and treatment of autism and to collaborate on autism research, and to report the initial findings of the working group and recommendations to the House and Senate Committees on Health and Welfare prior to the convening of the 2001 Regular Session and prior to each regular legislative session thereafter.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 76—
BY REPRESENTATIVE DOWNER
A CONCURRENT RESOLUTION

To commend the Reverend Gerard C. Hayes upon the fortieth anniversary of his ordination to the priesthood.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 77—
BY REPRESENTATIVE NEVERS
A CONCURRENT RESOLUTION

To honor the foster parents and foster workers of the year 2000 in each region and to express the appreciation of the legislature for their valuable contribution to strengthen family life in Louisiana.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 78—
BY REPRESENTATIVE FLAVIN
A CONCURRENT RESOLUTION

To recognize the Louisiana High School Rodeo Association on the occasion of its fiftieth anniversary.

Read by title.

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

Ordered to the Senate.

Privileged Report of the Committee on Enrollment

June 1, 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. 40—
BY REPRESENTATIVES BROOME AND M. JACKSON
A RESOLUTION

To commend Mrs. Yvonne Lelong Bordelon, for her dedicated service to education in Louisiana and to record and recognize her numerous contributions to Louisiana's young people during the twenty-four years she has devoted to improving the knowledge and skills of students as a teacher and librarian in the schools of East Baton Rouge Parish.

HOUSE RESOLUTION NO. 41—
BY REPRESENTATIVES BROOME AND M. JACKSON
A RESOLUTION

To commend Mrs. Vivian Scott Jackson upon the occasion of her retirement from the East Baton Rouge Parish school system, for her dedicated service to education in Louisiana, and to record and recognize her numerous contributions to Louisiana's young people during the years she has devoted to improving the knowledge and skills of students in the schools of Louisiana.

HOUSE RESOLUTION NO. 42—
BY REPRESENTATIVES BROOME AND M. JACKSON
A RESOLUTION

To commend Ms. Dorthea Robinson Johnson upon the occasion of her retirement from the East Baton Rouge Parish school system, for her dedicated service to education in Louisiana, and to record and recognize her numerous contributions to Louisiana's young people during the twenty-five years she has devoted to improving the knowledge and skills of students in the state of Louisiana.

HOUSE RESOLUTION NO. 43—
BY REPRESENTATIVES BROOME AND M. JACKSON
A RESOLUTION

To commend Ms. Peggy Ann Kitchens upon the occasion of her retirement from the East Baton Rouge Parish school system, for her dedicated service to education in Louisiana, and to record and recognize her numerous contributions to Louisiana's young people during the many years she has devoted to improving the knowledge and skills of students as a teacher in the schools of Louisiana.

HOUSE RESOLUTION NO. 44—
BY REPRESENTATIVE HOLDEN
A RESOLUTION

To commend and congratulate the U-16 Baton Rouge Spirit Soccer Team for its many accomplishments during the 1999-2000 season, including winning the Baton Rouge Soccer Association Division I Championship, winning the U-16 District 3 Championship, and advancing to the Final Four in the Pelican Cup State Championship Tournament.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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

Privileged Report of the Committee on Enrollment

June 1, 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. 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.

HOUSE CONCURRENT RESOLUTION NO. 50—
BY REPRESENTATIVE DIEZ
A CONCURRENT RESOLUTION

To urge and request the Federal Motor Carrier Safety Administration of the U.S. Department of Transportation to adopt additional regulations regarding "Hours of Service of Drivers: Rest and Sleep for Safe Operations" which recognize the duty of utility companies to provide effective customer service and which support utility operations with equitable rules that fairly balance safety concerns and effective customer service.

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, WARNER, DEWITT, E. ALEXANDER, ANSARDI, BAYLOR, K. CARTER, R. CARTER, CAZAYOUX, CLARKSON, DAMICO, DANIEL, DEVILLIER, DIEZ, ERDEY, FARRAR, FUTRELL, GLOVER, GREEN, HAMMETT, HEATON, L. JACKSON, KATZ, LAFLEUR, LEBLANC, MARTINY, MCCALLUM, MORRELL, MORRISH, MURRAY, NEVERS, PIERRE, PINAC, PITRE, PRATT, QUEZAIRE, RIDDLE, ROMERO, SALTER, SCALISE, SCHNEIDER, JACK SMITH, JOHN SMITH, SNEED, STRAIN, TOOMY, TOWNSEND, TRAVIS, TRICHE, WADDELL, WELCH, WILKERSON, WILLARD, WINDHORST, WINSTON, WOOTON, AND WRIGHT 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, ULLO, BAIJOIE, BARHAM, CAMPBELL, C. FIELDS, W. FIELDS, FONTENOT, GAUTREAUX, HAINKEL, HINES, B. JONES, AND ROBICHAUX
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.

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

June 1, 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. 48—
BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact Section 2 of Act No. 45 of the 1998 Regular Session of the Legislature, relative to the imposition of the occupational license tax on utilities selling electricity or gas in more than one municipality; to extend the applicability of the law; and to provide for related matters.

HOUSE BILL NO. 106—
BY REPRESENTATIVE FRITH
AN ACT

To enact R.S. 33:2738.82, relative to Hospital Service District No. 1 of Vermilion Parish; to authorize the Hospital Service District No. 1 of Vermilion Parish to levy and collect a sales and use tax with voter approval; and to provide for related matters.

HOUSE BILL NO. 109—
BY REPRESENTATIVE MCDONALD
AN ACT

To enact R.S. 33:2737.75, relative to the West Carroll Parish School Board; to authorize the West Carroll Parish School Board to levy and collect an additional sales and use tax with voter approval; and to provide for related matters.

HOUSE BILL NO. 193—
BY REPRESENTATIVE DEWITT
AN ACT

To amend and reenact R.S. 47:551(A), relative to the taxation of rental of automobiles; to extend the automobile rental tax; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 215—
BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 33:2711(A) and to repeal R.S. 33:2711.15, relative to municipalities in Concordia Parish; to authorize the governing body of each respective municipality to levy and collect a sales and use tax, subject to voter approval; to provide for legislative intent; and to provide for related matters.

HOUSE BILL NO. 224—
BY REPRESENTATIVES MONTGOMERY, ALARIO, BAYLOR, BROOME, BRUCE, BRUNEAU, CRANE, CURTIS, DAMICO, DANIEL, DARTEZ, DEVILLIER, DOERGE, DOWNER, DUPRE, DURAND, FARRAR, FRITH, FRUGE, FUTRELL, GLOVER, HILL, HOLDEN, HUDSON, ILES, L. JACKSON, M. JACKSON, JOHNS, KATZ, KENNARD, LAFLEUR, LANCASTER, MARTINY, MCCALLUM, MCDONALD, MCMAINS, MORRELL, MORRISH, NEVERS, PIERRE, PINAC, PRATT, SALTER, SHAW, JANE SMITH, STRAIN, THOMPSON, TOWNSEND, TRAVIS, WALSWORTH, WELCH, AND WILLARD AND SENATORS BEAN, BOISSIERE, CRAVINS, GAUTREAUX, HEITMEIER, HOYT, MICHOT, MOUNT, ROMERO, AND THEUNISSEN
AN ACT

To amend and reenact R.S. 47:301(14)(i)(ii)(cc) and (v), to enact R.S. 47:301(14)(i)(ii)(dd), (iv)(ff), and (vi), and to repeal R.S. 47:301(14)(i)(iii)(cc), relative to the sales and use tax; to include interstate telecommunication services within the definition of taxable telecommunication services; to amend and reenact R.S. 47:302(C) and 331(C), to reduce the sales and use tax on such telecommunication services; to enact R.S. 47:6014, to provide for a tax credit to be taken by certain telephone companies; to enact R.S. 47:301(14)(i)(iii)(cc) and (gg) and to repeal R.S. 47:301(14)(i)(v), to provide for the taxation of interstate telecommunications and telephone companies under certain

circumstances; to provide for the pass-through to customers of savings through reduction in rates for telecommunication services; to provide for the effectiveness of certain provisions; to provide for effective dates; 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.

Suspension of the Rules

On motion of Rep. Hammett, the rules were suspended to permit the Committee on Ways and Means to meet on Thursday, June 1, 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 No. 98

Senate Bill No. 13

Adjournment

On motion of Rep. Riddle, at 4:40 P.M., the House agreed to adjourn until Friday, June 2, 2000, at 9:00 A.M.

The Speaker of the House declared the House adjourned until 9:00 A.M., Friday, June 2, 2000.

ALFRED W. SPEER
Clerk of the House

Committee Meeting Notices

Committee on Ways and Means

Will meet at: UPON ADJOURNMENT Date: June 1, 2000

Location: Committee Room 6

HB 98 THOMPSON – TAX/TAXATION: (Constitutional Amendment) Provides for the suspension of certain exemptions from the state sales and use tax and dedicates the avails therefrom for a pay increase for certain public school employees (SGF rev inc \$54 & \$111 mill in 01 & 02)

SB 13 JOHNSON – TAX/TAXATION: Constitutional amendment to require a two-thirds vote to enact exemptions or exclusions from local sales and use taxes. (2/3-CA13s1(A))

BRYANT O. HAMMETT, JR.
Chairman