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

TWENTY-FIRST DAY’S PROCEEDINGS

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

House of Representatives
State Capitol
Baton Rouge, Louisiana

Friday, June 2, 2000

The House of Representatives was called to order at 9:00 A.M., by
the Honorable Charlie DeWitt, Speaker of the House of
Representatives.

Morning Hour
ROLL CALL

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

PRESENT
Mr. Speaker Green Pitre
Alario Guillory Powell
Alexander, E Hammett Pratt
Alexander, R Heaton Quezaire
Ansardi Hebert Richmond
Baudoin Hill Riddle
Bowler Holden Romero
Broome Hopkins Saltier
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 Townsend
Dartez Landrieu Thompson
Devillier LeBlanc Toomy
Diez Lucas Travis
Doerge Martiny Triche
Donelon McCullum Waddell
Downer McDonald Walsworth
Dupre McMains Warner
Durand Montgomery Welch
Erdey Morrell Wilkerson
Farrar Morrish

FAUCHEUX
MURRAY
WILLARD
FLAVIN
NEVERS
WINNLORD
FRIITH
ODINET
WINSTON
FRINGE
PERKINS
WOOTON
FUJELL
PIERRE
WRIGHT
GLOVER
PINAC

Total—104

ABSENT

Baylor
Total—1

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

Prayer

Prayer was offered by Reverend Ernest Johnson.

Pledge of Allegiance

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

Reading of the Journal

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

On motion of Rep. Walsworth, the Journal of June 1, 2000, was
adopted.

Suspension of the Rules

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

Petitions, Memorials and
Communications

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

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. 62
Returned without amendments.

House Concurrent Resolution No. 76
Returned without amendments.

House Concurrent Resolution No. 77
Returned without amendments.

House Concurrent Resolution No. 78
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Message from the Senate

ASKING CONCURRENCE IN
SENATE 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 adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 49 and 50

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Odinet, the rules were suspended in order to take up and consider Senate Concurrent Resolutions Lying Over at this time.

Senate Concurrent Resolutions Lying Over

The following Senate Concurrent Resolutions contained in the message were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 49—
BY SENATORS FONTENOT AND CAHN
A CONCURRENT RESOLUTION
To express the condolences of the Legislature of Louisiana upon the death of Gustave A. Von Bodungen, of Algiers.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 50—
BY SENATORS BAJOIE, IRONS, JOHNSON, BOISSIERE, HAINKEL, AND HEITMEIER
A CONCURRENT RESOLUTION
To commend the success of the Louisiana Superdome during the celebration of its twenty-fifth anniversary.

Read by title.

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

Message from the Senate

APPOINTMENT OF
CONFERENCE COMMITTEE

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 8: Senators Schedler, Barham, and Lentini.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

APPOINTMENT OF
CONFERENCE COMMITTEE

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 117: Senators Barham, Hainkel, and Dardenne.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

APPOINTMENT OF
CONFERENCE COMMITTEE

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 221: Senators Barham, Tarver, and Heitmeier.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

APPOINTMENT OF
CONFERENCE COMMITTEE

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 254: Senators Barham, Hainkel, and Bill Jones.

Respectfully submitted,
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 Senate Bill No. 8: Reps. Hammett, Alario, and Murray.

Reports of Committees
The following reports of committees were received and read:

Report of the Committee on Ways and Means
June 2, 2000
To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on June 1, 2000, I am directed by your Committee on Ways and Means to submit the following report:

House Bill No. 98, by Thompson (Joint Resolution)
Reported with amendments. (12-0-1)

Senate Bill No. 13, by Johnson (Joint Resolution)
Reported favorably. (15-0-1)

BRYANT O. HAMMETT, JR.
Chairman

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

House Bills on Second Reading
Reported by Committee

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

HOUSE BILL NO. 98—
BY REPRESENTATIVES THOMPSON, ALARIO, DANIEL, DURAND, FARRAR, FAUCHEUX, HEATON, HILL, HUNTER, LANDRIEU, MONTGOMERY, OJINET, TOWNSEND, WARNER, AND WILLARD
A JOINT RESOLUTION
Proposing to add Article VII, Section 2.2 of the Constitution of Louisiana, relative to a limitation on the sales and use tax; to provide that food for home consumption, natural gas, electricity, and water shall be exempt from state sales and use taxes; to provide for related matters.

Read by title.
Reported with amendments by the Committee on Ways and Means.
The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Ways and Means to Original House Bill No. 98 by Representative Thompson

AMENDMENT NO. 1

On page 1, line 2, after "Section" and before "of the" change "10.11" to "2.2"

AMENDMENT NO. 2
On page 1, delete lines 3 through 6 and insert the following:
"relative to a limitation on the sales and use tax; to provide that food for home consumption, natural gas, electricity, and water shall be exempt from state sales and use taxes; to provide for"

AMENDMENT NO. 3
On page 1, line 12, change "Section 10.11" to "Section 2.2"

AMENDMENT NO. 4
On page 1, delete lines 14 through 17 in their entirety and on page 2, delete lines 1 through 12 in their entirety and insert the following:

"§2.2. Power to Tax; Sales and Use Tax; Limitation
Section 2.2. Food for home consumption, natural gas, electricity, and water shall be exempt from any sales and use tax levied by the state of Louisiana or by a political subdivision whose boundaries are coterminous with those of the state."

AMENDMENT NO. 5
On page 2, line 16, change "Section 3." to "Section 4." and between lines 15 and 16, insert:

"Section 3. This amendment shall become effective on January 1, 2001, but only if and when the proposed amendment of Article VII, Section 4(A) of the Constitution of Louisiana contained in the Act which originated as House Bill No. 73 of this 2000 Regular Session of the Legislature is adopted at the statewide election to be held on November 7, 2000 and becomes effective."

AMENDMENT NO. 6
On page 2, delete lines 20 through 25 and insert:

"To provide that food for home consumption, natural gas, electricity, and water shall be exempt from any sales and use tax levied by the state or by a statewide political subdivision.(Adds Article VII, Section 2.2)"

AMENDMENT NO. 7
On page 3, delete lines 1 and 2.

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

Under the rules, the above bill, as amended, was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

Suspension of the Rules
On motion of Rep. Hammett, the rules were suspended in order to take up and consider Senate Bills on Second Reading Reported by Committee at this time.

Senate Bills on Second Reading
Reported by Committee
The following Senate Bills and Joint Resolutions on second reading reported by committee were taken up and acted upon as follows:

SENATE BILL NO. 13—
BY SENATORS JOHNSON, CHAISSON, ELLINGTON, GAUTREAUX, HINES, MOUNT AND ROBICHAUX AND REPRESENTATIVES CAZAYOUX, DAMICO, DIZ, 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.

Reported favorably by the Committee on Ways and Means.

Under the rules, the bill was recommitted to the Committee on Civil Law and Procedure.

Suspension of the Rules

On motion of Rep. Montgomery, the rules were suspended in order to take up and consider Petitions, Memorials and Communications at this time.

Petitions, Memorials and Communications

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

Message from the Senate

HOUSE BILLS
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 Bills:

House Bill No. 250
Returned with amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

HOUSE BILL NO. 250—
BY REPRESENTATIVE MONTGOMERY
AN ACT
To amend and reenact R.S. 27:391, relative to the taxation of slot machine gaming at certain live horse racing tracks; authorize certain local governing authorities in Bossier Parish to levy a tax on taxable net slot machine proceeds; 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 Campbell to Engrossed House Bill No. 250 by Representative Montgomery

AMENDMENT NO. 1
On page 2, line 2, after "taxes" insert "not to exceed four percent in the aggregate"

AMENDMENT NO. 2
On page 2, line 4, after "(1)" insert:

"The school board of the parish of Bossier may levy a tax at a rate not to exceed .06 percent on weekly taxable net slot machine proceeds solely for the purpose of the depositing the revenues from such tax into the Bossier Parish Educational Excellence Fund. It is the intention of the legislature that the levy of such tax shall insure that such fund shall receive annually approximately the same amount of revenue as will be received individually by the city, by the sheriff or the law enforcement district, and the parish on behalf of itself and the towns provided for in Paragraph (3)(b), when such revenue is combined with the revenue to be received by the fund pursuant to the provisions of R.S. 33:9561(E)(3) and/or R.S. 27:392(B)(3)(a).

(2)"

AMENDMENT NO. 3
On page 2, line 5, change "one percent" to ".985 percent"

AMENDMENT NO. 4
On page 2, line 7, change "(2)" to "(3)"

AMENDMENT NO. 5
On page 2, line 8, change "one percent" to ".97 percent"

AMENDMENT NO. 6
On page 2, line 16, change "(3)" to "(4)"

AMENDMENT NO. 7
On page 2, line 18, change "one percent" to ".985 percent"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cravins to Engrossed House Bill No. 250 by Representative Montgomery

AMENDMENT NO. 1
On page 1, line 2, after “391” insert "and to enact R.S. 27:393"

**AMENDMENT NO. 2**

On page 1, line 3, change "authorizes" to "to authorize"

**AMENDMENT NO. 3**

On page 1, line 5, after "proceeds;" insert "to levy a state tax on taxable net slot machine proceeds"

**AMENDMENT NO. 4**

On page 2 between lines 19 and 20 insert the following:

"Section 2. R.S. 27:393 is hereby enacted to read as follows:

§393. State tax; levy

There is hereby levied a license tax of eighteen and one-half percent upon taxable net slot machine proceeds."

**AMENDMENT NO. 5**

On page 2, line 20, change "Section 2" to Section 3"

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

**ROLL CALL**

The roll was called with the following result:

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<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
</tr>
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<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Hammett Pratt</td>
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<tr>
<td>Alario</td>
<td>Heaton Quezaire</td>
</tr>
<tr>
<td>Ansardi</td>
<td>Hebert richmond</td>
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<tr>
<td>Bowler</td>
<td>Hill Riddle</td>
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<td>Bruneau</td>
<td>Holden Romero</td>
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<td>Carter, K</td>
<td>Hopkins Salter</td>
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<td>Hudson Scalise</td>
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<tr>
<td>Cazayoux</td>
<td>Hunter Schwegmann</td>
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<tr>
<td>Clarkson</td>
<td>Iles Shaw</td>
</tr>
<tr>
<td>Crane</td>
<td>Jackson, L Smith, G.—56th</td>
</tr>
<tr>
<td>Curtis</td>
<td>Jackson, M Smith, J.D.—50th</td>
</tr>
<tr>
<td>Damico</td>
<td>Johns Smith, J.H.—8th</td>
</tr>
<tr>
<td>Daniel</td>
<td>Kenney Smith, J.R.—30th</td>
</tr>
<tr>
<td>Dartez</td>
<td>LaFleur Sneed</td>
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<tr>
<td>Devillier</td>
<td>Lancaster Shelly</td>
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<tr>
<td>Diez</td>
<td>Landrieu Strain</td>
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<td>Doerge</td>
<td>LeBlanc Toomy</td>
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<tr>
<td>Downer</td>
<td>Martiny Townsend</td>
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<td>Dupre</td>
<td>McDonald Travis</td>
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<td>McMains Triche</td>
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<td>Nevers Wilkerson</td>
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<td>Frith</td>
<td>Odinet Willard</td>
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<tr>
<td>Fruge</td>
<td>Pierre Winston</td>
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<tr>
<td>Glover</td>
<td>Pinac Wooton</td>
</tr>
<tr>
<td>Green</td>
<td>Pitre Wright</td>
</tr>
<tr>
<td>Guillory</td>
<td>Powell Wright</td>
</tr>
<tr>
<td>Total—86</td>
<td>NAYS Schneider</td>
</tr>
</tbody>
</table>

| Alexander, E    | Katz Schneider  |
| Crowe           | McCallum Walsworth|
| Donelon         | Perkins Windhorst|
| Donelon         | Total—12        |
| ABSENT          |                 |
| Alexander, R    | Bruce Morrell   |
| Baudoin         | Futrell        |
| Baylor          | Lucas         |
| Total—7         |                 |

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

**Suspension of the Rules**

On motion of Rep. Thompson, the rules were suspended in order to take up and consider Senate Concurrent Resolutions Lying Over at this time.

**Senate Concurrent Resolutions Lying Over**

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

**Motion**

On motion of Rep. Thompson, the Committee on Agriculture was discharged from further consideration of Senate Concurrent Resolution No. 31.

**SENATE CONCURRENT RESOLUTION NO. 31—**

BY SENATOR HINES

A CONCURRENT RESOLUTION

To create the Tri-Parish Freshwater Advisory Committee to study and make recommendations relative to providing water for agricultural irrigation purposes.

Read by title.

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

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

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

**Motion**

On motion of Rep. Alario, the Committee on Ways and Means was discharged from further consideration of House Bill No. 81.

**HOUSE BILL NO. 81—**

BY REPRESENTATIVE DEWITT

A JOINT RESOLUTION

Proposing to amend Article VII, Section 4(B) and (C), to add Article VII, Section 4.1, and to repeal Article IX, Section 9 of the Constitution of Louisiana, relative to taxation of natural resources; to authorize the state to levy a hydrocarbon tax; to prohibit political subdivisions from levying such a tax; to delete obsolete provisions relative to the use of proceeds of such tax; to provide for submission of the proposed amendment to the electors; and to provide for related matters.
Read by title.

Motion

On motion of Rep. Alario, the bill was withdrawn from the files of the House.

Motion

On motion of Rep. Alario, the Committee on Ways and Means was discharged from further consideration of House Bill No. 82.

HOUSE BILL NO. 82—

BY REPRESENTATIVE DEWITT

A JOINT RESOLUTION

Proposing to amend Article VII, Section 4(B) and (C), to add Article VII, Section 4.1, and to repeal Article IX, Section 9 of the Constitution of Louisiana, relative to taxation of natural resources; to authorize the state to levy a tax on the use of hydrocarbon processing facilities; to prohibit political subdivisions from levying such a tax; to delete obsolete provisions relative to the use of proceeds of such tax; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Alario, the bill was withdrawn from the files of the House.

Motion

On motion of Rep. Alario, the Committee on Ways and Means was discharged from further consideration of House Bill No. 83.

HOUSE BILL NO. 83—

BY REPRESENTATIVES DEWITT AND HAMMETT

A JOINT RESOLUTION

Proposing to amend Article VII, Section 4(A) of the Constitution of Louisiana, relative to income taxes; to provide that the deductibility of federal income taxes paid from state income taxes shall be as provided by law; to provide for an effective date; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Alario, the bill was withdrawn from the files of the House.

Motion

On motion of Rep. Alario, the Committee on Ways and Means was discharged from further consideration of House Bill No. 84.

HOUSE BILL NO. 84—

BY REPRESENTATIVE DEWITT

A JOINT RESOLUTION

Proposing to amend Article VII, Section 5 of the Constitution of Louisiana, to provide for an increase in the motor vehicle license tax; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Alario, the bill was withdrawn from the files of the House.

Motion

On motion of Rep. Alario, the Committee on Ways and Means was discharged from further consideration of House Bill No. 85.

HOUSE BILL NO. 85—

BY REPRESENTATIVE DEWITT

A JOINT RESOLUTION

Proposing to amend Article VII, Section 20(A)(1) of the Constitution of Louisiana, to provide for the amount of the homestead exemption; to provide for submission of the proposed amendment to the electors; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Alario, the bill was withdrawn from the files of the House.

Motion

On motion of Rep. Alario, the Committee on Ways and Means was discharged from further consideration of House Bill No. 86.

HOUSE BILL NO. 86—

BY REPRESENTATIVE DEWITT

A JOINT RESOLUTION

Proposing to amend Article VII, Section 5 of the Constitution of Louisiana, to provide for an increase in the motor vehicle license tax; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Alario, the bill was withdrawn from the files of the House.
On motion of Rep. Alario, the Committee on Ways and Means was discharged from further consideration of House Bill No. 88.

**HOUSE BILL NO. 88—**
**BY REPRESENTATIVE DEWITT**
**A JOINT RESOLUTION**
Proposing to amend Article VII, Section 21(F) of the Constitution of Louisiana, to provide that certain exemptions from ad valorem taxes granted shall not apply to ad valorem taxes levied by school boards; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

On motion of Rep. Alario, the bill was withdrawn from the files of the House.

**HOUSE BILL NO. 89—**
**BY REPRESENTATIVE DEWITT**
**A JOINT RESOLUTION**
Proposing to amend Article VII, Section 21(F) of the Constitution of Louisiana, relative to income taxes; to provide for an effective date; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

On motion of Rep. Alario, the bill was withdrawn from the files of the House.

**HOUSE BILL NO. 90—**
**BY REPRESENTATIVE DEWITT**
**A JOINT RESOLUTION**
Proposing to amend Article VII, Section 21(F) of the Constitution of Louisiana, to provide that the exemption from ad valorem taxation for new manufacturing establishments or additions to existing manufacturing establishments may be granted for all or a portion of ad valorem taxes of such establishment; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

On motion of Rep. Alario, the Committee on Ways and Means was discharged from further consideration of House Bill No. 90.

**HOUSE BILL NO. 91—**
**BY REPRESENTATIVES DEWITT AND HAMMETT**
**A JOINT RESOLUTION**
Proposing to amend Article VII, Section 4(A) of the Constitution of Louisiana, relative to income taxes; to remove the constitutional provision setting maximum rates for the state personal income tax; to provide for an effective date; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

On motion of Rep. Alario, the bill was withdrawn from the files of the House.

**HOUSE BILL NO. 92—**
**BY REPRESENTATIVES DEWITT AND HAMMETT**
**A JOINT RESOLUTION**
Proposing to amend Article VII, Section 4(A) of the Constitution of Louisiana, relative to income taxes; to provide that the deductibility of federal income taxes paid from state income taxes shall be as provided by law; to provide for an effective date; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

On motion of Rep. Alario, the bill was withdrawn from the files of the House.

**HOUSE BILL NO. 93—**
**BY REPRESENTATIVES DEWITT AND HAMMETT**
**A JOINT RESOLUTION**
Proposing to amend Article VII, Section 4(A) of the Constitution of Louisiana, relative to income taxes; to provide that the deductibility of federal income taxes paid from state income taxes shall be as provided by law; to provide for an effective date; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.
On motion of Rep. Alario, the Committee on Ways and Means was discharged from further consideration of House Bill No. 97.

**HOUSE BILL NO. 97—**
**BY REPRESENTATIVE DEWITT**
A JOINT RESOLUTION
Proposing to amend Article VII, Section 4(B) and (C), to add Article VII, Section 4.1, and to repeal Article IX, Section 9 of the Constitution of Louisiana, relative to taxes related to natural resources; to provide for any litigation or legal remedies available concerning the tax; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

Motion

On motion of Rep. Alario, the bill was withdrawn from the files of the House.

**HOUSE BILL NO. 99—**
**BY REPRESENTATIVE DEWITT**
A JOINT RESOLUTION
Proposing to amend Article VII, Section 4(B) and (C), to add Article VII, Section 4.1, and to repeal Article IX, Section 9 of the Constitution of Louisiana, relative to taxes related to natural resources; to provide for any litigation or legal remedies available concerning the tax; to repeal obsolete provisions relative to the first use tax; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

Motion

On motion of Rep. Alario, the bill was withdrawn from the files of the House.

**HOUSE BILL NO. 101—**
**BY REPRESENTATIVE DEWITT**
A JOINT RESOLUTION
Proposing to amend Article VII, Section 19 of the Constitution of Louisiana, to clarify that the authorization for a state ad valorem tax applies to all property; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Alario, the bill was withdrawn from the files of the House.

**HOUSE BILL NO. 118—**
**BY REPRESENTATIVES DEWITT, HAMMETT, AND LEBLANC AND SENATORS HAINKEL, BARHAM, AND DARDENNE**
AN ACT
To amend and reenact R.S. 26:341(1) and 342, relative to the excise tax on certain alcoholic beverages; to provide for an increase in the rate of such tax; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Alario, the bill was withdrawn from the files of the House.

**HOUSE BILL NO. 119—**
**BY REPRESENTATIVES DEWITT, HAMMETT, AND LEBLANC AND SENATORS HAINKEL, BARHAM, AND DARDENNE**
AN ACT
To amend and reenact R.S. 27:91(C), relative to riverboat gaming; to increase the franchise fee on net gaming proceeds; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Alario, the bill was withdrawn from the files of the House.

**HOUSE BILL NO. 130—**
**BY REPRESENTATIVES DEWITT AND HAMMETT**
AN ACT
To amend and reenact R.S. 12:1368 and R.S. 47:287.732(B), relative to the taxation of corporations, to provide that limited liability companies and S corporations shall be taxed in the same manner as a corporation; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Alario, the bill was withdrawn from the files of the House.

**HOUSE BILL NO. 131—**
**BY REPRESENTATIVES DEWITT**
AN ACT
To amend and reenact R.S. 12:1368 and R.S. 47:287.732(B), relative to the taxation of corporations, to provide that limited liability companies and S corporations shall be taxed in the same manner as a corporation; to provide for an effective date; and to provide for related matters.
HOUSE BILL NO. 131—
BY REPRESENTATIVES DEWITT AND HAMMETT
AN ACT
To enact Part IV of Chapter 3 of Title 47 of the Louisiana Revised
Statutes of 1950, to be comprised of R.S. 47:2751 and 2752; to
provide for the levy, collection, and enforcement of a conveyance
tax on transfers of immovable property; and to provide for related
matters.

Read by title.

Motion
On motion of Rep. Alario, the bill was withdrawn from the files of
the House.

Motion
On motion of Rep. Alario, the Committee on Ways and Means was
discharged from further consideration of House Bill No. 132.

HOUSE BILL NO. 132—
BY REPRESENTATIVES DEWITT AND HAMMETT
AN ACT
To enact R.S. 47:301(16)(f), (22), and (23), relative to state and local
sales and use tax; to define tangible personal property to exclude
certain custom computer software; to provide for an effective date;
and to provide for related matters.

Read by title.

Motion
On motion of Rep. Alario, the bill was withdrawn from the files of
the House.

Motion
On motion of Rep. Alario, the Committee on Ways and Means was
discharged from further consideration of House Bill No. 133.

HOUSE BILL NO. 133—
BY REPRESENTATIVES DEWITT AND HAMMETT
AN ACT
To enact R.S. 47:2751 and 2752; to provide for the levy, collection, and enforcement of a conveyance
tax on transfers of immovable property; to provide for an effective date; and to provide for related matters.

Read by title.

Motion
On motion of Rep. Alario, the bill was withdrawn from the files of
the House.

Motion
On motion of Rep. Alario, the Committee on Ways and Means was
discharged from further consideration of House Bill No. 146.

HOUSE BILL NO. 146—
BY REPRESENTATIVES DEWITT AND HAMMETT
AN ACT
To enact R.S. 47:301(14)(i), relative to the state sales and use tax; to
extend the levy to include all services; to provide for an effective date; and to provide for related matters.

Read by title.

Motion
On motion of Rep. Alario, the bill was withdrawn from the files of
the House.

Motion
On motion of Rep. Alario, the Committee on Ways and Means was
discharged from further consideration of House Bill No. 147.

HOUSE BILL NO. 147—
BY REPRESENTATIVES DEWITT, HAMMETT, AND LEBLANC AND
SENATORS HAINKEL, BARHAM, AND DARDENNE
AN ACT
To amend and reenact R.S. 47:301(14)(i)(ii)(ce) and (iii) and 321(C) and
to enact R.S. 47:301(14)(i)(ii)(dd) and (iv)(f), relative to the
state sales and use tax; to increase the tax on telecommunications services; to provide for the levy of the tax on certain interstate telecommunication services; to provide for an effective date; and to provide for related matters.

Read by title.

Motion
On motion of Rep. Alario, the bill was withdrawn from the files of
the House.

Motion
On motion of Rep. Alario, the Committee on Ways and Means was
discharged from further consideration of House Bill No. 148.

HOUSE BILL NO. 148—
BY REPRESENTATIVES DEWITT AND HAMMETT
AN ACT
To amend and reenact R.S. 22:1068, relative to the insurance excise
license tax; to discontinue the credit for certain investments made
in this state; to provide for an effective date; and to provide for related matters.

Read by title.

Motion
On motion of Rep. Alario, the bill was withdrawn from the files of
the House.

Motion
On motion of Rep. Alario, the Committee on Ways and Means was
discharged from further consideration of House Bill No. 149.

HOUSE BILL NO. 149—
BY REPRESENTATIVES DEWITT, HAMMETT, AND LEBLANC AND
SENATORS HAINKEL, BARHAM, AND DARDENNE
AN ACT
To amend and reenact R.S. 27:311(D)(1) and (2), relative to the
franchise payment on net device revenue derived from video poker
devices; to increase such franchise payment; and to provide for related matters.

Read by title.

Motion
On motion of Rep. Alario, the bill was withdrawn from the files of
the House.

Motion
On motion of Rep. Alario, the Committee on Ways and Means was
discharged from further consideration of House Bill No. 150.
On motion of Rep. Alario, the bill was withdrawn from the files of the House.

Motion

On motion of Rep. Alario, the Committee on Ways and Means was discharged from further consideration of House Bill No. 159.

HOUSE BILL NO. 159—
BY REPRESENTATIVES DEWITT AND HAMMETT
AN ACT
To amend and reenact R.S. 47:633(9)(a) and (d)(ii), and (iii), relative to the severance tax on natural gas; to provide for the rate of tax applicable to the severance of natural gas; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Alario, the bill was withdrawn from the files of the House.

Motion

On motion of Rep. Alario, the Committee on Ways and Means was discharged from further consideration of House Bill No. 164.

HOUSE BILL NO. 164—
BY REPRESENTATIVES DEWITT AND HAMMETT
AN ACT
To enact Chapter 16 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:1301 through 1306, relative to taxes related to natural resources; to provide for the levy, collection, and administration of a hydrocarbon tax imposed by the state on the first use of crude oil and natural gas within the state; to provide for any litigation or legal remedies available concerning the tax; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Alario, the bill was withdrawn from the files of the House.

Motion

On motion of Rep. Alario, the Committee on Ways and Means was discharged from further consideration of House Bill No. 209.

HOUSE BILL NO. 209—
BY REPRESENTATIVES DEWITT AND HAMMETT
AN ACT
To amend and reenact R.S. 47:1003(1), the part heading for Part II of Chapter 11 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, 1031, 1032(1) and (2), 1033(B), 1034, and 1036 and to repeal R.S. 47:1003(10), relative to the transportation of certain products by pipeline; to change the name of the natural gas franchise tax; to add the transportation by pipeline of crude oil, natural gas, and products to the tax; to increase the rate of such tax; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Alario, the bill was withdrawn from the files of the House.

Motion

On motion of Rep. Alario, the Committee on Ways and Means was discharged from further consideration of House Bill No. 213.

HOUSE BILL NO. 213—
BY REPRESENTATIVE DEWITT
AN ACT
To enact Chapter 2-C of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:334 and 335, relative to state sales and use tax; to provide for the levy and collection by the state of an additional one-half of one percent sales and use tax in addition to the sales and use tax imposed by Chapter 2, Chapter 2-A, and Chapter 2-B of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950; to provide for the administration and collection of the tax; to provide for certain exemptions, exclusions,
deductions, and credits; to provide for an effective date; and to provide for related matters.

Read by title.

**Motion**

On motion of Rep. Alario, the bill was withdrawn from the files of the House.

**Motion**

On motion of Rep. Alario, the Committee on Ways and Means was discharged from further consideration of House Bill No. 249.

**HOUSE BILL NO. 249—**

BY REPRESENTATIVE DEWITT

AN ACT

To enact Part V of Chapter 6 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:701 through 704, relative to the taxation of the refining of crude oil and natural gas; to provide for the levy, collection, and administration of a tax on the refining of oil and natural gas; to provide for definitions; to provide for certain exemptions and limitations; to provide for the effectiveness of the tax; to provide for an effective date; and to provide for related matters.

Read by title.

**Motion**

On motion of Rep. Alario, the bill was withdrawn from the files of the House.

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

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

**HOUSE CONCURRENT RESOLUTION NO. 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.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Alario to Original House Concurrent Resolution No. 66 by Representative Downer, et. al.

**AMENDMENT NO. 1**

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

"while protecting the privacy and confidentiality of individual and business tax records,"

**AMENDMENT NO. 2**

On page 2, between lines 23 and 24, insert the following:

"BE IT FURTHER RESOLVED that the task force shall be prohibited from reviewing tax records of individual and business filers in order to protect the privacy and confidentiality of those records."

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

Rep. Downer moved the adoption of the resolution, as amended.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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<th>Mr. Speaker</th>
<th>Guillory</th>
<th>Powell</th>
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**Total—100**

**NAYS**

| Total—0 |

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<tbody>
<tr>
<td>Bruce</td>
<td>Lucas</td>
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**Total—5**

The resolution was adopted.
HOUSE CONCURRENT RESOLUTION NO. 68—
BY REPRESENTATIVE LEBLANC AND SENATOR DARDELLENE
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.

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

Senate Concurrent Resolutions on Third Reading for Final Consideration

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

SENATE CONCURRENT RESOLUTION NO. 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.

Rep. Crowe moved the concurrence of the resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Green Powell
Alario Guillory Pratt
Alexander, E Hummett Quezaire
Alexander, R Heaton Richmond
Ansardi Hebert Riddle
Baudoin Holden Romero
Brower Hopkins Saltier
Broome Hudson Scalise
Bruce Hunter Schneider
Brunau 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 Kenndard Smith, J.R.—30th
Crowe Kenney Sneed
Curtis LaFleur Stelly
Daminco Lancaster Strain
Daniel Landrieu Thompson
Dartez LeBlanc Toomy
Devillier Martiny Townsend
Diez McCallum Travis
Doerge McDonald Triche
Donelon McMains Waddell
Downer Montgomery Walworth
Dupre Morrell Warner
Durand Morish Welch
Erdey Murray Wilkerson
Farrar Nevers Willard
Faucheux Odinet Windhorst
Flavin Perkins Winston
Frith Pierre Wooton
Frugu Pinac Wright
Futrel Pitre Wright

Total—101 NAYS
Total—0 ABSENT

Baylor Hill
Glover Lucas
Total—4

The resolution was concurred in.

Suspension of the Rules

On motion of Rep. Crowe, the rules were suspended to reconsider the vote by which Senate Concurrent Resolution No. 10 was concurred in on the same legislative day.

Reconsideration

The following legislative instruments on reconsideration 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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Murray to Engrossed Senate Concurrent Resolution No. 10 by Senator Schedler

AMENDMENT NO. 1

In Amendment No. 4 of the House Committee Amendments proposed by the House and Governmental Affairs Committee and adopted by the House on June 1, 2000, on page 2, between lines 18 and 19, insert the following:

"(18) ‘The assistant secretary of the office of family support, Department of Social Services, or his designee.’"

On motion of Rep. Murray, the amendments were adopted.
Rep. Crowe moved the concurrence of the resolution, as amended.

**ROLL CALL**

The roll was called with the following result:

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<td>Hopkins Schneider</td>
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The resolution was concurred in.

**Suspension of the Rules**

On motion of Rep. Downer, the rules were suspended in order to take up and consider House Concurrent Resolution No. 67 at this time.

**HOUSE CONCURRENT RESOLUTION NO. 67—**

BY REPRESENTATIVES DOWNER, MCDONALD, JOHN SMITH, AND TRICHE

A CONCURRENT RESOLUTION

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

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Alario to Original House Concurrent Resolution No. 67 by Representatives Downer et al.

**AMENDMENT NO. 1**

On page 1, line 14, after "collection" delete "team" and insert the following:

"team, while protecting the privacy and confidentiality of individual and business and tax records,"

**AMENDMENT NO. 2**

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

"BE IT FURTHER RESOLVED that the task force shall be prohibited from reviewing tax records of individual and business filers in order to protect the privacy and confidentiality of those records."

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

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

Ordered to the Senate.

**Privileged Report of the Committee on Enrollment**

June 2, 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. 26—**

BY REPRESENTATIVES DURAND, E. ALEXANDER, BRUCE, CROWE, DEVILLIER, DOREGE, FRITH, M. JACKSON, LAFAURE, MORRELL, NEVERS, PINAC, RIDDLE, SCHWEGMANN, GARY SMITH, SNEED, AND TRAVIS

A CONCURRENT RESOLUTION
To urge and request the Consumer Product Safety Commission, the National Academy of Sciences, the American Society of Testing and Materials, and the Upholstered Furniture Action Council to develop attainable standards for protection from open flame ignition and to urge and request that certain information be disseminated in fire safety education programs.

HOUSE CONCURRENT RESOLUTION NO. 54—
BY REPRESENTATIVE BAUDOIN
A CONCURRENT RESOLUTION
To urge and request the Department of Health and Hospitals to test water wells in the Carencro area to determine the safety of the water and to determine the source and movement of any contaminants found in wells in the area.

HOUSE CONCURRENT RESOLUTION NO. 57—
BY REPRESENTATIVE WILKERSON
A CONCURRENT RESOLUTION
To urge and request the Department of Health and Hospitals to establish a diabetes education program.

HOUSE CONCURRENT RESOLUTION NO. 61—
BY REPRESENTATIVE RIDDLE
A CONCURRENT RESOLUTION
To urge and request the Department of Health and Hospitals provide the same array and level of services to developmentally disabled Medicaid recipients regardless of age, especially maintaining EPSDT services under Medicaid for developmentally disabled persons twenty-one years of age and older.

HOUSE CONCURRENT RESOLUTION NO. 71—
BY REPRESENTATIVES CLARKSON, BRUNEAU, K. CARTER, HEATON, LANDRIEU, LUCAS, MURRAY, ODINET, PRATT, RICHMOND, SCHWEGMANN, AND WILLARD AND SENATOR BAJOIE
A CONCURRENT RESOLUTION
To commend New Orleans Health Department Director Shelia Webb on being named a recipient of the Robert Wood Johnson Foundation Community Health Leadership Award.

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 2, 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. 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.

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.

HOUSE BILL NO. 41—
BY REPRESENTATIVES ILES AND JOHN 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 "Boise Cascade Corporation v. State of Louisiana"; and to provide for related matters.

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.

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.

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 Georgeff 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.

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 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.

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 "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.

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.

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.

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.

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.

RECESS

On motion of Rep. McMains, the Speaker declared the House at recess until 11:30 A.M.

AFTER RECESS

Speaker DeWitt called the House to order at 11:30 A.M.

ROLL CALL

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

PRESENT

Mr. Speaker
Green
Guillory
Hammett
Heaton
Hebert
Hill
Holden
Hopkins
Hudson
Iles
Jackson, L
Jackson, M
Johns
Katz
Kennard
Kenney
LaFleur
Lancaster

ABSENT

Baylor

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

SUSPENSION OF THE RULES

On motion of Rep. McMains, the rules were suspended in order to take up and consider Reports of Committees at this time.

REPORTS OF COMMITTEES

The following reports of committees were received and read:

Report of the Committee on Civil Law and Procedure
June 2, 2000

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Civil Law and Procedure to submit the following report:

House Bill No. 98, by Thompson (Joint Resolution) Reported without amendments. (9-0) (Regular)

Senate Bill No. 13, by Johnson (Joint Resolution) Reported with amendments. (9-0) (Regular)

F. CHARLES McMAINS, JR.
Chairman

The above Senate Bill reported favorably or with amendments was referred to the Legislative Bureau.

SUSPENSION OF THE RULES

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

HOUSE BILLS ON SECOND READING
REPORTED BY COMMITTEE

The following House Bills and Joint Resolutions on second reading reported by committee were taken up and acted upon as follows:
HOUSE BILL NO. 98—
BY REPRESENTATIVES THOMPSON, ALARIO, DANIEL, DURAND, FARRAR, FAUCHEUX, HEATON, HILL, HUNTER, LANDRIEU, MONTGOMERY, ODINET, TOWNSEND, WARNER, AND WILLARD
A JOINT RESOLUTION
Proposing to add Article VII, Section 2.2 of the Constitution of Louisiana, relative to a limitation on the sales and use tax; to provide that food for home consumption, natural gas, electricity, and water shall be exempt from state sales and use taxes; to provide for submission of the amendment to the electors; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

House Bills on Second Reading to be Referred to Committee

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

Motion
On motion of Rep. Hunter, the bill was withdrawn from the files of the House.

Motion
On motion of Rep. Hunter, the Committee on Ways and Means was discharged from further consideration of House Bill No. 72.

HOUSE BILL NO. 72—
BY REPRESENTATIVES HUNTER AND MURRAY
A JOINT RESOLUTION
Proposing to amend Article VII, Section 4(A) of the Constitution of Louisiana, relative to the income tax; to eliminate the individual and joint income tax rate ceiling; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Motion
On motion of Rep. Hunter, the bill was withdrawn from the files of the House.

Motion
On motion of Rep. Hunter, the Committee on Ways and Means was discharged from further consideration of House Bill No. 75.

HOUSE BILL NO. 75—
BY REPRESENTATIVES HUNTER AND MURRAY
A JOINT RESOLUTION
Proposing to amend Article VII, Section 4(A) of the Constitution of Louisiana, relative to income taxes; to eliminate the deduction for federal income taxes paid; to provide for an effective date; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Motion
On motion of Rep. Hunter, the Committee on Ways and Means was discharged from further consideration of House Bill No. 75.

HOUSE BILL NO. 76—
BY REPRESENTATIVES HUNTER AND MURRAY
A JOINT RESOLUTION
Proposing to amend Article VII, Section 4(B) and (C), to add Article VII, Section 4.1, and to repeal Article IX, Section 9 of the Constitution of Louisiana, relative to taxation of natural resources; to authorize the state to levy a hydrocarbon tax; to prohibit political subdivisions from levying such a tax; to delete obsolete provisions relative to the use of proceeds of such tax; to provide that the tax shall be imposed on the first use of certain natural resources within the state; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Motion
On motion of Rep. Hunter, the bill was withdrawn from the files of the House.

Motion
On motion of Rep. Hunter, the Committee on Ways and Means was discharged from further consideration of House Bill No. 79.

HOUSE BILL NO. 79—
BY REPRESENTATIVES HUNTER AND MURRAY
A JOINT RESOLUTION
Proposing to amend Article VII, Section 19 of the Constitution of Louisiana, to clarify that the authorization for a state ad valorem tax applies to all property; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Motion
On motion of Rep. Hunter, the Committee on Ways and Means was discharged from further consideration of House Bill No. 103.

HOUSE BILL NO. 103—
BY REPRESENTATIVE HUNTER
A JOINT RESOLUTION
Proposing to amend Article VII, Section 19 of the Constitution of Louisiana, to clarify that the authorization for a state ad valorem tax applies to all property; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.
On motion of Rep. Hunter, the bill was withdrawn from the files of the House.

Motion

On motion of Rep. Hunter, the Committee on Ways and Means was discharged from further consideration of House Bill No. 168.

HOUSE BILL NO. 168—
BY REPRESENTATIVES HUNTER AND MURRAY
AN ACT
To amend and reenact R.S. 22:1068(E)(1)(a) and to repeal R.S. 22:1068(E)(1)(b) and Chapter 26 of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:1921 through 1935, relative to venture capital; to repeal the Louisiana Capital Companies Tax Credit Program; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Hunter, the bill was withdrawn from the files of the House.

Motion

On motion of Rep. Hunter, the bill was withdrawn from the files of the House.

Motion

On motion of Rep. Hunter, the Committee on Ways and Means was discharged from further consideration of House Bill No. 169.

HOUSE BILL NO. 169—
BY REPRESENTATIVES HUNTER AND MURRAY
AN ACT
To amend and reenact R.S. 26:341(A)(1), (2), (3), and (4) and 342, relative to the excise tax on certain alcoholic beverages; to provide for an increase in the rate of such tax; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Hunter, the bill was withdrawn from the files of the House.

Motion

On motion of Rep. Hunter, the Committee on Ways and Means was discharged from further consideration of House Bill No. 170.

HOUSE BILL NO. 170—
BY REPRESENTATIVES HUNTER AND MURRAY
AN ACT
To repeal R.S. 22:1395.12, relative to insurers of life and health insurance; to repeal the authority to offset against any premium or license tax liability certain assessments paid to the Louisiana Life and Health Guaranty Association; and otherwise to provide with respect thereto.

Read by title.

Motion

On motion of Rep. Hunter, the bill was withdrawn from the files of the House.

Motion

On motion of Rep. Hunter, the Committee on Ways and Means was discharged from further consideration of House Bill No. 171.

HOUSE BILL NO. 171—
BY REPRESENTATIVES HUNTER AND MURRAY
AN ACT
To amend and reenact R.S. 47:32(A), relative to individual income taxes; to increase the rates for state individual income taxes; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Hunter, the Committee on Ways and Means was discharged from further consideration of House Bill No. 175.

HOUSE BILL NO. 175—
BY REPRESENTATIVES HUNTER AND MURRAY
AN ACT
To repeal R.S. 47:633(7)(b) and (c) and (9)(b), (c), and (d)(v), relative to the severance tax on oil and natural gas; to repeal certain provisions providing for reduced tax rates.

Read by title.

Motion

On motion of Rep. Hunter, the bill was withdrawn from the files of the House.

Motion

On motion of Rep. Hunter, the Committee on Ways and Means was discharged from further consideration of House Bill No. 176.

HOUSE BILL NO. 176—
BY REPRESENTATIVES HUNTER AND MURRAY
AN ACT
To enact Chapter 16 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:1301 through 1306, relative to taxes related to natural resources; to provide for the levy, collection, and administration of a hydrocarbon tax imposed by the state on the first use of crude oil and natural gas within the state; to provide for any litigation or legal remedies available concerning the tax; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Hunter, the bill was withdrawn from the files of the House.

Motion

On motion of Rep. Hunter, the Committee on Ways and Means was discharged from further consideration of House Bill No. 207.
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. 328** (Substitute for House Bill No. 53 by Representative Faucheux)

AN ACT
To amend and reenact R.S. 47:305(E), relative to sales and use tax; to provide for an effective date; and to provide for related matters.

Read by title.

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

**HOUSE BILL NO. 329** (Substitute for House Bill No. 182 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 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.

Motion
On motion of Rep. Karen Carter, the bill was returned to the calendar.

**HOUSE BILL NO. 330** (Substitute for House Bill No. 201 by Representative Dewitt)

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 for continuance of certification; to provide for annual audits; 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.

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

**HOUSE FLOOR AMENDMENTS**
Amendments proposed by Representative Travis to Engrossed House Bill No. 330 by Representative DeWitt

AMENDMENT NO. 1
On page 1, line 3, after "1923(2)" and before "1924(B)" delete "and (6)(a)(i)," and insert "(3), (6)(a)(i), and (7),"

AMENDMENT NO. 2
On page 1, at the end of line 4, insert "1933,"

AMENDMENT NO. 3
On page 2, line 23, after "1923(2)" and before "1924(B)" delete "and (6)(a)(i)," and insert "(3), (6)(a)(i), and (7),"

AMENDMENT NO. 4
On page 2, line 25, after "1931,;" and before "and" insert "1933,;"

AMENDMENT NO. 5
On page 3, between lines 25 and 26, insert the following:
"(3) "Department" means the office of financial institutions within the Department of Economic Development."

AMENDMENT NO. 6
On page 4, between lines 11 and 12, insert the following:
"(7) "Secretary" means the secretary of the Department of Economic Development or his successor, through the commissioner of the office of financial institutions."

AMENDMENT NO. 7
On page 9, line 9, between "dollars" and "to" insert ",plus any allocation remaining after the allocation made pursuant to R.S. 51:1924(D)(2)(a),"

AMENDMENT NO. 8
On page 14, between lines 21 and 22, insert:
"§1933. Administration matters

A. All investments of certified capital in a certified Louisiana capital company prior to June 27, 1996, shall be one investment pool; the investment date of such investment pool shall be the date of certification or recertification, as the case may be, of the certified Louisiana capital company.

B. The secretary may transfer the certification and examination authority for the Certified Louisiana Capital company program to the Office of Financial Institutions; however, all policy making functions and overall program responsibilities shall remain with the secretary."

Rep. Karen Carter asked for and obtained a division of the question.

On motion of Rep. Travis, Amendment Nos. 1, 2, 3, 4, 5, 6, and 8 were adopted.

Rep. Travis moved adoption of Amendment No. 7.


By a vote of 69 yeas and 31 nays, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Landrieu to Engrossed House Bill No. 330 by Representative DeWitt

AMENDMENT NO. 1
On page 1, at the end of line 5, delete "and" and insert a comma ",;"

AMENDMENT NO. 2
On page 1, line 6, between "1927.2" and the comma ",;" insert "and 1928(C);"

AMENDMENT NO. 3
On page 2, line 26, between "(14)" and "are hereby" change "and 1927.2 to 1927.2, and 1928(C);"

AMENDMENT NO. 4
On page 13, line 24, between "amount of" and "tax" insert: "inflation-adjusted"

AMENDMENT NO. 5
On page 14, between lines 16 and 17, insert the following:
"§1928. Voluntary decertification

* * *

C. No distributions to equity owners shall be made from the certified capital contained within a pool prior to decertification other than for any of the following:

* * *

(4) For certified capital raised on December 1, 2000 and each year thereafter, the lesser of either a management fee which does not exceed two and one-half percent of the pool's certified capital or a management fee which does not exceed two and one-half percent of one and one-half times the amount of that pool's qualified investments calculated on May 30 and November 30 of each year.

* * *

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hunter to Engrossed House Bill No. 330 by Representative DeWitt, et al.

AMENDMENT NO. 1
On page 11, line 3, after “B.” insert "(1)"

**AMENDMENT NO. 2**

On page 11, between lines 10 and 11, insert the following:

"(2) Within thirty days after resubmission of the application for certification of a capital company with proper correction of all grounds for the refusal, the department or its successor shall act on the resubmission."

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

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

**ROLL CALL**

The roll was called with the following result:

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<th>YEAS</th>
<th>NAYS</th>
<th>ABSENT</th>
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<td>Mr. Speaker</td>
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<td>Alario</td>
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The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 64—**

A JOINT RESOLUTION

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

**Suspension of the Rules**

On motion of Rep. Strain, 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.

**Motion**

On motion of Rep. Strain, the bill was withdrawn from the files of the House.

**Suspension of the Rules**

On motion of Rep. Alario, the rules were suspended in order to call House Bill No. 326 from the calendar at this time.

**HOUSE BILL NO. 326 (Substitute for House Bill No. 235 by Representatives DeWitt and Hammett)—**

BY REPRESENTATIVES DEWITT, HAMMETT, AND ALARIO

AN ACT

To enact Subtitle XII of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:10000 through 10017, and to make inapplicable, inoperable, and of no effect the provisions of Parts I, II, and II-A of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, as they apply to the income taxation of corporations and to make inapplicable, inoperable, and of no effect Chapter 5 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950; to make inapplicable, inoperable, and of no effect certain credits relative to the corporation income and franchise taxes; to repeal R.S. 22:1061; to repeal the insurance premium tax; to provide for the levy and imposition of the Louisiana Business Tax; to provide for the levy, collection, computation, administration, and enforcement of the tax; to define certain crimes and provide for penalties for violation thereof; to provide for credits of corporation income and franchise tax due; to make inapplicable, inoperable, and of no effect the corporation income and franchise taxes and certain credits; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

**Motion**

On motion of Rep. Alario, the bill was withdrawn from the files of the House.

**Suspension of the Rules**
On motion of Rep. Holden, the rules were suspended in order to take up and consider Petitions, Memorials and Communications at this time.

**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 2, 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. 87

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**

**ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS**

*June 2, 2000*

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

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

Senate Concurrent Resolution No. 22

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

**Motion**

On motion of Rep. Travis, the Committee on Commerce was discharged from further consideration of Senate Concurrent Resolution No. 32.

**SENATE CONCURRENT RESOLUTION NO. 32—**

*BY SENATOR JOHNSON*

A CONCURRENT RESOLUTION

To urge and request the Louisiana Public Service Commission to study the disparity among utility rates in the city of New Orleans and surrounding areas.

Read by title.

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

**Leave of Absence**

Rep. Baylor- 1 day

**Adjournment**
On motion of Rep. Riddle, at 12:00 P.M., the House agreed to adjourn until Sunday, June 4, 2000, at 3:30 P.M.

The Speaker of the House declared the House adjourned until 3:30 P.M., Sunday, June 4, 2000.

ALFRED W. SPEER
Clerk of the House

Committee Meeting Notices

House Committee on Agriculture
and the Senate Committee on Agriculture

Will meet at: 10:30 A.M. Date: June 5, 2000

Location: Committee Room 1

Red Imported Fire Ant Management Progress Report
   Dr. Frank Guillot, Department of Entemology, LSU AG Center

Pet Turtle Farm Presentation
   Mr. Edward Allemand
   Mr. Paul Hebert

FRANCIS THOMPSON
Chairman