

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


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**FIFTH DAY'S PROCEEDINGS**  


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**Thirtieth Extraordinary Session of the Legislature**  
**Under the Adoption of the**  
**Constitution of 1974**  


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House of Representatives  
State Capitol  
Baton Rouge, Louisiana

Friday, October 12, 2001

The House of Representatives was called to order at 10:00 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	Gallot	Perkins
Alario	Glover	Pierre
Alexander, E	Green	Pinac
Alexander, R	Guillory	Pitre
Ansardi	Hammett	Powell
Baldone	Heaton	Pratt
Baudoin	Hebert	Quezaire
Baylor	Hill	Richmond
Beard	Holden	Riddle
Bowler	Hopkins	Romero
Broome	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Hutter	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	Swilling
Devillier	LeBlanc	Thompson
Diez	Lucas	Toomy
Doerge	Martiny	Townsend
Downer	McCallum	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Welch
Flavin	Morrish	Winston
Frith	Murray	Wooton
Fruge	Nevers	Wright
Futrell	Odinot	

Total—104

ABSENT

Total—0

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

**Prayer**

Prayer was offered by Rep. Lucas.

**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 motion of Rep. Frith, the Journal of October 11, 2001, was adopted.

**Suspension of the Rules**

On motion of Rep. Walsworth, 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**

October 12, 2001

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

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

House Concurrent Resolution No. 2  
Returned with amendments.

House Concurrent Resolution No. 3  
Returned without amendments.

House Concurrent Resolution No. 5  
Returned with amendments.

House Concurrent Resolution No. 7  
Returned without amendments.

House Concurrent Resolution No. 8  
Returned without amendments.

House Concurrent Resolution No. 9  
Returned without amendments.

House Concurrent Resolution No. 10  
Returned without amendments.

House Concurrent Resolution No. 11  
Returned without amendments.

House Concurrent Resolution No. 12  
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

### House Concurrent Resolutions Returned from the Senate with Amendments

Rep. Bowler asked for and obtained a suspension of the rules to take up at this time the following House Concurrent Resolutions just returned from the Senate, with amendments to be concurred in by the House, with a view of acting on the same:

#### HOUSE CONCURRENT RESOLUTION NO. 2— BY REPRESENTATIVES BOWLER, DEVILLIER, AND JOHNS A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to instruct West Publishing Company to print Revision Comments of 2001 to R.S. 9:315.9 to clarify the intention of the Louisiana Legislature as to the appropriate calculation of child support obligations in shared custody arrangements.

Read by title.

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

#### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original House Concurrent Resolution No. 2 by Representative Bowler

#### AMENDMENT NO. 1

On page 2, line 24 change "directs" to "urges and requests"

On motion of Rep. Bowler, the amendments proposed by the Senate were concurred in.

### Message from the Senate

#### ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

October 12, 2001

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. 9

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

### Suspension of the Rules

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

### Senate Concurrent Resolutions

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

#### SENATE CONCURRENT RESOLUTION NO. 9— BY SENATORS MCPHERSON, MARIONNEAUX, BARHAM, BOISSIERE, CAIN, CAMPBELL, CRAVINS, DEAN, ELLINGTON, GAUTREAUX, HINES, B. JONES, C. JONES, MICHOT, ROMERO AND SMITH

#### A CONCURRENT RESOLUTION

To amend the Louisiana Wildlife and Fisheries Commission rules (LAC 76:XIX.111(G)(2)(b)) to provide for the use of Self Clearing Permits on wildlife management areas beginning on July 1, 2002.

Read by title.

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

### Message from the Senate

**HOUSE BILLS**

October 12, 2001

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. 9  
Returned without amendments.

House Bill No. 10  
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Introduction of Resolutions,  
House and House Concurrent**

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

**HOUSE RESOLUTION NO. 16—**  
BY REPRESENTATIVE RIDDLE AND SENATOR HINES  
A RESOLUTION

To express the heartfelt condolences of the House of Representatives upon the death of Chester J. Coco of Marksville, and to record the tribute of the citizens of Louisiana for the many contributions and achievements of Mr. Coco, particularly during his eight-year tenure as a distinguished member of the Senate of the Legislature of Louisiana.

Read by title.

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

**HOUSE RESOLUTION NO. 17—**  
BY REPRESENTATIVE SCHNEIDER  
A RESOLUTION

To express sincere and heartfelt condolences upon the death of Louis Calvin Williams III of Mandeville.

Read by title.

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

**HOUSE RESOLUTION NO. 18—**  
BY REPRESENTATIVES TOWNSEND AND JOHNS  
A RESOLUTION

To urge and request the Department of Health and Hospitals to conduct a Medicaid pharmacy dispensing fee cost survey in order to determine an appropriate prescription dispensing fee for pharmacists participating in the Louisiana Medicaid Program and to report progress on said survey to the House Committee on Health and Welfare prior to adjournment sine die of the 2002 Regular Session.

Read by title.

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

**HOUSE RESOLUTION NO. 19—**  
BY REPRESENTATIVE HOLDEN  
A RESOLUTION

To commend Hillar C. Moore, Jr., upon his receipt of the sixtieth Golden Deeds Award.

Read by title.

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

**Senate Bills and Joint Resolutions on  
Third Reading and Final Passage**

The following Senate Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

**Regular Calendar**

**SENATE BILL NO. 5—**  
BY SENATORS ULLO AND LAMBERT  
AN ACT

To amend and reenact R.S. 45:1161.1, to enact R.S. 45:1161.4, to repeal R.S. 45:1161.3(A) through (C), and to provide for the Louisiana State Law Institute to change the heading of R.S. 45:1161.3, relative to redistricting the Public Service Commission districts; to provide for the redistricting of the five districts of the Public Service Commission; to provide for the retention of the incumbent commissioners; to provide for the effectiveness of the Act; to provide for elections from Public Service Commission districts; and to provide for related matters.

**Suspension of the Rules**

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

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

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5th Day's Proceedings - October 12, 2001

Amendments proposed by Representative Montgomery to Engrossed Senate Bill No. 5 by Senator Ullo

## AMENDMENT NO. 1

Delete the set of amendments proposed by the House Committee on House and Governmental Affairs and adopted by the House on October 11, 2001.

Rep. Hammett moved the adoption of the amendments.

Rep. Bruneau objected.

By a vote of 47 yeas and 55 nays, the amendments were rejected.

## **Suspension of the Rules**

On joint motion of Reps. Bruce, Hutter, and Shaw and under a suspension of the rules, the above roll call was corrected to reflect them as voting nay.

Rep. Bruneau moved the final passage of the bill.

## **ROLL CALL**

The roll was called with the following result:

### YEAS

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

Farrar	McVea	Walsworth
Faucheux	Montgomery	Welch
Flavin	Morrell	Winston
Frith	Morrish	Wooton
Fruge	Murray	Wright
Total—102		

NAYS

Total—0

ABSENT

Perkins	Schwegmann
Total—2	

The Chair declared the above bill was finally passed.

Rep. Bruneau 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.

## **SENATE BILL NO. 1—**

BY SENATORS ULLO AND HAINKEL

AN ACT

To enact R.S. 24:35.1 and to repeal R.S. 24:35, relative to legislative redistricting; to provide for the redistricting of the Senate of the Legislature of Louisiana; to provide for effective dates; and to provide for related matters.

Read by title.

## **Acting Speaker LeBlanc in the Chair**

### **Speaker DeWitt in the Chair**

Rep. Bruneau moved the final passage of the bill.

## **ROLL CALL**

The roll was called with the following result:

### YEAS

Mr. Speaker	Farrar	McCallum
Alexander, E	Faucheux	McDonald
Alexander, R	Flavin	McVea
Ansardi	Frith	Montgomery
Baldone	Fruge	Morrish
Beard	Futrell	Pitre
Bowler	Hammett	Powell
Bruce	Heaton	Pratt
Bruneau	Hebert	Romero
Carter, R	Hill	Scalise
Cazayoux	Hopkins	Shaw
Crane	Iles	Smith, G.—56th
Damico	Johns	Smith, J.D.—50th
Daniel	Katz	Smith, J.H.—8th
Dartez	Kennard	Smith, J.R.—30th
Devillier	Kenney	Sneed
Diez	LaFleur	Stelly

Doerge	Lancaster	Townsend
Downer	Landrieu	Tucker
Durand	LeBlanc	Waddell
Erdey	Martiny	Walsworth
Total—63		

## NAYS

Baudoin	Hutter	Riddle
Broome	Jackson, L	Schneider
Carter, K	Jackson, M	Schwegmann
Clarkson	Lucas	Strain
Crowe	Morrell	Toomy
Curtis	Murray	Triche
Gallot	Nevers	Welch
Glover	Odinet	Winston
Green	Perkins	Wooton
Guillory	Pierre	Wright
Holden	Pinac	
Hunter	Quezaire	
Total—34		

## ABSENT

Alario	Richmond	Thompson
Baylor	Salter	
Hudson	Swilling	
Total—7		

The Chair declared the above bill was finally passed.

Rep. Bruneau moved to reconsider the vote by which the above bill was finally passed.

Motion to reconsider pending.

### Suspension of the Rules

On motion of Rep. Bruneau, the rules were suspended in order to take up and consider Introduction of Resolutions, House and House Concurrent at this time.

### Introduction of Resolutions, House and House Concurrent

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. 13— BY REPRESENTATIVES BRUNEAU, LANCASTER, AND DEWITT A CONCURRENT RESOLUTION

To authorize the speaker of the House of Representatives and the president of the Senate to designate and appoint one or more persons to act on behalf of the state and the Legislature of Louisiana and each or both of the houses thereof under the provisions of Section 5 of the Voting Rights Act and applicable federal laws or regulations with respect to redistricting plans enacted by the legislature for the House of Representatives and the Senate, and to provide for related matters.

Read by title.

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

Ordered to the Senate.

### Petitions, Memorials and Communications

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

### Message from the Senate

#### HOUSE BILLS

October 12, 2001

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. 8  
Returned with amendments.

House Bill No. 12  
Returned without amendments.

House Bill No. 13  
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

### Message from the Senate

#### SIGNED SENATE CONCURRENT RESOLUTIONS

October 12, 2001

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

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

Senate Concurrent Resolution Nos. 8, 12, 13, and 14

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

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

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

**House Bills and Joint Resolutions  
Returned from the Senate with Amendments**

Rep. Bruneau asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just returned from the Senate, with amendments to be concurred in by the House, with a view of acting on the same:

**HOUSE BILL NO. 8—**

BY REPRESENTATIVES BRUNEAU, MURRAY, LANCASTER, AND DEWITT

**AN ACT**

To amend and reenact R.S. 45:1161.1, to enact R.S. 45:1161.4, to repeal R.S. 45:1161.3(A) through (C), and to provide for the Louisiana State Law Institute to change the heading of R.S. 45:1161.3, relative to redistricting the Public Service Commission districts; to provide for the redistricting of the five districts of the Public Service Commission; to provide for the retention of the incumbent commissioners; to provide for the effectiveness of the Act; to provide for elections from Public Service Commission districts; 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 Senate and Governmental Affairs to Reengrossed House Bill No. 8 by Representative Bruneau

**AMENDMENT NO. 1**

On page 2, delete lines 10 through 27, delete pages 3, 4 and 5, and on page 6, delete lines 1 and 2, and insert the following:

"(1) District No. 1 is composed of Precincts 4, 5, 12, 13, 14, 15, 18, 21, 22, 26, 27, 35, and 41 of Ascension Parish; Precincts 1, 2, 3, 4, 5, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 51, 52, 53, 54, 55, 56, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 105, 106, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 132, 134, 136, 170, 172, 175, 176, 177, 178, 179A, 182, 183, 184, 185, 189, 190, 191, 192, 193, 194, 198, 199, 202, 203, 204, 215, 216, 217, 225, 226, 227, 228, 229, 230, 231, 233, 234, 235, 236, 237, 238, 246, 247, 248, 249, 3-G, 5-G, 9-G, 10-G, 1-GI, 1-H, 2-H, 3-H, 4-H, 5-H, 6-H, 7-H, 8-H, 9-H, 1-K, 2-K, 3-K, 4-K, 5-K, 6-K, 7-K, 8-K, 9-K, 10-K, 11-K, 12-K, 13-KA, 13-KB, 14-

K, 15-K, 16-K, 17-K, 18-K, 19-K, 20-K, 25-K, 27-K, 28-K, 29-K, 30-K, 34-K, 35-K, 1-L, 1-W, 2-W, 3-W, 4-W, 5-W, 6-W, and 7-W of Jefferson Parish; Precincts 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 30, 31, 32, 33, 34, 38, and 43 of Livingston Parish; Precincts 3-19, 3-20, 4-6, 4-7, 4-8, 4-9, 4-10, 4-10A, 4-11, 4-14, 4-14A, 4-15, 4-16, 4-16A, 4-17, 4-17A, 4-18, 4-18A, 4-19, 4-20, 4-20A, 4-21, 4-21A, 4-22, 4-23, 5-12, 5-13, 5-14, 5-15, 5-16, 5-17, 5-18, 7-32, 7-33A, 7-37, 7-37A, 7-38A, 7-39, 7-40, 7-41, 7-42, 9-45A, 14-1, 14-2, 14-3, 14-4, 14-5, 14-6, 14-7, 14-8, 14-9, 14-10, 14-11, 14-12, 14-13A, 14-14, 14-15, 14-16, 14-17, 14-18A, 14-19, 14-20, 14-21, 14-22, 16-1, 16-1A, 17-1, 17-17, 17-18, 17-18A, 17-18B, 17-19, 17-19A, 17-20, and 17-21 of Orleans Parish; Plaquemines Parish; St. Bernard Parish; Precincts 1-6, 2-7, 2-8, 3-1, 3-2, 3-3, 3-4, 5-2, 6-1, 6-3, 6-4, 6-5, and 6-7 of St. Charles Parish; St. Helena Parish; Precincts 9-F, 10-D, 10-E, 11-A, 11-B, 11-C, 12-A, 12-B, 12-C, 13-A, 13-B, 14-A, 14-C, and 15 of St. John the Baptist Parish; St. Tammany Parish; Tangipahoa Parish and Washington Parish.

(2) District No. 2 is composed of Precincts 1-7, 1-8, 1-9, 1-12, 1-33, 1-34, 1-35, 1-39, 1-40, 1-41, 1-42, 1-43, 1-47, 1-48, 1-49, 1-52, 1-53, 1-54, 1-55, 1-56, 1-57, 1-60, 1-64, 1-65, 1-69, 1-70, 1-71, 1-72, 1-74, 1-75, 1-78, 1-80, 1-81, 1-82, 1-83, 1-87, 1-88, 1-89, 1-90, 1-97, 1-98, 1-99, 1-103, 1-105, 2-2, 2-3, 2-4, 2-5, 2-6, 2-7, 2-8, 2-10, 2-12, 2-14, 2-15, 2-17, 2-18, 2-21, 2-26, 2-28, 2-29, 3-1, 3-2, 3-3, 3-4, 3-6, 3-7, 3-8, 3-9, 3-10, 3-11, 3-12, 3-13, 3-14, 3-15, 3-16, 3-17, 3-18, 3-19, 3-21, 3-22, 3-24, 3-25, 3-26, 3-27, 3-28, 3-29, 3-30, 3-31, 3-32, 3-33, 3-34, 3-35, 3-36, 3-38, 3-40, 3-41, 3-42, 3-46, 3-48, 3-49, 3-51, and 3-52 of East Baton Rouge Parish; East Feliciana Parish; Iberia Parish; Precincts 4, 5, 25, 25A, 25B, 26, 26A, 27, 28, 29, 30, 31, and 32 of Iberville Parish; Lafayette Parish; Lafourche Parish; Precincts 1, 2, 3, 3-A, 4, 5, 5-A, 6, 7, 7-A, 8-A, 8-B, 23, 24, 24-A, 25, 26, 27, 28, 29, 35, 36, 39, 40, and 41 of Livingston Parish; Precincts 1-2 and 1-5 of St. Martin Parish; St. Mary Parish; Terrebonne Parish; Precincts 1-1, 2-1, 2-2, 2-3, 3-1, 3-2, 7-1, 7-2, 7-3, and 7-4 of West Baton Rouge Parish and West Feliciana Parish.

(3) District No. 3 is composed of Precincts 1, 2, 3, 6, 7, 8, 9, 10, 11, 16, 17, 19, 20, 23, 24, 25, 28, 29, 30, 31, 32, 33, 34, 36, 37, 38, 39, 40, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, and 55 of Ascension Parish; Assumption Parish; Precincts 1-1, 1-2, 1-3, 1-4, 1-5, 1-6, 1-10, 1-13, 1-14, 1-15, 1-16, 1-17, 1-18, 1-19, 1-21, 1-22, 1-23, 1-24, 1-25, 1-26, 1-27, 1-28, 1-29, 1-30, 1-31, 1-32, 1-36, 1-37, 1-38, 1-44, 1-45, 1-46, 1-50, 1-51, 1-58, 1-59, 1-61, 1-62, 1-63, 1-66, 1-67, 1-68, 1-73, 1-77, 1-84, 1-85, 1-86, 1-91, 1-92, 1-93, 1-94, 1-95, 1-100, 1-101, 1-102, 1-104, 1-107, 2-1, 2-9, 2-11, 2-13, 2-16, 2-22, 2-23, 2-24, 2-25, 2-27, 2-30, 3-5, 3-20, 3-23, and 3-50 of East Baton Rouge Parish; Precincts 1, 2, 3, 6, 6A, 7, 8, 10, 10A, 11, 12, 13, 13A, 13B, 14, 14A, 14B, 15, 15A, 15B, 16, 17, 17A, 18, 19, 19A, 20, 21, 22, 23, and 24 of Iberville Parish; Precincts 57, 104, 107, 108, 115, 131, 133, 138, 150, 151, 152, 153, 154, 155, 156, 157, 171, 173, 174, 179B, 180, 181, 187, 188, 195, 196, 197, 200, 201, 205, 210, 211, 212, 213A, 213B, 213C, 214, 232, 1-G, 2-G, 4-G, 6-G, 7-G, 8-G, 11-G, 21-K, 22-K, 23-K, 24-K, 26-K, 31-K, and 33-K of Jefferson Parish; Precincts 1-1, 1-2, 1-5, 1-6, 1-7, 2-1, 2-2, 2-3, 2-4, 2-6, 2-6A, 2-7, 3-1, 3-3, 3-5, 3-8, 3-9, 3-10, 3-12, 3-14, 3-15, 3-16, 3-18, 4-2, 4-3, 4-4, 4-5, 5-1, 5-2, 5-3, 5-4, 5-5, 5-6, 5-7, 5-8, 5-9, 5-10, 5-11, 6-1, 6-2, 6-4, 6-5, 6-6, 6-7, 6-8, 6-9, 7-1, 7-2, 7-4, 7-4A, 7-5, 7-6, 7-7, 7-8, 7-9, 7-9A, 7-10, 7-11, 7-12, 7-13, 7-14, 7-15, 7-16, 7-17, 7-18, 7-19, 7-20, 7-20A, 7-21, 7-22, 7-23, 7-24, 7-25, 7-25A, 7-26, 7-26A,

7-27, 7-27A, 7-27B, 7-28, 7-28A, 7-29, 7-30, 7-31, 7-33, 7-34, 7-35, 7-36, 7-36A, 8-1, 8-2, 8-4, 8-6, 8-7, 8-8, 8-9, 8-10, 8-11, 8-12, 8-13, 8-14, 8-15, 8-16, 8-17, 8-18, 8-19, 8-20, 8-21, 8-22, 8-23, 8-24, 8-25, 8-25A, 8-26, 8-26A, 8-27, 8-27A, 8-28, 8-29, 8-30, 9-1, 9-2, 9-3A, 9-3B, 9-3, 9-4, 9-5, 9-5A, 9-6B, 9-6C, 9-6D, 9-6E, 9-6F, 9-7, 9-8, 9-8A, 9-8B, 9-9, 9-10, 9-11, 9-12, 9-13, 9-14, 9-15, 9-16, 9-17, 9-18, 9-19, 9-21, 9-22, 9-23, 9-24, 9-25, 9-25A, 9-26, 9-26A, 9-27, 9-28, 9-28A, 9-28C, 9-28D, 9-28E, 9-28F, 9-29, 9-29A, 9-30, 9-30A, 9-31, 9-31A, 9-31B, 9-31C, 9-31D, 9-31E, 9-32, 9-33, 9-33A, 9-34, 9-34A, 9-35, 9-35A, 9-36, 9-36A, 9-36B, 9-36C, 9-37, 9-37A, 9-38, 9-38A, 9-38B, 9-39, 9-39A, 9-39B, 9-40, 9-40A, 9-40B, 9-40C, 9-41, 9-41A, 9-41B, 9-41C, 9-41D, 9-42, 9-42A, 9-42B, 9-42C, 9-42D, 9-42E, 9-43A, 9-43B, 9-43C, 9-43D, 9-43E, 9-43F, 9-43G, 9-43H, 9-43I, 9-43J, 9-43K, 9-43L, 9-43M, 9-43N, 9-44, 9-44A, 9-44B, 9-44D, 9-44E, 9-44F, 9-44G, 9-44I, 9-44J, 9-44L, 9-44M, 9-44N, 9-44O, 9-44P, 9-44Q, 9-45, 10-3, 10-5, 10-6, 10-7, 10-8, 10-9, 10-11, 10-12, 10-13, 10-14, 11-2, 11-3, 11-4, 11-5, 11-8, 11-9, 11-10, 11-11, 11-12, 11-13, 11-14, 11-15, 11-16, 11-17, 11-18, 11-19, 12-1, 12-2, 12-3, 12-4, 12-5, 12-6, 12-7, 12-8, 12-9, 12-10, 12-11, 12-12, 12-13, 12-14, 12-16, 12-17, 12-18, 12-19, 12-20, 13-1, 13-2, 13-3, 13-4, 13-5, 13-6, 13-7, 13-8, 13-9, 13-10, 13-11, 13-12, 13-13, 13-14, 13-14A, 13-15, 13-16, 14-23, 14-24A, 14-25, 14-26, 15-1, 15-2, 15-3, 15-5, 15-6, 15-8, 15-9, 15-10, 15-11, 15-12, 15-12A, 15-13, 15-13A, 15-13B, 15-14, 15-14A, 15-14B, 15-14C, 15-14D, 15-14E, 15-14F, 15-14G, 15-15, 15-15A, 15-15B, 15-16, 15-17, 15-17A, 15-17B, 15-18, 15-18A, 15-18B, 15-18C, 15-18D, 15-18E, 15-18F, 15-19, 15-19A, 15-19B, 15-19C, 16-2, 16-3, 16-4, 16-5, 16-6, 16-7, 16-8, 16-9, 17-2, 17-3, 17-4, 17-5, 17-6, 17-7, 17-8, 17-9, 17-10, 17-11, 17-12, 17-13, 17-13A, 17-14, 17-15, and 17-16 of Orleans Parish; Precincts 1-1, 1-2, 1-3, 1-5, 2-1, 2-2, 2-3, 2-4, 2-5, 4-1, 4-2, 4-3, 4-4, 5-1, 5-3, 5-4, 5-5, 6-2, 6-6, 7-1, 7-2, 7-3, and 7-4 of St. Charles Parish; St. James Parish; Precincts 1, 2, 3, 4, 5, 6-A, 6-B, 6-C, 7, 8-A, 8-B, 9-A, 9-B, 9-C, 9-D, 9-E, 10-A, 10-B, 10-C, 14-B, 14-D, and 14-E of St. John the Baptist Parish and Precincts 4-1, 4-2, 4-3, 4-4, 4-5, 5-1, 6-1, and 6-2 of West Baton Rouge Parish."

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

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

Rep. Bruneau objected.

The vote recurred on the substitute motion.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Broome	Guillory	Lucas
Carter, K	Hammett	Morrell
Carter, R	Heaton	Murray
Cazayoux	Hill	Nevers
Clarkson	Holden	Pierre
Curtis	Hunter	Quezaire
Glover	Jackson, L	Schwegmann

Green  
Total—24

Mr. Speaker  
Alexander, E  
Alexander, R  
Ansardi  
Baldone  
Baudoin  
Beard  
Bowler  
Bruce  
Bruneau  
Crane  
Crowe  
Damico  
Dartez  
Devillier  
Diez  
Doerge  
Downer  
Durand  
Erdey  
Farrar  
Fauchaux  
Flavin  
Total—68

Alario  
Baylor  
Daniel  
Gallot  
Total—12

Jackson, M

#### NAYS

Frith  
Fruge  
Futrell  
Hebert  
Hopkins  
Hudson  
Hutter  
Iles  
Johns  
Katz  
Kennard  
Kenney  
LaFleur  
Lancaster  
Landrieu  
LeBlanc  
McCallum  
McDonald  
Montgomery  
Morrish  
Odinet  
Perkins  
Pinac

#### ABSENT

Martiny  
McVea  
Richmond  
Romero  
Salter  
Strain  
Swilling  
Thompson

Smith, J.R.—30th

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

Conference committee appointment pending.

### Suspension of the Rules

On motion of Rep. Schwegmann, the rules were suspended in order to take up and consider Introduction of Resolutions, House and House Concurrent at this time.

### Introduction of Resolutions, House and House Concurrent

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

**HOUSE RESOLUTION NO. 20—**

BY REPRESENTATIVES SCHWEGMANN AND L. JACKSON  
A RESOLUTION

To commend and congratulate the National Coalition for Women with Heart Disease for its efforts to establish a statewide support network for women.

Read by title.

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

**HOUSE RESOLUTION NO. 21—**

BY REPRESENTATIVES HUDSON, E. ALEXANDER, R. ALEXANDER, ANSARDI, BEARD, BROOME, K. CARTER, R. CARTER, CAZAYOUX, CURTIS, DIEZ, DURAND, FARRAR, FAUCHEUX, FRITH, FRUGE, GUILLORY, GREEN, HILL, HUNTER, L. JACKSON, KENNEY, LAFLEUR, LUCAS, MONTGOMERY, MORRELL, MURRAY, ODINET, PIERRE, PINAC, POWELL, QUEZAIRE, RIDDLE, ROMERO, SCHWEGMANN, JANE SMITH, JOHN SMITH, TOWNSEND, WADDELL, AND WINSTON  
A RESOLUTION

To urge and request the Department of Health and Hospitals to proceed with all deliberate speed with the process of examining the recommendation from the Medical Review Committee at Unisys to approve of the use of bilayered skin substitute as a covered Medicaid service.

Read by title.

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

**HOUSE RESOLUTION NO. 22—**

BY REPRESENTATIVES JOHNS AND MORRELL  
A RESOLUTION

To urge and request the Louisiana Gaming Control Board to add the consideration of the issuance of a slot machine gaming license to Delta Downs live horse racing facility to the October 16, 2001, agenda.

Read by title.

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

**HOUSE RESOLUTION NO. 23—**

BY REPRESENTATIVE R. ALEXANDER  
A RESOLUTION

To establish a commission to study medical professional liability and to require such group to make recommendations.

Read by title.

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

**HOUSE RESOLUTION NO. 24—**

BY REPRESENTATIVE RICHMOND  
A RESOLUTION

To commend Betty P. Sims of New Orleans upon the occasion of her forty-seventh birthday.

Read by title.

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

**Recess**

On motion of Rep. Kenney, the Speaker declared the House at recess until 1:30 P.M.

**After Recess**

Speaker DeWitt called the House to order at 1:55 P.M.

**ROLL CALL**

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

**PRESENT**

Mr. Speaker	Glover	Perkins
Alario	Green	Pierre
Alexander, E	Guillory	Pinac
Alexander, R	Hammett	Pitre
Ansardi	Heaton	Powell
Baldone	Hebert	Pratt
Baudoin	Hill	Quezaire
Beard	Holden	Richmond
Bowler	Hopkins	Riddle
Broome	Hudson	Romero
Bruce	Hunter	Salter
Bruneau	Hutter	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	Swilling
Diez	Lucas	Thompson
Doerge	Martiny	Toomy
Downer	McCallum	Townsend
Durand	McDonald	Triche
Erdey	McVea	Tucker
Farrar	Montgomery	Waddell
Fauchoux	Morrell	Walsworth
Flavin	Morrish	Welch
Frith	Murray	Winston



Fruge	Nevers	Wooton
Futrell	Odinot	Wright
Total—102		

ABSENT

Baylor	Gallot
Total—2	

The Speaker announced there were 102 members present and a quorum.

### Senate Bills and Joint Resolutions on Third Reading and Final Passage

The following Senate Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

#### SENATE BILL NO. 1—

BY SENATORS ULLO AND HAINKEL

AN ACT

To enact R.S. 24:35.1 and to repeal R.S. 24:35, relative to legislative redistricting; to provide for the redistricting of the Senate of the Legislature of Louisiana; to provide for effective dates; and to provide for related matters.

Read by title.

#### Motion

On motion of Rep. Lancaster, the motion to reconsider the vote by which Senate Bill No. 1 was finally passed was laid on the table.

### House Concurrent Resolutions Returned from the Senate with Amendments

Rep. Diez asked for and obtained a suspension of the rules to take up at this time the following House Concurrent Resolutions just returned from the Senate, with amendments to be concurred in by the House, with a view of acting on the same:

#### HOUSE CONCURRENT RESOLUTION NO. 5—

BY REPRESENTATIVE SALTER

A CONCURRENT RESOLUTION

To memorialize the United States Congress to support a special highway appropriation amendment to four-lane U.S. Highway 84 from near Mansfield, Louisiana, to Tenaha, Texas.

Read by title.

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

#### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original House Concurrent Resolution No. 5 by Representative Salter

#### AMENDMENT NO. 1

On page 1, line 4, after "Texas" insert ", and special highway appropriation amendments to four-lane U.S. Highway 65 from Concordia, Louisiana, to the Arkansas state line and U.S. Highway 425 from Bastrop, Louisiana to the Arkansas state line"

#### AMENDMENT NO. 2

On page 1, line 5, after "DeSoto" delete "Parish" and insert ", Concordia and Morehouse Parishes" and change "has" to "have" and delete "an"

#### AMENDMENT NO. 3

On page 1, line 6, change "area" to "areas"

#### AMENDMENT NO. 4

On page 1, line 7, after "DeSoto" delete "Parish" and insert ", Concordia and Morehouse Parishes" and change "is" to "are"

#### AMENDMENT NO. 5

On page 1, line 7, change "itself" to "themselves"

#### AMENDMENT NO. 6

On page 1, line 8, delete "an" and change "project" to "projects"

#### AMENDMENT NO. 7

On page 2, line 3, change "nation." to "nation; and"

#### AMENDMENT NO. 8

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

"WHEREAS, to four-lane a highway on U.S. Highway 65 in Clayton, Louisiana in Concordia Parish north to the Arkansas state line and to four-lane a highway on U.S. Highway 425 from Bastrop in Morehouse Parish to the Arkansas state line would provide a tremendous economic boom to one of the most economically depressed areas in the state and the nation."

#### AMENDMENT NO. 9

On page 2, line 8, after "Texas" insert ", and to four-lane U.S. Highway 65 in Clayton, Louisiana in Concordia Parish north to the Arkansas state line and four-lane U.S. Highway 425 from Bastrop in Morehouse Parish to the Arkansas state line "

On motion of Rep. Diez, the amendments proposed by the Senate were concurred in.

### Petitions, Memorials and Communications

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

**Message from the Senate**

**DISAGREEMENT TO SENATE BILL**

October 12, 2001

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. 5 by Sen. Ullo, 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 BILLS**

October 12, 2001

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. 1  
Returned without amendments.

House Bill No. 4  
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

October 12, 2001

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. 5: Senators Ullo, Ellington, and Hainkel.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

October 12, 2001

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. 8: Senators Ullo, C. D. Jones, and Ellington.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Suspension of the Rules**

On motion of Rep. Fauchaux, the rules were suspended in order to take up and consider Introduction of Resolutions, House and House Concurrent at this time.

**Introduction of Resolutions,  
House and House Concurrent**

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. 14—**  
BY REPRESENTATIVE FAUCHEUX  
A CONCURRENT RESOLUTION

To urge and request the Department of Revenue to expeditiously process the sales tax refund claim of IMC-Agrico Company for the audit period of January 1, 1995 through December 31, 1999.

Read by title.

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

Ordered to the Senate.

**Recess**

On motion of Rep. Bruneau, the Speaker declared the House at recess until 3:00 P.M.

**After Recess**

Speaker DeWitt called the House to order at 3:20 P.M.

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

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

### **Message from the Senate**

#### **HOUSE CONCURRENT RESOLUTIONS**

October 12, 2001

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

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

House Concurrent Resolution No. 13  
Returned without amendments.

House Concurrent Resolution No. 14  
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

### **Message from the Senate**

#### **HOUSE BILLS**

October 12, 2001

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. 11  
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

### **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. 5: Reps. Bruneau, Lancaster, and DeWitt.

### **Privileged Report of the Committee on Enrollment**

October 12, 2001

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. 3—**

BY REPRESENTATIVE SCHNEIDER

##### **A CONCURRENT RESOLUTION**

To authorize and direct each public retirement system to work together and combine its efforts with efforts of its participating employers to develop a comprehensive system for notifying members of the uniformed services of their retirement rights before, during, and after military service so the state of Louisiana can fulfill the goal of being a model employer.

#### **HOUSE CONCURRENT RESOLUTION NO. 7—**

BY REPRESENTATIVE CROWE

##### **A CONCURRENT RESOLUTION**

To urge and request all state agencies and departments to procure goods and services from Louisiana-based businesses in order to patronize and enrich domestic providers of various goods and services, provide for the addition of new jobs for the citizens of this state, and ultimately bolster overall economic development and increase commercial activity throughout the state.

#### **HOUSE CONCURRENT RESOLUTION NO. 8—**

BY REPRESENTATIVES FARRAR, DEWITT, AND DOWNER

##### **A CONCURRENT RESOLUTION**

To recognize and commemorate December 2, 2001, as a day of honor for the Second World War soldiers and citizens of Louisiana.

#### **HOUSE CONCURRENT RESOLUTION NO. 9—**

BY REPRESENTATIVES PERKINS AND HOPKINS

##### **A CONCURRENT RESOLUTION**

To memorialize the President of the United States to fill current petroleum reserves to capacity and expand petroleum reserves in Louisiana utilizing Louisiana-produced petroleum to assist in stabilizing the economy of Louisiana and the nation.

#### **HOUSE CONCURRENT RESOLUTION NO. 11—**

BY REPRESENTATIVES BALDONE, DOWNER, TRICHE, AND PITRE AND SENATOR DUPRE

##### **A CONCURRENT RESOLUTION**

To express the condolences of the Legislature of Louisiana upon the death of Captain Edward Bernard who died of a heart attack hours after ferrying New Yorkers to safety after the terrorist attacks on the New York World Trade Center on September 11, 2001.

**HOUSE CONCURRENT RESOLUTION NO. 12—**

BY REPRESENTATIVE DURAND AND SENATOR ROMERO  
A CONCURRENT RESOLUTION

To memorialize the U.S. Army Corps of Engineers to notify the Atchafalaya Basin Program in the Department of Natural Resources of any requests for wetlands permits received by the Corps for projects located in the Atchafalaya Basin and to work with the Atchafalaya Basin Program to examine the possibility of identifying and designating sites in the Atchafalaya Basin which can be used for purposes of coastal wetlands mitigation.

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**

October 12, 2001

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. 1—**

BY REPRESENTATIVES BRUNEAU, LANCASTER, AND DEWITT  
AN ACT

To enact R.S. 24:35.5 and to repeal R.S. 24:35.4, relative to legislative reapportionment; to provide for the redistricting of the House of Representatives of the Legislature of Louisiana; to provide for effective dates; and to provide for related matters.

**HOUSE BILL NO. 4 (Duplicate of Senate Bill No. 3)—**

BY REPRESENTATIVE BRUNEAU AND SENATOR ULLO AND  
COAUTHORED BY REPRESENTATIVES MURRAY, LANCASTER,  
AND DEWITT AND SENATOR HAINKEL  
AN ACT

To enact R.S. 17:2.2 and to repeal R.S. 17:2.1, relative to the State Board of Elementary and Secondary Education; to provide for the redistricting of districts for the election of board members; to provide for the terms of members serving on the effective date of the Act and for the election of board members; to provide for filling of vacancies; to provide for the effectiveness of the Act; and to provide for related matters.

**HOUSE BILL NO. 9—**

BY REPRESENTATIVES ANSARDI, MARTINY, DARTEZ,  
FAUCHEUX, GALLOT, HEATON, M. JACKSON, TOOMY,  
WALSWORTH, WELCH, ALARIO, E. ALEXANDER, R.  
ALEXANDER, BALDONE, BAUDOIN, BAYLOR, BEARD, BOWLER,  
BROOME, BRUCE, BRUNEAU, K. CARTER, R. CARTER,  
CAZAYOUX, CLARKSON, CRANE, CROWE, CURTIS, DAMICO,  
DANIEL, DEVILLIER, DEWITT, DIEZ, DOERGE, DOWNER,  
DURAND, ERDEY, FARRAR, FLAVIN, FRITH, FRUGE, FUTRELL,  
GLOVER, GREEN, GUILLORY, HAMMETT, HEBERT, HILL,  
HOLDEN, HOPKINS, HUDSON, HUNTER, HUTTER, ILES, L.  
JACKSON, JOHNS, KATZ, KENNARD, KENNEY, LAFLEUR,  
LANCASTER, LANDRIEU, LEBLANC, LUCAS, MCCALLUM,  
MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH,  
MURRAY, NEVERS, ODINET, PERKINS, PIERRE, PINAC, PITRE,  
POWELL, PRATT, QUEZAIRE, RICHMOND, RIDDLE, ROMERO,  
SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, GARY  
SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, SNEED,  
STELLY, STRAIN, SWILLING, THOMPSON, TOWNSEND, TRICHE,  
TUCKER, WADDELL, WINSTON, WOOTON, AND WRIGHT AND  
SENATORS HAINKEL, BAJOIE, BARHAM, BOISSIERE, CAIN,  
CAMPBELL, CHAISSON, DARDENNE, DUPRE, ELLINGTON, C.  
FIELDS, W. FIELDS, FONTENOT, GAUTREAU, HEITMEIER,  
HINES, HOLLIS, HOYT, JOHNSON, B. JONES, C. JONES,  
LAMBERT, LENTINI, MALONE, MARIONNEAUX, MCPHERSON,  
MICHOT, MOUNT, ROMERO, SCHEDLER, SMITH, THEUNISSEN,  
AND ULLO

AN ACT

To amend and reenact R.S. 29:405(A), relative to the payment of state supplemental pay or extra compensation paid by the state to peace officers and firefighters who are called to active duty in the uniformed services of the United States; to require the payment of state supplemental pay or extra compensation during active duty service; and to provide for related matters.

**HOUSE BILL NO. 10 (Duplicate of Senate Bill No. 7)—**

BY REPRESENTATIVE DEWITT AND SENATOR HAINKEL AND  
COAUTHORED BY REPRESENTATIVES DOWNER, ALARIO,  
FUTRELL, MCDONALD, JOHN SMITH, E. ALEXANDER, R.  
ALEXANDER, ANSARDI, BALDONE, BAUDOIN, BAYLOR, BEARD,  
BOWLER, BROOME, BRUCE, BRUNEAU, K. CARTER, R. CARTER,  
CAZAYOUX, CLARKSON, CRANE, CROWE, CURTIS, DAMICO,  
DANIEL, DARTEZ, DEVILLIER, DIEZ, DOERGE, DURAND, ERDEY,  
FARRAR, FAUCHEUX, FLAVIN, FRITH, FRUGE, GALLOT,  
GLOVER, GREEN, GUILLORY, HAMMETT, HEATON, HEBERT,  
HILL, HOLDEN, HOPKINS, HUDSON, HUNTER, HUTTER, ILES, L.  
JACKSON, M. JACKSON, JOHNS, KATZ, KENNARD, KENNEY,  
LAFLEUR, LANCASTER, LANDRIEU, LEBLANC, LUCAS,  
MARTINY, MCCALLUM, MCVEA, MONTGOMERY, MORRELL,  
MORRISH, MURRAY, NEVERS, ODINET, PERKINS, PIERRE,  
PINAC, PITRE, POWELL, PRATT, QUEZAIRE, RICHMOND,  
RIDDLE, ROMERO, SALTER, SCALISE, SCHNEIDER,  
SCHWEGMANN, SHAW, GARY SMITH, JACK SMITH, JANE  
SMITH, SNEED, STELLY, STRAIN, SWILLING, THOMPSON,  
TOOMY, TOWNSEND, TRICHE, TUCKER, WADDELL,  
WALSWORTH, WELCH, WINSTON, WOOTON, AND WRIGHT AND  
SENATORS THEUNISSEN, JOHNSON, BARHAM, CAIN,  
DARDENNE, ELLINGTON, C. JONES, MARIONNEAUX, ULLO,  
BAJOIE, BOISSIERE, CAMPBELL, CHAISSON, CRAVINS, DEAN,  
DUPRE, C. FIELDS, W. FIELDS, FONTENOT, HEITMEIER, HINES,  
HOLLIS, HOYT, B. JONES, LAMBERT, LENTINI, MALONE,  
MCPHERSON, MICHOT, MOUNT, ROMERO, SCHEDLER, AND  
SMITH

AN ACT

To enact R.S. 47:292.3, relative to state individual income tax; to provide for certain relief to persons in the uniformed services called to active service in the uniformed services; and to provide for related matters.

**HOUSE BILL NO. 12 (Duplicate of Senate Bill No. 10)—**

BY REPRESENTATIVE DEWITT AND SENATOR HAINKEL AND  
COAUTHORED BY REPRESENTATIVES DOWNER, ALARIO,  
FUTRELL, MCDONALD, JOHN SMITH, E. ALEXANDER, R.  
ALEXANDER, ANSARDI, BALDONE, BAUDOIN, BAYLOR, BEARD,  
BOWLER, BROOME, BRUCE, BRUNEAU, K. CARTER, R. CARTER,  
CAZAYOUX, CLARKSON, CRANE, CROWE, CURTIS, DAMICO,  
DANIEL, DARTEZ, DEVILLIER, DIEZ, DOERGE, DURAND, ERDEY,

FARRAR, FAUCHEUX, FLAVIN, FRITH, FRUGE, GALLOT, GLOVER, GREEN, GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HOLDEN, HOPKINS, HUDSON, HUNTER, HUTTER, ILES, L. JACKSON, M. JACKSON, JOHNS, KATZ, KENNARD, KENNEY, LAFLEUR, LANCASTER, LANDRIEU, LEBLANC, LUCAS, MARTINY, MCCALLUM, MCVEA, MONTGOMERY, MORRELL, MORRISH, MURRAY, NEVERS, ODINET, PERKINS, PIERRE, PINAC, PITRE, POWELL, PRATT, QUEZAIRE, RICHMOND, RIDDLE, ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, GARY SMITH, JACK SMITH, JANE SMITH, SNEED, STELLY, STRAIN, SWILLING, THOMPSON, TOOMY, TOWNSEND, TRICHE, TUCKER, WADDELL, WALSWORTH, WELCH, WINSTON, WOOTON, AND WRIGHT AND SENATORS THEUNISSEN, JOHNSON, BARHAM, CAIN, DARDENNE, ELLINGTON, C.D. JONES, MARIONNEAUX, ULLO, BAJOIE, BOISSIERE, CAMPBELL, CHAISSON, DEAN, DUPRE, C. FIELDS, W. FIELDS, FONTENOT, GAUTREAUX, HEITMEIER, HINES, HOLLIS, HOYT, B. JONES, LAMBERT, LENTINI, MALONE, MCPHERSON, MICHOT, MOUNT, ROMERO, SCHEDLER, AND SMITH

AN ACT

To amend and reenact R.S. 29:7(A), 7.1, and 7.2 and R.S. 40:2405(B) and to enact R.S. 29:38.4 and 723(2)(b)(iii) and R.S. 40:2402(1)(c), relative to military affairs; to provide relative to activation of the militia in certain national or state emergencies; to provide for the powers and authority of national guardsmen and military police as peace officers; to provide for eligibility for state supplemental pay or extra compensation of military police in the Military Department, State of Louisiana; to provide relative to the authority of the governor in certain emergencies; and to provide for related matters.

**HOUSE BILL NO. 13 (Duplicate of Senate Bill No. 11)—**

BY REPRESENTATIVE DEWITT AND SENATOR HAINKEL AND COAUTHORED BY REPRESENTATIVES DOWNER, ALARIO, FUTRELL, MCDONALD, JOHN SMITH, E. ALEXANDER, R. ALEXANDER, ANSARDI, BALDONE, BAUDOIN, BAYLOR, BEARD, BOWLER, BROOME, BRUCE, BRUNEAU, K. CARTER, R. CARTER, CAZAYOUX, CLARKSON, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEVILLIER, DIEZ, DOERGE, DURAND, ERDEY, FARRAR, FAUCHEUX, FLAVIN, FRITH, FRUGE, GALLOT, GLOVER, GREEN, GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HOLDEN, HOPKINS, HUDSON, HUNTER, HUTTER, ILES, L. JACKSON, M. JACKSON, JOHNS, KATZ, KENNARD, KENNEY, LAFLEUR, LANCASTER, LANDRIEU, LEBLANC, LUCAS, MARTINY, MCCALLUM, MCVEA, MONTGOMERY, MORRELL, MORRISH, MURRAY, NEVERS, ODINET, PERKINS, PIERRE, PINAC, PITRE, POWELL, PRATT, QUEZAIRE, RICHMOND, RIDDLE, ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, GARY SMITH, JACK SMITH, JANE SMITH, SNEED, STELLY, STRAIN, SWILLING, THOMPSON, TOOMY, TOWNSEND, TRICHE, TUCKER, WADDELL, WALSWORTH, WELCH, WINSTON, WOOTON, AND WRIGHT AND SENATORS THEUNISSEN, JOHNSON, BARHAM, CAIN, BAJOIE, BOISSIERE, CAMPBELL, CHAISSON, CRAVINS, DARDENNE, DEAN, DUPRE, ELLINGTON, C. FIELDS, W. FIELDS, FONTENOT, GAUTREAUX, HEITMEIER, HINES, HOLLIS, HOYT, B. JONES, LAMBERT, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, ROMERO, SCHEDLER, SMITH, AND ULLO

AN ACT

To amend and reenact R.S. 29:38.2 and 420, relative to student members of the uniformed services of the United States; to prohibit undue penalties against student members of the uniformed services called to active service; to require the Board of Regents and the management boards of public postsecondary education, proprietary schools, and nonpublic colleges and universities to adopt certain policies; 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. Bruneau, the Speaker declared the House at recess until 4:00 P.M.

**After Recess**

Speaker DeWitt called the House to order at 4:00 P.M.

**ROLL CALL**

The roll was called with the following result:

**PRESENT**

Mr. Speaker	Glover	Pierre
Alexander, E	Green	Pinac
Alexander, R	Guillory	Pitre
Ansardi	Heaton	Powell
Baldone	Hebert	Quezaire
Baudoin	Hill	Richmond
Baylor	Holden	Riddle
Beard	Hopkins	Romero
Bowler	Hudson	Salter
Broome	Hunter	Scalise
Bruce	Hutter	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	Swilling
Dartez	LeBlanc	Thompson
Devillier	Lucas	Toomy
Diez	Martiny	Townsend
Doerge	McDonald	Triche
Downer	McVea	Tucker
Erdey	Montgomery	Waddell
Farrar	Morrell	Walsworth
Fauchoux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright
Fruge	Odinet	
Futrell	Perkins	
Total—97		

**ABSENT**

Alario	Hammett	Welch
Durand	McCallum	
Gallot	Pratt	

Total—7

The Speaker announced there were 97 members present and a quorum.

**Conference Committee Reports for Consideration**

The following Conference Committee Reports were taken up and acted upon as follows:

**CONFERENCE COMMITTEE REPORT**

**Senate Bill No. 5 by Senator Ullo**

October 12, 2001

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill No. 5 by Senator ULLO recommend the following concerning the Engrossed bill:

1. That Amendment Nos. 2, 3, 5 and 6 proposed by House Committee on House and Governmental Affairs and adopted by the House on October 11, 2001, be adopted.
2. That Amendment Nos. 1 and 4 proposed by House Committee on House and Governmental Affairs and adopted by the House on October 11, 2001, be rejected.
3. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 6, line 10, between "Parish;" and "Evangeline Parish;" insert the following: "Precincts 3-2, 4-4, 5-1, 6-1, 6-2, 6-3, 6-5, 7-1, 7-2, 7-3, 8-1, 8-2, 9-1, 9-2, 9-3, and 9-4 of Catahoula Parish;"

AMENDMENT NO. 2

On page 6, line 17, after "Caldwell Parish;" insert the following: "Precincts 1-1, 1-2, 2-1, 2-2, 2-3, 3-1, 4-1, and 4-2 of "

Respectfully submitted,

Senator Noble E. Ellington  
 Senator John Hainkel  
 Senator Chris Ullo  
 Representative Emile "Peppi" Bruneau  
 Representative Charlie DeWitt  
 Representative Charles D. Lancaster, Jr.

Rep. Bruneau moved to adopt the Conference Committee Report.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Gallot	Perkins
Alexander, E	Glover	Pierre
Alexander, R	Green	Pinac
Ansardi	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Hebert	Pratt
Baylor	Hill	Quezaire
Beard	Holden	Richmond
Bowler	Hopkins	Riddle
Broome	Hudson	Romero
Bruce	Hunter	Salter
Bruneau	Hutter	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	Swilling
Diez	Lucas	Thompson
Doerge	Martiny	Toomy
Downer	McCallum	Townsend
Durand	McDonald	Triche
Erdey	McVea	Tucker
Farrar	Montgomery	Waddell
Fauchieux	Morrell	Walsworth
Flavin	Morrish	Welch
Frith	Murray	Winston
Fruge	Nevers	Wooton
Futrell	Odinet	Wright
Total—102		

**NAYS**

Total—0

**ABSENT**

Alario	Heaton
Total—2	

The Conference Committee Report was adopted.

**Suspension of the Rules**

On motion of Rep. Morrell, the rules were suspended in order to take up and consider Introduction of Resolutions House and House Concurrent at this time.

**Introduction of Resolutions,  
 House and House Concurrent**

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

**HOUSE RESOLUTION NO. 25—**

BY REPRESENTATIVE MORRELL

**A RESOLUTION**

To direct submission of the House reapportionment plan for state House of Representatives districts, congressional districts, Board of Elementary and Secondary Education districts, and Public Service Commission districts to the United States Department of Justice, Civil Rights Division, Voting Section for preclearance along with all necessary statistics, maps, and other necessary documentation as expeditiously as possible.

Read by title.

Lies over under the rules.

**HOUSE RESOLUTION NO. 26—**

BY REPRESENTATIVE FAUCHEUX

**A RESOLUTION**

To urge and request the Department of Revenue to expeditiously process the sales tax refund claim of IMC-Agrico Company for the audit period of January 1, 1995 through December 31, 1999.

Read by title.

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

**Petitions, Memorials and  
Communications**

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

**Message from the Senate**

**SIGNED SENATE CONCURRENT RESOLUTIONS**

October 12, 2001

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

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

Senate Concurrent Resolution No. 9

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

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

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

**Message from the Senate**

**SIGNED SENATE BILLS AND JOINT RESOLUTIONS**

October 12, 2001

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. 1

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**

**ADOPTION OF  
CONFERENCE COMMITTEE REPORT**

October 12, 2001

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

I am directed to inform your honorable body that the Senate has adopted the report of the Conference Committee on the disagreement to Senate Bill No. 5.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Adjournment**

On motion of Rep. Kenney, at 4:05 P.M., the House agreed to adjourn until Monday, October 15, 2001, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Monday, October 15, 2001.

ALFRED W. SPEER  
Clerk of the House

