

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

FIRST DAY'S PROCEEDINGS

**Twenty-ninth Extraordinary Session of the Legislature
Under the Adoption of the
Constitution of 1974**

House of Representatives
State Capitol
Baton Rouge, Louisiana

Sunday, March 11, 2001

The House of Representatives was called to order at 6:00 P.M., by the Honorable Charlie DeWitt, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

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

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

ABSENT

Curtis
Total—1

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

Prayer

Prayer was offered by Rep. Riddle.

Pledge of Allegiance

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

**Petitions, Memorials and
Communications**

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

**W. Fox McKeithen
Secretary of State
State of Louisiana
March 6, 2001**

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

Ladies and Gentlemen:

I have the honor to hand you herewith certified copy of the Proclamation by his Excellency, M. J. "Mike" Foster, Jr., Governor of the State of Louisiana, dated March 5, 2001, designating certain objects to be considered at the Extraordinary Session of the Legislature of Louisiana, to be convened at 6:00 o'clock p.m. on the 11th day of March, 2001, and to adjourn, sine die, not later than 6:00 o'clock p.m. on the 22nd day of March, 2001.

Sincerely,
W. Fox McKeithen

**United States of America
State of Louisiana
Fox McKeithen
Secretary of State**

As Secretary of State of the State of Louisiana, I do hereby certify that the attached pages contain a true and correct copy of the Proclamation by his Excellency, M. J. "Mike" Foster, Jr., Governor of the State of Louisiana, dated March 5, 2001, designating certain objects to be considered at the Extraordinary Session of the Legislature of Louisiana, to be convened at 6:00 o'clock p.m. on the 11th day of March, 2001, and to adjourn, sine die, not later than 6:00 o'clock p.m. on the 22nd day of March, 2001.

In testimony whereof, I have hereunto set my hand and caused the Seal of my Office to be affixed at the City of Baton Rouge on this, the 6th day of March, 2001.

Fox McKeithen
Secretary of State

STATE OF LOUISIANA
OFFICE OF THE GOVERNOR
BATON ROUGE, LOUISIANA
PROCLAMATION NO. 17 MJF 2001

By virtue of the authority vested in me by Paragraph B of Section 2 of Article III of the Constitution of Louisiana, I, M.J. "Mike" Foster, Jr., Governor of the State of Louisiana, HEREBY CALL AND CONVENE THE LEGISLATURE OF LOUISIANA INTO EXTRAORDINARY SESSION to convene at the State Capitol, in the city of Baton Rouge, Louisiana, during twelve calendar days, beginning at 6:00 o'clock p.m. on the 11th day of March, 2001, and ending no later than 6:00 o'clock p.m. on the 22nd day of March, 2001. The power to legislate at such session shall be limited, under penalty of nullity, to the following specified enumerated objects:

ITEM NO. 1: To amend and reenact certain provisions of Title 17 and Title 27 of the Louisiana Revised Statutes of 1950, to lower the required minimum annual compensation amount to be paid by the land based casino in New Orleans from \$100 Million to not less than \$50 Million, to revise or repeal the restrictions and limitations on restaurant operations, to revise or repeal the prohibition and limitations on owning or renting hotel rooms by the casino gaming operator, to revise or repeal the prohibition on the sale of products not directly related to gaming, to approve those suspensive conditions of the contract entered into by the state and the casino gaming operator, and to provide that the procedures relative to the negotiations and entering into such contract and issuing or modifying related regulatory approvals are exempt from the provisions of R.S. 27:25, 26, 89 and 255, and 49:950 *et seq.*, to dedicate all state income, except for 10% of said revenue, from the casino gaming operator to a fund to be used to provide an increase in the salary of certain public pre-kindergarten through twelfth grade certificated personnel and other public pre-kindergarten through twelfth grade classroom teachers and public post secondary education faculty as appropriated annually by the legislature.

ITEM NO. 2: To amend and reenact certain provisions of Title 17 and Title 27 of the Louisiana Revised Statutes of 1950, to increase the state license and franchise fees on riverboat gaming from 18 1/2% to 21 1/2% of net gaming proceeds for those riverboat licensees required to make excursions which make an election to conduct gaming operations dockside, to provide for a state license and franchise fee on riverboat gaming of 23 1/2% of net gaming proceeds for riverboat licensees converting their operations to permanently moored riverboat vessel type operations, to authorize certain riverboat licensees to make an election to conduct gaming operations dockside, to authorize the Louisiana Gaming Control Board to regulate cruising, dockside gaming and gaming on permanently moored riverboat vessels, to authorize conversion of riverboat licensee operations to permanently moored riverboat vessel type operations, to define terms, to dedicate all state income in excess of 18 1/2% of net gaming proceeds to a fund to be used solely to provide an increase in the salary of certain public pre-kindergarten through twelfth grade certificated personnel and other public pre-kindergarten through twelfth grade classroom teachers and public post secondary education faculty, as appropriated annually by the legislature, and to otherwise provide relative thereto.

ITEM NO. 3: To extend the termination date for the Louisiana Tax Free Shopping Program.

ITEM NO. 4: To amend and reenact R.S. 47:162 to authorize the Secretary of the Department of Revenue to refund taxpayers overpayment under certain conditions and to provide relative thereto.

ITEM NO. 5: To legislate relative to the collection of unemployment taxes and payments of benefits by the state for Indian tribes and to provide relative thereto.

ITEM NO. 6: To legislate relative to exemptions from state and local sales and use taxes for purchases of utilities used by certain steelworks and blast furnaces and otherwise to provide with respect thereto.

ITEM NO. 7: To authorize Esler Industrial Development District to transfer ownership of Esler Field in Rapides Parish to the Louisiana National Guard for military use and to provide relative thereto.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the state of Louisiana, at the Capitol, in the city of Baton Rouge, on this 5th day of March, 2001.

M. J. "Mike" Foster, Jr.
GOVERNOR OF LOUISIANA

ATTEST BY
THE GOVERNOR

Fox McKeithen
SECRETARY OF STATE

Message from the Secretary of State

The following message from the Secretary of State was received and read:

State of Louisiana

SECRETARY OF STATE

October 12, 2000

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

I have the honor to submit to you the name of Richard "Rick" Gallot, Jr., who has been duly elected to fill the vacancy occurring in your honorable body since the last Session of the Legislature, caused by the death of Rep. Pinkie Carolyn Wilkerson.

Richard "Rick" Gallot, Jr., has been officially proclaimed duly and legally elected as Representative from the 11th Representative District of the State of Louisiana.

FOX McKEITHEN
Secretary of State

**United States of America
STATE OF LOUISIANA
Fox McKeithen
Secretary of State**

As Secretary of State of the State of Louisiana, I do hereby certify that the following candidate, having run in the election held on October 7, 2000, is declared elected by the people to the office set opposite his name for an unexpired term:

State Representative Richard "Rick" Gallot, Jr., Representative of District 11.

In testimony whereof, I have hereunto set my hand and caused the seal of my office to be affixed at the city of Baton Rouge on this, the 12th day of October, 2000.

FOX McKEITHEN
Secretary of State

Oath of Office

Mr. Gallot presented himself before the bar of the House and took the following oath:

"I, Richard "Rick" Gallot, Jr., do solemnly swear that I will support the constitution and laws of the United States and the constitution and laws of this state and that I will faithfully and impartially discharge and perform all the duties incumbent upon me as a member of the House of Representatives according to the best of my ability and understanding, so help me God".

Message from the Secretary of State

The following message from the Secretary of State was received and read:

**State of Louisiana
SECRETARY OF STATE**

November 15, 2000

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

I have the honor to submit to you the name of Thomas H. "Tom" McVea, who has been duly elected to fill the vacancy occurring in your honorable body since the last Session of the Legislature, caused by the resignation of Rep. John D. Travis.

Thomas H. "Tom" McVea, has been officially proclaimed duly and legally elected as Representative from the 62nd Representative District of the State of Louisiana.

FOX McKEITHEN
Secretary of State

**United States of America
STATE OF LOUISIANA
Fox McKeithen
Secretary of State**

As Secretary of State of the State of Louisiana, I do hereby certify that the following candidate, having run in the election held on November 7, 2000, is declared elected by the people to the office set opposite his name for an unexpired term:

State Representative Thomas H. "Tom" McVea, Representative of District 62.

In testimony whereof, I have hereunto set my hand and caused the seal of my office to be affixed at the city of Baton Rouge on this, the 15th day of November, 2000.

FOX McKEITHEN
Secretary of State

Oath of Office

Mr. McVea presented himself before the bar of the House and took the following oath:

"I, Thomas H. "Tom" McVea, do solemnly swear that I will support the constitution and laws of the United States and the constitution and laws of this state and that I will faithfully and impartially discharge and perform all the duties incumbent upon me as a member of the House of Representatives according to the best of my ability and understanding, so help me God".

Message from the Secretary of State

The following message from the Secretary of State was received and read:

**State of Louisiana
SECRETARY OF STATE**

December 19, 2000

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

I have the honor to submit to you the name of Nita Rusich Hutter, who has been duly elected to fill the vacancy occurring in your honorable body since the last Session of the Legislature, caused by the resignation of Rep. Tommy Warner.

Nita Rusich Hutter, has been officially proclaimed duly and legally elected as Representative from the 104th Representative District of the State of Louisiana.

FOX McKEITHEN
Secretary of State

**United States of America
STATE OF LOUISIANA
Fox McKeithen
Secretary of State**

As Secretary of State of the State of Louisiana, I do hereby certify that the following candidate, having run in the election held on December 9, 2000, is declared elected by the people to the office set opposite her name for an unexpired term:

State Representative Nita Rusich Hutter, Representative of District 104.

In testimony whereof, I have hereunto set my hand and caused the seal of my office to be affixed at the city of Baton Rouge on this, the 20th day of December, 2000.

FOX McKEITHEN
Secretary of State

Oath of Office

Mrs. Hutter presented herself before the bar of the House and took the following oath:

"I, Nita Rusich Hutter, do solemnly swear that I will support the constitution and laws of the United States and the constitution and laws of this state and that I will faithfully and impartially discharge and perform all the duties incumbent upon me as a member of the House of Representatives according to the best of my ability and understanding, so help me God".

Motion

On motion of Rep. Bruneau, the Speaker appointed the following special committee to notify the Governor that the House is convened and prepared to transact business: Reps. Montgomery, Flavin, Murray, Doerge, and Welch.

Motion

On motion of Rep. Bruneau, the Speaker appointed the following special committee to notify the Senate that the House is convened and prepared to transact business: Reps. Triche, Heaton, Iles, Dupre, and Lydia Jackson.

Reports of Special Committees

The special committee appointed to notify the Governor that the House had convened and was prepared to transact business reported that it had performed that duty.

The special committee appointed to notify the Senate that the House had convened and was prepared to transact business reported that it had performed that duty.

The Speaker thanked and discharged the committees.

Committee from the Senate

A special committee from the Senate notified the House that the Senate has convened and is prepared to transact business.

The Speaker thanked and dismissed the committee.

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

March 11, 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. 1

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Bruneau, 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. 1—

BY SENATOR LAMBERT

A CONCURRENT RESOLUTION

To invite the Honorable M. J. "Mike" Foster, Governor of Louisiana to address a joint session of the legislature.

Read by title.

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

Recess

On motion of Rep. Bruneau, the Speaker declared the House at recess until 7:00 P.M.

Joint Session of the Legislature

The joint session of the legislature was called to order at 6:30 P.M. by the Honorable John J. Hainkel, Jr., President of the Senate.

On motion of Sen. Lambert, the calling of the roll on the part of the Senate was dispensed with.

On motion of Rep. Bruneau, the calling of the roll on the part of the House was dispensed with.

The President of the Senate appointed the following special committee to escort the Honorable M. J. "Mike" Foster, Jr., Governor of the State of Louisiana, to the joint session:

On the part of the Senate: Senators Dardenne, Barham, Bill Jones, Schedler, Lentini, and Ellington.

On the part of the House: Representatives Alario, Kennard, Jack Smith, Katz, and Bruce.

The President of the Senate introduced the Honorable M. J. "Mike" Foster, Jr., who addressed the joint session of the legislature.

On motion of Sen. Lambert, the Senate retired to its own chamber.

After Recess

Speaker DeWitt called the House to order at 7:00 P.M.

ROLL CALL

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

PRESENT

Mr. Speaker	Gallot	Odinot
Alexander, E	Glover	Perkins
Alexander, R	Guillory	Pierre
Ansardi	Hammett	Pinac
Baudoin	Heaton	Pitre

Baylor	Hebert	Powell
Bowler	Hill	Pratt
Broome	Hopkins	Richmond
Bruce	Hudson	Riddle
Bruneau	Hunter	Romero
Carter, K	Hutter	Salter
Carter, R	Iles	Scalise
Cazayoux	Jackson, L	Schneider
Clarkson	Jackson, M	Schwegmann
Crane	Johns	Shaw
Crowe	Katz	Smith, J.D.—50th
Damico	Kennard	Smith, J.H.—8th
Daniel	Kenney	Smith, J.R.—30th
Dartez	LaFleur	Sneed
Devillier	Lancaster	Stelly
Diez	Landrieu	Strain
Doerge	LeBlanc	Thompson
Donelon	Lucas	Toomy
Downer	Martiny	Townsend
Dupre	McCallum	Triche
Durand	McDonald	Waddell
Erdey	McMains	Walsworth
Farrar	McVea	Welch
Faucheux	Montgomery	Winston
Flavin	Morrell	Wooton
Frith	Morrish	Wright
Fruge	Murray	
Futrell	Nevers	
Total—97		

ABSENT

Alario	Green	Quezaire
Curtis	Holden	Smith, G.—56th
Total—6		

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

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. 1—
BY REPRESENTATIVE WALSWORTH
A RESOLUTION

To commend Christopher Leader as a State Honoree in the 2001 Prudential Spirit of Community Awards and to recognize and record his generous service and contributions to his community and to the state of Louisiana.

Read by title.

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

HOUSE RESOLUTION NO. 2—
BY REPRESENTATIVE FAUCHEUX
A RESOLUTION

To commend Ben A. Taylor of Hammond as Louisiana's Conservationist of the Year.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 1—
BY REPRESENTATIVE CRANE
A CONCURRENT RESOLUTION

To commend the Great American Cleanup Project for its contributions to improving the environment of the state, to proclaim April of 2001 as Keep America Beautiful Month throughout the state of Louisiana, and to designate April 7, 2001, as Great American Cleanup Day in Greater Baton Rouge.

Read by title.

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

Ordered to the Senate.

Introduction of House Bills and Joint Resolutions

The following named members introduced the following entitled House Bills and Joint Resolutions which were read the first time by their titles and placed upon the calendar for their second reading and, under a suspension of the rules, were referred to committee as follows:

HOUSE BILL NO. 1—
BY REPRESENTATIVE MURRAY AND SENATORS HOLLIS AND BOISSIERE
AN ACT

To amend and reenact R.S. 27:243(C) and 270(A)(3)(a) and to enact R.S. 17:421.7 and R.S. 27:241.1, relative to the land-based casino; to reduce the annual minimum compensation payments; to authorize the casino gaming operator to offer certain seated restaurant facilities and food services; to authorize the casino gaming operator to lease or operate certain businesses in the official gaming establishment; to provide for restrictions on advertising; to prohibit the offering of onsite lodging in the official gaming establishment; to authorize the casino gaming operator to offer certain offsite lodging; to provide for complimentary offerings and discounts and restrictions thereof; to delete restrictions on the sale of products; to provide for the authority of the Gaming Control Board to set aside or renegotiate, amend, approve, execute and implement an amendment of the casino operating contract and issue or modify regulatory approvals related thereto; to provide for the dedication of certain revenues; to establish a special fund in the state treasury and to provide for the deposit of certain monies into the fund; to provide for the use of monies in the fund; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

HOUSE BILL NO. 2—
BY REPRESENTATIVES DEWITT AND MURRAY AND SENATOR HEITMEIER
AN ACT

To amend and reenact R.S. 27:44(23), 65(A), (B)(1), 91(C), and 92(B)(2)(b) to enact R.S. 17:421.7, R.S. 27:44(17.1), 66, 66.1, and 66.2 and to repeal R.S. 27:44(16) and 52(2)(f), relative to riverboat gaming; to authorize licensed riverboats to conduct gaming while the riverboat is docked subject to certain provisions; to provide for gaming on a permanently moored riverboat vessel; to provide for riverboat gaming under certain conditions in the parish of the official gaming establishment and the payment of franchise fees; to provide for definitions; to provide for exceptions; to provide for additional franchise fees; to establish a special fund in the state treasury; to provide for the deposit of certain monies into the fund; to provide for uses of monies in the fund; to provide for applicability; to repeal obsolete provisions authorizing certain

local option elections; to repeal certain requirements applicable to riverboat construction; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

HOUSE BILL NO. 3—
BY REPRESENTATIVE DEWITT
AN ACT

To amend and reenact R.S. 27:52(2)(a) and R.S. 27:65(B)(1) and (2) and to repeal R.S. 27:24(E), relative to riverboat gaming; to require that all licensed riverboats in the state conduct cruises or excursions; to delete exceptions permitting certain riverboats to conduct gaming while docked; to provide that no gaming may be conducted while a riverboat is docked except under certain circumstances; to provide for the adoption of rules providing for a schedule for the embarking and disembarking of passengers when certain conditions exist; to repeal provisions prohibiting the adoption of certain rules regarding the conducting of gaming; to delete certain obsolete provisions authorizing certain local option elections; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

HOUSE BILL NO. 4—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 27:44(23), 65(A), (B)(1), 91(C), and 92(B)(2)(b) to enact R.S. 17:421.7, R.S. 27:44(17.1), 66, 66.1, and 66.2 and to repeal R.S. 27:44(16) and 52(2)(f), relative to riverboat gaming; to authorize licensed riverboats to conduct gaming while the riverboat is docked subject to certain provisions; to provide for gaming on a permanently moored riverboat vessel; to provide for riverboat gaming under certain conditions in the parish of the official gaming establishment and the payment of franchise fees; to provide for definitions; to provide for exceptions; to provide for additional franchise fees; to establish a special fund in the state treasury; to provide for the deposit of certain monies into the fund; to provide for uses of monies in the fund; to provide for applicability; to repeal obsolete provisions authorizing certain local option elections; to repeal certain requirements applicable to riverboat construction; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

HOUSE BILL NO. 5—
BY REPRESENTATIVE RIDDLE AND SENATOR HINES
AN ACT

To amend and reenact R.S. 23:1472(12)(F)(III)(c)(ii) and (v) and (e) and (I), 1552(A)(introductory paragraph) and (2) and (E), and 1600(6)(a)(introductory paragraph) and to enact R.S. 23:1472(11)(i), (12)(F)(VII) and (H)(XXI), 1543(J), and 1592(H), relative to unemployment compensation taxes; to define employer and employment to include Indian tribes and services performed in the employ of an Indian tribe; to permit the imposition of taxes on Indian tribes for unemployment compensation purposes; to provide for the imposition of penalties for the delinquent payment of employment taxes by an Indian tribe; to permit an Indian tribe to elect payments in lieu of contributions; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Labor and Industrial Relations.

HOUSE BILL NO. 6—
BY REPRESENTATIVES FARRAR AND DONELON AND SENATORS
MCPHERSON AND ELLINGTON
AN ACT

To amend and reenact the heading of Subpart B-27 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to enact R.S. 29:33.2 and R.S. 33:130.541.1, and to repeal R.S. 33:130.541 through 130.547, relative to the Esler Industrial Development District; to transfer ownership by cooperative endeavor of the immovable and movable property and assets of the Esler Industrial Development District to the military department of the state for use by the Louisiana National Guard; to authorize the Rapides Parish Police Jury to transfer certain property including Esler Field in Rapides Parish to the military department of the state; to repeal provisions creating the Esler Industrial Development District; to provide for the Esler Industrial Development Area Advisory Board and the powers and duties thereof; to provide for effective dates; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

HOUSE BILL NO. 7—
BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 47:1621(A), (B), and (D), relative to the secretary of the Department of Revenue; to authorize the secretary to refund certain overpayments of tax; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 8—
BY REPRESENTATIVES PERKINS AND WALSWORTH
AN ACT

To amend and reenact R.S. 14:90.3(F), R.S. 27:2(B), 13(C)(2), (3), (4), (6), and (7)(b), 14(A), 15(B)(1), 20(C), 24(A)(4) and (B)(1), and 25(D) and to repeal R.S. 14:90(E) and R.S. 27:201 through 286, relative to the Louisiana Economic Development and Gaming Corporation Act; to repeal the authority and procedure for the conducting of land-based casino gaming operations and activities, and the exception of such operations and activities from the crime of gambling; and to provide for related matters.

Read by title.

Motion

Rep. Bruneau moved that the bill be returned to the calendar.

Rep. Perkins objected.

Motion

Rep. Perkins moved that the bill be referred to the Committee on Civil Law and Procedure.

Rep. Murray objected.

Point of Order

Rep. Murray asked for a ruling from the Chair as to whether the object of the above bill is within the listing of objects contained in the governor's proclamation for this extraordinary session and whether House Bill No. 8 can be considered in this session.

Ruling of the Chair

The Chair ruled that the object of the above bill was not within the listing of objects contained in the governor's proclamation for this extraordinary session and under Louisiana Constitution Article III, Section 2 (B) cannot be considered in this session.

Appeal of the Ruling of the Chair

Rep. Perkins appealed the ruling of the Chair.

The vote recurred on sustaining the ruling of the Chair.

By a vote of 83 yeas and 12 nays, the Chair was sustained.

Motion

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

HOUSE BILL NO. 9— BY REPRESENTATIVE FAUCHEUX AN ACT

To amend and reenact Section 3 of Act No. 535 of the 1988 Regular Session of the Legislature, as amended by Section 2 of Act No. 285 of the 1992 Regular Session of the Legislature, Section 3 of Act No. 1291 of the 1997 Regular Session of the Legislature, and Section 1 of Act No. 50 of the 1998 Regular Session of the Legislature, relative to the Louisiana Tax Free Shopping Program; to eliminate the termination date of the program; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 10— BY REPRESENTATIVE SCHNEIDER AN ACT

To amend and reenact R.S. 47:1621, relative to the Department of Revenue; to expand the authority of the secretary to refund overpayments under certain circumstances; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 11— BY REPRESENTATIVE FAUCHEUX AN ACT

To amend and reenact R.S. 47:6005(D), relative to the qualified recycling equipment credit; to provide that certain industries may receive one hundred percent of the credit and any credit carry-forward during any taxable period; to provide that any excess credit amount over and above the amount of tax due shall be refunded to the taxpayer in the same manner as overpayments of tax; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 12— BY REPRESENTATIVE FAUCHEUX AN ACT

To enact R.S. 47:301(10)(t) and to repeal R.S. 47:305.51, relative to the sales and use tax; to exempt purchases of utilities used by certain steelworks and blast furnaces by enacting a definition of exclusion relative to such purchases; to repeal the exemption for such purchases; to provide for the effectiveness of the exemption; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 13— BY REPRESENTATIVE FAUCHEUX AN ACT

To provide, relative to the state and local sales and use tax, for the effectiveness of the exemption for utilities used by certain steelworks and blast furnaces; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 14— BY REPRESENTATIVE HAMMETT AN ACT

To amend and reenact R.S. 47:1621, relative to the Department of Revenue; to expand the authority of the secretary to refund overpayments under certain circumstances; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 15— BY REPRESENTATIVE TOWNSEND AN ACT

To amend and reenact R.S. 27:44(23), 65(A), 65(B)(1), 91(C) and 92(B)(2)(b) and to enact R.S. 17:421.7 and R.S. 27:44(17.1), 65(C) and (D), 66, and 66.1 and to repeal R.S. 27:44(16), 52(2)(a) and (f) and 65(B)(2), relative to riverboat gaming; to authorize all licensed riverboats to conduct gaming while the riverboat is docked; to remove requirement that riverboats conduct cruises or excursions; to provide for gaming on a permanently moored riverboat vessel; to provide for riverboat gaming under certain conditions in the parish of the official gaming establishment; to provide for definitions; to provide for exceptions; to establish franchise fees; to provide for applicability; to remove requirement that riverboats be of new construction; to repeal provisions providing for approval of routes and the duration of riverboat excursions; to repeal requirements for the length of riverboat cruises or excursions; to establish a special fund in the state treasury; to provide for the deposit of certain monies into the fund; to provide for uses of monies in the fund; to provide for applicability; to repeal obsolete provisions for certain local option elections; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

HOUSE BILL NO. 16—
BY REPRESENTATIVES ALARIO, K. CARTER, DIEZ, SCALISE, SNEED,
AND WINSTON AND SENATOR HOLLIS
AN ACT

To amend and reenact Section 3 of Act No. 535 of the 1988 Regular Session of the Legislature, as amended by Section 2 of Act No. 285 of the 1992 Regular Session of the Legislature, Section 3 of Act No. 1291 of the 1997 Regular Session of the Legislature, and Section 1 of Act No. 50 of the 1998 Regular Session of the Legislature, relative to the Louisiana Tax Free Shopping Program; to change the termination date of the program; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 17—
BY REPRESENTATIVE SCHNEIDER
AN ACT

To enact R.S. 47:44.3, relative to the individual income tax; to exempt certain income of public school classroom teachers from taxation; to provide for certification of classroom teacher status and income; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 18—
BY REPRESENTATIVES DANIEL, DOWNER, FAUCHEUX, LANCASTER,
SCALISE, STRAIN, MONTGOMERY, AND WRIGHT
AN ACT

To amend and reenact R.S. 47:1621(A), (B), and (D), relative to the secretary of the Department of Revenue; to authorize the secretary to refund certain overpayments of tax; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 19—
BY REPRESENTATIVE HEBERT
AN ACT

To amend and reenact R.S. 27:44(23), 65(A), (B)(1), 91(C), and 92(B)(2)(b), to enact R.S. 17:421.7 and R.S. 27:44(17.1), 66, 66.1, and 66.2, and to repeal R.S. 27:44(16) and 52(2)(f), relative to riverboat gaming; to authorize licensed riverboats to conduct gaming while the riverboat is docked subject to certain provisions; to provide for gaming on a permanently moored riverboat vessel; to provide for riverboat gaming under certain conditions in the parish of the official gaming establishment and the payment of franchise fees; to provide for definitions; to provide for exceptions; to provide for additional franchise fees; to establish a special fund in the state treasury; to provide for the deposit of certain monies into the fund; to provide for uses of monies in the fund; to provide for applicability; to repeal obsolete provisions authorizing certain local option elections; to repeal certain requirements applicable to riverboat construction; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

Suspension of the Rules

On motion of Rep. Martiny, the rules were suspended to permit the Committee on Administration of Criminal Justice to meet on Monday, March 12, 2001, and consider the following legislative instruments without giving the notice required by House Rule 14.24(A):

House Bill Nos. 2, 3, 4, 15, and 19

Suspension of the Rules

On motion of Rep. Guillory, the rules were suspended to permit the Committee on Labor and Industrial Relations to meet on Monday, March 12, 2001, and consider the following legislative instruments without giving the notice required by House Rule 14.24(A):

House Bill No. 5

Leave of Absence

Rep. Curtis - 1 day

Adjournment

On motion of Rep. LeBlanc, at 7:15 P.M., the House agreed to adjourn until Monday, March 12, 2001, at 5:00 P.M.

The Speaker of the House declared the House adjourned until 5:00 P.M., Monday, March 12, 2001.

ALFRED W. SPEER
Clerk of the House