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

SIXTH 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

Monday, March 19, 2001

The House of Representatives was called to order at 1:30 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
Alario
Alexander, E
Alexander, R
Ansardi
Baudoin
Baylor
Bowler
Brouome
Bruce
Brueau
Carter, K
Carter, R
Cezayoux
Clarkson
Crane
Crowe
Damico
Daniel
Dartez
Devillier
Diez
Doerge
Donelon
Downer
Durand
Erdey
Farrar
Faucheux

Glover
Green
Guillory
Hammett
Heaton
Hebert
Hill
Holden
Hopkins
Hudson
Hunter
Iles
Jackson, L
Jackson, M
Johns
Katz
Kennard
Kenney
LaFleur
Lancaster
Landrieu
LeBlanc
Lucas
Martin
McCullam
McDonald
McMains
McVeal

Odinet
Perkins
Pierre
Pinac
Pitre
Powell
Pratt
Quezaire
Richmond
Riddle
Romero
Salter
Schalise
Schneider
Schwegmann
Shaw
Smith, G.—56th
Smith, J.D.—50th
Smith, J.H.—8th
Smith, J.R.—30th
Sneed
Stelly
Strain
Thompson
Toomy
Townsend
Triche

Total—101
ABSENT

Curtis
Total—1

The Speaker announced that there were 101 members present and a quorum.

Prayer

Prayer was offered by Rep. Salter.

Pledge of Allegiance

Rep. Iles 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 March 18, 2001, was adopted.

Privileged Report of the Committee on Enrollment

March 19, 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. 4—

BY REPRESENTATIVES PRATT, BAUDOIN, BOWLER, BROOME, BRUCE, K. CARTER, CLARKSON, DARTEZ, DEVILLIER, DOERGE, DURAND, HUTTER, ILES, L. JACKSON, KATZ, SCHWEGMANN, JANE SMITH, SNEED, WELCH, AND WINSTON AND SENATORS BAGIE, IRONS, AND MOUNT

A CONCURRENT RESOLUTION

To commend the YWCA of Greater New Orleans on its accomplishments and to recognize March 15 through March 24, 2001, as "Celebration of Women Week".

HOUSE CONCURRENT RESOLUTION NO. 5—

BY REPRESENTATIVE ERDEY AND SENATOR LAMBERT

A CONCURRENT RESOLUTION

To commend Colyell Baptist Church upon its one hundred fiftieth anniversary.

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.
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. 9—
BY REPRESENTATIVE MCCALLUM
A CONCURRENT RESOLUTION
To express the condolences of the Legislature of Louisiana upon the death of Joe Freeman Woods.

Read by title.

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

Ordered to the Senate.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Municipal, Parochial and Cultural Affairs
March 19, 2001
To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Municipal, Parochial and Cultural Affairs to submit the following report:

Senate Bill No. 2, by McPherson
Reported with amendments. (6-0-1) (Regular)

SHARON WESTON BROOME
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

Report of the Committee on Administration of Criminal Justice
March 19, 2001
To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Administration of Criminal Justice to submit the following report:

Senate Bill No. 1, by Hollis
Reported favorably. (9-2) (Regular)

DANIEL MARTINY
Chairman

Suspension of the Rules

On motion of Rep. Martiny, 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. 1—
BY SENATORS HOLLY, BOISSIERE, BEAN, CRAVINS, HOYT, MOUNT AND THEUNISSEN AND REPRESENTATIVE MURRAY
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 and R.S. 27:244(A)(11) and (12), 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 onsite 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; to provide for the allocation of appropriations from the state general fund in the event that the monies in the special fund are not available for appropriation for the dedications in this Act; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Privileged Report of the Legislative Bureau
March 19, 2001
To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 2
Reported without amendments.

Respectfully submitted,
JOE SALTER
Chairman

Senate Instruments on Second Reading Returned from the Legislative Bureau

Rep. Farrar asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions on second reading just returned from the Legislative Bureau, with a view of acting on the same:
SENATE BILL NO. 2—
By Senators McPherson, Ellington and Smith and
Representatives Farrar and Donelon
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 and 130.542 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.

Reported with amendments by the Committee on Municipal,
Parochial and Cultural Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial
and Cultural Affairs to Reengrossed Senate Bill No. 2 by Senator
McPherson

AMENDMENT NO. 1
On page 5, line 27, after "Sections" and before "of this" delete "1 and
2" and insert in lieu thereof "1, 2, 4, and 5"

AMENDMENT NO. 2
On page 6, line 6, after "all" and before "movable" delete "property"

AMENDMENT NO. 3
On page 6, line 6, after "as" and before "in" insert "provided for"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

Motion

Rep. Hebert moved to take up and consider House Bills and Joint
Resolutions on Third Reading and Final Passage at this time.


By a vote of 52 yeas and 33 nays, the motion was agreed to.

House Bills and Joint Resolutions on
Third Reading and Final Passage

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

Suspension of the Rules

Rep. Hebert moved for a suspension of the rules in order to call
House Bill No. 19 from the calendar at this time.


By a vote of 53 yeas and 38 nays, the motion not having received
a two-thirds vote of the members present and voting, the House refused
to suspend the rules.

Suspension of the Rules

Rep. Hammett moved to suspend the rules to permit the
Committee on Ways and Means to meet upon recess, and consider
Senate Bill No. 1 without giving the notice required by House Rule
14.24(A):


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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker           Heaton        Pinac
Alario               Hill          Pire
Alexander, E         Holden        Pratt
Alexander, R         Hopkins       Quezaire
Ansardi              Hunter        Romero
Baylor               Iles          Salter
Bowler               Jackson, L     Schneider
Bruce                Jackson, M     Schwegmann
Carter, K            Johns         Shaw
Cazayoux             Kenney        Smith, G.—56th
Damico               LaFleur       Smith, J.D.—50th
Daniel               Lancaster     Smith, J.H.—8th
Dartez               Landrieu      Smith, J.R.—30th
Durand               LeBlanc       Snead
Farrar               Lucas         Stelly
Faucheux             Martiny       Toomy
Frith                McVea         Townsend
Gallot               Montgomery    Waddell
Glover               Morrell       Welch
Guillory             Murray        Wooton
Hammett             Odinet
Total—62

NAYS

Baudoin             Erdey        Powell
Broome              Futrell      Riddle
Bruneau             Hebert        Scalise
Carter, R           Katz         Strain
Clarkson            McCallum     Thompson
Crane               McDonald     Triche
Crowe               McMains      Walsworth
Devillier           Morish       Waston
Diez                Nevers       Wright
Downer              Perkins
Total—29

ABSENT

Curtis           Fruge        Kennard
Doerge          Green        Pierre
The rules were suspended.

Suspension of the Rules

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

Suspension of the Rules

On joint motion of Reps. DeWitt and Michael Jackson, and under a suspension of the rules, the above roll call was corrected to reflect them as voting yea.

Recess

On motion of Rep. Hammett, the Speaker declared the House at recess until 5:00 P.M.

After Recess

Speaker DeWitt called the House to order at 5:00 P.M.

ROLL CALL

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

PRESENT

Mr. Speaker Glover Odinet
Alario Green Perkins
Alexander, E Guillory Pierre
Alexander, R Hammett Pinac
Ansardi Heaton Pire
Baudoin Hebert Powell
Baylor Hill Pratt
Bowler Holden Quezaire
Broome Hopkins Richmon
Bruce Hudson Riddle
Bruneau Hunter Romero
Carter, K Hutter Salter
Carter, R Iles Scalice
Cazayoux Jackson, L Schneider
Clarkson Jackson, M Schwegmann
Crane Johns Shaw
Crowe Katz Smith, G.—56th
Damico Kenward Smith, J.D.—50th
Daniel Kenney Smith, J.H.—8th
Dartez LaFleur Smith, J.R.—30th
Devillier Lancaster Sneed
Diez Landrieu Stelly
Doerge LeBlanc Strat
Donelon Lucas Thompson
Downer Martiny Toomy
Durand McCullum Townsend
Erdey McDonald Triche
Farrar McMains Wadell
Faucheux McVea Walshworth
Flavin Montgomery Welch
Fruge Morrell Winston
Futrell Morris Wooton
Gallot Murray Wright

Total—101

ABSENT

Curtis
Total—1

The Speaker announced there were 101 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 CONCURRENT RESOLUTION NO. 10—
BY REPRESENTATIVES R. ALEXANDER AND ALARIO
A CONCURRENT RESOLUTION
To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Dr. Mervin Lee Trail.

Read by title.

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

Ordered to the Senate.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Ways and Means

March 19, 2001

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Ways and Means to submit the following report:

Senate Bill No. 1, by Hollis
Reported favorably. (17-0) (Regular)

BRYANT O. HAMMETT, JR.
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

Privileged Report of the Legislative Bureau

March 19, 2001

To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 1
Reported without amendments.

Respectfully submitted,

JOE SALTER
Chairman
Suspension of the Rules

Rep. Murray moved for a suspension of the rules in order to take up and consider Senate Instruments on Second Reading Returned from the Legislative Bureau at this time.


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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Heaton Pinac
Alario Hill Pratt
Alexander, R Holden Quezaire
Ansardi Hopkins Richmond
Baylor Hudson Schneider
Bruce Hunter Schwegmann
Carter, K Jackson, L Smith, G.—56th
Damico Johns Smith, J.H.—8th
Daniel Lancaster Smith, J.R.—30th
Durand Landrieu Sneed
Farrar LeBlanc Stelly
Faucheux Lucas Thompson
Flavin Martiny Toomy
Fritth Montgomery Townsend
Gallot Morrell Waddell
Glover Murray Welch
Guillory Odinet Wooton
Hammett Pierre

Total—53

NAYS

Alexander, E Erdey Perkins
Baudoin Fruge Pitre
Bowler Futrell Powell
Bruneau Hebert Riddle
Carter, R Iles Romero
Cazayoux Katz Scalise
Clarkson Kennard Shaw
Crane Kenney Smith, J.D.—50th
Crowe LaFleur Strain
Dartez LeBlanc Triche
Devillier McDonald Walsworth
Diez McMain Wooton
Donelon Morith
Downer Nevers

Total—40

ABSENT

Broome Green McVea
Curtis Hutter Salter
Doerge Jackson, M Wright

Total—9

The motion, not having received two-thirds vote of the members present and voting, the House refused to suspend the rules.

Motion

Rep. Hebert moved to take up and consider House Bills and Joint Resolutions on Third Reading and Final Passage at this time.


By a vote of 45 yeas and 47 nays, the motion failed.

Suspension of the Rules

Rep. Alario moved for a suspension of the rules in order to take up and consider Senate Instruments on Second Reading Returned from the Legislative Bureau at this time.


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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Hebert Quezaire
Alario Hill Richmond
Alexander, R Holden Riddle
Ansardi Hopkins Romero
Baylor Hudson Salter
Bruce Hunter Scalise
Carter, K Jackson, L Schwegmann
Damico LaFleur Smith, J.H.—30th
Daniel Lancaster Smith, J.R.—50th
Dartez Landrieu Sneed
Devillier LeBlanc Stelly
Donelon Lucas Strain
Durand Martiny Thompson
Farrar Montgomery Townsend
Faucheux Morrell Triche
Flavin Murray Waddell
Fritth Odinet Welch
Gallot Pierre Wooton
Glover Pitre

Total—70

NAYS

Alexander, E Erdey Morrish
Baudoin Fruge Nevers
Bruneau Futrell Perkins
Carter, R Iles Shaw
Crane Kennard Walsworth
Crowe Kenney Winston
Dartez McDonald McCallum
Devillier McMain
Diez McMain
Downer McMain

Total—23

ABSENT

Broome Glover McCallum
Curtis Green McVea
Doerge Hutter Wright

Total—9

The rules were suspended.

Senate Instruments on Second Reading

Returned from the Legislative Bureau

The following Senate Instruments on second reading, returned from the Legislative Bureau, were taken up and acted upon as follows:
SENATE BILL NO. 1—
BY SENATORS HOLLIS, BOISSIERE, BEAN, CRAVINS, HOYT, MOUNT AND THEUNISSEN AND REPRESENTATIVE MURRAY
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. 27:244(A)(11) and (12), 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; to provide for the allocation of appropriations from the state general fund in the event that the monies in the special fund are not available for appropriation for the dedications in this Act; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

Leave of Absence

Rep. Curtis - 1 day

Adjournment

On motion of Rep. Kenney, at 5:30 P.M., the House agreed to adjourn until Tuesday, March 20, 2001, at 9:30 A.M.


ALFRED W. SPEER
Clerk of the House