

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

**SIXTEENTH DAY'S PROCEEDINGS**

**Twenty-seventh Regular Session of the Legislature  
Under the Adoption of the  
Constitution of 1974**

House of Representatives  
State Capitol  
Baton Rouge, Louisiana

Monday, April 23, 2001

The House of Representatives was called to order at 4:00 P.M., by the Honorable Charlie DeWitt, Speaker of the House of Representatives.

**Morning Hour**

**ROLL CALL**

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

**PRESENT**

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

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

ABSENT

Curtis	Schneider
Total—2	

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

**Prayer**

Prayer was offered by Rep. Kenney.

**Pledge of Allegiance**

Rep. Lydia Jackson 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 April 20, 2001, was adopted.

**Suspension of the Rules**

On motion of Rep. Lancaster, the rules were suspended in order to allow the Committee on Appropriations to meet while the House was in session.

**Privileged Report of the Committee on Enrollment**

April 23, 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 Resolutions have been properly enrolled:

**HOUSE RESOLUTION NO. 39—**  
BY REPRESENTATIVE PERKINS

A RESOLUTION

To commend Rebekah Lynn Perkins upon the occasion of her twenty-fifth birthday.

**HOUSE RESOLUTION NO. 40—**

BY REPRESENTATIVES PINAC, MORRISH, AND THOMPSON AND SENATORS THEUNISSEN, HOYT, BAJOE, BARHAM, BEAN, BOISSIERE, CAIN, CAMPBELL, CHAISSON, CRAVINS, DARDENNE, DEAN, DUPRE, ELLINGTON, C. FIELDS, W. FIELDS, FONTENOT, GAUTREAU, HAINKEL, HEITMEIER, HINES, HOLLIS, IRONS, JOHNSON, B. JONES, C. JONES, LAMBERT, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, ROMERO, SCHEDLER, SMITH, TARVER, THOMAS, AND ULLO

A RESOLUTION

To designate April 23, 2001, as "FFA Day" at the Louisiana Legislature.

Respectfully submitted,

DONALD RAY KENNARD  
Chairman

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

**Privileged Report of the Legislative Bureau**

April 23, 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. 282  
Reported without amendments.

Senate Bill No. 325  
Reported without amendments.

Senate Bill No. 575  
Reported with amendments.

Respectfully submitted,

JOE SALTER  
Chairman

**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

**HOUSE RESOLUTION NO. 41—**  
BY REPRESENTATIVES MONTGOMERY AND DANIEL  
A RESOLUTION

To amend and readopt House Rule 5.7 of the Rules of Order of the House of Representatives to provide relative to limits on debate.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 92—**  
BY REPRESENTATIVE ODINET  
A CONCURRENT RESOLUTION

To create the Louisiana State Seafood Industry Advisory Board to review the regulatory and business needs of the seafood industry and to make recommendations for the sustainability and enhancement of the industry.

Read by title.

Lies over under the rules.

**Introduction of House Bills  
and Joint Resolutions**

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

**HOUSE BILL NO. 897—**  
BY REPRESENTATIVE HAMMETT (BY REQUEST)  
AN ACT

To enact R.S. 33:381(C)(21), relative to the office of police chief in the town of Lake Providence; to provide that the police chief shall be appointed; to provide relative to qualifications, selection, term, compensation, and duties of the police chief; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 903—**  
BY REPRESENTATIVE R. ALEXANDER  
AN ACT

To enact R.S. 33:381(C)(21), relative to the village of Sikes; to authorize the governing authority of the village to provide for the filling of the office of chief of police by appointment or in the alternative to abolish the office of police chief; to provide for the method of appointment and for the salary, term, duties, qualifications, supervision, and residency of an appointed police chief; to authorize the mayor and the board of aldermen to enter a cooperative endeavor for law enforcement services; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1144—**  
BY REPRESENTATIVE MORRISH  
AN ACT

To enact R.S. 33:423.12, relative to the town of Iowa; to authorize the chief of police to effect certain disciplinary actions; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1145—**  
BY REPRESENTATIVE WALSWORTH  
AN ACT

To enact R.S. 17:7(13), relative to the duties, functions, and responsibilities of the State Board of Elementary and Secondary Education; to provide for the development and implementation by the board of a pilot program in Ouachita Parish for certain children with dyslexia or related disorders; to provide for the issuance of educational cost redemption certificates to parents of such children; to provide for the value of such certificates; to provide program eligibility requirements for participating students and schools; to provide certain limitations; to provide relative to rules and regulations of the State Board of Elementary and Secondary Education; to provide relative to funding; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1148—**  
BY REPRESENTATIVE FAUCHEUX  
AN ACT

To amend and reenact R.S. 16:514(D), relative to assistant district attorneys in the Twenty-Third Judicial District, including the parishes of Ascension, Assumption, and St. James; to authorize certain additional compensation; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1149—**  
BY REPRESENTATIVE SCHNEIDER  
AN ACT

To enact R.S. 42:851(A)(2)(a)(x), relative to authority for employee benefit programs; to provide for eligibility in the State Employees Group Benefits Program health and accident coverage for certain active and retired employees of the St. Tammany Fire Protection District No. 1; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1150—**  
BY REPRESENTATIVE WINSTON  
AN ACT

To authorize the St. Tammany Parish School Board to name the stadium facility at Covington High School "Jack Salter Stadium"; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1153—**

BY REPRESENTATIVE BRUCE

AN ACT

To enact R.S. 33:381(C)(21), relative to the village of Longstreet; to authorize the governing authority of the village to abolish the office of police chief or to provide for the filling of such office by appointment; to provide for the method of appointment and for the salary, term, duties, qualifications, and supervision of an appointed police chief; to authorize the mayor and the board of aldermen to enter into a cooperative endeavor for law enforcement services; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1155—**

BY REPRESENTATIVE GUILLORY

AN ACT

To enact Subsection (E) of Section 2 of Act No. 614 of the 1972 Regular Session of the Louisiana Legislature, as amended by Act No. 85 of the 1985 Regular Session of the Louisiana Legislature and Act No. 1329 of the 1999 Regular Session of the Louisiana Legislature, relative to the Southwest Louisiana Convention and Visitors Bureau; to provide relative to the directors who govern the district; to provide relative to the nomination and appointment of directors; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1164—**

BY REPRESENTATIVE LUCAS

AN ACT

To amend and reenact R.S. 33:4701(B) and 4702(B)(1) and (2)(introductory paragraph) and (C)(1) and to enact R.S. 33:4702(B)(2)(j) and (k), relative to the New Orleans Business and Industrial District; to provide relative to the boundaries of the district; to provide relative to the membership of the board of commissioners; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1204—**

BY REPRESENTATIVE DURAND

AN ACT

To authorize and provide for the transfer or lease of certain state property in St. Martin Parish from the division of administration; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1210—**

BY REPRESENTATIVE R. ALEXANDER

AN ACT

To enact R.S. 33:4564.5, relative to a recreation district in Jackson Parish; to provide relative to the membership of the board of commissioners; to provide relative to the terms of office of the members of the board of commissioners; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1305—**

BY REPRESENTATIVE BRUNEAU

AN ACT

To amend and reenact R.S. 18:402(D) and 514 and R.S. 44:201.1 and 231.1, relative to the offices of recorder of mortgages and register of conveyances for the parish of Orleans; to provide that the elections for the offices of recorder of mortgages and register of conveyances for the parish of Orleans shall be conducted at the regular congressional election; to provide for the beginning and ending of the terms for such offices; to provide for the extension

of the current terms for such offices; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1501—**

BY REPRESENTATIVE WELCH

AN ACT

To amend and reenact R.S. 13:1952(4)(a), (b), and (c), relative to the City Court of Baton Rouge; to change the election sections; to provide for the number of judges elected from each election section; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1505—**

BY REPRESENTATIVE M. JACKSON

AN ACT

To amend and reenact R.S. 13:1952(4)(a), (b), and (c), relative to the City Court of Baton Rouge; to change the election sections; to provide for the number of judges elected from each election section; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1877—**

BY REPRESENTATIVE MORRISH

AN ACT

To amend and reenact R.S. 22:1214(12), 1241.1(C), 1243, 1247, and 1247.1, relative to violations of insurance laws; to provide for unfair trade practices; to provide for insurance fraud; to provide for civil immunity; to provide for privileges; to provide for confidentiality; to provide for exceptions; to provide for authority of the commissioner; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1878—**

BY REPRESENTATIVE RIDDLE

AN ACT

To enact Subpart B-4 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.71 through 130.74, relative to the creation of an economic development board in certain parishes to promote, encourage, and participate in economic development activities in the parish; to provide for the composition, powers, and functions of the board; to provide for the creation of an advisory board to each economic development board; to provide for the composition of the advisory board and the terms of office of its members; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1879—**

BY REPRESENTATIVE R. ALEXANDER

AN ACT

To amend and reenact R.S. 40:2171 and to enact R.S. 32:642 and R.S. 40:2174 and 2175, relative to trauma centers; to provide for a service charge on moving vehicle violations; to provide for the dedication of such service charge to the Major Trauma Trust Fund; to provide for the creation of the fund; to provide for the deposit of monies into the fund and for the use of such monies; to provide for an advisory board and the powers, duties, and functions of such board; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1880—**  
BY REPRESENTATIVE LAFLEUR  
AN ACT

To enact R.S. 33:4562.3, relative to recreation districts; to authorize the governing authority of Evangeline Parish to create the Evangeline-Ville Platte Recreation District; to provide for boundaries; to provide for the objects and purposes of the district; to provide for the powers and governance of the district; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1881—**  
BY REPRESENTATIVE SHAW  
AN ACT

To amend and reenact R.S. 37:2841, 2842(introductory paragraph), and 2844(h) and to enact R.S. 37:2833(8) and 2844(i) and (j), relative to polygraphists; to provide for definitions; to provide relative to the certification of out-of-state polygraphists; to provide relative to qualifications; to provide relative to fees; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1882—**  
BY REPRESENTATIVE POWELL  
AN ACT

To amend and reenact R.S. 23:1174.1(A), relative to workers' compensation insurance; to provide for contracting; to prohibit discrimination; to provide for criteria; to provide for unfair trade practices; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1883—**  
BY REPRESENTATIVE L. JACKSON  
AN ACT

To enact R.S. 17:1855(C), relative to the Board of Supervisors of Southern University and Agricultural and Mechanical College; to authorize the board to impose certain program fee amounts; to provide limitations; to provide for an effective date; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1884—**  
BY REPRESENTATIVE DEVILLIER  
AN ACT

To amend and reenact R.S. 22:2011, relative to agents of record; to provide for HMOs; to provide for the change or removal of an agent of record; to provide for notice; to provide for premium commissions; to provide for rules; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1885—**  
BY REPRESENTATIVE HUNTER  
AN ACT

To enact R.S. 14:50.2, relative to penalties for certain crimes of violence; to provide for enhanced penalties for certain crimes of violence when the victim is sixty-five years of age or older; and to provide for related matters.

Read by title.

**Senate Concurrent Resolutions**

**HOUSE BILL NO. 1886—**  
BY REPRESENTATIVE JOHNS  
AN ACT

To enact R.S. 44:4(29), relative to records of the Louisiana Board of Pharmacy; to except certain records from the laws relative to public records; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1887—**  
BY REPRESENTATIVE TUCKER  
AN ACT

To amend and reenact R.S. 47:820.4(A)(1), relative to the Transportation Infrastructure Model for Economic Development program; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1888—**  
BY REPRESENTATIVE MONTGOMERY  
AN ACT

To amend and reenact R.S. 32:1254(H) and (I)(1), relative to licensees of the Louisiana Motor Vehicle Commission; to provide for applications for licenses; to provide for the renewal of such licenses; to provide relative to fees assessed for such licenses; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1889—**  
BY REPRESENTATIVE CRANE  
AN ACT

To enact R.S. 17:3802(C)(5), relative to the Louisiana Quality Education Support Fund; to provide that certain costs of the Board of Regents and the State Board of Elementary and Secondary Education related to the use of external peer-review consultants may be borne by the applicable Support Fund programs for which the costs are incurred and may be paid from funds appropriated for such programs; to provide for an effective date; and to provide for related matters.

Read by title.

**House and House Concurrent Resolutions**

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

**HOUSE CONCURRENT RESOLUTION NO. 91—**  
BY REPRESENTATIVE LEBLANC  
A CONCURRENT RESOLUTION

To amend and readopt Joint Rule No. 18(6) of the Joint Rules of the Senate and House of Representatives to provide that supplemental appropriation bills shall not count against the five-bill introduction limit after prefilng.

Read by title.

Under the rules, the above resolution was referred to the Committee on House and Governmental Affairs.

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

**SENATE CONCURRENT RESOLUTION NO. 12—**

BY SENATORS HINES, BAJOE, BARHAM, BEAN, BOISSIERE, CAIN, CAMPBELL, CHAISSON, CRAVINS, DARDENNE, DEAN, DUPRE, ELLINGTON, C. FIELDS, W. FIELDS, FONTENOT, GAUTREAUX, HAINKEL, HEITMEIER, HOLLIS, HOYT, IRONS, JOHNSON, B. JONES, C. JONES, LAMBERT, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, ROMERO, SCHEDLER, SMITH, TARVER, THEUNISSEN, THOMAS AND ULLO

**A CONCURRENT RESOLUTION**

To urge and request the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to take the necessary steps to name the clinical sciences research building, located at the Louisiana State University Health Sciences Center at New Orleans, the Dr. Mervin L. Trail Clinical Sciences Research Building.

Read by title.

Under the rules, the above resolution was referred to the Committee on Education.

**SENATE CONCURRENT RESOLUTION NO. 20—**

BY SENATORS HINES, SCHEDLER, MCPHERSON AND THOMAS AND REPRESENTATIVE PRATT

**A CONCURRENT RESOLUTION**

To create the Louisiana Stroke Treatment Task Force to study the feasibility of developing and implementing a comprehensive statewide education program on stroke prevention targeted to high-risk populations and to geographic areas where there is a high incidence of stroke.

Read by title.

Under the rules, the above resolution was referred to the Committee on Health and Welfare.

### **House Bills and Joint Resolutions on Second Reading to be Referred**

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

**HOUSE BILL NO. 1215—**

BY REPRESENTATIVE ERDEY

**AN ACT**

To enact R.S. 11:441(G), relative to the Louisiana State Employees' Retirement System, but limited in application to employees of the Department of Economic Development; to provide with respect to eligibility for retirement and benefits payable upon retirement, including but not limited to allowing employees to retire with twenty years of service regardless of age and to provide for the benefits payable pursuant to such retirement; to provide an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Retirement.

**HOUSE BILL NO. 1304—**

BY REPRESENTATIVE BRUNEAU

**AN ACT**

To amend and reenact R.S. 11:1481(2)(b) and to enact R.S. 11:1481(2)(c) and (d), relative to the Assessors' Retirement Fund; to provide with respect to the payment of contributions, including but not limited to the payment of employee contributions by the board of assessors for the parish of Orleans, procedures for remitting contributions to the fund, liability and penalties related to delinquent contributions, and procedures for notification and

collection of delinquent contributions; to provide an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Retirement.

**HOUSE BILL NO. 1873—**

BY REPRESENTATIVE BRUCE

**AN ACT**

To amend and reenact R.S. 32:295(A), (B), and (C) and 295.1(A)(1) and (B), relative to motor vehicle safety; to provide relative to the seating and restraint of children in motor vehicles; to require all passengers in certain motor vehicles to wear safety belts; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Transportation, Highways and Public Works.

**HOUSE BILL NO. 1874—**

BY REPRESENTATIVE E. ALEXANDER

**AN ACT**

To enact R.S. 26:911.1 and to amend and reenact R.S. 47:842(4), (5), (6), (11), (13), and (15), relative to tobacco products; to require payments to be made by cash or short-term credit; to provide for penalties for violations; to provide for definitions; to provide for certain powers and duties of the commissioner of the office of alcohol and tobacco control; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Judiciary.

**HOUSE BILL NO. 1875—**

BY REPRESENTATIVES ANSARDI, PITRE, AND MARTINY AND SENATOR LENTINI

**AN ACT**

To enact R.S. 33:2740.51, to create and establish a political subdivision and special taxing district to be known as the Kenner Assistance District; to provide for the purposes and governance of the district; to provide for the rights, powers, and duties of the district including the right to levy ad valorem taxes; to provide for cooperative endeavor agreements between the district and the city of Kenner; 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. 1876—**

BY REPRESENTATIVES DONELON AND JOHNS

**AN ACT**

To enact R.S. 40:964, Schedule III(G)(1) and to repeal R.S. 40:964, Schedule II(A)(5), relative to controlled dangerous substances; changes the schedule classification of Synthetic Dronabinol; 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.

### **Motion**

On motion of Rep. Dartez, the Committee on Commerce was discharged from further consideration of House Bill No. 1843.

**HOUSE BILL NO. 1843—**  
BY REPRESENTATIVE DARTEZ  
AN ACT

To amend and reenact R.S. 37:1102 and 1103 and to enact R.S. 37:1105(G) and 1116 through 1124, relative to marriage and family therapy; to provide for legislative findings and purpose; to provide for definitions; to create and provide for the Marriage and Family Therapy Advisory Board and its powers and duties; to provide for licensure of marriage and family therapists and exemptions from licensure; to provide for prohibited acts and penalties; and to provide for related matters.

Read by title.

On motion of Rep. Dartez, the bill was recommitted to the Committee on Health and Welfare.

**Senate Bills and Joint Resolutions on Second Reading to be Referred**

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

**SENATE BILL NO. 510—**  
BY SENATOR SCHEDLER  
AN ACT

To enact R.S. 44:4(29), relative to public records; to exempt certain records and information in the possession of the Louisiana State Board of Examiners of Psychologists from the provisions of the public records act; to provide for public access to certain records; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on House and Governmental Affairs.

**SENATE BILL NO. 673—**  
BY SENATORS B. JONES, CAMPBELL, DARDENNE, GAUTREAUX, HAINKEL AND SCHEDLER AND REPRESENTATIVES LANCASTER AND MONTGOMERY  
AN ACT

To enact R.S. 47:1523, relative to controversies between the Department of Revenue and taxpayers; to provide for creation of a tax settlement oversight committee; to provide for powers, duties and membership of the committee; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 877—**  
BY SENATOR CAMPBELL  
AN ACT

To amend and reenact R.S. 39:252, 253(A), (B), (C), and (D), 254, 255, 256 and 257 and to enact R.S. 39:253(E) and (F), relative to energy management; to provide for purpose of the energy management policy; to provide for development and coordination of policy; to provide for implementation of recommendations; to provide for funding; to provide for capital investments; to provide for compliance with reporting requirements; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Appropriations.

**SENATE BILL NO. 962—**  
BY SENATOR IRONS  
AN ACT

To amend and reenact R.S. 14:103.2, relative to offenses affecting the general peace and order; to provide for the creation of quiet zones in certain areas; to provide criteria for operation of certain amplified devices in public places; to provide penalties; 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.

**SENATE BILL NO. 964—**  
BY SENATOR BOISSIERE  
AN ACT

To amend and reenact R.S. 22:1406.1, relative to fire and homeowners insurance; to create the Fair Access to Insurance Requirements Plan; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Insurance.

**House Bills and Joint Resolutions on Second Reading Reported by Committee**

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

**HOUSE BILL NO. 118 (Duplicate of Senate Bill No. 325)—**  
BY REPRESENTATIVE POWELL AND SENATOR HAINKEL  
AN ACT

To enact R.S. 33:2481(B)(6), relative to the fire and police civil service; to provide that the chief of police for the city of Hammond is placed in the unclassified service; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 123—**  
BY REPRESENTATIVE ALARIO  
AN ACT

To amend and reenact R.S. 33:441(A), relative to mayors' courts; to authorize the suspension of sentence or fine and the imposition of probation; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original House Bill No. 123 by Representative Alario

**AMENDMENT NO. 1**

On page 2, at the end of line 5, after "specify," insert "But in no case shall the probationary period imposed exceed the maximum penalty of imprisonment that may be imposed for violation of a particular ordinance."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 137—**

BY REPRESENTATIVE CROWE AND SENATOR SCHEDLER  
AN ACT

To repeal Act No. 61 of the 1976 Regular Session of the Legislature, Act No. 429 of the 1977 Regular Session of the Legislature, Act Nos. 633 and 634 of the 1978 Regular Session of the Legislature, Act No. 562 of the 1980 Regular Session of the Legislature, Act Nos. 126 and 127 of the 1988 Regular Session of the Legislature, and Act No. 160 of the 1990 Regular Session of the Legislature, relative to the Municipal Police Employees Civil Service system and the Municipal Employees Civil Service system of the city of Slidell; to repeal special Act providing for such systems; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 225—**

BY REPRESENTATIVE CROWE  
AN ACT

To enact R.S. 15:254.7, relative to law enforcement officers subpoenaed to testify in the City Court of Slidell; to require the clerk of the City Court of Slidell to pay witness fees when off-duty law enforcement officers are subpoenaed to testify; to provide for certification requirements; to provide for maximum allowable fees; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original House Bill No. 225 by Representative Crowe

**AMENDMENT NO. 1**

On page 2, at the end of line 11, after "receive." Insert "When the fee is for the testimony of an off-duty law enforcement officer employed by public safety services of the Department of Public Safety and Corrections, the fee shall be paid directly to public safety services."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 263—**

BY REPRESENTATIVE GLOVER  
AN ACT

To repeal Section 3 of Act No. 1190 of the 1999 Regular Session of the Legislature, relative to the Shreveport municipal fire and police civil service board; to remove the termination date of provisions for membership of the board and the selection and terms of the members; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the local and consent calendar.

**HOUSE BILL NO. 298—**

BY REPRESENTATIVE CROWE  
AN ACT

To enact R.S. 13:2113, relative to the City Court of Slidell; to authorize filing fees in civil and juvenile matters and additional costs in certain juvenile matters; to provide for the disposition and use of such funds; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original House Bill No. 298 by Representative Crowe

**AMENDMENT NO. 1**

On page 2, line 5, after "In all" and before "or Families" delete "delinquency, traffic," and insert in lieu thereof "delinquency"

**AMENDMENT NO. 2**

On page 2, at the beginning of line 8, delete "delinquent," and insert in lieu thereof "delinquent or"

**AMENDMENT NO. 3**

On page 2, at the end of line 8, after "petition" delete the remainder of the line in its entirety

# Page 8 HOUSE

16th Day's Proceedings - April 23, 2001

## AMENDMENT NO. 4

On page 2, delete line 9 in its entirety

## AMENDMENT NO. 5

On page 2, at the beginning of line 10, before "fifty" delete "service agreement, the sum of" and insert in lieu thereof "an amount not to exceed"

## AMENDMENT NO. 6

On page 2, line 23, after "of the" and before "and is" delete "court, including salaries for court personnel," and insert in lieu thereof "court involving juvenile and family programs"

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

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

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 299—**

BY REPRESENTATIVE CROWE AND SENATOR SCHEDLER  
AN ACT

To enact R.S. 13:1899(J), relative to the City Court of Slidell; to provide for witness fees in criminal and traffic matters in the City Court of Slidell; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 321—**

BY REPRESENTATIVES FARRAR AND FAUCHEUX  
AN ACT

To enact R.S. 13:841(F), relative to fees in civil matters; to provide for the assessment of fees in consolidated cases; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original House Bill No. 321 by Representative Farrar

## AMENDMENT NO. 1

On page 1, line 13, after "matter," delete the remainder of the line in its entirety

## AMENDMENT NO. 2

On page 1, delete lines 14 and 15 in their entirety

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

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

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 395—**

BY REPRESENTATIVE ERDEY  
A JOINT RESOLUTION

Proposing to amend Article V, Section 29 of the Constitution of Louisiana, relative to coroners; to authorize the qualifications for office of coroner in Livingston Parish to be established by law; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

## **HOUSE BILL NO. 435—**

BY REPRESENTATIVES NEVERS AND MURRAY  
AN ACT

To amend and reenact R.S. 23:1210, relative to workers' compensation; to provide for an increase in the maximum burial expenses paid by employers for work-related deaths; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Labor and Industrial Relations.

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

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 454—**

BY REPRESENTATIVE WELCH  
AN ACT

To amend and reenact R.S. 13:785, relative to clerks of court; to provide with respect to the disposition of the clerk's salary fund at the expiration of a clerk's term of office; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 495—**

BY REPRESENTATIVES SCHNEIDER, JOHN SMITH, CURTIS, DEWITT, DOERGE, DOWNER, HUDSON, AND WALSWORTH  
AN ACT

To amend and reenact R.S. 11:1307(A) and R.S. 22:1419(A)(3), relative to the State Police Pension and Retirement System; to provide with respect to benefits, including but not limited to the benefit accrual rate used for calculation of benefits, the age, service, and date of employment criteria used for determining eligibility for benefits, and the use of funds derived from assessments against insurers for the payment of actuarial costs related to increasing the benefit accrual rate and survivor benefits; to provide an effective date; and to provide for related matters.

Read by title.



Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Retirement to Original House Bill No. 495 by Representative Schneider, et al.

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 11:1307(A)" delete the comma "," and insert "and R.S. 22:1419(A)(3),"

AMENDMENT NO. 2

On page 1, line 3, after "benefits" delete the remainder of the line and delete lines 4 through 6 in their entirety and insert a comma "," and the following in lieu thereof:

"including but not limited to the benefit accrual rate used for calculation of benefits, the age, service, and date of employment criteria used for determining eligibility for benefits, and the use of funds derived from assessments against insurers for the payment of actuarial costs related to increasing the benefit accrual rate and survivor benefits; to provide an effective date; and to"

AMENDMENT NO. 3

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

"Section 2. R.S. 22:1419(A)(3) is hereby amended and reenacted to read as follows:

§1419. Assessments against insurers; dedications

A.

\* \* \*

(3)(a) Regardless of the percentage assessed by the commission, an amount equal to seven-tenths of one percent of the gross direct premiums received in this state, in the preceding year, by insurers doing business in this state and subject to this Part, less returned premiums shall be deposited by the commission with the state treasurer to the account of the following retirement systems or funds:

- (i) Municipal Police Employees' Retirement System. ~~the~~
- (ii) Sheriffs' Pension and Relief Fund. ~~and the~~
- (iii) Firefighters' Retirement System.
- (iv) State Police Pension and Retirement System.

(b) ~~for the exclusive use of these retirement systems or funds, first, The amount of assessed funds set forth in Subparagraph (a) of this Paragraph shall be used exclusively for the following purposes:~~

(i) First, in meeting the remaining portion of the actuarially required contributions of the systems or funds set forth in Subparagraphs (a)(i), (ii), and (iii) of this Paragraph after receipt of the employee contributions at the rate established in R.S. 11:62(3), (6), and (9), after receipt of the employer contributions at the rate established in R.S. 11:103(C), and after receipt of all dedicated funds and taxes referred to in R.S. 11:103(C)(2)(a), in the amounts determined by the Public Retirement Systems' Actuarial Committee.

(ii) Second, for funding the annual actuarial cost incurred by the State Police Pension and Retirement System with regard to implementation of the Act which originated as House Bill No. 495 of the 2001 Regular Session of the Legislature. If there are no such assessed funds available for this purpose, then the annual actuarial cost shall be included in the employer contribution rate of the plan year immediately following the year that such funds are not available and in each plan year thereafter until such assessed funds become available for the purpose specified in this Item.

(iii) Second; Third, the assessment shall be used for funding of mergers of local retirement systems or funds with these statewide systems or funds, such mergers to be funded over a period of thirty years, unless the Public Retirement Systems' Actuarial Committee deems a shorter period appropriate. Such shorter period shall not use more than five percent of the total assessment in any one year, nor shall the aggregate of all mergers being funded in any one year use more than twenty-five percent of the total assessment in any one year.

\* \* \*

AMENDMENT NO. 4

On page 4, at the beginning of line 4, change "Section 2." to "Section 3."

AMENDMENT NO. 5

On page 4, at the end of line 21, add the following:

"Notwithstanding any other provision of law to the contrary and specifically the provisions of R.S. 11:1310, "average salary" for purposes of computing benefits of any member who entered the Deferred Retirement Option Plan based on twenty years of service as provided for in this Section shall mean the average salary including any pay or salary provided by the legislature in addition to that pay or salary that is set by either the Civil Service Commission or the State Police Civil Service Commission for any thirty-six-month period of service occurring while a member of this system, but limited to the first twenty-five years of service credited to the member's account, regardless of whether such service occurred before, during, or after participation in the Deferred Retirement Option Plan. For purposes of this Section, "average salary" shall not include overtime, expenses, clothing allowances, or any remuneration resulting from military service."

AMENDMENT NO. 6

On page 4, at the beginning of line 22, change "Section 3." to "Section 4."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 496—**  
 BY REPRESENTATIVES SCHNEIDER, JOHN SMITH, CURTIS, DEWITT, DOERGE, WALSWORTH, AND SENATOR SMITH  
 AN ACT

To enact R.S. 11:246(A)(10), relative to the State Police Pension and Retirement System; to provide with respect to benefits; to provide with respect to the payment of cost-of-living adjustments; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 497—**  
BY REPRESENTATIVES SCHNEIDER, JOHN SMITH, CURTIS, DEWITT, DOERGE, DOWNER, AND WALSWORTH  
AN ACT

To amend and reenact R.S. 11:1316(C)(2), 1317, 1321(A)(2), and 1322(C), relative to the State Police Pension and Retirement System; to provide with respect to the survivor benefits payable to minor children; to provide with respect to the criteria used to determine eligibility for such benefits and certain limitations applicable to the payment thereof; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 499—**  
BY REPRESENTATIVES SCHNEIDER, JOHN SMITH, CURTIS, DEWITT, DOERGE, DOWNER, AND WALSWORTH  
AN ACT

To amend and reenact R.S. 11:1302(A), relative to the State Police Pension and Retirement System; to provide with respect to the board of trustees, the composition thereof, and the service of designees thereon; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 540—**  
BY REPRESENTATIVE ERDEY  
AN ACT

To enact R.S. 33:1554.1, relative to the coroner in Livingston Parish; to provide for qualifications for office; to authorize the reelection of a person who is not a licensed physician to the office of coroner in Livingston Parish; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 546—**  
BY REPRESENTATIVE R. ALEXANDER  
AN ACT

To amend and reenact R.S. 37:1279, relative to the recordation of medical licenses; to eliminate the requirement that medical licenses be recorded with the clerk of court for each parish in which the licensed person practices; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 654—**  
BY REPRESENTATIVES HUDSON, ALARIO, E. ALEXANDER, BAYLOR, BROOME, R. CARTER, CAZAYOUX, CRANE, CROWE, DOWNER, DURAND, FAUCHEUX, GALLOT, GLOVER, GREEN, GUILLORY, HILL, L. JACKSON, M. JACKSON, KENNARD, LAFLEUR, LUCAS, McDONALD, MONTGOMERY, MORRELL, MURRAY, PIERRE, PINAC, POWELL, QUEZAIRE, GARY SMITH, JOHN SMITH, STRAIN, WELCH, AND WOOTON  
AN ACT

To amend and reenact R.S. 40:1321(C) and (D), relative to public safety; to establish the Protect and Save our Children Program; to provide for special identification cards for children; to set the fees therefor; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original House Bill No. 654 by Representative Hudson

AMENDMENT NO. 1

On page 1, line 2, after "safety;" and before "to" insert "to establish the Protect and Save our Children Program;"

AMENDMENT NO. 2

On page 1, line 10, after "age;" delete the remainder of the line and insert in lieu thereof "the Protect and Save our Children Program"

AMENDMENT NO. 3

On page 1, delete line 11 in its entirety

AMENDMENT NO. 4

On page 1, line 13, after "C." and before "The fee" insert "This Subsection and Subsection D of this Section shall establish and be cited as the Protect and Save our Children Program for issuance of special identification cards for persons under the age of sixteen."

AMENDMENT NO. 5

On page 1, line 14, after "shall be" and before "The" delete "five dollars." and insert in lieu thereof "three dollars for a two-year identification card and five dollars for a four-year identification card."

AMENDMENT NO. 6

On page 2, line 4, after "years" and before "and" insert "for the three dollar identification card and every four years for the five dollar identification card"

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 833—**

BY REPRESENTATIVES MARTINY, CROWE, DARTEZ, FAUCHEUX, GALLOT, HEATON, M. JACKSON, PRATT, ROMERO, AND WELCH, AND SENATOR HAINKEL

## AN ACT

To amend and reenact Code of Criminal Procedure Article 895.4, relative to crime stopper organizations; to provide for an additional cost of court to be imposed on offenders convicted of criminal and traffic violations; to provide for the payment of the funds derived from the additional cost of court to crime stopper organizations; to provide for the use of those funds; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original House Bill No. 833 by Representative Martiny

**AMENDMENT NO. 1**

On page 1, line 4, change "misdemeanor" to "criminal and traffic"

**AMENDMENT NO. 2**

On page 2, delete line 9 and insert in lieu thereof the following:

"criminal offense or any traffic offense in any court, and"

**AMENDMENT NO. 3**

On page 2, line 12, after "convicted." and before "This" insert the following:

"As used in this Section, a criminal offense is any violation of any felony or misdemeanor criminal law or any violation of any criminal ordinance. As used in this Section, a traffic offense is any violation of any traffic law or ordinance. As used in this Section, a court is any district, parish, city, or mayor's court."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 838—**

BY REPRESENTATIVE SCHNEIDER

## AN ACT

To amend and reenact R.S. 11:2220(F) and (G) and R.S. 22:1419(A)(3) and to enact R.S. 11:2220(H), relative to the Municipal Police Employees' Retirement System, but limited to members who were merged into the system from the Police Pension Fund for the Police Department of the City of New Orleans; to provide with respect to benefits and cost-of-living adjustments; to provide for payment of certain benefits from certain funds derived from an assessment on the gross premiums collected by insurers; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 847—**

BY REPRESENTATIVE JACK SMITH

## AN ACT

To amend and reenact R.S. 33:1999(A), relative to firefighters; to provide benefits for those firefighters not scheduled to work on a holiday; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1003—**

BY REPRESENTATIVE MCMAINS

## AN ACT

To amend and reenact R.S. 23:1212, relative to medical expense payments in workers' compensation; to provide that payment by Medicaid or other state medical assistance programs does not extinguish claims for medical expenses; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Labor and Industrial Relations.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Labor and Industrial Relations to Original House Bill No. 1003 by Representative McMains

**AMENDMENT NO. 1**

On page 1, line 10, before "Payment" insert "A. Except as provided in Subsection B."

**AMENDMENT NO. 2**

On page 2, after line 3, insert the following:

"B. Payments by Medicaid or other state medical assistance programs shall not extinguish these claims and any payments made by such entities shall be subject to recovery by the state against the employer or insurer."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1112—**

BY REPRESENTATIVES SCHNEIDER, CROWE, AND STRAIN

## AN ACT

To amend and reenact R.S. 13:621.22, relative to district judges; to provide for an additional judgeship for the Twenty-Second Judicial District Court; to provide for compensation of the additional judge;

to provide for the election and term of office and those of the successors in office; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1293—**  
BY REPRESENTATIVE SCHNEIDER  
AN ACT

To amend and reenact R.S. 13:719(C) through (G) and to enact R.S. 13:719(H), and (I), relative to the office of commissioner for the Twenty-Second Judicial District Court in civil and criminal matters; to provide relative to the duties and powers of the commissioner; to provide for a written report of the commissioner's findings; to provide for contempt of court power; to provide for conduct of proceedings by the commissioner upon consent of the parties; to provide for signing of rulings and judgments of the commissioner by a district judge; to delete termination provisions for the office of commissioner; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Judiciary.

The substitute was read by title as follows:

**HOUSE BILL NO. 1891 (Substitute for HB No. 1293 by Representative Schneider)—**  
BY REPRESENTATIVES SCHNEIDER AND CROWE  
AN ACT

To amend and reenact R.S. 13:719(D), (E), and (F) and 720(E) and to repeal R.S. 13:719(G) and R.S. 13:720(I), relative to the office of commissioner for the Twenty-Second Judicial District Court in criminal matters; to provide relative to the duties and powers of the commissioner; to provide for conduct of proceedings by the commissioner upon consent of the parties; to provide for a written report of the commissioner's findings; to provide for delays to traverse the findings and to provide for hearings thereon; to provide for the authority of a judge to accept, reject, or modify the findings; to repeal termination provisions for the office of commissioner; and to provide for related matters.

Read by title.

On motion of Rep. Toomy, the substitute was adopted and became House Bill No. 1891 by Rep. Schneider, on behalf of the Committee on Judiciary, as a substitute for House Bill No. 1293 by Rep. Schneider.

Under the rules, lies over in the same order of business.

**HOUSE BILL NO. 1300—**  
BY REPRESENTATIVES SNEED, GREEN, AND LANCASTER  
AN ACT

To amend and reenact R.S. 33:172.1, relative to municipal annexation procedures in Jefferson Parish; to provide relative to requirements for annexation; to provide relative to petitioning to annex territory in Jefferson Parish and requirements for petitions; to provide requirements relative to areas to be annexed; to provide relative to approval of annexation; to provide relative to suits to contest proposed extensions of corporate limits; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1339—**  
BY REPRESENTATIVE SCHNEIDER AND SENATOR BOISSIERE  
AN ACT

To amend and reenact R.S. 11:701(19), 762(B)(1) and (D)(1), and 883.1(C)(1)(a) and (4) and to enact R.S. 11:883.1(C)(5)(a) and (b), relative to the Teachers' Retirement System; to provide with respect to the definition of "minor child"; to provide with respect to payment of survivor benefits; to provide with respect to the employee experience account, including but not limited to authorizing the use of funds held in that account for certain designated purposes; to provide with respect to cost-of-living adjustments; to provide an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Retirement to Original House Bill No. 1339 by Representative Schneider, et al.

AMENDMENT NO. 1

On page 6, line 15, delete "House Bill No. \_\_\_\_" and insert in lieu thereof "House Bill No. 1339"

AMENDMENT NO. 2

On page 6, between lines 18 and 19, insert "Section 3. The provisions of this Act are nonseverable."

AMENDMENT NO. 3

On page 6, at the beginning of line 19, change "Section 3." to "Section 4."

AMENDMENT NO. 4

On page 6, line 19, after "shall" delete the remainder of the line and insert in lieu thereof: "take effect and become operative if and when the Act which originated as House Bill No. 1431 of this 2001 Regular Session of the Legislature is enacted and becomes effective, except that if this Act does become effective based on that contingency, then"

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1342—**  
BY REPRESENTATIVE SCHNEIDER AND SENATOR BOISSIERE  
AN ACT

To enact Subpart C of Part IV of Chapter 2 of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:815, relative to the Teachers' Retirement System; to provide with respect to

benefits, including but not limited to the payment of benefits through electronic funds transfer; to provide exceptions; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1343—**

BY REPRESENTATIVE SCHNEIDER  
AN ACT

To amend and reenact R.S. 11:701(30) and (33)(b), 722, 728(A)(3), (B)(1), (C)(1) and (2), and (F)(2) and (3), 751, 761(A), 783(A)(introductory paragraph) and (Option 5) and (D), (G), and (I), 788(C), and 856(A), to enact R.S. 11:794, and to repeal R.S. 11:783(J), relative to the Teachers' Retirement System; to provide with respect to definitions, including but not limited to the definition of the terms "service" and "teacher"; to provide with respect to enrollment applications; to provide with respect to service credit and the criteria used for determining eligibility for the purchase of such credit; to provide with respect to rounding of service credit; to provide with respect to retirement applications; to provide with respect to benefits, including but not limited to the selection of Option 5 as a method for payment of benefits; to provide with respect to changes of beneficiaries; to repeal the provision authorizing a change of beneficiary in certain limited instances; to provide with respect to the Deferred Retirement Option Plan, including but not limited to the interest that is credited to members' subaccounts; to provide with respect to returning employer contributions; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1431—**

BY REPRESENTATIVE SCHNEIDER, JOHNS, AND STELLY AND SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:122(introductory paragraph), 123, 124, and 127(C) and to repeal R.S. 11:122(6), relative to the Public Retirement Systems' Actuarial Committee; to provide with respect to membership and voting requirements, including but not limited to the repeal of the position of independent actuary from the committee; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1460—**

BY REPRESENTATIVES L. JACKSON AND GLOVER  
AN ACT

To enact Subpart F of Part II of Chapter 6 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:2881.1 through 2881.4, relative to property adjudicated more than five years previously to a parish or municipality; to provide a means by which a political subdivision may acquire such adjudicated property; to provide for notice to registered owners and other interested parties; to authorize political subdivisions to sell or donate such properties; to provide for definitions; to provide for effectiveness; 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 Original House Bill No. 1460 by Representative L. Jackson

AMENDMENT NO. 1

On page 4, line 10, after "public purpose," delete the remainder of line 10 and delete lines 11 through 13, both inclusive, in their entirety

AMENDMENT NO. 2

On page 5, line 6, after "forth herein," and before "the" at the end of the line, insert "as certified by the clerk of court."

AMENDMENT NO. 3

On page 5, at the end of line 11, after "canceled" delete the period "." and insert "by the clerk of court."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1468—**

BY REPRESENTATIVES LANCASTER, FAUCHEUX, WALSWORTH, PRATT, GALLOT, AND WELCH

AN ACT

To amend and reenact R.S. 33:1565(B)(1), relative to organ donation and coroners; to provide for prompt delivery of anatomical gifts; to provide immunity from civil litigation and criminal prosecution for delivery of anatomical gifts; to provide for judicial enforcement of anatomical gifts; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1648—**

BY REPRESENTATIVE TOWNSEND  
AN ACT

To amend and reenact R.S. 26:80(A)(4) and 280(A)(4), relative to alcoholic beverages permits, to provide for qualifications for applicants; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original House Bill No. 1648 by Representative Townsend

AMENDMENT NO. 1

On page 1, line 12, after "(4)" and before "of a" delete "Have not been convicted" and insert in lieu thereof "Ten or more years have elapsed between the date of application and the successful completion of any sentence, deferred adjudication, or period of probation or parole for a conviction"

AMENDMENT NO. 2

On page 1, at the end of line 13, insert a period "."

AMENDMENT NO. 3

On page 1, delete line 14 in its entirety

AMENDMENT NO. 4

On page 2, line 5, after "(4)" and before "of a" delete "Have not been convicted" and insert in lieu thereof "Ten or more years have elapsed between the date of application and the successful completion of any sentence, deferred adjudication, or period of probation or parole for a conviction"

AMENDMENT NO. 5

On page 2, at the end of line 6, insert a period "."

AMENDMENT NO. 6

On page 2, delete line 7 in its entirety

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1682—**

BY REPRESENTATIVE TOWNSEND  
AN ACT

To enact R.S. 26:71.1(1)(g), (h), and (i) and 271.2(1)(g), (h), and (i), relative to permits for alcoholic beverages; to provide requirements for Class A-General retail permits; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original House Bill No. 1682 by Representative Townsend

AMENDMENT NO. 1

On page 1, line 15, and page 2, line 16, after "less" and before "three" change "that" to "than"

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1740—**

BY REPRESENTATIVE SCALISE  
AN ACT

To amend and reenact R.S. 23:984, relative to contracts; to provide that contracts made in violation of this Subpart are not enforceable; to provide for state policy on labor relations matters and employee freedom of choice; to prohibit any interference with employers' and employees' full exercise of their rights as provided under the federal labor laws; and to provide appropriate remedies for any infringement on those rights; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Labor and Industrial Relations.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Labor and Industrial Relations to Original House Bill No. 1740 by Representative Scalise

AMENDMENT NO. 1

On page 1, line 3, after "enforceable;" insert "to provide for state policy on labor relations matters and employee freedom of choice; to prohibit any interference with employers' and employees' full exercise of their rights as provided under the federal labor laws; and to provide appropriate remedies for any infringement on those rights;"

AMENDMENT NO. 2

On page 1, between lines 5 and 6, insert the following:

"Section 1. Whereas, it is the declared public policy of this State that employees freely exercise an informed choice concerning whether or not they wish to be represented by labor organizations, and this free and informed choice is achieved by providing employers' full freedom to act to the maximum extent allowed by the federal labor laws; and whereas, the federal government enacted over the course of several years, the Labor Management Relations Act and the National Labor Relations Act (the "Acts") for, inter alia, the purpose of protecting the rights of employees to choose whether or not to be represented by labor organizations; and whereas, private employers, their employees and labor organizations are private parties, and the relationships formed between employers, employees and labor organizations are agreements between private parties, and this state's constitution prohibits local governments from regulating relationships between or among private parties; and whereas, local government interference in employers' and

employees' exercise of their rights under the Acts disrupts commerce by creating different standards for conducting business in different locales throughout the state and adversely affects the economic welfare of the state as a whole; therefore, the legislature hereby enacts this provision."

AMENDMENT NO. 3

On page 1, line 6, after "Section" change "1." to "2."

AMENDMENT NO. 4

On page 1, line 8, after "illegal" insert a semicolon ";" and "governmental interference prohibited; policy"

AMENDMENT NO. 5

On page 1, line 9, before "Any" insert "A." and after "agreement," delete "or"

AMENDMENT NO. 6

On page 1, after line 12, insert the following:

"B. No governmental body may pass any law, ordinance, or regulation, or impose any contractual, zoning, permitting, licensing, or other condition on, with employers' or employees' full freedom to act under the federal labor laws. Such prohibited actions shall include but not be limited to:

(1) Conditioning any purchase, sale, lease, or other business or commercial transaction with any employer on waiver or limitation of any right the employer may have under the federal labor laws.

(2) Conditioning any regulatory, zoning, permitting, licensing, or any other governmental requirement with any employer on waiver or limitation of any right the employer may have under the federal labor laws.

(3) Enacting any ordinance, regulation, or other action that waives or limits any right the employer may have under the federal labor laws.

(4) Conditioning or requiring any employer to not deal with another employer on waiver or limitation of any right either employer may have under the federal labor laws.

C. An employer or employee is entitled to and shall receive injunctive relief necessary to prevent any violations of this Section.

D. For the purposes of this Section:

(1) "Employer" means a person, association, legal, or commercial entity receiving services from an employee and, in return, giving compensation of any kind to such employee.

(2) "Federal labor laws" means the National Labor Relations Act and the Labor Management Relations Act, hereinafter collectively referred to as "the Acts", Presidential Executive Orders issued relating to labor/management or employee/employer issues and the United States Constitution as amended and as construed by the federal courts. The rights protected under the federal labor laws include but are not limited to:

(a) An employer's or employee's right to express views on unionization and any other labor relations issues to the full extent allowed by the First Amendment of the United States Constitution and Section 8(c) of the National Labor Relations Act.

(b) An employer's right to demand, and an employee's right to participate in, a secret ballot election under the Acts, including without limitation, the full procedural protections afforded by the Acts for defining the unit, conducting the election campaign and election, and making any challenges or objections thereto.

(c) An employer's right to not release employee information to the maximum extent allowed by the Acts.

(d) An employee's right to maintain the confidentiality of his or her employee information to the maximum extent allowed by the Acts.

(e) An employer's right to restrict access to its property or business to the maximum extent allowed by the Acts.

(3) "Governmental body" means any local government or its subdivision, including but not limited to cities, parishes, municipalities, and any public body, agency, board, commission, or other governmental, quasi governmental, or quasi public body or any body that acts or purports to act in a commercial, business, economic development, or like capacity of local government or its subdivision.

Section 3. This law is passed pursuant to the police power of the state.

Section 4. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1871 (Substitute for House Bill No. 269 by Representative Lancaster)—**  
BY REPRESENTATIVE LANCASTER  
AN ACT

To amend and reenact R.S. 42:1141(B)(1), relative to the notification provided to a person who files a complaint with the Board of Governmental Ethics; to provide that a person who files a non-sworn complaint shall be provided only a notification of disposition of the complaint; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1872 (Substitute for House Bill No. 685 by Representative Devillier)—**  
BY REPRESENTATIVE DEVILLIER  
AN ACT

To amend and reenact R.S. 14:37.2(C) and to enact R.S. 14:37.4, relative to aggravated assault with a firearm; to create the crime of aggravated assault with a firearm; to provide for penalties; to provide for penalties for the crime of aggravated assault upon a peace officer with a firearm; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

**Reconsideration**

The following legislative instruments on reconsideration were taken up and acted upon as follows:

**HOUSE BILL NO. 583—**

BY REPRESENTATIVE PINAC

**AN ACT**

To amend and reenact R.S. 22:3063, relative to insurance products and services; to provide for privacy of financial information; to provide for financial institutions; to provide for insurance products and services; and to provide for related matters.

Read by title.

On motion of Rep. Pinac, the vote by which the above House Bill failed to pass on the previous legislative day was reconsidered.

Returned to the calendar under the rules.

**Suspension of the Rules**

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

**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:

**Regular Calendar**

**HOUSE BILL NO. 371—**

BY REPRESENTATIVES GREEN, BRUNEAU, LANCASTER, AND PITRE

**AN ACT**

To enact R.S. 18:1505.2(O), relative to limitations on the expenditure of campaign funds; to prohibit the use of campaign funds to pay fines, fees, and penalties assessed pursuant to the Campaign Finance Disclosure Act; to provide for penalties; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Bruneau to Engrossed House Bill No. 371 by Representatives Green, Bruneau, Lancaster, and Pitre

**AMENDMENT NO. 1**

On page 1, after line 16, insert the following:

"Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Green	Pierre
Alario	Guillory	Pinac
Alexander, E	Hammett	Pitre
Alexander, R	Heaton	Powell
Baudoin	Hebert	Pratt
Baylor	Hill	Quezaire
Bowler	Hopkins	Richmond
Broome	Hudson	Riddle
Bruce	Hunter	Romero
Bruneau	Hutter	Salter
Carter, R	Iles	Scalise
Cazayoux	Jackson, L	Schwegmann
Clarkson	Jackson, M	Shaw
Crane	Johns	Smith, J.D.—50th
Crowe	Katz	Smith, J.H.—8th
Damico	Kennard	Sneed
Daniel	Kenney	Stelly
Dartez	LaFleur	Strain
Devillier	Lancaster	Swilling
Diez	Landrieu	Thompson
Doerge	LeBlanc	Toomy
Donelon	Lucas	Townsend
Downer	Martiny	Triche
Durand	McCallum	Tucker
Erdey	McDonald	Waddell
Farrar	McMains	Walsworth
Faucheux	McVea	Welch
Flavin	Montgomery	Winston
Fruge	Morrish	Wooton
Futrell	Nevers	Wright
Gallot	Odinot	
Glover	Perkins	
Total—94		

**NAYS**

Murray  
Total—1

**ABSENT**

Ansardi	Frith	Schneider
Carter, K	Holden	Smith, G.—56th
Curtis	Morrell	Smith, J.R.—30th
Total—9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 742—**

BY REPRESENTATIVE DONELON

**AN ACT**

To amend and reenact R.S. 15:571.5(C), relative to diminution of sentence for good behavior; to prohibit the further diminution of sentence once parole has been revoked; and to provide for related matters.



Read by title.

**Motion**

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

**HOUSE BILL NO. 819—**

BY REPRESENTATIVES MCMAINS, DIEZ, AND SHAW  
AN ACT

To amend and reenact R.S. 37:1357 and 1358, relative to the practice of acupuncture; to provide additional means of eligibility for the certification of a physician as an acupuncturist; to provide additional means of eligibility for certification as an acupuncturist's assistant; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 892—**

BY REPRESENTATIVE MORRISH  
AN ACT

To amend and reenact R.S. 22:1245(B) and R.S. 40:1424(A), relative to insurance fraud; to provide for the Department of Insurance; to provide for the office of state police; to provide for the Department of Justice; to provide for notification of violations; to provide for referrals; and to provide for related matters.

Read by title.

Rep. Morrish moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:  
YEAS

Mr. Speaker	Glover	Pierre
Alario	Green	Pinac
Alexander, E	Guillory	Pitre
Alexander, R	Hammett	Powell
Ansardi	Heaton	Pratt
Baudoin	Hebert	Quezaire
Baylor	Hill	Richmond
Bowler	Holden	Riddle
Broome	Hopkins	Romero
Bruce	Hudson	Salter
Bruneau	Hunter	Scalise
Carter, K	Hutter	Schwegmann
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
Damico	Kennard	Sneed
Daniel	Kenney	Stelly
Dartez	LaFleur	Strain
Devillier	Lancaster	Swilling
Diez	Landrieu	Thompson
Doerge	LeBlanc	Toomy
Donelon	Martiny	Townsend
Downer	McCallum	Triche
Durand	McDonald	Tucker
Erdey	McMains	Waddell
Farrar	McVea	Walsworth
Faucheux	Montgomery	Welch
Flavin	Morrish	Winston

Frith  
Fruge  
Futrell  
Gallot  
Total—100

Murray  
Nevers  
Odinet  
Perkins

Wooton  
Wright

NAYS

Total—0

ABSENT

Curtis  
Lucas  
Total—4

Morrell  
Schneider

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 919—**

BY REPRESENTATIVE DURAND  
AN ACT

To amend and reenact R.S. 37:3003(B)(1), relative to the practice of occupational therapy; to provide that such therapy may be based on a referral or order from an advanced practice registered nurse; and to provide for related matters.

Read by title.

Rep. Durand moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:  
YEAS

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

Page 18 HOUSE

16th Day's Proceedings - April 23, 2001

Fruge  
Futrell  
Gallot  
Total—97

Nevers  
Odinet  
Perkins

Wright

NAYS

Total—0

ABSENT

Curtis  
Erdey  
Katz  
Total—7

Lucas  
Morrell  
Schneider

Winston

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 965—**  
BY REPRESENTATIVE MARTINY AND SENATOR LENTINI  
AN ACT

To enact R.S. 15:574.22 through 574.35 and to repeal R.S. 15:574.14, relative to the supervision of adult offenders; to provide for the Interstate Compact for Adult Offender Supervision; to provide for its purpose; to provide for definitions; to create the Interstate Commission for Adult Offender Supervision and to provide for its membership and duties; to create the State Council and to provide for its membership and duties; to provide for the operation and activities of the Interstate Commission; to provide for an effective date; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Salter on behalf of the Legislative Bureau to Engrossed House Bill No. 965 by Representative Martiny

AMENDMENT NO. 1

On page 13, line 14, following "of" and before "compacting" insert "a"

AMENDMENT NO. 2

On page 21, line 7, following "states" and before "parties" insert "that are"

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker  
Alario  
Alexander, R  
Ansardi

Glover  
Green  
Guillory  
Hammett

Pierre  
Pinac  
Pitre  
Powell

Baudoin  
Baylor  
Bowler  
Broome  
Bruce  
Bruneau  
Carter, K  
Carter, R  
Cazayoux  
Clarkson  
Crane  
Crowe  
Damico  
Daniel  
Dartez  
Devillier  
Diez  
Doerge  
Donelon  
Downer  
Durand  
Erdey  
Farrar  
Fauchoux  
Flavin  
Frith  
Fruge  
Futrell  
Gallot  
Total—98

Heaton  
Hebert  
Hill  
Holden  
Hopkins  
Hudson  
Hunter  
Hutter  
Iles  
Jackson, L  
Jackson, M  
Johns  
Katz  
Kennard  
Kenney  
LaFleur  
Lancaster  
Landrieu  
LeBlanc  
Martiny  
McCallum  
McDonald  
McMains  
McVea  
Montgomery  
Morrish  
Murray  
Nevers  
Odinet

Pratt  
Quezaire  
Richmond  
Riddle  
Romero  
Salter  
Scalise  
Schwegmann  
Shaw  
Smith, G.—56th  
Smith, J.D.—50th  
Smith, J.H.—8th  
Smith, J.R.—30th  
Sneed  
Stelly  
Strain  
Swilling  
Thompson  
Toomy  
Townsend  
Triche  
Tucker  
Waddell  
Walsworth  
Welch  
Winston  
Wooton  
Wright

NAYS

Perkins  
Total—1

ABSENT

Alexander, E	Lucas	Schneider
Curtis	Morrell	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 968—**  
BY REPRESENTATIVE MARTINY AND SENATOR LENTINI  
AN ACT

To amend and reenact R.S. 15:574.7(B)(1)(c) and 574.8(B), relative to parole; to provide for the location of a prerevocation hearing for parolees arrested for violations of parole conditions; to provide that parolees arrested for violation of parole conditions may be held in state prison; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Riddle to Engrossed House Bill No. 968 by Representative Martiny

AMENDMENT NO. 1

On page 1, line 2, after "reenact" and before "relative" delete "R.S. 15:574.7(B)(1)(c) and 574.8(B)," and insert "R.S. 15:574.8(B),"

AMENDMENT NO. 2

On page 1, delete lines 3 and 4 in their entirety and insert "to provide that parolees"

AMENDMENT NO. 3

On page 1, line 8, after "Section 1." and before "hereby" delete "R.S. 15:574.7(B)(1)(c) and 574.8(B) are" and insert "R.S. 15:574.8(B) is"

AMENDMENT NO. 4

On page 1, delete lines 10 through 17 in their entirety and on page 2, delete lines 1 through 4 in their entirety

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Perkins
Alario	Glover	Pierre
Alexander, E	Green	Pinac
Alexander, R	Guillory	Pitre
Ansardi	Hammett	Powell
Baudoin	Heaton	Pratt
Baylor	Hill	Quezaire

Bowler	Holden	Richmond
Broome	Hopkins	Riddle
Bruce	Hudson	Romero
Bruneau	Hunter	Salter
Carter, K	Hutter	Scalise
Carter, R	Iles	Schwegmann
Cazayoux	Jackson, L	Shaw
Clarkson	Jackson, M	Smith, G.—56th
Crane	Johns	Smith, J.D.—50th
Crowe	Katz	Smith, J.H.—8th
Damico	Kennard	Smith, J.R.—30th
Daniel	Kenney	Sneed
Dartez	LaFleur	Stelly
Devillier	Lancaster	Strain
Diez	Landrieu	Thompson
Doerge	LeBlanc	Toomy
Donelon	Martiny	Townsend
Downer	McCallum	Triche
Durand	McDonald	Tucker
Erdey	McMains	Waddell
Farrar	McVea	Walsworth
Faucheux	Montgomery	Welch
Flavin	Morrish	Winston
Frith	Murray	Wooton
Fruge	Nevers	Wright
Futrell	Odinet	
Total—98		

NAYS

Total—0

ABSENT

Curtis	Lucas	Schneider
Hebert	Morrell	Swilling
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 969—**  
BY REPRESENTATIVE MARTINY AND SENATOR LENTINI  
AN ACT

To repeal R.S. 15:571.20, relative to the assignment of work units to probation and parole specialists; to repeal the provision of law providing for the assignment of work units to probation and parole specialists.

Read by title.

Rep. Martiny moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Odinet
Alario	Green	Perkins
Alexander, E	Guillory	Pierre
Alexander, R	Hammett	Pinac
Ansardi	Heaton	Powell
Baudoin	Hebert	Pratt
Baylor	Hill	Quezaire

Page 20 HOUSE

16th Day's Proceedings - April 23, 2001

Bowler	Holden	Richmond
Broome	Hopkins	Riddle
Bruce	Hudson	Romero
Bruneau	Hunter	Salter
Carter, K	Hutter	Scalise
Carter, R	Iles	Schwegmann
Cazayoux	Jackson, L	Shaw
Clarkson	Jackson, M	Smith, G.—56th
Crane	Johns	Smith, J.D.—50th
Crowe	Katz	Smith, J.H.—8th
Damico	Kennard	Smith, J.R.—30th
Daniel	Kenney	Sneed
Dartez	LaFleur	Stelly
Devillier	Lancaster	Strain
Diez	Landrieu	Swilling
Donelon	LeBlanc	Thompson
Downer	Martiny	Toomy
Durand	McCallum	Townsend
Erdey	McDonald	Triche
Farrar	McMains	Tucker
Faucheux	McVea	Waddell
Flavin	Montgomery	Walsworth
Frith	Morrell	Welch
Fruge	Morrish	Winston
Futrell	Murray	Wooton
Gallot	Nevers	Wright

Total—99

NAYS

Total—0

ABSENT

Curtis	Lucas	Schneider
Doerge	Pitre	

Total—5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 971—**  
BY REPRESENTATIVE MARTINY AND SENATOR CRAVINS  
AN ACT

To amend and reenact R.S. 15:574.4(B), relative to parole; to provide for notification of victim; and to provide for related matters.

Read by title.

Rep. Martiny moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Bruce	Hudson	Salter
Bruneau	Hunter	Scalise
Carter, K	Hutter	Schwegmann
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
Damico	Kennard	Sneed
Daniel	Kenney	Stelly
Dartez	LaFleur	Strain
Devillier	Lancaster	Swilling
Diez	Landrieu	Thompson
Doerge	LeBlanc	Toomy
Donelon	Martiny	Townsend
Downer	McCallum	Triche
Durand	McDonald	Tucker
Erdey	McMains	Waddell
Farrar	McVea	Walsworth
Faucheux	Montgomery	Welch
Flavin	Morrish	Winston
Frith	Murray	Wooton
Fruge	Nevers	Wright
Futrell	Odinet	
Gallot	Perkins	

Total—100

NAYS

Total—0

ABSENT

Curtis	Morrell
Lucas	Schneider

Total—4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 972—**  
BY REPRESENTATIVE MARTINY AND SENATOR CRAVINS  
AN ACT

To amend and reenact R.S. 14:106(A)(1), relative to the crime of obscenity; to provide for its application to prisons and jails; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Salter on behalf of the Legislative Bureau to Engrossed House Bill No. 972 by Representative Martiny

AMENDMENT NO. 1

On page 1, line 11, following "view, or" insert "in"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Futrell	Pierre
Alario	Gallot	Pinac
Alexander, E	Glover	Pitre
Alexander, R	Green	Powell
Ansardi	Guillory	Pratt
Baudoin	Hammett	Quezaire
Baylor	Heaton	Richmond
Bowler	Hill	Riddle
Broome	Holden	Romero
Bruce	Hopkins	Salter
Bruneau	Hudson	Scalise
Carter, K	Hunter	Shaw
Carter, R	Hutter	Smith, G.—56th
Cazayoux	Jackson, L	Smith, J.D.—50th
Clarkson	Jackson, M	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Crowe	Katz	Sneed
Damico	Kennard	Stelly
Daniel	LaFleur	Strain
Dartez	Lancaster	Swilling
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Doerge	Martiny	Triche
Donelon	McCallum	Tucker
Downer	McDonald	Waddell
Durand	McMains	Walsworth
Erdey	McVea	Welch
Farrar	Montgomery	Winston
Faucheux	Morrish	Wooton
Flavin	Murray	Wright
Frith	Nevers	
Fruge	Odinot	
Total—94		

**NAYS**

Total—0

**ABSENT**

Curtis	Lucas	Schwegmann
Hebert	Morrell	Thompson
Iles	Perkins	
Kenney	Schneider	
Total—10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Suspension of the Rules**

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

**HOUSE BILL NO. 81—**

BY REPRESENTATIVES BRUCE, BAYLOR, DOERGE, GLOVER, L. JACKSON, MONTGOMERY, STELLY, AND WADDELL AND SENATORS HINES AND SMITH

**AN ACT**

To enact R.S. 32:199, relative to traffic regulations; to prohibit certain persons from allowing certain children to operate or ride on a bicycle without a helmet; to provide for definitions; to prohibit certain persons from allowing certain children to ride on a bicycle without being seated in a restraining seat; to provide civil penalties for noncompliance; to require persons in the business of selling or renting bicycles to post notice; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Bruce to Engrossed House Bill No. 81 by Representative Bruce, et al.

**AMENDMENT NO. 1**

On page 3, line 12, between "for the" and "violation" change "first" to "second"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Bruce to Engrossed House Bill No. 81 by Representative Bruce

**AMENDMENT NO. 1**

On page 3, line 11, after "dollars" delete the period "." and insert "which shall include all costs of court."

**AMENDMENT NO. 2**

On page 3, line 17, after "dollars" delete the period "." and insert "which shall include all costs of court."

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Richmond to Engrossed House Bill No. 81 by Representative Bruce

**AMENDMENT NO. 1**

On page 3, line 7, after "Section." and before "The" insert the following:

"The citation shall be issued to the primary or domiciliary parent who has the child at the time of the violation."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jack Smith to Engrossed House Bill No. 81 by Representative Bruce

AMENDMENT NO. 1

On page 4, between lines and 14 and 15, insert the following:

"G. The provisions of this Section shall not apply in St. Mary Parish."

Rep. Jack Smith moved the adoption of the amendments.

Rep. Bruce objected.

By a vote of 33 yeas and 52 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hebert to Engrossed House Bill No. 81 by Representative Bruce

AMENDMENT NO. 1

On page 4, between lines and 14 and 15, insert the following:

"G. The provisions of this Section shall not apply in Iberia Parish."

Rep. Hebert moved the adoption of the amendments.

Rep. Bruce objected.

By a vote of 30 yeas and 59 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Devillier to Engrossed House Bill No. 81 by Representative Bruce

AMENDMENT NO. 1

On page 2, line 22, between "shall" and "allow" insert "knowingly"

AMENDMENT NO. 2

On page 2, line 22, after "allow" delete the remainder of the line and at the beginning of line 23 delete "omission"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario Frith Pierre
Alexander, E Futrell Pitre
Ansardi Gallot Powell
Baudoin Guillory Quezaire
Baylor Holden Romero
Broome Hopkins Salter

Bruce Hudson Schwegmann
Bruneau Hunter Shaw
Carter, K Hutter Stelly
Carter, R Jackson, L Strain
Clarkson Kennard Swilling
Crane Landrieu Thompson
Daniel LeBlanc Townsend
Devallier Martiny Tucker
Diez Montgomery Waddell
Doerge Morrell Welch
Durand Murray Wooton
Erdy Nevers
Farrar Odinet
Total—55

NAYS

Alexander, R Heaton Perkins
Bowler Hebert Pratt
Cazayoux Hill Riddle
Crowe Iles Scalise
Damico Jackson, M Smith, G.—56th
Dartez Johns Smith, J.D.—50th
Donelon Katz Smith, J.H.—8th
Downer Kenney Smith, J.R.—30th
Faucheux LaFleur Sneed
Flavin Lancaster Toomy
Fruge McCallum Walsworth
Green McDonald Winston
Hammett Morrish Wright
Total—39

ABSENT

Mr. Speaker McMains Schneider
Curtis McVea Triche
Glover Pinac
Lucas Richmond
Total—10

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 742— BY REPRESENTATIVE DONELON AN ACT

To amend and reenact R.S. 15:571.5(C), relative to diminution of sentence for good behavior; to prohibit the further diminution of sentence once parole has been revoked; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

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

HOUSE BILL NO. 1258— BY REPRESENTATIVE PINAC AN ACT

To enact R.S. 23:306(E)(4), relative to the Video Draw Poker Devices Control Law; to require establishment licensees to notify the video draw poker division of state police of facts which indicate a licensed establishment has changed ownership; to require device owners to give notice to the division of a change in ownership of

a licensed establishment if they have received notice of the change in writing; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 1464—**  
BY REPRESENTATIVE BOWLER  
AN ACT

To enact R.S. 22:1120, relative to nonresident insurance producers; to provide for licensing; to provide for requirements; to provide for waiver of requirements; to provide for reciprocity; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Salter on behalf of the Legislative Bureau to Engrossed House Bill No. 1464 by Representative Bowler

AMENDMENT NO. 1

On page 2, line 21, following "is" delete "only" and on line 22, following "available" insert "only"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Farrar	Montgomery	Waddell
Faucheux	Morrell	Walsworth
Flavin	Morrish	Welch
Frith	Murray	Winston
Fruge	Nevers	Wooton
Futrell	Odinet	Wright
Total—96		

NAYS

Total—0

ABSENT

Curtis	Landrieu	Schneider
Daniel	Lucas	Smith, J.H.—8th
Jackson, M	McVea	
Total—8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 1531—**  
BY REPRESENTATIVE STRAIN  
AN ACT

To enact Chapter 59 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:3701 through 3716, relative to orthotists, prosthetists, and pedorthists; to provide for licensing and regulation by the Louisiana State Board of Medical Examiners; to provide for a statement of purpose; to provide for definitions; to provide for exemptions; to provide for qualifications for licensure; to provide for a licensure examination; to provide for license renewal; to provide authority for the adoption of fees; to provide for causes for suspension, revocation, or refusal to renew or issue a license; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 1583—**  
BY REPRESENTATIVE WALSWORTH  
AN ACT

To enact R.S. 37:760(A)(14), relative to the powers and duties of the Louisiana State Board of Dentistry; to authorize the board to apply for warrants authorizing the seizure of dental health records or controlled dangerous substance records in certain circumstances; to provide for the courts where such warrants may be applied for; to provide for court findings for a warrant; to provide for process of the warrant; to provide for copying dental records received; and to provide for related matters.

Read by title.

Rep. Walsworth moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Fruge	Pinac
Alario	Futrell	Pitre

Page 24 HOUSE

16th Day's Proceedings - April 23, 2001

Alexander, E	Gallot	Powell
Alexander, R	Green	Quezaire
Ansardi	Hammett	Riddle
Baudoin	Heaton	Romero
Bowler	Hebert	Salter
Bruce	Hill	Scalise
Bruneau	Hopkins	Schwegmann
Carter, R	Hunter	Shaw
Cazayoux	Hutter	Smith, G.—56th
Clarkson	Iles	Smith, J.D.—50th
Crane	Johns	Smith, J.R.—30th
Crowe	Katz	Sneed
Damico	Kennard	Stelly
Daniel	LaFleur	Strain
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Doerge	Martiny	Triche
Donelon	McCallum	Tucker
Downer	McDonald	Waddell
Durand	McMains	Walsworth
Erdey	Montgomery	Winston
Farrar	Morrish	Wooton
Faucheux	Nevers	Wright
Flavin	Odinet	
Frith	Perkins	
Total—82		

NAYS

Baylor	Jackson, L	Pierre
Carter, K	Kenney	Pratt
Glover	Morrell	Swilling
Guillory	Murray	Welch
Total—12		

ABSENT

Broome	Jackson, M	Schneider
Curtis	Lucas	Smith, J.H.—8th
Holden	McVea	
Hudson	Richmond	
Total—10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 1601—**

BY REPRESENTATIVE SNEED

AN ACT

To enact R.S. 14:70.6, relative to crimes; to create the crime of unlawful distribution, possession, or use of theft alarm deactivation devices; to provide for penalties; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Salter on behalf of the Legislative Bureau to Engrossed House Bill No. 1601 by Representative Sneed

AMENDMENT NO. 1

On page 1, line 13, following "authorized" and before "to" delete "or"

AMENDMENT NO. 2

On page 1, line 20, and page 2, lines 7 and 13, following "alarm" and before "device" delete "deactivation"

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Odinet
Alario	Gallot	Perkins
Alexander, E	Glover	Pierre
Alexander, R	Green	Pinac
Ansardi	Guillory	Pitre
Baudoin	Hammett	Powell
Baylor	Heaton	Pratt
Bowler	Hebert	Quezaire
Broome	Hill	Richmond
Bruce	Holden	Riddle
Bruneau	Hopkins	Romero
Carter, K	Hudson	Salter
Carter, R	Hunter	Scalise
Cazayoux	Hutter	Schwegmann
Clarkson	Iles	Shaw
Crane	Jackson, L	Smith, G.—56th
Crowe	Johns	Smith, J.D.—50th
Damico	Katz	Smith, J.R.—30th
Daniel	Kennard	Sneed
Dartez	Kenney	Stelly
Devillier	LaFleur	Strain
Diez	Lancaster	Swilling
Doerge	Landrieu	Thompson
Donelon	LeBlanc	Toomy
Downer	Martiny	Townsend
Durand	McCallum	Triche
Erdey	McDonald	Tucker
Farrar	McMains	Waddell
Faucheux	McVea	Walsworth
Flavin	Montgomery	Winston
Frith	Morrish	Wooton
Fruge	Nevers	Wright
Total—96		

NAYS

Morrell	Murray	Welch
Total—3		

ABSENT

Curtis	Lucas	Smith, J.H.—8th
Jackson, M	Schneider	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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



**HOUSE BILL NO. 1617—**  
BY REPRESENTATIVE JOHNS

AN ACT

To enact Part II-A of Chapter 1 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:51 through 59, and R.S. 22:1242(1)(f), relative to self analysis privilege for insurers; to provide for legislative findings; to provide for self-evaluation privilege; to provide for exceptions; to provide for judicial procedures and review; to provide for burden of proof; to provide for definitions; to provide for applicability; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 1627—**  
BY REPRESENTATIVE ERDEY

AN ACT

To amend and reenact R.S. 22:982(A)(3), to enact R.S. 22:987(A)(18), and to repeal R.S. 22:982(A)(11) and (12), relative to foreign and alien insurers; to provide with respect to requirements for such insurers to obtain certificates of authority from the commissioner of insurance; to provide relative to grounds for refusal, suspension, or revocation of such certificates of authority by the commissioner; and to provide for related matters.

Read by title.

Rep. Erdey moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Frith  
Fruge  
Futrell  
Gallot  
Total—100

Murray  
Nevers  
Odinot  
Perkins

Wooton  
Wright

NAYS

Total—0

ABSENT

Curtis  
Jackson, M  
Total—4

Lucas  
Schneider

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 819—**

BY REPRESENTATIVES MCMAINS, DIEZ, AND SHAW  
AN ACT

To amend and reenact R.S. 37:1357 and 1358, relative to the practice of acupuncture; to provide additional means of eligibility for the certification of a physician as an acupuncturist; to provide additional means of eligibility for certification as an acupuncturist's assistant; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. McMains moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Odinot
Alario	Green	Pierre
Alexander, E	Guillory	Pinac
Alexander, R	Hammett	Pitre
Ansardi	Heaton	Powell
Baudoin	Hebert	Pratt
Baylor	Hill	Quezaire
Bowler	Holden	Richmond
Broome	Hopkins	Riddle
Bruce	Hudson	Romero
Bruneau	Hunter	Salter
Carter, K	Hutter	Scalise
Cazayoux	Iles	Schwegmann
Clarkson	Jackson, L	Shaw
Crane	Johns	Smith, G.—56th
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
Donelon	LeBlanc	Swilling
Downer	Martiny	Thompson
Durand	McCallum	Toomy
Erdey	McDonald	Townsend
Farrar	McMains	Triche

Page 26 HOUSE

16th Day's Proceedings - April 23, 2001

Faucheux	McVea	Tucker
Flavin	Montgomery	Walsworth
Frith	Morrell	Welch
Fruge	Morrish	Winston
Futrell	Murray	Wooton
Gallot	Nevers	Wright

Total—96

NAYS

Total—0

ABSENT

Carter, R	Jackson, M	Schneider
Curtis	Lucas	Waddell
Doerge	Perkins	

Total—8

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 1705—**

BY REPRESENTATIVE BOWLER

AN ACT

To enact R.S. 22:1368, relative to the powers of the commissioner of insurance; to provide for settlements; to provide for administrative actions; to provide for limits; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 1728—**

BY REPRESENTATIVE WALSWORTH

AN ACT

To amend and reenact R.S. 37:795(B)(2)(a), (l), (m), and (n), and (3)(h) and (i); and to enact R.S. 37:795(B)(1)(i), (j), and (k), (2)(o) and (p), and (3)(j), (k), and (l); to revise the fee schedule of the Louisiana State Board of Dentistry; and to provide for related matters.

Read by title.

Rep. Walsworth moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Pitre
Alario	Hammett	Powell
Alexander, E	Heaton	Pratt
Alexander, R	Hebert	Quezaire
Ansardi	Holden	Richmond
Baudoin	Hopkins	Romero
Bowler	Hutter	Salter
Bruce	Iles	Scalise
Bruneau	Jackson, L	Schwegmann
Carter, R	Jackson, M	Shaw
Cazayoux	Johns	Smith, G.—56th
Clarkson	Katz	Smith, J.D.—50th

Crane	Kennard	Smith, J.H.—8th
Damico	Kenney	Smith, J.R.—30th
Daniel	LaFleur	Sneed
Dartez	Lancaster	Stelly
Devillier	LeBlanc	Strain
Diez	Martiny	Thompson
Donelon	McCallum	Toomy
Downer	McDonald	Townsend
Durand	McMains	Triche
Erdey	McVea	Tucker
Farrar	Montgomery	Waddell
Faucheux	Morrish	Walsworth
Flavin	Nevers	Winston
Frith	Odinot	Wooton
Fruge	Pinac	Wright

Total—81

NAYS

Baylor	Guillory	Murray
Crowe	Hudson	Perkins
Futrell	Hunter	Pierre
Glover	Landrieu	Riddle
Green	Morrell	Welch

Total—15

ABSENT

Broome	Doerge	Schneider
Carter, K	Hill	Swilling
Curtis	Lucas	

Total—8

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 1749—**

BY REPRESENTATIVE DURAND

AN ACT

To amend and reenact R.S. 17:436.1(B)(1)(a) and (c) and (4) and (H) and to enact R.S. 17:436.1(I), relative to advanced practice registered nurses; to provide for authorization to order school nurses to administer medication to students; to include advanced practice registered nurses in the definition of authorized prescriber; and to provide for related matters.

Read by title.

Rep. Durand moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Bruneau	Hunter	Scalise
Carter, K	Hutter	Schwegmann
Carter, R	Iles	Shaw
Cazayoux	Jackson, L	Smith, G.—56th
Clarkson	Jackson, M	Smith, J.D.—50th
Crane	Johns	Smith, J.H.—8th
Crowe	Kennard	Smith, J.R.—30th
Damico	Kenney	Sneed
Daniel	LaFleur	Stelly
Dartez	Lancaster	Strain
Devillier	Landrieu	Swilling
Diez	LeBlanc	Thompson
Donelon	Martiny	Toomy
Downer	McCallum	Townsend
Durand	McDonald	Triche
Erdey	McMains	Tucker
Farrar	McVea	Waddell
Faucheux	Montgomery	Walsworth
Flavin	Morrell	Welch
Frith	Morrish	Winston
Fruge	Murray	Wooton
Futrell	Nevers	Wright
Gallot	Odinet	
Total—98		

NAYS

Total—0

ABSENT

Curtis	Katz	Pitre
Doerge	Lucas	Schneider
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 1776—**

BY REPRESENTATIVE DURAND

AN ACT

To amend and reenact R.S. 37:3200(3), relative to licensed radiologic technologists; to include advanced practice registered nurses in the definition of "licensed practitioner"; and to provide for related matters.

Read by title.

Rep. Durand moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Carter, K	Iles	Schwegmann
Carter, R	Jackson, L	Shaw
Cazayoux	Jackson, M	Smith, G.—56th
Clarkson	Johns	Smith, J.D.—50th
Crane	Kennard	Smith, J.H.—8th
Crowe	Kenney	Smith, J.R.—30th
Damico	LaFleur	Sneed
Daniel	Lancaster	Stelly
Dartez	Landrieu	Strain
Devillier	LeBlanc	Swilling
Diez	Martiny	Thompson
Donelon	McCallum	Toomy
Downer	McDonald	Townsend
Durand	McMains	Triche
Erdey	McVea	Tucker
Farrar	Montgomery	Waddell
Faucheux	Morrell	Walsworth
Flavin	Morrish	Welch
Frith	Murray	Winston
Fruge	Nevers	Wooton
Futrell	Odinet	Wright
Gallot	Perkins	
Total—98		

NAYS

Total—0

ABSENT

Curtis	Hill	Lucas
Doerge	Katz	Schneider
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 1792—**

BY REPRESENTATIVE DONELON

AN ACT

To amend and reenact R.S. 22:1267(B), (C), and (D), relative to surplus line broker licenses; to provide for denial; to provide for refusal to renew or reinstate; to provide for fines; to provide for penalties; and to provide for related matters.

Read by title.

Rep. Donelon moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Page 28 HOUSE

16th Day's Proceedings - April 23, 2001

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
Damico	Kennard	Sneed
Daniel	Kenney	Stelly
Dartez	LaFleur	Strain
Devillier	Lancaster	Swilling
Diez	Landrieu	Thompson
Doerge	LeBlanc	Toomy
Donelon	Martiny	Townsend
Downer	McCallum	Triche
Durand	McDonald	Tucker
Erdey	McMains	Waddell
Farrar	McVea	Walsworth
Faucheux	Montgomery	Welch
Flavin	Morrish	Winston
Frith	Murray	Wooton
Fruge	Odinet	Wright
Futrell	Perkins	
Total—98		

NAYS

Morrell  
Total—1

ABSENT

Curtis	Lucas	Schneider
Hudson	Nevers	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 1801—**  
BY REPRESENTATIVE STELLY  
AN ACT

To amend and reenact R.S. 22:1406(F), relative to motor vehicle insurance policies; to provide for loaner vehicles; to provide for primary coverage; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Stelly to Engrossed House Bill No. 1801 by Representative Stelly  
AMENDMENT NO. 1

On page 1, line 15, delete "private passenger automobiles" and insert "vehicles"

AMENDMENT NO. 2

On page 1, line 17, after "insured." insert "Such insurance shall be primary."

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Perkins
Alexander, E	Guillory	Pierre
Alexander, R	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	Schwegmann
Crane	Jackson, M	Shaw
Crowe	Johns	Smith, G.—56th
Damico	Katz	Smith, J.D.—50th
Daniel	Kennard	Smith, J.H.—8th
Dartez	Kenney	Smith, J.R.—30th
Devillier	LaFleur	Sneed
Diez	Lancaster	Stelly
Doerge	Landrieu	Strain
Donelon	LeBlanc	Swilling
Downer	Martiny	Thompson
Durand	McCallum	Toomy
Erdey	McDonald	Townsend
Farrar	McMains	Triche
Faucheux	McVea	Tucker
Flavin	Montgomery	Waddell
Frith	Morrell	Walsworth
Fruge	Morrish	Welch
Futrell	Murray	Winston
Gallot	Nevers	Wooton
Glover	Odinet	Wright
Total—99		

NAYS

Total—0

ABSENT

Alario	Curtis	Schneider
Ansardi	Lucas	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 1232—**  
BY REPRESENTATIVE CLARKSON  
AN ACT

To amend and reenact R.S. 37:3392(10), 3396(D) and (E), 3398(B), and 3408(B), relative to real estate appraisers; to provide for definitions; to revise provisions relative to the certification and examination of real estate appraisers; to provide for continuing education; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Clarkson to Engrossed House Bill No. 1232 by Representative Clarkson

AMENDMENT NO. 1

On page 3, line 15, after "shall" delete the remainder of the line and delete lines 16 through 19 and insert "complete a minimum of seven classroom hours of instruction covering the Uniform Standards of Professional Appraisal Practice every renewal period."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Glover	Pierre
Alario	Green	Pinac
Alexander, E	Guillory	Pitre
Alexander, R	Hammett	Powell
Ansardi	Heaton	Pratt
Baudoin	Hebert	Quezaire
Baylor	Hill	Richmond
Bowler	Holden	Riddle
Broome	Hopkins	Romero
Bruce	Hudson	Salter
Bruneau	Hunter	Scalise
Carter, K	Hutter	Schwegmann
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
Damico	Kennard	Sneed
Daniel	Kenney	Stelly
Dartez	LaFleur	Strain
Devillier	Lancaster	Swilling
Diez	Landrieu	Thompson
Doerge	LeBlanc	Toomy
Donelon	Martiny	Townsend
Downer	McCallum	Triche
Durand	McDonald	Tucker
Erdey	McMains	Waddell
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Welch
Flavin	Murray	Winston
Frith	Nevers	Wooton
Futrell	Odinot	Wright
Gallot	Perkins	
Total—98		

**NAYS**

Total—0

**ABSENT**

Curtis	Lucas	Morrish
Fruge	McVea	Schneider
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 1850 (Substitute for House Bill No. 1053 by Representative Pinac)—**

BY REPRESENTATIVE PINAC AND SENATOR FONTENOT  
AN ACT

To amend and reenact R.S. 45:163(D)(1)(b), relative to towing and storage of vehicles; to provide relative to public liability and property damage insurance coverage for certain tow trucks; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 14—**

BY REPRESENTATIVE BRUNEAU  
AN ACT

To amend and reenact R.S. 18:1505.2(D)(4) and (5) and to enact R.S. 18:1505.2(D)(6), relative to the withholding of any portion of the salary, wages, or monies of a public servant for certain political purposes; to prohibit an agency head from permitting or providing for such withholding; to provide for penalties; 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. 36—**

BY REPRESENTATIVES NEVERS, BRUCE, ROMERO, AND THOMPSON  
AN ACT

To enact R.S. 14:67.17, relative to misappropriation without violence; to create the crime of theft of anhydrous ammonia; and to provide for related matters.

Read by title.

Rep. Nevers moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Glover	Perkins
Alario	Green	Pierre
Alexander, E	Guillory	Pinac
Alexander, R	Hammett	Pitre
Ansardi	Heaton	Powell
Baudoin	Hebert	Pratt
Baylor	Hill	Quezaire
Bowler	Holden	Riddle
Broome	Hopkins	Romero
Bruce	Hudson	Salter
Carter, K	Hunter	Scalise
Carter, R	Hutter	Schwegmann
Cazayoux	Iles	Shaw
Clarkson	Jackson, L	Smith, G.—56th
Crane	Jackson, M	Smith, J.D.—50th
Crowe	Johns	Smith, J.H.—8th
Damico	Katz	Smith, J.R.—30th
Daniel	Kennard	Sneed
Dartez	Kenney	Stelly
Devillier	LaFleur	Swilling
Diez	Lancaster	Thompson
Doerge	Landrieu	Toomy
Donelon	LeBlanc	Townsend
Downer	Martiny	Triche
Durand	McCallum	Tucker
Erdey	McDonald	Waddell
Farrar	McMains	Walsworth
Faucheux	Montgomery	Welch
Flavin	Morrell	Winston
Frith	Morrish	Wooton
Fruge	Murray	Wright
Futrell	Nevers	
Gallot	Odinet	
Total—97		

**NAYS**

Total—0

**ABSENT**

Bruneau	McVea	Strain
Curtis	Richmond	
Lucas	Schneider	
Total—7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 107—**  
BY REPRESENTATIVE SALTER  
**AN ACT**

To enact R.S. 15:911, relative to juveniles; to provide for the administration of medication to children in detention facilities; to provide for definitions; to provide for the establishment of guidelines for the administration of medication; to provide for rights and responsibilities of employees assigned to detention facilities relative to the administration of medication; and to provide for related matters.

Read by title.

Rep. Salter moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Pitre
Alexander, E	Heaton	Powell
Alexander, R	Hebert	Pratt
Baudoin	Hill	Quezaire
Baylor	Holden	Richmond
Bowler	Hopkins	Riddle
Broome	Hudson	Romero
Bruneau	Hunter	Salter
Carter, K	Hutter	Scalise
Carter, R	Iles	Schwegmann
Cazayoux	Jackson, L	Shaw
Clarkson	Jackson, M	Smith, G.—56th
Crane	Johns	Smith, J.D.—50th
Crowe	Katz	Smith, J.H.—8th
Damico	Kennard	Smith, J.R.—30th
Daniel	Kenney	Sneed
Dartez	LaFleur	Stelly
Devillier	Lancaster	Strain
Diez	Landrieu	Swilling
Doerge	LeBlanc	Thompson
Donelon	Martiny	Toomy
Downer	McCallum	Townsend
Durand	McDonald	Triche
Erdey	McMains	Tucker
Farrar	Montgomery	Waddell
Faucheux	Morrell	Walsworth
Flavin	Morrish	Welch
Frith	Murray	Winston
Futrell	Nevers	Wooton
Gallot	Odinet	Wright
Glover	Perkins	
Green	Pierre	
Total—97		

**NAYS**

Total—0

**ABSENT**

Ansardi	Fruge	Schneider
Bruce	Lucas	
Curtis	McVea	
Total—7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 176—**  
BY REPRESENTATIVE MCDONALD  
**AN ACT**

To enact R.S. 14:65.2, relative to misappropriation with violence; to create the crime of aggravated robbery; to define serious bodily injury; to provide penalties; and to provide for related matters.

Read by title.

Rep. McDonald moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Guillory	Pitre
Alario	Hammett	Powell
Alexander, E	Heaton	Pratt
Alexander, R	Hebert	Quezaire
Baudoin	Hill	Richmond
Baylor	Hopkins	Riddle
Bowler	Hudson	Romero
Bruce	Hunter	Salter
Carter, R	Hutter	Scalise
Cazayoux	Iles	Schwegmann
Clarkson	Johns	Shaw
Crane	Katz	Smith, G.—56th
Crowe	Kennard	Smith, J.D.—50th
Damico	Kenney	Smith, J.H.—8th
Daniel	LaFleur	Smith, J.R.—30th
Dartez	Lancaster	Sneed
Devillier	Landrieu	Stelly
Diez	LeBlanc	Strain
Doerge	Lucas	Swilling
Donelon	Martiny	Thompson
Downer	McCallum	Toomy
Durand	McDonald	Townsend
Erdey	McMains	Triche
Farrar	Montgomery	Tucker
Faucheux	Morrell	Waddell
Fruge	Morrish	Walsworth
Futrell	Nevers	Welch
Gallot	Odinet	Winston
Glover	Perkins	Wright
Green	Pinac	
Total—89		

**NAYS**

Carter, K	Jackson, L	Pierre
Holden	Murray	
Total—5		

**ABSENT**

Ansardi	Flavin	Schneider
Broome	Frith	Wooton
Bruneau	Jackson, M	
Curtis	McVea	
Total—10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 271—**  
BY REPRESENTATIVE LANCASTER  
**AN ACT**

To amend and reenact R.S. 24:53(I), relative to the annual lobbyist registration fee; to provide for an annual lobbyist registration fee; to remove the fee for filing supplemental registration forms; and to provide for related matters.

Read by title.

**Motion**

Rep. Lancaster moved that House Bill No. 271 be designated as a duplicate of Senate Bill No. 575.

Which motion was agreed to.

**Motion**

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

**HOUSE BILL NO. 548—**  
BY REPRESENTATIVE R. CARTER  
**AN ACT**

To enact R.S. 42:1123(28), relative to exceptions to the Code of Governmental Ethics; to provide for an exception to allow a mayor of a municipality with a population not in excess of five thousand persons who is a licensed physician to contract for the provision of health care services with the health insurer of the employees of his municipality; and to provide for related matters.

Read by title.

Rep. Robert Carter moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Alario	Glover	Pinac
Alexander, E	Green	Powell
Alexander, R	Guillory	Pratt
Ansardi	Hammett	Quezaire
Baudoin	Heaton	Richmond
Baylor	Hebert	Riddle
Bowler	Hill	Romero
Broome	Holden	Salter
Bruce	Hudson	Scalise
Carter, K	Hunter	Schwegmann
Carter, R	Hutter	Shaw
Cazayoux	Iles	Smith, G.—56th
Clarkson	Jackson, L	Smith, J.D.—50th
Crane	Jackson, M	Smith, J.H.—8th
Crowe	Johns	Sneed
Damico	Katz	Stelly
Daniel	Kennard	Strain
Dartez	Kenney	Swilling
Devillier	Landrieu	Thompson
Diez	Martiny	Toomy
Doerge	McCallum	Townsend
Donelon	McDonald	Triche
Downer	McMains	Tucker
Erdey	McVea	Walsworth
Farrar	Morrish	Welch
Flavin	Murray	Winston
Frith	Nevers	Wooton
Fruge	Odinet	Wright
Futrell	Perkins	
Gallot	Pierre	
Total—88		

**NAYS**

Bruneau	Lancaster	Pitre
Hopkins	LeBlanc	Waddell
Total—6		

**ABSENT**

Page 32 HOUSE

16th Day's Proceedings - April 23, 2001

Mr. Speaker LaFleur Schneider
Curtis Lucas Smith, J.R.—30th
Durand Montgomery
Faucheux Morrell
Total—10

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 651—
BY REPRESENTATIVE FUTRELL
AN ACT

To enact R.S. 17:427.1, and 427.2 relative to the Critical Teacher Shortage Incentive Program; to provide for the creation and purpose of such program; to provide for program definitions, contracts, administration, implementation, reporting, and funding; to provide relative to legislative findings and intent; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 652—
BY REPRESENTATIVE HUDSON
AN ACT

To enact R.S. 40:2115(D), relative to smoking in hospitals; to provide penalties for smoking in non-smoking areas; and to provide for related matters.

Read by title.

Rep. Hudson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alexander, E Glover Nevers
Alexander, R Green Pierre
Ansardi Hammett Pitre
Baylor Hebert Powell
Bowler Hill Pratt
Broome Holden Quezaire
Carter, K Hudson Richmond
Carter, R Hunter Riddle
Cazayoux Hutter Schwegmann
Clarkson Iles Smith, G.—56th
Crane Jackson, L Smith, J.D.—50th
Crowe Johns Smith, J.R.—30th
Daniel Kennard Sneed
Diez LaFleur Stelly
Doerge Lancaster Strain
Donelon Landrieu Swilling
Downer LeBlanc Toomy
Farrar McDonald Triche
Faucheux McMains Tucker
Flavin Montgomery Walsworth
Frith Morrell Welch
Fruge Morrish Wooton

Gallot Murray
Total—68 NAYS

Mr. Speaker Heaton Salter
Alario Hopkins Scalise
Damico Katz Shaw
Dartez Kenney Smith, J.H.—8th
Devillier McCallum Thompson
Durand Odinet Townsend
Erdey Perkins Waddell
Futrell Pinac Winston
Guillory Romero Wright
Total—27

ABSENT

Baudoin Curtis Martiny
Bruce Jackson, M McVea
Bruneau Lucas Schneider
Total—9

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 677—
BY REPRESENTATIVE GARY SMITH
AN ACT

To repeal R.S. 42:66(L)(2)(b), relative to the exception to the dual officeholding law to allow certain deputy sheriffs to continue to serve as part-time constables or marshals; repeals the provision making the exception inapplicable after a particular term of office.

Read by title.

Rep. Gary Smith moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Green Nevers
Alario Guillory Odinet
Alexander, E Hammett Pierre
Alexander, R Heaton Pinac
Ansardi Hebert Pitre
Baudoin Hill Powell
Baylor Holden Pratt
Broome Hopkins Quezaire
Carter, K Hudson Richmond
Carter, R Hunter Riddle
Cazayoux Hutter Romero
Clarkson Iles Salter
Damico Jackson, L Schwegmann
Daniel Jackson, M Smith, G.—56th
Dartez Johns Smith, J.D.—50th
Devillier Kennard Smith, J.H.—8th
Diez Kenney Smith, J.R.—30th
Doerge LaFleur Stelly
Downer Landrieu Strain
Durand LeBlanc Swilling
Erdey Martiny Thompson
Farrar McCallum Townsend



Flavin	McDonald	Triche
Frith	McVea	Tucker
Fruge	Montgomery	Waddell
Futrell	Morrell	Welch
Gallot	Morrish	Wooton
Glover	Murray	Wright
Total—84		

NAYS

Bowler	Lancaster	Toomy
Bruneau	McMains	Walsworth
Crane	Scalise	Winston
Donelon	Shaw	
Katz	Sneed	
Total—13		

ABSENT

Bruce	Faucheux	Schneider
Crowe	Lucas	
Curtis	Perkins	
Total—7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 686—**

BY REPRESENTATIVE DEVILLIER  
AN ACT

To amend and reenact Code of Criminal Procedure Article 734, relative to subpoenas in criminal matters; to authorize investigators employed by the attorney general to serve subpoenas in criminal matters in which the attorney general is involved; and to provide for related matters.

Read by title.

Rep. Devillier moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Odinot
Alario	Glover	Perkins
Alexander, E	Green	Pierre
Alexander, R	Guillory	Pinac
Ansardi	Hammett	Pitre
Baudoin	Heaton	Powell
Baylor	Hebert	Pratt
Bowler	Hill	Quezaire
Broome	Holden	Richmond
Bruce	Hopkins	Riddle
Bruneau	Hudson	Salter
Carter, K	Hunter	Scalise
Carter, R	Hutter	Schwegmann
Cazayoux	Iles	Shaw
Clarkson	Jackson, L	Smith, G.—56th
Crane	Jackson, M	Smith, J.D.—50th
Crowe	Johns	Smith, J.H.—8th
Damico	Katz	Smith, J.R.—30th
Daniel	Kennard	Sneed
Dartez	Kenny	Stelly

Devillier	LaFleur	Strain
Diez	Lancaster	Swilling
Doerge	Landrieu	Thompson
Donelon	LeBlanc	Toomy
Downer	Martiny	Townsend
Durand	McCallum	Triche
Erdey	McDonald	Tucker
Farrar	McMains	Waddell
Faucheux	McVea	Walsworth
Flavin	Montgomery	Welch
Frith	Morrell	Winston
Fruge	Morrish	Wooton
Futrell	Murray	
Total—98		

NAYS

Romero	Wright
Total—2	

ABSENT

Curtis	Nevers
Lucas	Schneider
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 704—**

BY REPRESENTATIVE K. CARTER  
AN ACT

To amend and reenact R.S. 40:2811(A)(1) and (2) and to enact R.S. 40:2811(C), relative to property abandoned to hospitals; to decrease the time period within which property must be held; to provide for the disposition of soiled clothing; to provide for notification; and to provide for related matters.

Read by title.

Rep. Karen Carter moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Daniel	Lancaster	Strain
Devillier	Landrieu	Swilling
Diez	LeBlanc	Thompson
Doerge	Martiny	Toomy
Donelon	McCallum	Townsend
Downer	McDonald	Triche
Durand	McMains	Tucker
Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Welch
Flavin	Morrish	Winston
Frith	Murray	Wooton
Fruge	Nevers	Wright
Futrell	Odinet	
Gallot	Perkins	

Total—97

NAYS

Total—0

ABSENT

Curtis	Heaton	Schneider
Dartez	Lucas	
Glover	Romero	

Total—7

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 801—**

BY REPRESENTATIVE DONELON  
AN ACT

To amend and reenact R.S. 22:636(A)(1)(a), and 636.4(A) and (C)(2)(a) and to enact R.S. 22:636(G) and (H), relative to insurance policies; to provide for notices; to provide for nonrenewal; to provide for cancellation; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Salter on behalf of the Legislative Bureau to Engrossed House Bill No. 801 by Representative Donelon

AMENDMENT NO. 1

On page 2, line 1, change "where" to "when"

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Perkins
Alario	Green	Pierre

Alexander, E	Guillory	Pinac
Alexander, R	Hammett	Pitre
Ansardi	Hebert	Powell
Baudoin	Hill	Pratt
Baylor	Holden	Quezaire
Bowler	Hopkins	Richmond
Broome	Hudson	Riddle
Bruce	Hunter	Salter
Bruneau	Hutter	Scalise
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
Damico	Kenney	Sneed
Daniel	LaFleur	Stelly
Dartez	Lancaster	Strain
Devillier	Landrieu	Swilling
Diez	LeBlanc	Thompson
Doerge	Martiny	Toomy
Donelon	McCallum	Townsend
Downer	McDonald	Triche
Durand	McMains	Tucker
Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Welch
Flavin	Morrish	Winston
Frith	Murray	Wooton
Fruge	Nevers	Wright
Futrell	Odinet	

Total—98

NAYS

Total—0

ABSENT

Curtis	Heaton	Romero
Glover	Lucas	Schneider

Total—6

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 864—**

BY REPRESENTATIVE JOHNS  
AN ACT

To amend and reenact R.S. 40:1428(A)(2) and (4) and to enact R.S. 40:1428(D), relative to insurance fraud; to provide for fee assessments; to provide for exemptions; to provide relative to the disposition of fees collected; and to provide for related matters.

Read by title.

Rep. Johns moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pierre
Alario	Guillory	Pinac
Alexander, E	Hammett	Pitre

Alexander, R	Hebert	Powell
Ansardi	Hill	Pratt
Baudoin	Holden	Quezaire
Baylor	Hopkins	Richmond
Bowler	Hudson	Riddle
Broome	Hunter	Salter
Bruce	Hutter	Scalise
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
Damico	LaFleur	Stelly
Daniel	Lancaster	Strain
Dartez	Landrieu	Swilling
Devillier	LeBlanc	Thompson
Diez	Martiny	Toomy
Doerge	McCallum	Townsend
Donelon	McDonald	Triche
Downer	McMains	Tucker
Durand	McVea	Waddell
Erdey	Montgomery	Walsworth
Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright
Fruge	Odinet	
Gallot	Perkins	
Total—97		

NAYS

Total—0

ABSENT

Curtis	Heaton	Schneider
Futrell	Lucas	
Glover	Romero	
Total—7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 1073—**  
BY REPRESENTATIVES DOWNER AND DURAND  
AN ACT

To repeal R.S. 40:1300.46, relative to smoking in public places; to repeal the prohibition of a state agency, parish, municipality, or other political subdivision from imposing ordinances that are more restrictive than state law.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Schwegmann to Engrossed House Bill No. 1073 by Representative Downer

**AMENDMENT NO. 1**

On page 1, at the beginning of line 2, delete "To repeal" and insert "To amend and reenact"

**AMENDMENT NO. 2**

On page 1, line 2, after "places;" delete the remainder of the line and insert "to limit the"

**AMENDMENT NO. 3**

On page 1, line 7, after "hereby" delete the remainder of the line and insert the following:

"amended and reenacted to read as follows:

§1300.46. Uniform application

No state agency, parish, municipality, or other political subdivision of this state may impose ordinances or regulations related to smoking in public places ~~restaurants which are also licensed to serve alcoholic beverages or to smoking in a business or location which derives more than fifty percent of its gross revenues from the sale of alcoholic beverages~~ which are more restrictive or stringent than provided by this Part or as provided for places subject to R.S. 40:1300.25 and 1300.26, R.S. 40:2100 et seq., R.S. 40:2115, or R.S. 17:240."

Rep. Schwegmann moved the adoption of the amendments.

Rep. Downer objected.

By a vote of 60 yeas and 33 nays, the amendments were adopted.

**Motion**

On motion of Rep. Downer, the bill, as amended, was returned to the calendar.

**HOUSE BILL NO. 1160—**  
BY REPRESENTATIVES PITRE AND BRUNEAU  
AN ACT

To repeal R.S. 42:1120.1 and 1123(8), relative to an exception to the Code of Governmental Ethics; to remove the provision relative to recusal from voting; to remove the exception to the Code of Governmental Ethics which allows a person employed in the maritime industry to serve as an appointed member of the Board of Commissioners of the Port of New Orleans; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 1201—**  
BY REPRESENTATIVE WELCH  
AN ACT

To amend and reenact R.S. 40:1095(A) and (B), relative to medical treatment; to authorize minors to consent to certain medical treatment under certain circumstances; and to provide for related matters.

Read by title.

Rep. Welch moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

Page 36 HOUSE

16th Day's Proceedings - April 23, 2001

YEAS

Mr. Speaker	Hammett	Pitre
Alario	Heaton	Powell
Alexander, E	Hebert	Pratt
Ansardi	Hill	Quezaire
Baylor	Holden	Richmond
Bowler	Hopkins	Riddle
Bruce	Hudson	Romero
Bruneau	Hutter	Salter
Cazayoux	Iles	Scalise
Clarkson	Jackson, L	Schwegmann
Crane	Jackson, M	Shaw
Damico	Johns	Smith, G.—56th
Daniel	Katz	Smith, J.D.—50th
Dartez	Kennard	Smith, J.H.—8th
Devillier	Kenney	Smith, J.R.—30th
Diez	LaFleur	Stelly
Doerge	Lancaster	Strain
Donelon	Landrieu	Swilling
Downer	LeBlanc	Thompson
Durand	Martiny	Toomy
Farrar	McCallum	Townsend
Faucheux	McDonald	Triche
Flavin	McMains	Waddell
Frith	Montgomery	Walsworth
Fruge	Morrell	Welch
Gallot	Morrish	Winston
Glover	Murray	Wooton
Green	Odinot	Wright
Guillory	Pierre	
Total—86		

NAYS

Carter, R	Futrell	Perkins
Crowe	Hunter	Tucker
Erdey	Nevers	
Total—8		

ABSENT

Alexander, R	Curtis	Schneider
Baudoin	Lucas	Sneed
Broome	McVea	
Carter, K	Pinac	
Total—10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 1207—**  
BY REPRESENTATIVE MONTGOMERY  
AN ACT

To enact R.S. 27:3(9), relative to the Louisiana Gaming Control Law; to provide for a definition of a "Louisiana business", "Louisiana firm", or "Louisiana corporation"; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Montgomery to Engrossed House Bill No. 1207 by Representative Montgomery

AMENDMENT NO. 1

On page 1, line 4, after "Louisiana Corporation;" and before "and" insert "to provide exceptions;"

AMENDMENT NO. 2

On page 1, line 11, after "Title." insert "except Chapter 6."

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pinac
Alario	Green	Pitre
Alexander, R	Guillory	Powell
Ansardi	Hammett	Pratt
Baylor	Heaton	Quezaire
Bowler	Hill	Romero
Broome	Holden	Salter
Bruce	Hopkins	Scalise
Bruneau	Hunter	Schwegmann
Carter, K	Hutter	Shaw
Cazayoux	Jackson, L	Smith, G.—56th
Clarkson	Jackson, M	Smith, J.D.—50th
Crane	Johns	Smith, J.H.—8th
Damico	Katz	Smith, J.R.—30th
Daniel	Kennard	Sneed
Dartez	LaFleur	Stelly
Devillier	Lancaster	Strain
Diez	Landrieu	Swilling
Doerge	LeBlanc	Thompson
Donelon	Martiny	Townsend
Durand	McCallum	Triche
Faucheux	McMains	Waddell
Flavin	Montgomery	Walsworth
Frith	Morrish	Welch
Fruge	Odinot	Winston
Futrell	Perkins	Wooton
Gallot	Pierre	
Total—80		

NAYS

Alexander, E	Hebert	Richmond
Baudoin	Iles	Riddle
Carter, R	Kenney	Toomy
Downer	Morrell	Tucker
Erdey	Murray	Wright
Farrar	Nevers	
Total—17		

ABSENT

Crowe	Lucas	Schneider
Curtis	McDonald	
Hudson	McVea	
Total—7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 1250—**  
BY REPRESENTATIVES DEVILLIER, MCMAINS, AND QUEZAIRE AND SENATOR GAUTREAUX

AN ACT

To enact R.S. 40:1300.143(3)(a)(iv), relative to the Rural Hospital Preservation Act; to add certain hospital facilities to the definition of rural hospital; to provide an effective date; and to provide for related matters.

Read by title.

Rep. Devillier moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pinac
Alario	Guillory	Pitre
Alexander, E	Hammett	Powell
Alexander, R	Hebert	Pratt
Ansardi	Hill	Quezaire
Baudoin	Holden	Richmond
Baylor	Hopkins	Riddle
Bowler	Hudson	Romero
Broome	Hunter	Salter
Bruce	Hutter	Scalise
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
Damico	LaFleur	Stelly
Daniel	Lancaster	Strain
Dartez	Landrieu	Swilling
Devillier	LeBlanc	Thompson
Doerge	Martiny	Toomy
Donelon	McCallum	Townsend
Downer	McDonald	Triche
Durand	McMains	Tucker
Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Faucheux	Morrish	Welch
Flavin	Murray	Winston
Frith	Nevers	Wooton
Fruge	Odinot	Wright
Futrell	Perkins	
Gallot	Pierre	
Total—97		

NAYS

Total—0

ABSENT

Curtis	Heaton	Schneider
Diez	Lucas	
Glover	Morrell	
Total—7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 1661—**  
BY REPRESENTATIVE DONELON  
AN ACT

To enact R.S. 14:67.17, relative to theft of business records; to provide for the crime of theft of a business record; to provide for penalties; to provide for definitions; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Daniel to Engrossed House Bill No. 1661 by Representative Donelon

AMENDMENT NO. 1

On page 2, line 17, delete "ten" and on line 18, delete "years" and insert "six months"

AMENDMENT NO. 2

On page 2, line 18, change "three" to "ten"

Rep. Daniel moved the adoption of the amendments.

Rep. Donelon objected.

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Daniel to Engrossed House Bill No. 1661 by Representative Donelon

AMENDMENT NO. 1

On page 2, line 17, change "ten" to "two"

AMENDMENT NO. 2

On page 2, line 18, change "three" to "ten"

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Alexander, E	Hopkins	Richmond
Ansardi	Hutter	Riddle
Bruce	Iles	Romero
Bruneau	Johns	Salter
Carter, R	Katz	Scalise
Cazayoux	Kennard	Schwegmann
Clarkson	Kenney	Shaw
Crane	LaFleur	Smith, G.—56th
Crowe	Lancaster	Smith, J.H.—8th
Diez	Landrieu	Smith, J.R.—30th
Donelon	LeBlanc	Sneed

Durand  
 Erdey  
 Farrar  
 Faucheux  
 Flavin  
 Frith  
 Fruge  
 Hill  
 Total—57

Martiny  
 McMains  
 Morrish  
 Nevers  
 Perkins  
 Pinac  
 Pitre  
 Powell

Stelly  
 Strain  
 Swilling  
 Thompson  
 Triche  
 Waddell  
 Winston  
 Wright

NAYS

Mr. Speaker  
 Alario  
 Alexander, R  
 Baudoin  
 Baylor  
 Bowler  
 Carter, K  
 Damico  
 Daniel  
 Devillier  
 Doerge  
 Futrell  
 Total—35

Gallot  
 Green  
 Guillory  
 Hammett  
 Heaton  
 Hebert  
 Holden  
 Hudson  
 Hunter  
 Jackson, L  
 Jackson, M  
 McCallum

Montgomery  
 Morrell  
 Murray  
 Odinet  
 Pierre  
 Pratt  
 Quezaire  
 Smith, J.D.—50th  
 Townsend  
 Welch  
 Wooton

ABSENT

Broome  
 Curtis  
 Dartez  
 Downer  
 Total—12

Glover  
 Lucas  
 McDonald  
 McVea

Schneider  
 Toomy  
 Tucker  
 Walsworth

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Suspension of the Rules**

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

**Petitions, Memorials and Communications**

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

**Message from the Senate**

**HOUSE CONCURRENT RESOLUTIONS**

April 23, 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 Concurrent Resolutions:

House Concurrent Resolution No. 89  
 Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III  
 Secretary of the Senate

**Message from the Senate**

**SENATE BILLS**

April 23, 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 Senate Bills:

Senate Bill Nos. 115, 143, 146, 191, 248, 250, 253, 267, 269, 324, 349, 439, 645, 647, 676, and 688

Respectfully submitted,

MICHAEL S. BAER, III  
 Secretary of the Senate

**Suspension of the Rules**

On motion of Rep. Crane, the rules were suspended in order to take up the bills contained in the message at this time.

**Senate Bills and Joint Resolutions on First Reading**

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

**SENATE BILL NO. 115—**  
 BY SENATOR THEUNISSEN AND REPRESENTATIVE CRANE  
 AN ACT

To enact R.S. 17:416.15, relative to school crisis management and response; to require a crisis management and response plan in each public school; to provide definitions; to provide for approval by a city, parish, or other local public school board; to provide for annual review of plans; and to provide for related matters.

Read by title.

**SENATE BILL NO. 143—**  
 BY SENATOR MCPHERSON  
 AN ACT

To amend and reenact the introductory paragraph of R.S. 48:381.2(C), relative to telecommunication installations in state rights-of-way; to remove the requirement that industry members be involved in the promulgation of rules; and to provide for related matters.

Read by title.

**SENATE BILL NO. 146—**  
 BY SENATOR ULLO  
 AN ACT

To amend and reenact R.S. 56:497(A)(2), relative to saltwater shrimp seasons; to extend the trial brown shrimp season in Zone 2 through the 2002 season; and to provide for related matters.

Read by title.

**SENATE BILL NO. 191—**

BY SENATOR MICHOT

AN ACT

To enact R.S. 47:463.4(B)(5), relative to special license plates; to provide for the issuance of an additional hang tag for a mobility impaired person under certain conditions; and to provide for related matters.

Read by title.

**SENATE BILL NO. 248—**

BY SENATOR DUPRE AND REPRESENTATIVE DOWNER

AN ACT

To amend and reenact R.S. 33:132(B)(2) and to enact R.S. 33:132(E) and 135.2, relative to the regional planning commission; to create the Houma-Terrebonne Regional Planning Commission; to provide relative to membership of the commission, including provisions for selection, term, and compensation; to provide relative to the zoning authority of the commission; and to provide for related matters.

Read by title.

**SENATE BILL NO. 250—**

BY SENATOR DUPRE AND REPRESENTATIVE DOWNER

AN ACT

To amend and reenact R.S. 40:392 and to enact R.S. 40:531(D), relative to municipal and parish housing authorities; to abolish the Houma Housing Authority and to create the Houma-Terrebonne Housing Authority as its successor; to provide relative to the governing authority of the Houma-Terrebonne Housing Authority; to provide for the transfer of property, obligations, and employees; and to provide for related matters.

Read by title.

**SENATE BILL NO. 253—**

BY SENATOR DUPRE

AN ACT

To enact R.S. 33:131.1, relative to certain regional planning commissions; to clarify the applicability of regional planning commission laws in certain cases; and to provide for related matters.

Read by title.

**SENATE BILL NO. 267—**

BY SENATOR B. JONES AND REPRESENTATIVE GALLOT

AN ACT

To enact R.S. 33:381(C)(21), relative to municipal officers; to provide that the municipality of Grambling shall appoint the chief of police; to provide for residency requirements; to provide for the duties, qualifications and responsibilities of the chief of police; and to provide for related matters.

Read by title.

**SENATE BILL NO. 269—**

BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 56:497(A)(2), relative to the saltwater shrimp seasons; to provide for spring brown shrimp seasons in certain inshore waters; and to provide for related matters.

Read by title.

**SENATE BILL NO. 324—**

BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 49:170.3, relative to natural resources; to provide for the preservation of the Cajun and Creole culture; to provide for a policy of management of natural resources; and to provide for related matters.

Read by title.

**SENATE BILL NO. 349—**

BY SENATOR CHAISSON

AN ACT

To amend and reenact Code of Criminal Procedure Art. 814(A)(7.2) and (7.3), relative to verdicts; to provide relative to responsive verdicts; to add negligent injuring as a responsive verdict to vehicular negligent injuring; to add negligent injuring as a responsive verdict to first degree vehicular negligent injuring; and to provide for related matters.

Read by title.

**SENATE BILL NO. 439—**

BY SENATORS DARDENNE AND W. FIELDS

AN ACT

To amend and reenact R.S. 17:1806(A)(1) and (3), and (D), and 3121.1(A) and (B), and to repeal R.S. 17:1806(E), relative to postsecondary education boards; to provide for the terms of office of student members to the Board of Regents and to postsecondary education management boards; and to provide for related matters.

Read by title.

**SENATE BILL NO. 645—**

BY SENATORS ULLO AND JOHNSON

AN ACT

To amend and reenact R.S. 33:5062(B), relative to maintenance of private property in certain municipalities; to reduce the waiting period authorized for property owners to clean up property which is overgrown and unhealthful; and to provide for related matters.

Read by title.

**SENATE BILL NO. 647—**

BY SENATOR DUPRE

AN ACT

To enact R.S. 40:1496(H), relative to the Bayou Blue Fire Protection District; to provide for the membership of the board of commissioners of the district if the governing authorities of Terrebonne Parish and Lafourche Parish provide for extending the district into Lafourche Parish; to provide for terms of office of board members; to provide for the board chairman; and to provide for related matters.

Read by title.

**SENATE BILL NO. 676—**

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 48:217(A), relative to roads and highways; to provide for the acquisition of rights-of-way on certain highway projects; and to provide for related matters.

Read by title.

**SENATE BILL NO. 688—**

BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 9:1589(B), relative to public administrators; to eliminate the obligation of the state to pay the compensation to public administrators of certain parishes; to eliminate the authority

of such administrators to employ clerks; to eliminate the allocation of funds for operational expenses of the office; and to provide for related matters.

Read by title.

**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. 42—**  
BY REPRESENTATIVE JOHN SMITH

**A RESOLUTION**

To recognize April 23, 2001, through April 27, 2001, as Direct Support Professional Appreciation Week.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 93—**

BY REPRESENTATIVES STRAIN AND THOMPSON

**A CONCURRENT RESOLUTION**

To memorialize the United States Congress to ratify the Southern Dairy Compact.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 94—**

BY REPRESENTATIVE LANDRIEU

**A CONCURRENT RESOLUTION**

To create the Joint Legislative Juvenile Justice Commission and the Ad Hoc Juvenile Justice Advisory Board to study and make recommendations on the feasibility of reforming and restructuring the juvenile justice system as it faces the challenges of the new millennium.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 95—**

BY REPRESENTATIVE DONELON

**A CONCURRENT RESOLUTION**

To suspend until sixty days after final adjournment of the 2001 Regular Session of the Legislature the provisions of LAC 4.I.119(C)(1)(c) requiring that any vendor receiving payment through voluntary payroll deductions for state employees have individual product participation which exceeds one thousand participating employees.

Read by title.

Lies over under the rules.

**Introduction of House Bills  
and Joint Resolutions**

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

**HOUSE BILL NO. 1890—**

BY REPRESENTATIVE KENNARD

**AN ACT**

To amend and reenact R.S. 33:1971, relative to fire ground authority; to provide for the fire ground authority at certain emergency scenes; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1892—**

BY REPRESENTATIVE HAMMETT

**AN ACT**

To enact Subpart B-29 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.561 through 130.569, relative to the Louisiana Delta Authority, to authorize and provide for the creation of the Louisiana Delta Authority; to provide for a board of commissioners of the authority; to provide for the powers and functions of the authority and of the board; to provide for the levy of taxes and the issuance of bonds and other evidences of indebtedness; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1893—**

BY REPRESENTATIVE CLARKSON

**AN ACT**

To amend and reenact R.S. 47:463.58, relative to the Life Center Full Gospel Baptist Cathedral prestige plate; to provide for the use of funds; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1894—**

BY REPRESENTATIVE MURRAY

**AN ACT**

To enact R.S. 44:4(29), relative to public records; to provide that information transmitted by electronic mail shall not be a public record; to provide for exceptions; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1895—**

BY REPRESENTATIVE PIERRE

**AN ACT**

To amend and reenact R.S. 30:2480(I), 2483(D), and 2484 and to enact R.S. 30:2480.1 and 2480.2, relative to the oil spill coordinator's office; to provide for public hearings for natural resource damage assessments; to create the Regional Restoration Planning Program; to provide for the Oil Spill Contingency Fund; to provide for the establishment of the Natural Resource Restoration Trust Fund; to provide for the uses of funds; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1896—**

BY REPRESENTATIVE L. JACKSON

**AN ACT**

To amend and reenact R.S. 40:1300.161, 1300.162(B), and 1300.163(A), (B)(introductory paragraph) and (7), and (C) and to enact R.S. 40:1300.163(D) and (E), relative to hepatitis C; to state legislative intent; to provide relative to protocols and guidelines for prevention, detection, diagnosis, and treatment; to provide for a program of training regarding treatment, detection, and prevention of the disease; to provide for voluntary testing; to provide for training for counselors; and to provide for related matters.

Read by title.



**HOUSE BILL NO. 1897—**

BY REPRESENTATIVE PERKINS

AN ACT

To amend and reenact R.S. 30:2050.1(B), relative to the secretary of the Department of Environmental Quality; to provide for maintenance and distribution of lists of enforcement actions; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1898—**

BY REPRESENTATIVE NEVERS

AN ACT

To amend and reenact Code of Civil Procedure Articles 3601 and 3603, relative to injunctive relief; to provide that a determination of ineligibility to participate in an interscholastic athletic contest is not grounds for injunctive relief; to prohibit the issuance of restraining orders and injunctions affecting interscholastic athletic contests; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1899—**

BY REPRESENTATIVE M. JACKSON

AN ACT

To amend and reenact Code of Evidence Article 1001(5) and 1003, and R.S. 13:3733(A), (B), and (D)(introductory paragraph), and to enact Code of Evidence Article 1001(6), relative to evidence; to provide for definitions; to provide for certain business records; to provide for the admissibility of certain electronically imaged records; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1900—**

BY REPRESENTATIVES KATZ AND DIEZ

AN ACT

To amend and reenact R.S. 47:463(A)(3), relative to applications for prestige license plates; to change the minimum number of applications required for the design and issuance of prestige license plates after January 1, 2002; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1901—**

BY REPRESENTATIVE MCDONALD

AN ACT

To amend and reenact R.S. 17:3048.1(A)(1)(a)(iii) and (4)(a), (B)(2)(a), (C)(2)(c)(i), (f), and (h)(i), (K)(3)(a) and (b), (L), (P)(1)(a), and (Q)(1)(a) and (b) and to enact R.S. 17:3048.1(P)(5), (Q)(5), (V), (W), and (X), relative to the Tuition Opportunity Program for Students; to provide for initial and continuing program eligibility, including revising certain residency requirements, extending the time period for a waiver of certain high school core curriculum requirements, providing relative to test dates, providing that certain credit hours earned in college shall not be used in any determination relative to a student's making steady academic progress, reducing the time period in which a student can regain program eligibility when lost due to academic performance, lowering certain minimum test scores relative to the TOPS-Tech award, permitting use of certain program awards at eligible La. institutions by students who initially enroll at out-of-state colleges and universities, establishing separate eligibility requirements for certain students previously not eligible, and deleting provisions by which certain students may qualify for Performance or Honors awards; to provide conditions and limitations; to provide relative to a student who initially qualifies for more than one program award; to refer to court-ordered custodians rather than legal guardians; to provide for program

administration; to provide for effectiveness; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1902—**

BY REPRESENTATIVE DOWNER

AN ACT

To enact R.S. 32:1736 and R.S. 45:180.3, relative to the non-consensual towing of motor vehicles; to require certain information on the billing invoice; to require uniform fees; to provide relative to the enforcement of these provisions, including the inspection of billing invoices; to provide relative to penalties for noncompliance; to provide relative to a cause of action; to provide relative to recoverable costs; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1903—**

BY REPRESENTATIVE QUEZAIRE

AN ACT

To amend and reenact R.S. 32:863(A)(3)(b) and (c), relative to compulsory motor vehicle liability security; to provide for uses of compulsory insurance reinstatement fees; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1904—**

BY REPRESENTATIVE DARTEZ

AN ACT

To enact R.S. 27:43(C), relative to riverboat gaming; to provide that the Intracoastal Waterway includes all of Bayou Boeuf situated within St. Mary Parish; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1905—**

BY REPRESENTATIVES LANDRIEU AND RIDDLE

AN ACT

To enact R.S. 27:403, relative to elected public officials doing business with certain gaming establishments; to prohibit elected public officials from engaging in any business activity except as a patron with any owner or operator of a facility which is subject to an Indian gaming compact; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1906—**

BY REPRESENTATIVE FRITH

AN ACT

To enact R.S. 9:2781(E), relative to venue; to provide for proper venue for suits on open account; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1907—**

BY REPRESENTATIVE FRITH

AN ACT

To amend and reenact R.S. 22:215.18(H) and to enact R.S. 22:215.18(A)(7) and (I), 250.31(7), and 250.34(C), relative to health insurance claims; to provide with respect to payment of claims submitted by rural hospitals; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1908—**

BY REPRESENTATIVE JACK SMITH  
AN ACT

To enact R.S. 46:153.4, relative to the state medical assistance program; to prohibit the department from requiring copayments for multisource generic prescription drugs; to provide an effective date; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1909—**

BY REPRESENTATIVES DONELON AND RIDDLE  
AN ACT

To amend and reenact R.S. 40:1299.35.1, 1299.35.2, 1299.35.4, 1299.35.10(A)(18), and 1299.35.12 and to enact R.S. 40:1299.35.3, relative to abortions, to provide for definitions; to require a determination of viability in certain circumstances; to provide for interpretations; to require a second attendant physician for abortions performed after viability; to prescribe the duties of that second attendant physician; to provide relative to photographs in the abortion report; to provide for emergency procedures; to provide for an emergency effective date; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1910—**

BY REPRESENTATIVE HEATON  
AN ACT

To enact Chapter 6-B of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:650 through 657, relative to genetic testing of biological materials; to provide for post-conviction genetic testing; to provide guidelines for application for genetic testing; to provide notice to the state of an application for genetic testing; to provide for the preservation of biological material; to provide for certain forms of relief; to provide for definitions; to provide for an effective date; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1911—**

BY REPRESENTATIVE FLAVIN  
AN ACT

To enact R.S. 22:1401(K) and to amend and reenact R.S. 22:1416, relative to the Insurance Rating Commission; to provide for powers and duties; to provide for rate filings; to provide for testimony; to provide for penalties; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1912—**

BY REPRESENTATIVE NEVERS  
AN ACT

To amend and reenact R.S. 47:463.4(B)(1) and to enact R.S. 47:463.4(B)(5), relative to hang tags for mobility-impaired persons; to require a photograph of the mobility-impaired person on the hang tag; to provide for violations and penalties; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1913—**

BY REPRESENTATIVE STRAIN  
AN ACT

To amend and reenact R.S. 3:2097, relative to diseases of animals and unsanitary animal products; to provide definitions; to provide for the unlawful transport of certain diseased animals and adulterated meat; to provide for civil penalties; to provide for criminal penalties; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1914—**

BY REPRESENTATIVES JOHNS, R. ALEXANDER, DAMICO, DANIEL, DIEZ, DONELON, FLAVIN, HAMMETT, HOPKINS, LEBLANC, MARTINY, MCCALLUM, PIERRE, PINAC, JACK SMITH, STELLY, AND THOMPSON  
AND SENATORS SCHEDLER AND HOYT  
AN ACT

To amend and reenact R.S. 36:259(S) and R.S. 46:153.3, relative to prescription drugs; to change the name of the Medicaid Drug Program Committee to the Medicaid Pharmacy Advisory Committee; to change the membership, powers, duties, and functions of such committee; to delete requirements and restrictions, including the prohibition of a drug formulary which provides prior or retroactive approval, of the Department of Health and Hospitals related to reimbursement for prescribed drugs under the state medical assistance program; to provide for a Medicaid prescription drug expenditure management program; to limit the number of brand name drug products which may be prescribed; to provide exceptions and exclusions, including prior consultation; to authorize the department to develop and implement a process for managing drug therapies; to limit the duration of any prescription supply; to set the payment for prescription drugs in the Medicaid program; to authorize the department and the committee to develop a voluntary Medicaid preferred prescription drug list; to provide for annual reporting; to provide for an effective date; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1915—**

BY REPRESENTATIVES DANIEL, CRANE, AND HEBERT  
AN ACT

To enact R.S. 17:3351(A)(introductory paragraph) and (5)(b)(vi), relative to tuition at Louisiana public colleges and universities; to authorize the public postsecondary education management boards to establish tuition and mandatory attendance fee amounts applicable to students who are Louisiana residents; to provide guidelines and limitations; to provide for an effective date; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1916—**

BY REPRESENTATIVE FRUGE  
AN ACT

To amend and reenact R.S. 39:51(D) and to enact R.S. 39:51(E), relative to the state operating budget; to require the commissioner of administration to provide certain information on employee positions and costs contained in the General Appropriation Bill to the House Committee on Appropriations; to provide for an effective date; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1917—**

BY REPRESENTATIVES QUEZAIRES AND DANIEL  
AN ACT

To amend and reenact R.S. 9:2795(A)(1) and (3), and (E)(2); relative to civil liability; to provide for limitation of liability of certain public parks; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1918—**

BY REPRESENTATIVE E. ALEXANDER  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the judgment in the suit entitled "Warren W. Hoag, Jr., et al. v. The State of Louisiana, through its Treasurer,

John Neely Kennedy"; to provide for interest; to provide for an effective date; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1919 —**  
BY REPRESENTATIVE DONELON  
AN ACT

To enact R.S. 22:1536, relative to insurance products; to provide for premium payments; to provide for payroll deductions; to provide for selection of payroll deduction insurance products; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1920 —**  
BY REPRESENTATIVE DOWNER  
AN ACT

To amend and reenact R.S. 48:252(L) and to enact R.S. 38:2212.6 and R.S. 39:1594.3, relative to procurement of materials and supplies by public entities; to authorize public entities to reject any bid for materials and supplies manufactured or produced in the People's Republic of China; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1921 —**  
BY REPRESENTATIVE PITRE  
AN ACT

To enact R.S. 33:2740.51, to create and establish a political subdivision and special taxing district to be known as the Grand Isle Assistance District; to provide for the purposes and governance of the district; to provide for the rights, powers, and duties of the district including the right to levy ad valorem taxes; to provide for cooperative endeavor agreements between the district and the town of Grand Isle; to provide for an effective date; and to provide for related matters.

Read by title.

### Reports of Committees

The following reports of committees were received and read:

**Report of the Committee on Civil Law and Procedure**

April 23, 2001

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 68, by Bowler  
Reported favorably. (6-0)

House Bill No. 94, by Salter  
Reported favorably. (4-2) (Regular)

House Bill No. 291, by Durand (Joint Resolution)  
Reported without amendments. (6-0) (Regular)

House Bill No. 305, by Flavin (Joint Resolution)  
Reported without amendments. (6-0) (Regular)

House Bill No. 409, by Broome  
Reported with amendments. (7-0) (Regular)

House Bill No. 1080, by Townsend  
Reported favorably. (6-0) (Regular)

House Bill No. 1182, by Durand  
Reported with amendments. (6-0) (Regular)

House Bill No. 1658, by Riddle  
Reported favorably. (6-0) (Regular)

House Bill No. 1667, by Riddle  
Reported favorably. (6-0) (Regular)

F. CHARLES MCMAINS, JR.  
Chairman

### Report of the Committee on Commerce

April 23, 2001

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Commerce to submit the following report:

House Bill No. 403, by Flavin  
Reported with amendments. (12-0) (Regular)

House Bill No. 438, by Pinac  
Reported favorably. (13-0) (Regular)

House Bill No. 626, by Flavin  
Reported with amendments. (14-0) (Regular)

House Bill No. 920, by Cazayoux  
Reported without action with recommendation to recommit the bill to the Committee on Administration of Criminal Justice. (7-3)

House Bill No. 1236, by Pinac  
Reported with amendments. (10-0) (Regular)

House Bill No. 1289, by Pinac  
Reported with amendments. (14-0) (Regular)

House Bill No. 1299, by Cazayoux  
Reported favorably. (10-0) (Regular)

House Bill No. 1559, by Pinac  
Reported with amendments. (11-0) (Regular)

House Bill No. 1620, by Pinac  
Reported with amendments. (14-0) (Regular)

House Bill No. 1673, by Pinac  
Reported with amendments. (13-0) (Regular)

House Bill No. 1747, by Pinac  
Reported with amendments. (12-0) (Regular)

House Bill No. 1750, by Pinac  
Reported with amendments. (13-0) (Regular)

GIL J. PINAC  
Chairman

### Report of the Committee on Ways and Means

April 23, 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:

House Bill No. 179, by Nevers  
Reported favorably. (14-0) (Regular)

House Bill No. 233, by McDonald  
Reported with amendments. (10-0) (Regular)

House Bill No. 462, by Donelon (Joint Resolution)  
Reported favorably. (15-0)

House Bill No. 467, by Fauchaux (Joint Resolution)  
Reported favorably. (11-0)

House Bill No. 472, by Holden (Joint Resolution)  
Reported favorably. (8-6-1)

House Bill No. 1076, by Hammett  
Reported favorably. (15-0) (Regular)

House Bill No. 1111, by Pinac  
Reported favorably. (15-0) (Regular)

House Bill No. 1119, by Pinac  
Reported favorably. (15-0) (Regular)

House Bill No. 1189, by Alario  
Reported favorably. (16-0) (Regular)

House Bill No. 1327, by Downer  
Reported favorably. (14-0) (Regular)

House Bill No. 1365, by Montgomery  
Reported favorably. (14-0) (Regular)

House Bill No. 1391, by Daniel  
Reported with amendments. (11-0) (Regular)

BRYANT O. HAMMETT, JR.  
Chairman

**Senate Bills and Joint Resolutions on  
Second Reading to be Referred**

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

**SENATE BILL NO. 627—**  
BY SENATORS MICHOT, CHAISSON, HOLLIS, HOYT, SCHEDLER, SMITH, AND THOMAS, AND REPRESENTATIVES E. ALEXANDER, BRUCE, CAZAYOUX, CLARKSON, CRANE, CROWE, DAMICO, DANIELS, DIEZ, FLAVIN, FRITH, FUTRELL, HEATON, JOHNS, KENNARD, LANCASTER, LEBLANC, MORRELL, NEVERS, PERKINS, PIERRE, SCHWEGMANN, JANE SMITH, SNEED, STRAIN, WALSWORTH, AND WOOTEN

AN ACT

To amend and reenact R.S. 37:2170(A)(1), relative to contractors; to provide relative to exemptions to the residential building contractors licensing law; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Pinac moved that Senate Bill No. 627 be amended to conform with House Bill No. 1573 and sent up the following floor amendments:

**HOUSE FLOOR AMENDMENTS**

**Suspension of the Rules**

Conforming Amendments proposed by Representative Pinac to Engrossed Senate Bill No. 627 by Senator Michot, et al. (Duplicate of H.B. No. 1573)

AMENDMENT NO. 1

On page 1, line 14, after "residence" delete the remainder of the line and delete line 15 in its entirety and insert "in a thirty-six month period. However,"

AMENDMENT NO. 2

On page 2, line 1, delete "one-year" and insert "thirty-six month"

AMENDMENT NO. 3

On page 2, at the end of line 5, insert "The thirty-six-month period shall commence on the date of occupancy of the residence."

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

**Motion**

On motion of Rep. Pinac, the above bill, as amended, was referred to the Legislative Bureau.

**SENATE BILL NO. 679—**  
BY SENATOR HOLLIS

AN ACT

To enact R.S. 6:534, relative to interstate banking; to provide for legislative purpose; to provide for law applicable to certain interstate banking activities; and to provide for related matters.

Called from the calendar.

Read by title.

**Motion**

On motion of Rep. Pinac, the above bill was referred to the Legislative Bureau.

On motion of Rep. Damico, the rules were suspended to permit the

Committee on Environment to meet on Tuesday, April 24, 2001, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 1179

**Suspension of the Rules**

On motion of Rep. Diez, the rules were suspended to permit the Committee on Transportation, Highways and Public Works to meet on Tuesday, April 24, 2001, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 43

**Suspension of the Rules**

On motion of Rep. Hammett, the rules were suspended to permit the Committee on Ways and Means to meet on Tuesday, April 24, 2001, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill Nos. 116, 280, 505, and 1260

**Leave of Absence**

Rep. Curtis - 1 day

Rep. Schneider - 1 day

**Adjournment**

On motion of Rep. Kenney, at 7:00 P.M., the House agreed to adjourn until Tuesday, April 24, 2001, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Tuesday, April 24, 2001.

ALFRED W. SPEER  
Clerk of the House

