

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

TWENTY-EIGHTH 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, May 14, 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	Perkins
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
Carter, R	Iles	Schneider
Cazayoux	Jackson, L	Schwegmann
Clarkson	Jackson, M	Shaw
Crane	Johns	Smith, G.—56th
Crowe	Katz	Smith, J.D.—50th
Curtis	Kennard	Smith, J.H.—8th
Damico	Kenney	Smith, J.R.—30th
Daniel	LaFleur	Sneed
Dartez	Lancaster	Stelly
Devillier	Landrieu	Strain
Diez	LeBlanc	Swilling
Doerge	Lucas	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—104

ABSENT

Total—0

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

Prayer

Prayer was offered by Rep. Lucas.

Pledge of Allegiance

Rep. 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 May 10, 2001, was adopted.

Suspension of the Rules

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

**Petitions, Memorials and
Communications**

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

Message from the Senate

HOUSE BILLS

May 10, 2001

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

I am directed to inform your honorable body that the Senate has finally passed the following House Bills:

House Bill No. 16
Returned without amendments.

House Bill No. 33
Returned without amendments.

House Bill No. 49
Returned without amendments.

House Bill No. 95
Returned without amendments.

House Bill No. 482
Returned without amendments.

House Bill No. 489
Returned without amendments.

House Bill No. 730
Returned without amendments.

House Bill No. 803
Returned without amendments.

House Bill No. 822
Returned without amendments.

House Bill No. 823
Returned without amendments.

House Bill No. 831
Returned without amendments.

House Bill No. 858
Returned without amendments.

House Bill No. 859
Returned without amendments.

House Bill No. 878
Returned without amendments.

House Bill No. 984
Returned without amendments.

House Bill No. 985
Returned without amendments.

House Bill No. 988
Returned without amendments.

House Bill No. 989
Returned without amendments.

House Bill No. 994
Returned without amendments.

House Bill No. 1076
Returned without amendments.

House Bill No. 1111
Returned without amendments.

House Bill No. 1119
Returned without amendments.

House Bill No. 1401
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

May 14, 2001

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

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

Senate Concurrent Resolution Nos. 94 and 95

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

SENATE BILLS

May 14, 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. 442, 981, and 1104

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Daniel, 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. 442—
BY SENATOR DARDENNE

AN ACT

To amend and reenact Code of Evidence Articles 103(A)(2), 404(A)(1)
and (2), and 803(6) and to enact Code of Evidence Articles 412.2,
902(11), and 902(12), relative to evidence; to provide for
preservation of claims of error for appeal after rulings excluding
evidence; to permit use of evidence as to the character of an
accused in certain circumstances; to provide for the use of certain
hearsay testimony upon certification; to provide for self-
authentication of records of regularly conducted activity; to provide
for the admissibility of certain evidence when the accused is
charged with a crime involving sexually assaultive behavior; to
require notice that such evidence will be introduced at trial; and to
provide for related matters.

Read by title.

SENATE BILL NO. 981—
BY SENATOR C. JONES

AN ACT

To enact R.S. 33:4512, relative to public utilities; to require utility
companies serving the Ouachita Parish Correctional Facility to
include revenue from the facility in its gross receipts before any
computation of franchise fees payable to the town of Richwood;
and to provide for related matters.

Read by title.

SENATE BILL NO. 1104 (Substitute for Senate Bill No. 666 by Senator B. Jones, et al.)—

BY SENATORS B. JONES, DARDENNE AND GAUTREUX AND REPRESENTATIVES LANCASTER, MONTGOMERY AND GARY SMITH
AN ACT

To enact R.S. 47:1516.1, relative to the Department of Revenue; to authorize the secretary to enter into contracts with debt collection agencies for the collection of certain in-state tax liabilities; to provide for an effective date; and to provide for related matters.

Read by title.

Privileged Report of the Legislative Bureau

May 14, 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. 26
Reported without amendments.

Senate Bill No. 119
Reported without amendments.

Senate Bill No. 176
Reported without amendments.

Senate Bill No. 177
Reported without amendments.

Senate Bill No. 561
Reported without amendments.

Senate Bill No. 579
Reported without amendments.

Senate Bill No. 822
Reported without amendments.

Senate Bill No. 980
Reported without amendments.

Respectfully submitted,

JOE SALTER
Chairman

Privileged Report of the Committee on Enrollment

May 14, 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. 74—

BY REPRESENTATIVE HOLDEN

A RESOLUTION

To commend B.B. King for his remarkable musical accomplishments and to welcome him to Louisiana upon his performance in Lake Charles on Mother's Day 2001.

HOUSE RESOLUTION NO. 75—

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

A RESOLUTION

To commend and congratulate Mr. Samuel Timothy McGraw upon receiving an honorary degree of Doctor of Humane Letters from the University of Louisiana at Monroe.

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 Committee on Enrollment

May 14, 2001

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

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

The following House Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 5—

BY REPRESENTATIVES DOWNER, BOWLER, FUTRELL, GARY SMITH, AND MONTGOMERY AND SENATORS BARHAM, DARDENNE, ELLINGTON, C. JONES, AND ULLO

A CONCURRENT RESOLUTION

To urge and request the United States Congress to take appropriate steps to cause the United States Postal Service to issue a Purple Heart stamp.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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

Privileged Report of the Committee on Enrollment

May 14, 2001

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

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

The following House Bills have been properly enrolled:

HOUSE BILL NO. 16—

BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact R.S. 18:1300.5, relative to recall petitions; to provide that a recall petition is a public record and to provide for the custodian thereof; and to provide for related matters.

HOUSE BILL NO. 33—

BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact R.S. 24:772(B), relative to reports required or requested to be submitted to the legislature; requires that certain copies of such reports be filed with the David R. Poynter Legislative Research Library; and to provide for related matters.

HOUSE BILL NO. 49—

BY REPRESENTATIVE FRITH AND SENATOR MARIONNEAUX
AN ACT

To amend and reenact R.S. 56:116(C)(2), relative to hunting wild quadrupeds; to provide for use of magnified scope on muzzleloaders by persons under sixty years of age; and to provide for related matters.

HOUSE BILL NO. 95—

BY REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact R.S. 56:104(B)(4) and 302.1(G), relative to license issued by the Department of Wildlife and Fisheries; to provide relative to senior licenses; and to provide for related matters.

HOUSE BILL NO. 482—

BY REPRESENTATIVES PRATT AND MURRAY AND SENATOR C. FIELDS
AN ACT

To amend and reenact R.S. 17:81.6, relative to the investigation of school employees; to require the establishment of uniform procedures for the investigation of employees accused of certain irregularities or improprieties; and to provide for related matters.

HOUSE BILL NO. 489—

BY REPRESENTATIVE CRANE AND SENATOR THEUNISSEN
AN ACT

To enact R.S. 17:1952(B)(10), relative to procedural safeguards with respect to children with exceptionalities; to provide relative to procedures for hearings and appeals regarding the provision of special education and related services to such children; to provide certain time limitations for such hearings and appeals; and to provide for related matters.

HOUSE BILL NO. 730 (Duplicate of Senate Bill No. 996)—

BY REPRESENTATIVE JOHNS AND SENATOR HINES
AN ACT

To enact R.S. 47:301(7)(i) and (10)(t), relative to local sales and use taxes; to exclude the sale, lease, or rental of tangible personal property by a person if such sale, lease, or rental is covered under the provisions of Medicare; and to provide for related matters.

HOUSE BILL NO. 803—

BY REPRESENTATIVES DONELON, ANSARDI, MARTINY, BAYLOR,
BOWLER, CLARKSON AND TUCKER
AN ACT

To amend and reenact R.S. 22:162(A)(1)(a), 842, and 844(C) and (D)(1), to enact R.S. 22:844.2, and to repeal R.S. 22:844(J) and (K), relative to investments by domestic insurers; to provide for reserve liabilities; to provide for investments and security; to provide for derivatives; to provide for definitions; to provide for limits; to provide for regulations; and to provide for related matters.

HOUSE BILL NO. 822—

BY REPRESENTATIVES DONELON, JOHNS, AND KENNARD AND
SENATOR BEAN
AN ACT

To amend and reenact R.S. 22:239.1(A)(2), relative to the Louisiana Health Plan; to provide for those types of health insurance coverages subject to assessment of fees by the plan for purposes of funding the state insurance pool established to comply with the federal Health Insurance Portability and Accountability Act; and to provide for related matters.

HOUSE BILL NO. 823—

BY REPRESENTATIVE DONELON AND SENATOR BEAN
AN ACT

To amend and reenact R.S. 22:250.10(D)(2)(a), relative to health insurance coverage; to increase the maximum amount of the assessment of health insurers by the commissioner of insurance for the purpose of administering and enforcing state law assuring the portability, availability, and renewability of health insurance coverage; and to provide for related matters.

HOUSE BILL NO. 831—

BY REPRESENTATIVE JOHNS AND SENATOR BEAN
AN ACT

To amend and reenact R.S. 22:6(2)(a), relative to health insurance coverage; to specify those risks the insurance of which shall be defined as health and accident insurance; and to provide for related matters.

HOUSE BILL NO. 858—

BY REPRESENTATIVES CLARKSON AND SCHNEIDER AND SENATOR
BEAN
AN ACT

To amend and reenact R.S. 22:237(C), relative to the Louisiana Health Plan; to provide with respect to eligibility for participation in the Louisiana High Risk Health Insurance Pool administered by the plan; and to provide for related matters.

HOUSE BILL NO. 859—

BY REPRESENTATIVE CLARKSON AND SENATOR BEAN
AN ACT

To repeal R.S. 22:250.5(F), relative to health insurance coverage; to continue the applicability of laws relative to aggregate lifetime and annual limits on mental health benefits under certain large employer group health plans; and to provide for related matters.

HOUSE BILL NO. 878—

BY REPRESENTATIVE JOHNS AND SENATOR BEAN
AN ACT

To amend and reenact R.S. 22:9(A)(1)(j), (k), (n), and (p) and (6), relative to the Louisiana Health Care Commission; to provide relative to the membership and quorum of the commission; and to provide for related matters.

HOUSE BILL NO. 984—

BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 47:306(B)(11)(a), relative to the state sales and use tax; to increase the effective period of an exemption identification number issued for an exemption from the payment

of advance sales and use tax; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 985—
BY REPRESENTATIVE HAMMETT
AN ACT

To enact R.S. 47:1582, relative to the Department of Revenue; to authorize the collection of the cost of federal refund offset fees from the tax debtor; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 988—
BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 47:1520, relative to the Department of Revenue; to authorize the secretary to require electronic filing of tax returns or reports for certain taxpayers; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 989—
BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 47:299.5 and 299.35, relative to the individual income tax; to increase the fee for income tax refund offsets; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 994—
BY REPRESENTATIVE HAMMETT
AN ACT

To enact the Uniform Sales and Use Tax Administration Act to authorize the Louisiana Department of Revenue to enter into the Streamlined Sales and Use Tax Agreement with one or more other states; to provide that any agreement must meet certain standards; to provide with respect to the limited binding and beneficial effects of the agreement; to provide with respect to certified service providers and certified automated systems; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 1076—
BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 47:1907(F)(2), relative to assessors; to provide requirements for certification of assessors; and to provide for related matters.

HOUSE BILL NO. 1111—
BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 47:1901, 1902, and 1904, relative to assessors; to delete certain obsolete election provisions; to provide relative to the filing of bonds and oaths of office; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1119—
BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 47:1923(A) and to enact R.S. 47:1923(C), relative to the Assessors' Insurance Fund; to authorize assessors to enter into contracts for disability insurance; to provide relative to the administration of the fund; to provide for the remittance of premiums; to provide for penalties for delinquent payments; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1401—
BY REPRESENTATIVE CRANE AND SENATOR DARDENNE
AN ACT

To amend and reenact R.S. 17:3997(A)(1), relative to charter school employees; to provide for the authority of a charter school to employ faculty and staff; to permit certain contracts between a nonprofit organization and a for-profit organization to manage a

charter school; to provide for the delegation by a nonprofit organization of authority over employment decisions at the charter school; and to provide for related matters.

Respectfully submitted,
DONALD RAY KENNARD
Chairman

The above House Bills contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk and were signed by the President of the Senate and taken by the Clerk of the House to the Governor for executive approval.

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. 148—
BY REPRESENTATIVES LEBLANC, DEWITT, AND WINSTON
A CONCURRENT RESOLUTION

To provide that the Louisiana Advisory Commission on Intergovernmental Relations shall conduct a systematic and thorough study of the responsibilities of state and local government to furnish services to citizens and shall recommend those services that government should provide and the respective responsibilities of state and local government to fund such services and to provide them.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 149—
BY REPRESENTATIVE ANSARDI
A CONCURRENT RESOLUTION

To authorize and direct the Department of Insurance and the State Board of Embalmers and Funeral Directors to study and make recommendations regarding funeral service insurance policies and the regulation thereof.

Read by title.

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

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 10—
BY SENATOR C. JONES
A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to study the feasibility of establishing additional incentives to encourage more licensed physicians, especially primary care physicians, to enroll as providers in the Medicaid program in order to improve access to health care to Medicaid recipients, especially its Medicaid elderly recipients.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 57—

BY SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To establish the Task Force on Local Funding Certification for state match requirements to study and make recommendations regarding resources available to be used as funds for which federal matching funds are allowed.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 75—

BY SENATORS GAUTREAU, CRAVINS AND C. JONES

A CONCURRENT RESOLUTION

To recognize the Grand Caillou/Dulac Band of Biloxi-Chitimacha, the Isle de Jean Charles Band of Biloxi-Chitimacha, the Bayou Lafourche Band of Biloxi-Chitimacha, and the Pointe-aux-Chenes Indian tribe as Indian tribes in Louisiana and to recognize the Biloxi-Chitimacha Confederation of Muskogees, Incorporated as a Confederation of Indian Tribes of Louisiana.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 101—

BY SENATOR C. JONES

A CONCURRENT RESOLUTION

To direct the Senate Committee on Senate and Governmental Affairs and the House Committee on House and Governmental Affairs to meet and to function as a joint committee to study the feasibility of transferring the responsibility to conduct all administrative hearings to the division of administrative law.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 111—

BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To commend Riley B. King, a.k.a. BB King, for sharing his music all over Louisiana.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 112—

BY SENATOR CRAVINS

A CONCURRENT RESOLUTION

To extend the sincere condolences of the Legislature of Louisiana upon the death of Wilson "Boozoo" Chavis.

Read by title.

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

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:

Motion

On motion of Rep. Ernie Alexander, the Committee on Judiciary was discharged from further consideration of House Bill No. 1874.

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.

Motion

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

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. 154—

BY SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 33:1559(A) and (B), relative to the compensation of coroners; to permit rather than require the state to provide supplemental compensation to coroners; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 216—

BY SENATOR CAIN

AN ACT

To enact R.S. 15:828.3, relative to incarceration; to require the secretary of the Department of Public Safety and Corrections to establish a pilot program to determine the cost effectiveness of transferring certain geriatric inmates to private nursing homes; to provide for participating institutions; to require the secretary to promulgate rules, regulations and guidelines for the implementation of the pilot program; to require certain components of such guidelines; to provide for definitions; to require coordination with the Department of Health and Hospitals; to require the Department of Health and Hospitals to continue its authority over nursing homes; to authorize the application for federal funding; to mandate a specific date for implementation of the program; to require a report on the success of and a recommendation for the future of the program by the secretary; 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. 280—

BY SENATOR DARDENNE

AN ACT

To enact R.S. 17:1224(E), relative to the review of certain health and welfare trust funds; to provide for legislative oversight and legislative auditor's review; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 336—
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 13:712(B) and 715(B), relative to courts and judicial procedure; to provide with respect to district courts; to provide for the salary of commissioners; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 400—
BY SENATOR MALONE

AN ACT

To amend and reenact Louisiana Children's Code Art. 791.1 and the introductory paragraph of Art. 791.2, to enact Louisiana Children's Code Art. 791.5, and to repeal Sections 2 and 3 of Act No. 1372 of the 1999 Regular Session of the Legislature, relative to truancy and assessment and service centers; to authorize the creation of a truancy and assessment and service center in the parish of Bossier; to extend the period of effectiveness for the pilot program; to extend the period for reporting; 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. 431—
BY SENATOR MICHOT

AN ACT

To amend and reenact Civil Code Art. 2315, relative to liability for acts which cause damage; to provide for the recovery of sales tax paid by the owner of the property damaged; to provide that damages shall include any sales tax paid by the owner on the property damaged; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 451—
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:62(8)(b) and (c), 209(B) and (C), 1902(14), 1928(A) and (B), 1936(A), 1937, 1938(F) and (J)(1), 1946, 1961(2), 1962, 1963, 1965(A), 1966, 1971(2), 1972, 1973, 1975(A), and 1976, to enact R.S. 11:1941(4), 1961(3), 1971(3), and to repeal R.S. 11:1947 and 1967, relative to the Parochial Employees' Retirement System of Louisiana; to increase employee contributions for Plan B and Plan C; to provide with respect to the number of years of creditable service required for a member in Plan B and Plan C to receive disability benefits; to provide with respect to the allowable increases in earnings benefits calculation purposes; to provide with respect to vesting schedules; to provide with respect to cost-of-living adjustments; to provide with respect to earnings on accumulated Deferred Retirement Option Plan Fund balances; to provide with respect to offsets against final compensation; to provide with respect to survivor benefits; 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 Retirement.

SENATE BILL NO. 694—
BY SENATOR HOYT

AN ACT

To enact R.S. 47:1414(D), relative to the state Board of Tax Appeals; to provide that qualified, licensed enrolled agents be allowed to represent taxpayers in matters before the board; 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. 757—
BY SENATOR SCHEDLER

AN ACT

To enact Chapter 55 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2701 through 2702, relative to funding of Medicaid school-based administrative claiming; to create the Medicaid School-Based Administrative Claiming Trust Fund within the treasury; to provide for deposits of monies into the fund; to provide for investment and uses of monies in the fund; to provide for the intergovernmental transfer program; 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 Appropriations.

SENATE BILL NO. 762—
BY SENATORS MALONE, CAIN AND ELLINGTON

AN ACT

To enact Chapter 31 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:4701 through 4702, relative to irrigation; to create the Drought Protection Trust Fund in the state treasury; to provide for the deposit of monies to the fund; to provide for the use of monies in the fund; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 781—
BY SENATORS HINES, BAJOIE AND SCHEDLER

AN ACT

To enact R.S. 46:976(A)(5)(d) and (B)(1)(d), relative to the Louisiana Children's Health Insurance Program; to expand coverage to certain parents of Medicaid and LaCHIP eligible children and to certain pregnant women; 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. 820—
BY SENATOR HOYT

AN ACT

To enact R.S. 11:2257.1, relative to the Firefighters' Retirement System of Louisiana; to provide with respect to the Back Deferred Retirement Option Plan; to establish requirements of the Back Deferred Retirement Option Plan; 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 Retirement.

SENATE BILL NO. 853—

BY SENATORS MCPHERSON, CAIN, ELLINGTON AND HINES, AND REPRESENTATIVES DEWITT, RIDDLE AND CURTIS
AN ACT

To amend and reenact R.S. 17:1501 and 1501.1 and the heading of Subpart B of Part II of Chapter 4 of Title 17 of the Louisiana Revised Statutes of 1950, relative to Louisiana State University at Alexandria; to provide relative to institutions under the management of the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College; to recognize and define Louisiana State University at Alexandria as an institution authorized to offer baccalaureate degrees; to provide for implementation; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 855—

BY SENATORS SCHEDLER, BAIJOIE, MOUNT AND IRONS AND REPRESENTATIVES TRICHE AND SCHWEGMANN
AN ACT

To enact R.S. 28:821(D) and 826, relative to community and family support systems; to create the Disability Services and Supports System Planning Group; to provide for the membership of the planning group; to provide for the duties and functions of the planning group; to provide for expiration; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 883—

BY SENATORS ELLINGTON AND SCHEDLER
AN ACT

To enact Chapter 55 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2701, relative to health care; to create the Health Trust Fund within the state treasury; to provide for the appropriation of monies to the fund; to provide for investment and uses of monies in the fund; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 933—

BY SENATOR DARDENNE
AN ACT

To amend and reenact R.S. 11:1503(4) and to enact R.S. 11:1503(11), 1521.1 and 1562(D), relative to Louisiana Clerks' of Court Retirement System and Relief Fund; to define "per-page transcription"; to provide for retirement benefits for court reporters; 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 Retirement.

SENATE BILL NO. 973—

BY SENATOR MICHOT
AN ACT

To amend and reenact R.S. 2:813(A)(2), R.S. 4:708(B), R.S. 9:3402, R.S. 12:2(A)(3), R.S. 14:403.2(E)(8)(a) and (b), R.S. 17:1253(1) and 1517(D)(4), R.S. 18:3(A)(1), 101(E)(1)(c), 103(B)(3)(a) and (C)(3)(a), 104(A)(15), 115(A)(2), 173(C), 562(C), 1280.22(A), 1300.2(B), 1300.3(A) and (B), 1300.6(A), 1300.8(B), 1303(A)(12), 1306(E)(1)(f) and (2), and 1308(A)(1)(b) and (2)(b), R.S. 22:2.1(E), R.S. 23:6(1), 11, 183, 1291.1(A)(1), (C)(3) introductory paragraph, and (D), 1292(A) introductory paragraph, and 1306(A) introductory paragraph, R.S. 26:346(A) and (B), 354(I), 355(A), 359(D), 360, and 373, R.S. 30:2043(D) and (E), R.S. 32:398(C) and 861(A)(3), R.S. 39:79(A) and (C)(1), 101(A)(1), 114(A) and (B), 461.1(C)(4), 461.4(C)(2), 1503(A)(1), (2), and (3), 1593(B), and 1594(I)(2), R.S. 40:1172(A), 1235.2(C)(1)(a), 1299.40(A)(1), and 2145(B), R.S. 47:12(B)(2)(b) and (c), 59.1(B)(2), 105(G), 114(F)(2), 115(A)(4), 166, 287.614(B), 287.651(D), 287.752(B)(3)(a), 299.35, 303(B)(2), 311, 315(A), 315.1(A), 315.3(A), 635(A)(1)(a) and (b), 640(A)(1) and (2), 720, 808(B), 823(C), 1006(A), 1034, and 1506.1(A) and (B), R.S. 48:56(A), 93(A), 201, 203, 224(B), 229(A), 231, and 232, and to enact R.S. 18:2(11), 151(C) and 1400.3(F), and R.S. 39:1410.33(D) and 1556(29), relative to electronics; to revise various laws applicable to state agencies; to provide for electronic transactions; 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. 992—

BY SENATOR ULLO
AN ACT

To amend and reenact Children's Code Art. 791.1, the introductory paragraph of Art. 791.2 and Art. 791.4, to enact Children's Code Art. 791.5, and to repeal Sections 2 and 3 of Act No. 1372 of the 1999 Regular Session of the Legislature, relative to truancy and assessment and service centers; to authorize the creation of a truancy and assessment and service center in certain judicial districts encompassing the parishes of Bossier, Iberia, Lafayette and Ouachita; to extend the period of effectiveness for the pilot program; to extend the period for reporting; 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. 1000—

BY SENATOR C. JONES
AN ACT

To amend and reenact R.S. 11:565 relative to Louisiana State Employees Retirement System; to authorize judge to purchase credit for service with Capital Area Legal Services Corporation; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1008—
BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 11:1312(C), relative to the State Police Pension and Retirement System; to provide with respect to the deferred retirement option plan and criteria applicable to participation therein; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1027—
BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 13:352(C), relative to courts of appeal; to provide with respect to clerks of courts of appeal; to provide for the expenditure of the balance from fees collected by each clerk; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1029—
BY SENATORS C. FIELDS AND SCHEDLER

AN ACT

To amend and reenact R.S. 49:321(C) and (D)(1) and to enact R.S. 49:321(A)(4), relative to security for deposit of state funds; to authorize the use of deposit guaranty bonds as security for deposits of state funds; 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. 1041—
BY SENATOR SCHEDLER

AN ACT

To enact R.S. 11:153(H), relative to the Municipal Police Employees' Retirement System; to authorize members with a vested military benefit to purchase credit for military service; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1046—
BY SENATORS ELLINGTON AND HINES

AN ACT

To amend and reenact R.S. 47:1856(D)(3), (E), and (F), 1857(B)(1)(c) and (2), 1998(A)(1)(b)(ii), and 2110(A)(2), (C), and (E), relative to the ad valorem property tax assessment of public service properties; to require full payment of all taxes as a condition of appeal; to eliminate refunds from escrow accounts and provide for certain credits against future taxes; 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. 1080—
BY SENATOR DUPRE

AN ACT

To amend and reenact Code of Civil Procedure Art. 4843(E)(2) and (F), relative to trial courts of limited jurisdiction; to provide for civil jurisdiction for certain city courts; to increase the jurisdictional amount in dispute and value of properties involved in civil suits; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 623—
BY SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 33: 3813.2(D), relative to the Tangipahoa Water District; to increase the length of the term served by members of the board of commissioners; to extend the current commissioners' terms by an additional two years; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

Rep. Powell moved that Senate Bill No. 623 be designated as a duplicate of House Bill No. 323.

Which motion was agreed to.

Rep. Powell moved that Senate Bill No. 623 be amended to conform with House Bill No. 323 and sent up the following floor amendments:

HOUSE FLOOR AMENDMENTS

Conforming Amendments proposed by Representative Powell to Engrossed Senate Bill No. 623 by Senator Hainkel (Duplicate of House Bill No. 323)

AMENDMENT NO. 1

On page 1, line 3, after "to" delete "increase the length of the term served by" and insert "provide relative to the terms of office of the"

AMENDMENT NO. 2

On page 1, line 4, after "commissioners" delete the semicolon ";" and insert "of the district;" and delete the remainder of the line and on line 5, delete "an additional two years;"

AMENDMENT NO. 3

On page 1, line 12, after "D." delete "(1)"

AMENDMENT NO. 4

On page 2, line 3, delete "(2)" and after "each" delete "initial appointee to" and insert "member of"

AMENDMENT NO. 5

On page 2, line 4, delete "and any subsequent appointee"

AMENDMENT NO. 6

On page 2, line 9, after "office on" delete the remainder of the line and delete line 10 in its entirety and insert the following:

"the effective date of this Act shall be four years, and each of such members shall continue serving until he has served a four-year term. Thereafter, the successors of such members shall serve four-year terms."

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

Motion

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

House and House Concurrent Resolutions Reported by Committee

The following House and House Concurrent Resolutions reported by committee were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 47—
BY REPRESENTATIVE CRANE
A CONCURRENT RESOLUTION

To direct the Public Retirement Systems' Actuarial Committee to study the total annual cost to all applicable institutions and the total annual cost attributable to each institution affected by the implementation of the provisions of R.S. 11:707(F) and to furnish a report to the House Retirement Committee and House Education Committee and the Senate Retirement Committee and Senate Education Committee and their staffs on or before the thirty-first day of December of each year that R.S. 11:707(F) is in effect, with each such report covering the period of July first through June thirtieth immediately preceding the reporting date, and to submit a comprehensive report on or before December 31, 2005.

Read by title.

Reported favorably by the Committee on Retirement.

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

HOUSE CONCURRENT RESOLUTION NO. 85—
BY REPRESENTATIVE LAFLEUR
A CONCURRENT RESOLUTION

To declare the City of Melville in St. Landry Parish the "Atchafalaya River Catfish Capital of Louisiana."

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 Concurrent Resolution No. 85 by Representative LaFleur

AMENDMENT NO. 1

On page 1, line 2, immediately before ""Catfish"" insert "Atchafalaya River."

AMENDMENT NO. 2

On page 1, line 18, immediately before ""Catfish"" insert "Atchafalaya River"

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

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

HOUSE CONCURRENT RESOLUTION NO. 93—
BY REPRESENTATIVES STRAIN, THOMPSON, BAUDOIN, BRUCE, R. CARTER, CAZAYOUX, DEVILLIER, DURAND, FRITH, FRUGE, HILL, ILES, KENNEY, LAFLEUR, MORRISH, NEVERS, JACK SMITH, AND STRAIN
A CONCURRENT RESOLUTION

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

Read by title.

Reported favorably by the Committee on Agriculture.

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

Senate Concurrent Resolutions Reported by Committee

The following Senate Concurrent Resolutions reported by committee were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 61—
BY SENATOR DARDENNE
A CONCURRENT RESOLUTION

To create a task force to review the disproportionate caseload in the First Circuit Court of Appeal and suggest solutions.

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 Engrossed Senate Concurrent Resolution No. 61 by Senator Dardenne

AMENDMENT NO. 1

On page 2, line 11, change "2002" to "2003"

AMENDMENT NO. 2

On page 2, line 14, after "Senate" and before "chosen" insert "two of whom shall be"

AMENDMENT NO. 3

On page 2, line 15, after "Senate" change the period "." to a comma "," and add "and one of whom shall be chosen by the president from among the chairmen of the Senate Committee on the Judiciary."

AMENDMENT NO. 4

On page 2, line 16, after "Representatives" and before "chosen" insert "two of whom shall be"

AMENDMENT NO. 5

On page 2, line 17, after "House" change the period "." to a comma "," and add "and one of whom shall be the chairman of the House Committee on the Judiciary."

AMENDMENT NO. 6

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

"(8) One member chosen by the governor.

(9) Two members of the public at large chosen by the chief justice of the Louisiana Supreme Court."

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

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

SENATE CONCURRENT RESOLUTION NO. 64—

BY SENATOR ROMERO

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to increase federal aid to Louisiana farmers.

Read by title.

Reported favorably by the Committee on Agriculture.

On motion of Rep. Thompson, the resolution was ordered passed to its third reading.

**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. 136—

BY REPRESENTATIVE BROOME

AN ACT

To enact R.S. 11:411(10), relative to the Louisiana State Employees' Retirement System, but only applicable with respect to the East Baton Rouge Parish Housing Authority; to provide with respect to membership in the system; to provide with respect to the purchase of prior service credit; 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. 232—

BY REPRESENTATIVE MCCALLUM

AN ACT

To enact R.S. 13:4521(A)(5), relative to the exemption of political subdivisions from the payment of court costs; to define the entities entitled to the exemption; 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. 232 by Representative McCallum

AMENDMENT NO. 1

On page 1, at the end of line 13, delete "corporation."

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. 564—

BY REPRESENTATIVES GALLOT AND MONTGOMERY

AN ACT

To amend and reenact R.S. 11:1732(12), relative to the Municipal Employees' Retirement System, but limited in application to the cities of Bossier City and Ruston; to provide with respect to definitions; to provide regarding the sources of compensation that are included in earnings for purposes of determining contributions and calculating retirement benefits; 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. 568—

BY REPRESENTATIVE KENNARD

AN ACT

To amend and reenact R.S. 11:1651(B)(2)(b), relative to the District Attorneys' Retirement System; to provide with respect to the board of trustees, including but not limited to the terms and qualifications for serving as a member of the board; 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. 590—

BY REPRESENTATIVE MONTGOMERY

AN ACT

To amend and reenact R.S. 11:701(33)(a), relative to the Teachers' Retirement System, but only applicable to the employees of the Louisiana High School Athletic Association and the employees of the Louisiana Association of Educators; to provide with respect to definitions; to provide with respect to membership in the system and the criteria used for determining eligibility for such membership; to provide regarding the withdrawal of membership from the system and the refund of contributions based on such withdrawal; 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

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Amendments proposed by House Committee on Retirement to Original House Bill No. 590 by Representative Montgomery

AMENDMENT NO. 1

On page 1, line 4, delete "Association;" and insert "Association and the employees of the Louisiana Association of Educators;"

AMENDMENT NO. 2

On page 2, at the beginning of line 25, delete "(v)" and insert "(v)(aa)"

AMENDMENT NO. 3

On page 2, after line 26, add:

"(bb) Notwithstanding the provisions of this Item or any other provision of law to the contrary, any non-bargaining employee whose initial effective date of employment occurred on or before June 30, 2001, shall be eligible to irrevocably elect to terminate his membership in this system, provided such election to terminate membership is exercised on or before September 30, 2001. Any non-bargaining employee whose initial effective date of employment occurs on or after July 1, 2001, shall have the irrevocable option to not participate in this system, provided that such option to not participate must be made within sixty days after the effective date of his employment and any such employee who fails to exercise the option not to participate shall become a participating member of this system. For purposes of this Subitem, the phrase "non-bargaining employee" shall mean any employee of the Louisiana Association of Educators whose employment is not covered by a collective bargaining agreement."

AMENDMENT NO. 4

On page 3, delete lines 17 through 21 in their entirety and insert in lieu thereof "system."

AMENDMENT NO. 5

On page 3, at the end of line 22, delete "is" and at the beginning of line 23, delete "employed on or after July 1, 2000, and who"

AMENDMENT NO. 6

On page 4, delete lines 12 through 25 in their entirety

AMENDMENT NO. 7

On page 5, at the beginning of line 1, delete "Section 3." and insert "Section 2."

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. 591— BY REPRESENTATIVE MONTGOMERY AN ACT

To amend and reenact R.S. 11:446(A)(2), relative to the Louisiana State Employees' Retirement System; to provide with respect to benefits, including but not limited to the creation of an option for designating a beneficiary or beneficiaries for receipt of benefits upon the death of the member; 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. 692— BY REPRESENTATIVE BRUCE AN ACT

To enact R.S. 33:9058.3 and 9101.1, relative to certain revenues of certain parishwide districts in DeSoto Parish; to prohibit diversion of such revenues; 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. 692 by Representative Bruce

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 33:9058.3" and before "relative to" delete the comma "," and insert in lieu thereof "and 9101.1,"

AMENDMENT NO. 2

On page 1, at the end of line 2, after "revenues of" delete the remainder of line 2, and at the beginning of line 3, delete "ambulance service district" and insert in lieu thereof "certain parishwide districts"

AMENDMENT NO. 3

On page 1, line 9, after "R.S. 33:9058.3" and before "hereby enacted" delete "is" and insert in lieu thereof "and 9101.1 are"

AMENDMENT NO. 4

On page 1, below line 15, insert the following:

"* * *

§9101.1. Parishwide communications district; use of revenues; DeSoto Parish

Notwithstanding any provision of law to the contrary, all revenues from any tax levied or assessment or charge imposed pursuant to this Chapter in a parishwide communications district in DeSoto Parish shall be made available to such district and shall not be diverted for use by any other entity or for any other purpose than those of such district."

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 local and consent calendar.

HOUSE BILL NO. 777—

BY REPRESENTATIVE TRICHE

AN ACT

To enact R.S. 11:175, relative to all Louisiana public retirement systems; to provide with respect to membership, salary, contributions, and participating employers; to provide regarding the release of information upon request; 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. 844—

BY REPRESENTATIVE JOHNS

AN ACT

To enact Paragraph 21(j) of Article XIV, Section 15.1 of the Louisiana Constitution of 1921, made statutory by Article X, Section 18 of the Louisiana Constitution of 1974, and R.S. 33:2491.2, relative to municipal fire and police civil service; to provide with respect to the establishment and maintenance of promotional employment lists by the municipal fire and police civil service board of the city of Sulphur; to provide an exception to Article XIV, Section 15.1, Paragraph 21 of the Louisiana Constitution of 1921, made statutory by the provisions of Article X, Section 18 of the Louisiana Constitution of 1974; 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. 953—

BY REPRESENTATIVE GUILLORY

AN ACT

To amend and reenact R.S. 23:1628, relative to unemployment compensation; to change all references to "tribunal" to "referee" and to provide that the secretary of the Department of Labor shall appoint unemployment compensation appeals referees; 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. 953 by Representative Guillory

AMENDMENT NO. 1

On page 1, delete lines 3 and 4 in their entirety and insert in lieu thereof "to change all references to "tribunal" to "referee" and to provide that the secretary of the Department of Labor shall appoint unemployment compensation appeals referees; and to"

AMENDMENT NO. 2

On page 1, line 9, after "Appeal" delete "tribunals" and insert in lieu thereof "referees"

AMENDMENT NO. 3

On page 1, line 11, after "shall" delete the remainder of the line

AMENDMENT NO. 4

On page 1, at the beginning of line 12, delete "governor" and after "appeal" delete "tribunals" and insert "referees"

AMENDMENT NO. 5

On page 1, delete lines 16 and 17 in their entirety and insert in lieu thereof the following "referee shall be selected in accordance with R.S. 23:1656 and 1657."

AMENDMENT NO. 6

On page 2, delete lines 1 through 8 in their entirety and insert in lieu thereof the following: "No referee shall participate in"

AMENDMENT NO. 7

On page 2, line 9, after "The" delete "board of review" and insert "secretary"

AMENDMENT NO. 8

On page 2, line 10, after "disqualification of any" insert "referee."

AMENDMENT NO. 9

On page 2, delete lines 11 through 14 in their entirety

AMENDMENT NO. 10

On page 2, between lines 14 and 15, insert the following:

"Section 2. The Louisiana Law Institute is hereby authorized and directed to change all reference to "appeals tribunal" to "appeal referee", in the law, in all enactments of the 2001 Regular Session of the Legislature, and in all subsequent enactments."

AMENDMENT NO. 11

On page 2, line 15, change "2." to "3."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1108—

BY REPRESENTATIVE MCMAINS

AN ACT

To amend and reenact R.S. 13:712(B) and 715(B), relative to commissioners of the Nineteenth Judicial District Court and the Fifteenth Judicial District Court; to provide for the salaries of commissioners who are paid by the state; 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. 1108 by Representative McMains

AMENDMENT NO. 1

On page 1, line 17, after "percent" and before "of the" insert "of the state-funded portion"

AMENDMENT NO. 2

On page 2, line 11, after "percent" and before "of the" insert "of the state-funded portion"

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. 1163—

BY REPRESENTATIVE GUILLORY
AN ACT

To amend and reenact R.S. 33:4699.1(A) and (B)(1) through (3), relative to the city of Lake Charles lakefront property; to authorize the city, subject to voter approval, to use or lease certain property for specific commercial and revenue producing purposes; to provide for certain conditions and limitations; to remove the prohibition against the use of the property for gaming or gaming related activity; and to provide for related matters.

Read by title.

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

The substitute was read by title as follows:

HOUSE BILL NO. 2060 (Substitute for House Bill No. 1163 by Representative Guillory)—

BY REPRESENTATIVE GUILLORY
AN ACT

To amend and reenact R.S. 33:4699.1(A) and (B), relative to certain public property in the city of Lake Charles; to provide relative to the use of certain property; to authorize the use of the property for commercial or profit oriented projects; to authorize the lease of such property; to authorize the use of certain property for certain gaming activities subject to voter approval; to provide conditions and restrictions; and to provide for related matters.

Read by title.

On motion of Rep. Broome, the substitute was adopted and became House Bill No. 2060 by Rep. Guillory, on behalf of the Committee on Municipal, Parochial and Cultural Affairs, as a substitute for House Bill No. 1163 by Rep. Guillory.

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

HOUSE BILL NO. 1211—

BY REPRESENTATIVES PRATT, LANDRIEU, AND K. CARTER
AN ACT

To amend and reenact R.S. 25:745(A)(3) and 767(B), relative to historic preservation districts and landmark commissions in the Garden District area of New Orleans; to provide an exception from certain exemptions to the application of laws relative to such districts and commissions in the Garden District area of New Orleans; 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. 1266—

BY REPRESENTATIVE THOMPSON
AN ACT

To reinstate credit for service performed by certain legislative assistants who were subjected to an earnings-based test instead of an hours-worked test for purposes of qualifying for membership in the system and crediting service to the members' accounts; 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. 1266 by Representative Thompson

AMENDMENT NO. 1

On page 1, line 2, between "by" and "legislative" insert "certain"

AMENDMENT NO. 2

On page 2, line 13, between "assistant" and "during" insert "in House District No. 47 or House District No. 48"

AMENDMENT NO. 3

On page 2, line 14, delete "December 31, 1989," and insert "December 31, 1985,"

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. 1290—

BY REPRESENTATIVES SWILLING AND MORRELL
AN ACT

To enact R.S. 33:2826, relative to the parish of Orleans and the city of New Orleans; to establish the New Orleans East/Lake Forest Shopping Center Economically Disadvantaged Enterprise Zone; to specify the boundaries of the zone; to authorize the city of New Orleans to grant tax exemptions; 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. 1290 by Representative Morrell

AMENDMENT NO. 1

Change lead author from "Representative Morrell" to "Representative Swilling"

AMENDMENT NO. 2

On page 1, line 6, after "tax exemptions;" and before "and to" insert "to provide for effectiveness;"

AMENDMENT NO. 3

On page 2, below line 22, insert "Section 2. The provisions of this Act shall be null and of no effect on and after August 15, 2006."

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. 1302—
BY REPRESENTATIVE PITRE
AN ACT

To enact R.S. 33:221.2, relative to taxation by local governmental subdivisions; to authorize taxation by parochial subdivisions within territory annexed by such subdivisions under certain circumstances; to provide for an effective date; 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. 1302 by Representative Pitre

AMENDMENT NO. 1

On page 1, line 17, after "territory" delete the remainder of the line and insert in lieu thereof "by the parochial subdivision for such purpose subsequent to such annexation. Prior to extending the boundaries of any parochial subdivision, the parish governing authority may call and hold a special election to extend the levy and collection of such taxes in the area proposed to be annexed. Where no registered voters reside within the area annexed or proposed to be annexed, no petition or election shall be required to extend the levy and collection of such taxes. The special district shall reimburse the parish governing authority for the cost of any such election."

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. 1307—
BY REPRESENTATIVE GUILLORY
AN ACT

To enact R.S. 33:4720.15.1, relative to the sale of adjudicated property; to authorize the governing authority of Calcasieu Parish to sell, without notification to political subdivisions created by the parish, abandoned property that has been adjudicated to the parish; to provide for cancellation of certain tax liens, assessments, or other charges; 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. 1307 by Representative Guillory

AMENDMENT NO. 1

On page 1, line 4, after "subdivisions" and before "abandoned" delete the comma "," and insert "created by the parish,"

AMENDMENT NO. 2

On page 1, line 5, after "cancellation of" and before "tax liens" insert "certain"

AMENDMENT NO. 3

On page 2, line 1, after "subdivision" and before "and all" insert "created by the parish governing authority"

AMENDMENT NO. 4

On page 2, line 2, after "any" and before "political" insert "such"

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. 1385—
BY REPRESENTATIVE RIDDLE
AN ACT

To amend and reenact R.S. 23:1203(D), relative to workers' compensation; to provide payment for vocational rehabilitation 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. 1385 by Representative Riddle

AMENDMENT NO. 1

On page 1, line 2, after "23:" delete "1201(E) and (F)" and insert in lieu thereof "1203(D)"

AMENDMENT NO. 2

On page 1, line 6 after "23:" delete "1201(E) and (F) are" and insert in lieu thereof "1203(D) is"

AMENDMENT NO. 3

On page 1, delete lines 8 through 17 in their entirety and insert the following in lieu thereof:

"§1203. Duty to furnish medical and vocational rehabilitation expenses; prosthetic devices; other expenses

* * *

D. In addition, the employer shall be liable for the actual expenses reasonably and necessarily incurred by the employee for mileage reasonably and necessarily traveled by the employee in order to obtain the medical services, medicines, and prosthetic devices, and vocational rehabilitation-related mileage incurred by the employee at the direction of the employer which the employer is required to furnish under this Section. When the employee uses his own vehicle, he shall be reimbursed at the same rate per mile as established by the state of Louisiana for reimbursement of state employees for use of their personal vehicle on state business. The office shall inform the employee of his right to reimbursement for mileage.

* * * "

AMENDMENT NO. 4

On page 2, delete lines 1 through 7 in their entirety

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1395—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:502, 502.2(A)(1)(introductory paragraph) and (B)(1), 502.4, and Subsection 2(B) of Act No. 1320 of the 1999 Regular Session of the Legislature, and to enact R.S. 11:502.2(A)(1)(c), relative to the Louisiana State Employees' Retirement System; to provide with respect to the Optional Retirement Plan, including but not limited to membership and those classes of employees that are eligible for such membership; 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. 1395 by Representative Schneider

AMENDMENT NO. 1

On page 2, at the end of line 25, delete "until July 1, 2002," and insert "ninety days following the effective date of such member's appointment to the Executive Career Service"

AMENDMENT NO. 2

On page 4, line 9, delete "on July 1, 2002," and insert "ninety days following the effective date of each such member's appointment to the Executive Career Service."

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. 1396—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:416, relative to the Louisiana State Employees' Retirement System; to provide with respect to the reemployment of retirees, including but not limited to the benefits payable to such retirees, the deletion of certain earnings limitations, and the reporting requirements that apply upon reemployment; 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. 1396 by Representative Schneider

AMENDMENT NO. 1

On page 6, at the beginning of line 3, change "C.(1)(a)" to "C.(1)(a)(i)"

AMENDMENT NO. 2

On page 6, line 9, between "within" and "waiting" insert "the"

AMENDMENT NO. 3

On page 6, line 10, after "for" delete the remainder of the line and delete lines 11 and 12 in their entirety and insert in lieu thereof:

"twelve months.

(ii) The twelve months of suspended benefits shall occur regardless of whether the suspension occurs during twelve consecutive months or during twelve joined months where there are multiple periods of such reemployment.

(b)(i) Upon reemployment of a retiree, the employer shall remit employer contributions to this system based on the employer contribution rate that applies to the reemployed retiree's position on the date of such reemployment. Additionally, the employer shall withhold employee contributions from the reemployed retiree's compensation based on the employee contribution rate that applies to the reemployed

retiree's position on the date of such reemployment and remit such contributions to this system.

(ii) Upon termination of reemployment, if the reemployed retiree had worked and contributed to the system for at least thirty-six months, then his retirement allowance shall be increased by an amount that is attributable to the service that occurred during reemployment and the average compensation that is calculated for the period of such reemployment. The increased retirement allowance shall be calculated based upon the provisions of this Chapter that are in effect on the date of reemployment. In no event shall such a retiree's original retirement allowance, when combined with the increased retirement allowance, exceed the average compensation which is calculated for the period of reemployment.

(iii) Upon termination of reemployment, if the reemployed retiree had worked and contributed to the system for less than thirty-six months, then the employee contributions paid during the period of reemployment shall, upon application, be refunded to the retiree."

AMENDMENT NO. 4

On page 6, at the beginning of line 13, change "(b)" to "(c)"

AMENDMENT NO. 5

On page 6, line 15, after "suspension" delete the remainder of the line and insert in lieu thereof "of benefits, without regard to whether the retiree's effective date of reemployment occurred during the waiting period."

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. 1497—
BY REPRESENTATIVES PINAC, FRITH, AND THOMPSON
AN ACT

To amend and reenact R.S. 3:3370(A), relative to standard contracts for termite protection; to provide for the form of the contract; to provide for the transfer of such contracts; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Agriculture.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Agriculture to Original House Bill No. 1497 by Representative Pinac

AMENDMENT NO. 1

On page 2, line 3, between "Any" and "standard" insert "currently effective "

AMENDMENT NO. 2

On page 2, line 3, between "contract" and "shall" insert "and all terms and conditions contained therein"

AMENDMENT NO. 3

On page 2, line 4, after "contract" change the comma "," to a period "." and delete the remainder of the line and delete lines 5 and 6 and insert the following:

"(3) Each person who holds a place of business permit shall issue a copy of any standard contract currently in effect to the owner of the treated property or to an agent of the property owner within thirty days of receiving a written request."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1647—
BY REPRESENTATIVE HEBERT
AN ACT

To amend and reenact R.S. 26:77 and 277, relative to alcoholic beverages; to provide for notice requirements for retail dealer's permit applications; 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. 2061 (Substitute for House Bill No. 1647 by Representative Hebert)—
BY REPRESENTATIVE HEBERT
AN ACT

To amend and reenact R.S. 26:2(7) and to enact R.S. 26:77.1 and 277.1, relative to alcoholic beverages; to provide for notice requirements for manufacturer's permit applications; to define "liquor manufacturer"; to prohibit certain transactions without a liquor manufacturer's permit; and to provide for related matters.

Read by title.

On motion of Rep. Toomy, the substitute was adopted and became House Bill No. 2061 by Rep. Hebert, on behalf of the Committee on Judiciary, as a substitute for House Bill No. 1647 by Rep. Hebert.

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

HOUSE BILL NO. 1699—
BY REPRESENTATIVE SCHWEGMANN
AN ACT

To amend and reenact R.S. 47:463.60(C), (E), (F), and (H) and to enact R.S. 3:2477 and 36:409(P) and to repeal R.S. 47:463.60(D) and (G) relative to pet overpopulation and animal welfare; to change the name of the Pet Overpopulation Fund; to provide for the use of monies; to create the Pet Overpopulation and Animal Welfare Commission; to provide for its membership, powers, purposes, and duties; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Agriculture.

The substitute was read by title as follows:

HOUSE BILL NO. 2062 (Substitute for House Bill No. 1699 by Representative Schwegmann)—
BY REPRESENTATIVE SCHWEGMANN
AN ACT

To enact R.S. 3:2364 and R.S. 36:4(V), relative to animals; to provide definitions; to create the Louisiana Animal Welfare Commission;

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to provide for membership of the commission; to provide for the power and authority of the commission; to create the Louisiana Animal Welfare Fund; and to provide for related matters.

Read by title.

On motion of Rep. Thompson, the substitute was adopted and became House Bill No. 2062 by Rep. Schwegmann, on behalf of the Committee on Agriculture, as a substitute for House Bill No. 1699 by Rep. Schwegmann.

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

HOUSE BILL NO. 1735—

BY REPRESENTATIVE SCALISE

AN ACT

To amend and reenact R.S. 23:1031.1(D), (E)(introductory paragraph), and (F) and 1293(B)(1) and to enact R.S. 23:1310.8(F), relative to workers' compensation; to provide for the determination of occupational disease; to provide for accessibility to pleadings and evidence in workers' compensation disputes; to provide for motions for modification; 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. 1735 by Representative Scalise

AMENDMENT NO. 1

On page 1, delete lines 2 through 5 in their entirety and insert the following:

"To amend and reenact R.S. 23:1031.1(D), (E)(introductory paragraph), and (F) and 1293(B)(1) and to enact R.S. 23:1310.8(F), relative to workers' compensation; to provide for the determination of occupational disease; to provide for accessibility to pleadings and evidence in workers' compensation disputes; to provide for motions for modification; and to provide for related matters."

AMENDMENT NO. 2

On page 1, delete lines 7 through 10 in their entirety and insert in lieu thereof:

"Section 1. R.S. 23:1031.1 (D), (E)(introductory paragraph), and (F) and 1293(B)(1) are hereby amended and reenacted and R.S. 23:1310.8(F) is hereby enacted to read as follows:"

AMENDMENT NO. 3

On page 2, delete lines 18 through 26 in their entirety

AMENDMENT NO. 4

Delete page 3 in its entirety

AMENDMENT NO. 5

Delete page 4 in its entirety

AMENDMENT NO. 6

On page 5, delete lines 1 through 8 in their entirety

AMENDMENT NO. 7

On page 6, delete lines 1 through 11 in their entirety

AMENDMENT NO. 8

On page 6, line 18, after "shall" delete the remainder of the line and insert in lieu thereof "expedite the hearing on the modification proceedings in accordance with the procedure established in R.S. 23:1124(B)."

AMENDMENT NO. 9

On page 6, delete lines 19 through 26 in their entirety

AMENDMENT NO. 10

On page 7, delete lines 1 through 6 in their entirety

AMENDMENT NO. 11

On page 7, line 7, after "Section" delete "3." and insert in lieu thereof "2."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1846—

BY REPRESENTATIVE THOMPSON

AN ACT

To amend and reenact R.S. 26:2(5) and to enact R.S. 26:71(A)(5), relative to the Alcoholic Beverage Control Law; to define "dealer"; to provide for dealer permits and fees; 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. 2063 (Substitute for House Bill No. 1846 by Representative Thompson)—

BY REPRESENTATIVE THOMPSON

AN ACT

To amend and reenact R.S. 26:2(8) through (18) and to enact R.S. 26:2(19) and 71(A)(5), relative to the Alcoholic Beverage Control Law; to provide for "liquor retail distribution centers"; to provide for permits and fees; and to provide for related matters.

Read by title.

On motion of Rep. Toomy, the substitute was adopted and became House Bill No. 2063 by Rep. Thompson, on behalf of the Committee on Judiciary, as a substitute for House Bill No. 1846 by Rep. Thompson.

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

HOUSE BILL NO. 1855—
BY REPRESENTATIVE RICHMOND
AN ACT

To enact Part VII-B of Chapter 1 of Title 32 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 32:398.10, relative to motor vehicle traffic citations; to provide that law enforcement agencies record and retain certain information relative to traffic offenses; to require the secretary of the Department of Public Safety and Corrections to collect statistical information relative to traffic citations; to require local law enforcement agencies to report statistical information quarterly; to provide for inapplicability; to provide requirements for an informational video; 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. 1855 by Representative Richmond

AMENDMENT NO. 1

On page 1, line 8, after "quarterly;" add the following: "to provide for inapplicability; to provide requirements for an informational video;"

AMENDMENT NO. 2

On page 2, after line 26, add the following:

"E. The provisions of this Section shall be inapplicable to any law enforcement agency or department that has adopted a written policy against racial profiling.

F. Each state or local law enforcement agency or department covered by this Section shall require every law enforcement officer within their respective agency or department to view the video on racial profiling produced by the Department of Public Safety and Corrections, 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. 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.

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. 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.

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. 1879 by Representative R. Alexander

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AMENDMENT NO. 1

On page 1, line 14, after "for" and before "moving" insert "a conviction or a plea of guilty or nolo contendere for"

AMENDMENT NO. 2

On page 1, line 15, after "by the" and before "which" delete "sheriff's office" and insert in lieu thereof "appropriate law enforcement agency within the jurisdiction of the 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. 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.

Reported favorably by the Committee on Labor and Industrial Relations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1913—

BY REPRESENTATIVES STRAIN, BAUDOIN, BRUCE, R. CARTER, CAZAYOUX, DEVILLIER, DURAND, FRITH, FRUGE, HILL, ILES, KENNEY, LAFLEUR, MORRISH, NEVERS, JACK SMITH, AND THOMPSON

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.

Reported with amendments by the Committee on Agriculture.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Agriculture to Original House Bill No. 1913 by Representative Strain

AMENDMENT NO. 1

On page 2, line 26, after "to" and before "bring" insert "knowingly"

AMENDMENT NO. 2

On page 3, line 5, after "who" and before "violates" insert "knowingly"

AMENDMENT NO. 3

On page 3, line 7, after "penalty" delete "as" and at the beginning of line 8 delete "provided for and" and insert "of five thousand dollars"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1941—

BY REPRESENTATIVES SCALISE, KATZ, AND WALSWORTH

AN ACT

To enact Chapter 29 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1251 through 1253, relative to war monuments and memorials; to enact the Louisiana War Monuments and Memorials Protection Act; to provide for protection and preservation of certain monuments, memorials, plaques, markers, sacred grounds, and historic flag displays; to provide for a registry; 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. 1941 by Representatives Scalise, et al.

AMENDMENT NO. 1

On page 1, at the beginning of line 6, insert "certain"

AMENDMENT NO. 2

On page 1, line 6, after "markers," insert "sacred grounds,"

AMENDMENT NO. 3

On page 1, at the end of line 6, insert a semi-colon ";" and delete lines 7 through 10 and on line 11, delete "War;"

AMENDMENT NO. 4

On page 2, line 14, before "the Persian" delete "or"

AMENDMENT NO. 5

On page 2, line 15, after "War" insert a comma "," and "the Women's Rights Movement, the Civil Rights Movement, or the Abolitionist Movement, and Native American sacred grounds, monuments, memorials, plaques, and markers"

AMENDMENT NO. 6

On page 2, at the beginning of line 18, insert "A."

AMENDMENT NO. 7

On page 2, line 23, before "the Persian" delete "or"

AMENDMENT NO. 8

On page 2, line 24, after "War" insert a comma "," and "the Women's Rights Movement, the Civil Rights Movement, or the Abolitionist Movement, and no Native American sacred grounds, monument, memorial, plaque, or marker on such public property"

AMENDMENT NO. 9

On page 2, below line 26, add:

"B. The provisions of this Section shall apply only to such monuments, memorials, plaques, markers, displays, and sacred grounds in existence on May 1, 2001."

AMENDMENT NO. 10

On page 3, line 3, after "all" and before "monuments" delete "existing"

AMENDMENT NO. 11

On page 3, line 7, before "the Persian" delete "or"

AMENDMENT NO. 12

On page 3, line 8, after "War" insert a comma "," and "the Women's Rights Movement, the Civil Rights Movement, or the Abolitionist Movement, and all Native American sacred grounds, monuments, memorials, plaques, and markers, in existence on May 1, 2001, and"

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. 1943—

BY REPRESENTATIVE TRICHE

AN ACT

To amend and reenact R.S. 25:380.10, 380.11, 380.12(B)(5), 380.13, and 380.14(A) and R.S. 36:801.8, to enact R.S. 36:209(V), and to repeal R.S. 36:744(M), relative to the Edward Douglass White Historic Site; to transfer the Edward Douglass White Historic Site and its governing board from the Department of State to the Department of Culture, Recreation and Tourism; to provide for the powers, duties, and functions of the board and the department; to provide that the members of the board shall continue in office; 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. 1966—

BY REPRESENTATIVE CAZAYOUX

AN ACT

To repeal R.S. 33:4574.1-A(A)(6)(g), relative to the authority of tourist commissions to levy a hotel occupancy tax on overnight camping facilities; to repeal the provision prohibiting the levy of the tax on such facilities under certain conditions; to provide an effective date; 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. 2020—

BY REPRESENTATIVES MORRELL AND MURRAY

AN ACT

To enact Chapter 8-B of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:1241 through 1250, relative to the establishment and management of regional or local area juvenile justice information sharing policy boards by units of state and local government, in cooperation with private service providers; to authorize general and specific agreements; to provide for the powers and duties of said boards; 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. 2055 (Substitute for House Bill No. 380 by Representative Martiny)—

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact Code of Criminal Procedure Article 228.2, relative to the unclaimed property of prisoners; to provide for the disposal of unclaimed property of prisoners by sheriffs; to provide for a definition of "unclaimed property"; 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.

HOUSE BILL NO. 2056 (Substitute for House Bill No. 443 by Representative Scalise)—

BY REPRESENTATIVES SCALISE, BRUNEAU, LANCASTER, AND LANDRIEU

AN ACT

To enact R.S. 18:1505.2(I)(3) and 1505.4(D), relative to penalties for violations of the Campaign Finance Disclosure Act; to prohibit the expenditure of campaign funds by a candidate or his principal or subsidiary campaign committee while a campaign finance fine, fee, or penalty remains unpaid; to provide for penalties; to provide relative to the suspension from office of an elected official who has not complied with a final order imposing a campaign finance fine, fee, or penalty; to provide for the manner of compliance with an order imposing a campaign finance, fine, fee, or penalty; 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. 2057 (Substitute for House Bill No. 1089 by Representative Faucheux)—

BY REPRESENTATIVE FAUCHEUX

AN ACT

To enact Part LVII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.181 through 1300.191, relative to the Louisiana Seniors Pharmacy Assistance Program; to provide definitions; to create the Louisiana Seniors Pharmacy Assistance Program; to provide for eligibility, services,

denial, modification, and suspension or termination of services and an appeal procedure and judicial review; to provide for reimbursement and recovery of costs for services provided; to provide for the powers, duties, and responsibilities of the Department of Health and Hospitals including funding; to provide for annual reporting; to provide for promulgation of rules and regulations; to provide for implementation; to provide for an effective date; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2058 (Substitute for House Bill No. 1588 by Representative Hebert)—

BY REPRESENTATIVE HEBERT

AN ACT

To amend and reenact R.S. 22:2018, relative to health insurance coverage; to make certain statutory provisions relative to health care provider contracts with health maintenance organizations applicable to managed care organizations and to otherwise revise those provisions; to provide for definitions; to provide with respect to billing of enrollees and insureds by health care providers and their agents; to provide for penalties; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2059 (Substitute for House Bill No. 1915 by Representatives Daniel, Crane, and Hebert)—

BY REPRESENTATIVES DANIEL, CRANE, AND HEBERT

AN ACT

To amend and reenact R.S. 17:3351(A)(introductory paragraph) and to enact R.S. 17:3351(A)(5)(b)(vi), relative to tuition and mandatory attendance fee amounts at Louisiana public colleges and universities; to authorize the public postsecondary education management boards to establish proportional tuition and mandatory attendance fee amounts applicable to part-time students and to students enrolled for summer and intersession terms; to provide guidelines and limitations; to provide for an effective date; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

Senate Instruments on Second Reading Returned from the Legislative Bureau

The following Senate Instruments on second reading, returned from the Legislative Bureau, were taken up and acted upon as follows:

SENATE BILL NO. 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.

Reported favorably by the Committee on Natural Resources.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 279—

BY SENATOR DARDENNE

AN ACT

To enact R.S. 49:994(D)(4), relative to the powers of administrative law judges; to authorize adjudications, conferences and administering of oaths by electronic means; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 340—

BY SENATOR DUPRE

AN ACT

To authorize the state through the Department of Wildlife and Fisheries to transfer certain tracts of land situated in Terrebonne Parish to Fire Protection District No. 6 of Terrebonne Parish; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 352—

BY SENATOR MCPHERSON AND ELLINGTON

AN ACT

To direct and empower the office of state lands to transfer title to certain described property located in Catahoula Parish to the Department of Wildlife and Fisheries; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 362—
BY SENATORS DUPRE AND GAUTREUX
AN ACT

To amend and reenact R.S. 56:499(B)(1), relative to the size of certain fishing nets; to provide relative to certain maximum dimensions and to the determination of the size of double skimmer nets used in shrimping; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 366—
BY SENATOR MCPHERSON
AN ACT

To authorize and empower the secretary of the Department of Transportation and Development to transfer title to certain described parcels of land between the diversion canal and Interstate 49, in the parishes of Rapides, Evangeline, Avoyelles and St. Landry to the Department of Wildlife and Fisheries; to provide for execution of documents; to provide for property use restrictions; to provide for cooperative endeavor agreements with landowners; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Engrossed Senate Bill No. 366 by Senator McPherson

AMENDMENT NO. 1

On page 3, line 10, after "game" delete remainder of the line and on line 11, delete "may be used." and insert the following:

"and bow hunting for big game."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 416—
BY SENATOR MCPHERSON
AN ACT

To authorize and empower the secretary of the Department of Wildlife and Fisheries and the commissioner of the Department of Agriculture and Forestry to exchange title to certain described parcels in the parish of Rapides with certain individuals; to provide for reservation of mineral rights; to provide for execution of necessary documents; to provide for appraisal; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

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.

Reported favorably by the Committee on Education.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 708—
BY SENATOR MARIONNEAUX
AN ACT

To amend and reenact R.S. 15:85(3)(a)(iv), relative to procedures for forfeiture of bail bonds; to provide release of the bond obligation for the commercial surety of such bond if power of attorney number is not included on a forfeiture notice; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 713—
BY SENATORS ELLINGTON, HAINKEL AND SCHEDLER
AN ACT

To amend and reenact R.S. 40:1299.41(A)(1) and (8), relative to medical malpractice claims; to include "nursing home" as part of the definition of "health care provider"; to include claims for

negligent training or supervision of staff within the definition of "malpractice"; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 760—
BY SENATOR MICHOT

AN ACT

To authorize and provide for the state, through the division of administration, to transfer certain tracts of land situated in Lafayette Parish to Our Lady of Lourdes Regional Medical Center; to provide for preparation of documents; to provide certain terms and conditions; to provide for effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 795—
BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact Code of Criminal Procedure Art. 344(A) and (B)(3) and (4), relative to notice to be given of time and place of defendant's required appearance; to provide relative to appearance of defendant when bail bond sets appearance date; to require notice of such appearance to be given to the defendant, the surety or the bondsman under certain circumstances; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1024—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 56:305(G), relative to commercial gear licenses; to remove certain provisions regarding the duration for fees on gear for taking shrimp; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Pierre, the bill was ordered 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. 1873—
BY REPRESENTATIVES BRUCE, HUTTER, PITRE, RICHMOND, AND TUCKER

AN ACT

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

Read by title.

On motion of Rep. Bruce, 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.

HOUSE BILL NO. 1900—
BY REPRESENTATIVES KATZ AND DIEZ

AN ACT

To amend and reenact R.S. 47:463(A)(3), to enact R.S. 47:463(A)(4), and to repeal R.S. 47:463.7, 463.9 through 463.15, 463.18, 463.20, 463.22 through 463.30, 463.32 through 463.34, and 463.36 through 463.82, relative to applications for prestige license plates; to prohibit the issuance or renewal of special license plates and special prestige license plates after a certain date; to repeal certain special license plates and special prestige license plates; and to provide for related matters.

Read by title.

On motion of Rep. Katz, 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. Odinet, 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. 190—
BY REPRESENTATIVE ODINET

AN ACT

To enact R.S. 56:325.4(E), relative to the taking of black drum; to require the Wildlife and Fisheries Commission to develop rules and regulations for a site-specific, limited strike net fishery for the taking of black drum; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Odinet to Engrossed House Bill No. 190 by Representative Odinet

AMENDMENT NO. 1

On page 2, line 4, after "taken" and before the semi-colon ";" insert "and reporting requirements for permit holders"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Murray
Alario	Guillory	Odinet
Alexander, R	Hammett	Pierre
Baudoin	Hebert	Pinac
Broome	Hill	Pitre
Carter, K	Hudson	Pratt
Curtis	Hunter	Romero
Damico	Hutter	Salter
Daniel	Jackson, L	Schwegmann
Dartez	Kennard	Smith, J.D.—50th
Devillier	Kenney	Smith, J.H.—8th
Doerge	LaFleur	Thompson
Durand	Lucas	Townsend
Farrar	McCallum	Welch
Fruge	Montgomery	Wright
Gallot	Morrell	
Total—47		

NAYS

Bowler	Hopkins	Quezaire
Bruce	Iles	Riddle
Bruneau	Jackson, M	Scalise
Cazayoux	Johns	Schneider
Clarkson	Lancaster	Smith, G.—56th
Crane	Landrieu	Smith, J.R.—30th
Crowe	LeBlanc	Sneed
Diez	Martiny	Stelly
Downer	McDonald	Strain
Erdey	McMains	Toomy
Faucheux	McVea	Triche
Flavin	Morrish	Tucker
Frith	Nevers	Waddell
Futrell	Perkins	Walsworth
Holden	Powell	Winston
Total—45		

ABSENT

Alexander, E	Donelon	Richmond
Ansardi	Glover	Shaw
Baylor	Heaton	Swilling
Carter, R	Katz	Wooton
Total—12		

The Chair declared the above bill failed to pass.

Suspension of the Rules

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

Rep. Odinet moved to reconsider the vote by which the above bill failed to pass.

Rep. Triche moved to table the motion to reconsider the vote.

Rep. Jack Smith objected.

ROLL CALL

The roll was called with the following result:

YEAS

Alexander, E	Martiny	Scalise
Bowler	McDonald	Schneider
Bruce	McMains	Schwegmann
Bruneau	McVea	Smith, J.R.—30th
Crowe	Morrish	Sneed
Diez	Murray	Strain
Downer	Nevers	Triche
Futrell	Powell	Walsworth
Iles	Quezaire	Winston
Lancaster	Riddle	
LeBlanc	Salter	
Total—31		

NAYS

Mr. Speaker	Fruge	Montgomery
Alario	Gallot	Odinet
Alexander, R	Green	Pierre
Baudoin	Guillory	Pinac
Broome	Hammett	Pitre
Carter, K	Hebert	Pratt
Cazayoux	Hill	Romero
Curtis	Holden	Smith, G.—56th
Damico	Hunter	Smith, J.D.—50th
Dartez	Hutter	Smith, J.H.—8th
Devillier	Jackson, L	Stelly
Doerge	Jackson, M	Thompson
Durand	Johns	Townsend
Erdey	Kennard	Tucker
Farrar	Kenney	Waddell
Faucheux	LaFleur	Welch
Flavin	Landrieu	Wright
Frith	Lucas	
Total—53		

ABSENT

Ansardi	Glover	Perkins
Baylor	Heaton	Richmond
Carter, R	Hopkins	Shaw
Clarkson	Hudson	Swilling
Crane	Katz	Toomy
Daniel	McCallum	Wooton
Donelon	Morrell	
Total—20		

The House refused to table the motion.

Motion to reconsider pending.

HOUSE BILL NO. 245—
BY REPRESENTATIVE BAYLOR
AN ACT

To enact R.S. 17:440 and R.S. 44:4(29), relative to school employees; to prohibit city, parish, and other local public school boards and the governing authorities of any nonpublic school from using the social security number of a teacher or other school employee as a personal identifier; to provide relative to requirements for and access to social security numbers of teachers and school employees; to exempt the social security numbers of teachers and

school employees from the public records law; to provide exceptions; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 310—
BY REPRESENTATIVES MONTGOMERY, SHAW, JANE SMITH, AND STRAIN

AN ACT

To amend and reenact R.S. 46:2625(A)(1)(a) and (B), relative to health care provider fees; to reduce the maximum fee the Department of Health and Hospitals may impose for occupied nursing home beds; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 569—
BY REPRESENTATIVE MCCALLUM

AN ACT

To enact R.S. 56:647.1, relative to hunting and fishing licenses; to provide for the definition of a member of the outdoor press; to establish the special outdoor press license; to provide for fees; to provide for the authority to promulgate rules and regulations; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McCallum to Engrossed House Bill No. 569 by Representative McCallum

AMENDMENT NO. 1

On page 2, after line 8, 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. McCallum, the amendments were adopted.

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

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
Baudoin	Heaton
Baylor	Hebert
Bowler	Hill
Broome	Holden
Bruce	Hopkins
Bruneau	Hunter
Carter, K	Hutter
Cazayoux	Iles
Clarkson	Jackson, L
Crane	Jackson, M
Crowe	Johns
Curtis	Kennard
Damico	Kennedy
Daniel	LaFleur
Darte	Lancaster
Devillier	Landrieu
Diez	LeBlanc
Doerge	Lucas
Donelon	Martiny
Downer	McCallum
Durand	McDonald
Erdey	McMains
Farrar	McVea
Faucheux	Montgomery
Flavin	Morrish
Frith	Murray
Fruge	Nevers
Futrell	Perkins
Total—98	

Pratt
Quezaire
Richmond
Riddle
Romero
Salter
Scalise
Schneider
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
Waddell
Walsworth
Welch
Winston
Wooton
Wright

NAYS

Total—0

ABSENT

Carter, R	Katz	Odinet
Hudson	Morrell	Tucker
Total—6		

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. McCallum 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. 577—
BY REPRESENTATIVE PERKINS
AN ACT

To amend and reenact R.S. 17:3048.1(P)(1)(a), relative to eligibility of students graduating from out-of-state high schools for the Tuition Opportunity Program for Students; to require that such high schools meet certain standards; to provide for effectiveness; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 762—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 27:311(J), relative to the Video Draw Poker Devices Control Law; to provide for the issuance of a conditional video draw poker license within ninety days of submission of a

completed application absent a showing of unsuitability; 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	Green	Murray
Alario	Guillory	Odinet
Alexander, R	Hammett	Pierre
Ansardi	Heaton	Pinac
Bowler	Hebert	Pitre
Bruce	Holden	Pratt
Bruneau	Hopkins	Quezaire
Carter, K	Hudson	Richmond
Carter, R	Hunter	Romero
Cazayoux	Hutter	Schwegmann
Clarkson	Jackson, L	Shaw
Curtis	Jackson, M	Smith, J.D.—50th
Damico	Johns	Smith, J.H.—8th
Daniel	Katz	Smith, J.R.—30th
Dartez	LaFleur	Sneed
Devillier	Lancaster	Stelly
Doerge	Landrieu	Swilling
Downer	LeBlanc	Toomy
Durand	Lucas	Townsend
Farrar	Martiny	Triche
Flavin	McCallum	Waddell
Frith	McDonald	Welch
Fruge	McVea	Wright
Gallot	Montgomery	
Glover	Morrell	
Total—73		

NAYS

Alexander, E	Hill	Salter
Baudoin	Iles	Scalise
Broome	Kennard	Schneider
Crane	Kenney	Strain
Crowe	Nevers	Thompson
Diez	Perkins	Tucker
Donelon	Powell	Winston
Futrell	Riddle	
Total—23		

ABSENT

Baylor	McMains	Walsworth
Erdey	Morrish	Wooton
Faucheux	Smith, G.—56th	
Total—8		

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. 767—

BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact Code of Civil Procedure Article 197 and R.S. 15:706(D), relative to testimony given by inmates who are parties or witnesses in criminal or civil proceedings; to provide for alternative methods of allowing inmate parties or witnesses to participate in judicial proceedings of a criminal or civil nature; to provide for the transportation of prisoners by sheriffs for participation in judicial proceedings; to clarify existing law on the subject; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1140—

BY REPRESENTATIVES CLARKSON AND WINSTON AND SENATOR BAJOIE
AN ACT

To enact R.S. 22:215.11(A)(5), relative to health insurance coverage; to provide for direct access without any requirement for specialty referral for minimum mammography examinations; and to provide for related matters.

Read by title.

Rep. Clarkson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

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28th Day's Proceedings - May 14, 2001

Frugé Odinet
 Total—98
 NAYS
 Total—0
 ABSENT
 Hudson McMains Walsworth
 Johns Morrell Wooton
 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. 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.

Rep. Winston moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—97
 NAYS
 Total—0
 ABSENT
 Hudson Morrell Wooton
 Katz Shaw
 McMains Walsworth
 Total—7

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Winston 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. 1178—
 BY REPRESENTATIVE MARTINY
 AN ACT

To amend and reenact R.S. 27:306(A)(4)(c)(iv) and to enact R.S. 27:301(B)(16) and (17) and 311(L), relative to Video Draw Poker Devices Control Law; to provide for and require a video draw poker employee permit fee; to provide with respect to diesel and gasoline fuel sales at qualified truck stop facilities; 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	Odinet
Alario	Green	Pierre
Alexander, R	Guillory	Pinac
Ansardi	Hammett	Pitre
Baylor	Heaton	Powell
Bowler	Hebert	Pratt
Bruneau	Hill	Quezaire
Carter, K	Holden	Richmond
Cazayoux	Hopkins	Romero
Clarkson	Hunter	Salter
Crane	Hutter	Scalise
Damico	Iles	Schwegmann
Daniel	Jackson, L	Smith, G.—56th
Dartez	Jackson, M	Smith, J.D.—50th
Devillier	Johns	Smith, J.H.—8th
Diez	Kennard	Smith, J.R.—30th
Doerge	LaFleur	Sneed
Donelon	Lancaster	Stelly
Downer	Landrieu	Swilling
Durand	LeBlanc	Toomy
Farrar	Martiny	Townsend
Faucheux	McDonald	Triche
Flavin	McVea	Waddell
Frith	Montgomery	Welch
Frugé	Morrish	
Gallot	Murray	
Total—76		

NAYS

Alexander, E Kenney Shaw

Baudoin	Lucas	Thompson
Broome	Nevers	Tucker
Crowe	Perkins	Winston
Erdey	Riddle	Wright
Futrell	Schneider	
Total—17		

ABSENT

Bruce	Katz	Strain
Carter, R	McCallum	Walsworth
Curtis	McMains	Wooton
Hudson	Morrell	
Total—11		

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. 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. Broome, and under a suspension of the rules, the above roll call was corrected to reflect her as voting nay.

HOUSE BILL NO. 1209— BY REPRESENTATIVE LANCASTER AN ACT

To amend and reenact R.S. 49:992(E) and (F) and to enact R.S. 49:992(G), relative to the failure of a state department, agency, or other entity to conduct adjudications as required by law; to provide for attorney fees in a successful suit; to provide for a civil action to require that a state government entity conduct an adjudication using the division of administrative law; and to provide for related matters.

Read by title.

Rep. Lancaster 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	Hunter	Salter
Bruneau	Hutter	Scalise
Carter, K	Iles	Schneider
Carter, R	Jackson, L	Schwegmann
Cazayoux	Jackson, M	Shaw
Clarkson	Johns	Smith, G.—56th
Crane	Katz	Smith, J.D.—50th
Crowe	Kennard	Smith, J.H.—8th
Damico	Kennedy	Smith, J.R.—30th
Daniel	LaFleur	Sneed
Dartez	Lancaster	Stelly
Devillier	Landrieu	Strain

Diez	LeBlanc	Swilling
Doerge	Lucas	Thompson
Donelon	Martiny	Toomy
Downer	McCallum	Townsend
Durand	McDonald	Triche
Erdey	McMains	Tucker
Farrar	McVea	Waddell
Faucheux	Montgomery	Walsworth
Flavin	Morrish	Welch
Frith	Murray	Winston
Fruge	Nevers	Wooton
Futrell	Odinet	Wright
Gallot	Perkins	
Total—101		

NAYS

Total—0

ABSENT

Curtis	Hudson	Morrell
Total—3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Lancaster 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. 1261— BY REPRESENTATIVE MARTINY AN ACT

To amend and reenact R.S. 27:306(E)(1), relative to the Video Draw Poker Devices Control Law; to provide that when the license is transferred for certain licensed establishments operating video draw poker devices, the devices may continue to be operated for a defined period of time; 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	Guillory	Pinac
Alario	Hammett	Pitre
Alexander, R	Heaton	Powell
Ansardi	Hebert	Pratt
Baylor	Holden	Quezaire
Bowler	Hopkins	Richmond
Bruneau	Hunter	Riddle
Carter, R	Jackson, L	Romero
Cazayoux	Jackson, M	Scalise
Clarkson	Johns	Schwegmann
Damico	Kennard	Smith, G.—56th
Daniel	Kennedy	Smith, J.D.—50th
Dartez	LaFleur	Smith, J.H.—8th
Devillier	Lancaster	Sneed
Doerge	Landrieu	Stelly
Donelon	LeBlanc	Strain
Downer	Martiny	Swilling
Durand	McDonald	Toomy
Farrar	McMains	Townsend
Faucheux	McVea	Triche

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Flavin	Montgomery	Waddell
Frith	Morrish	Walsworth
Fruge	Murray	Welch
Gallot	Odinet	Winston
Green	Pierre	
Total—75		

NAYS

Alexander, E	Futrell	Salter
Baudoin	Hill	Schneider
Broome	Iles	Shaw
Crane	Lucas	Thompson
Crowe	McCallum	Tucker
Diez	Nevers	Wright
Erdey	Perkins	
Total—19		

ABSENT

Bruce	Hudson	Smith, J.R.—30th
Carter, K	Hutter	Wooton
Curtis	Katz	
Glover	Morrell	
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.

HOUSE BILL NO. 1316—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 27:301(B)(15), relative to the Video Draw Poker Devices Control Law; to define a video gaming device; 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	Odinet
Alario	Green	Pierre
Ansardi	Guillory	Pinac
Baylor	Hammett	Pitre
Bowler	Hebert	Pratt
Bruce	Holden	Quezaire
Bruneau	Hopkins	Richmond
Cazayoux	Hunter	Romero
Clarkson	Hutter	Smith, G.—56th
Damico	Jackson, L	Smith, J.D.—50th
Daniel	Jackson, M	Smith, J.H.—8th
Dartez	Johns	Smith, J.R.—30th
Devallier	LaFleur	Sneed
Doerge	Lancaster	Stelly
Downer	Landrieu	Swilling
Durand	LeBlanc	Toomy
Faucheux	Martiny	Townsend
Flavin	McDonald	Triche
Frith	Montgomery	Waddell
Fruge	Morrish	Welch
Gallot	Murray	Wooton

Total—63
NAYS

Alexander, E	Hill	Salter
Alexander, R	Iles	Scalise
Baudoin	Katz	Schneider
Broome	Kennard	Schwegmann
Carter, K	Kenney	Shaw
Crane	Lucas	Strain
Crowe	McCallum	Thompson
Diez	McVea	Tucker
Donelon	Nevers	Winston
Erdey	Perkins	Wright
Farrar	Powell	
Futrell	Riddle	
Total—34		

ABSENT

Carter, R	Hudson	Walsworth
Curtis	McMains	
Heaton	Morrell	
Total—7		

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. 1330—
BY REPRESENTATIVE MORRISH
AN ACT

To amend and reenact R.S. 22:250.34(B), relative to health insurance coverage; to exempt certain claims from limitations on review or audit of claims by health insurers and health maintenance organizations; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1350—
BY REPRESENTATIVE MCVEA AND SENATOR FONTENOT
AN ACT

To amend and reenact R.S. 17:58.2(G) and 64(F), relative to the Zachary community school system; to provide for the time that the school board is to begin its initial year of actual operation providing for the education of students within its jurisdiction; to provide for the reapportionment of the East Baton Rouge Parish School Board for the election of its members from the reapportioned election districts, including provisions that board members holding office on the date the Zachary Community School Board begins the actual operation of educating students within its jurisdiction as a separate school system shall serve the remainder of the terms of office for which elected; and to provide for related matters.

Read by title.

Rep. McVea moved the final passage of the bill.

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	Hunter	Salter
Carter, K	Hutter	Scalise
Carter, R	Iles	Schneider
Cazayoux	Jackson, L	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	Swilling
Doerge	Lucas	Thompson
Donelon	Martiny	Toomy
Downer	McCallum	Townsend
Durand	McDonald	Triche
Erdey	McMains	Tucker
Farrar	McVea	Waddell
Faucheux	Montgomery	Walsworth
Flavin	Morrish	Welch
Frith	Murray	Winston
Fruge	Nevers	Wright
Futrell	Odinot	
Total—98		

NAYS

Total—0

ABSENT

Curtis	Jackson, M	Strain
Hudson	Morrell	Wooton
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. McVea 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. 1364—
BY REPRESENTATIVE JACK SMITH
AN ACT

To enact R.S. 4:740, relative to the regulation and conducting of charitable gaming; to provide with respect to authorized games and supplies; to authorize the governing authority of a parish or municipality to license charitable organizations to conduct progressive and pick-8 bingo games; to provide for limitations, specifications, and requirements; to provide for inapplicability in the location of the official gaming establishment; to authorize the adoption of rules; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1474—
BY REPRESENTATIVE CLARKSON
AN ACT

To enact R.S. 22:642.1, relative to health insurance coverage; to require that health insurance issuers recognize assignment of health insurance benefits to health care providers; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1563—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 4:702(C)(1), 704(D), 707(C)(4), (5), (D)(1)(a), (2), (3), and (4), 710(A), 715(B), 720(B), 721(B)(4), 724(B)(2), 726(A)(1) and (D), 733(B)(5)(h), and 735(B)(7), and to enact R.S. 4:708(A)(9) and 718(H), and to repeal R.S. 4:720(C), 728, 732(F) and (G), and 733(J), relative to charitable gaming; to provide with respect to commercial lessors; to correct internal citations; to provide criteria for the issuance of special licenses; to provide with respect to personnel conducting charitable gaming; to provide for the revocation, suspension, or condition of any charitable gaming license; to provide for the maximum payout on electronic video bingo games; to provide that electronic pull-tab devices do not have to be linked to a central computer; to repeal duplicative language; to repeal provision of law allowing only one parent-teacher association or booster club for each school; to repeal provision of law prohibiting any licensed charitable organization operating more than fifteen electronic pull-tab devices from offering pull-tabs; to repeal provision regarding the use of monies derived from enforcement of bingo regulations in Livingston Parish; to repeal provision requiring mega jackpot progressive bingo and progressive blackout bingo be mutually exclusive; to repeal population limitations for networking or linking progressive mega jackpot bingo games; 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. 1563 by Representative Martiny

AMENDMENT NO. 1

On page 1, line 2, following "707(C)(4)" and before "(5)" change the comma "," to "and"

AMENDMENT NO. 2

On page 2, line 8, following "707(C)(4)" and before "(5)" change the comma "," to "and"

AMENDMENT NO. 3

On page 8, line 1, following "be" and before "on" change "eaten" to "consumed"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Martiny to Engrossed House Bill No. 1563 by Representative Martiny

AMENDMENT NO. 1

On page 1, line 4, after "(D)," and before "and" delete "733(B)(5)(h),"

AMENDMENT NO. 2

On page 1, at the end of line 11, delete "to provide" and delete line 12 in its entirety and at the beginning of line 13, delete "computer;"

AMENDMENT NO. 3

On page 2, at the beginning of line 10, delete "733(B)(5)(h),"

AMENDMENT NO. 4

On page 10, delete lines 19 through 24 in their entirety

AMENDMENT NO. 5

On page 11, delete lines 1 through 4 in their entirety

On motion of Rep. Martiny, 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

Table with 3 columns: Mr. Speaker, Alario, Ansardi, Baylor, Bowler, Bruce, Bruneau, Gallot, Glover, Green, Guillory, Hammett, Heaton, Hebert, Morrish, Murray, Odinet, Pierre, Pinac, Pitre, Pratt

Table with 3 columns: Carter, K; Carter, R; Cazayoux; Clarkson; Damico; Daniel; Dartez; Devillier; Diez; Doerge; Downer; Durand; Faucheux; Flavin; Frith; Fruge; Holden; Hudson; Hunter; Hutter; Iles; Jackson, L; Jackson, M; Johns; LaFleur; Lancaster; Landrieu; Lucas; Martiny; McDonald; Montgomery; Morrell; Quezaire; Richmond; Romero; Scalise; Schwegmann; Smith, G.—56th; Smith, J.D.—50th; Smith, J.R.—30th; Sneed; Stelly; Swilling; Toomy; Townsend; Triche; Welch

Total—68

NAYS

Table with 3 columns: Alexander, E; Baudoin; Broome; Crane; Crowe; Donelon; Erdey; Farrar; Futrell; Hill; Hopkins; Katz; Kenney; LeBlanc; McCallum; McVea; Nevers; Perkins; Powell; Riddle; Salter; Schneider; Shaw; Smith, J.H.—8th; Strain; Thompson; Tucker; Waddell; Winston; Wright

Total—30

ABSENT

Table with 3 columns: Alexander, R; Curtis; Kennard; McMains; Walsworth; Wooton

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. 1606— BY REPRESENTATIVE DAMICO AN ACT

To enact R.S. 56:430.1 and to repeal R.S. 56:430(A), relative to oyster leases; to require the submission of certain production information; to delete certain cultivation requirements; and to provide for related matters.

Read by title.

Rep. Damico moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. Speaker, Alario, Alexander, E, Alexander, R, Ansardi, Baudoin, Baylor, Green, Guillory, Hammett, Heaton, Hebert, Hill, Holden, Pierre, Pinac, Pitre, Powell, Pratt, Quezaire, Richmond

Bowler	Hopkins	Riddle
Broome	Hudson	Romero
Bruce	Hunter	Salter
Bruneau	Hutter	Scalise
Carter, K	Iles	Schneider
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	Kennedy	Sneed
Daniel	Lancaster	Stelly
Dartez	Landrieu	Strain
Devillier	LeBlanc	Swilling
Diez	Lucas	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—100		

NAYS

Total—0

ABSENT

Curtis	LaFleur
Glover	Schwegmann
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Damico 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. 1639—
BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 49:959(B), to enact R.S. 49:964(A)(3), and to repeal R.S. 27:25(E), relative to administrative procedures; to provide for certain definitions; to provide relative to the review of decisions or orders of certain agencies; to remove certain provisions relative to appeals specific to the Gaming Control Board to seek review; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1724—
BY REPRESENTATIVES HUNTER AND CLARKSON
AN ACT

To enact R.S. 22:2018.1, relative to health insurance coverage; to require managed care organizations to provide for standing referrals and continuity of care; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hunter to Engrossed House Bill No. 1724 by Representatives Hunter and Clarkson

AMENDMENT NO. 1

On page 1, line 2, after "enact" change "R.S. 22:2018.1," to "R.S. 22:215.22,"

AMENDMENT NO. 2

On page 1, line 6, after "1." change "R.S. 22:2018.1" to "R.S. 22:215.22"

AMENDMENT NO. 3

On page 1, at the beginning of line 7, change "§2018.1." to "§215.22."

AMENDMENT NO. 4

On page 1, at the beginning of line 9, change "22:2018.1(G)." to "22:215.18(A)."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

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Gallot	Nevers	Wright
Total—99		
	NAYS	
Total—0		
	ABSENT	
Alexander, R	McMains	Walsworth
Curtis	Schneider	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hunter 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. 1795—
BY REPRESENTATIVE DAMICO
AN ACT

To amend and reenact R.S. 56:428.1(A), relative to oyster leases; to provide for annual determination by the Department of Natural Resources of projected impact areas of coastal restoration projects where leases may be renewed for less than fifteen years; and to provide for related matters.

Read by title.

Rep. Damico 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	Richmond
Broome	Hopkins	Riddle
Bruce	Hudson	Romero
Bruneau	Hunter	Salter
Carter, K	Hutter	Scalise
Carter, R	Iles	Schneider
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	Stelly
Diez	Landrieu	Strain
Doerge	LeBlanc	Swilling
Donelon	Lucas	Toomy
Downer	Martiny	Townsend
Durand	McCallum	Triche
Erdey	McDonald	Tucker
Farrar	McMains	Waddell
Faucheux	McVea	Walsworth
Flavin	Montgomery	Welch
Frith	Morrish	Winston

Fruge	Murray	Wooton
Futrell	Nevers	Wright
Gallot	Odinot	
Total—101		
	NAYS	
Total—0		
	ABSENT	
Curtis	Morrell	Thompson
Total—3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Damico 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. 1816—
BY REPRESENTATIVE TRICHE
AN ACT

To amend and reenact R.S. 9:1586, R.S. 11:1472(B), R.S. 13:753, R.S. 17:1755, R.S. 24:513(A)(1)(a), 513.1(A), 513.3(C), 514(I), 516(A)(1), 521(B) and (E), R.S. 33:536, 650, and 1446, R.S. 34:24(B)(2), R.S. 39:408, R.S. 44:4(6), R.S. 47:1966, 1993(B), and 2064, and R.S. 49:208 and 209 and to enact R.S. 24:513(M), relative to the legislative auditor; to provide for the issuance, receiving, and maintaining of reports; to provide for access by the auditor to certain software and hardware in carrying out his duties; to provide relative to the audits of the Department of Education and of local school boards and performance and statistical data provided with financial statements of local school boards; to provide relative to actuarial notes prepared by the legislative auditor; to replace references to predecessor officers of the legislative auditor with references to the legislative auditor or the Louisiana Tax Commission; and to provide for related matters.

Read by title.

Rep. Triche 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	Richmond
Broome	Hopkins	Romero
Bruce	Hudson	Salter
Bruneau	Hunter	Scalise
Carter, K	Hutter	Schneider
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	Lancaster	Stelly
Devillier	Landrieu	Strain
Diez	LeBlanc	Swilling
Doerge	Lucas	Thompson
Donelon	Martiny	Toomy
Downer	McCallum	Townsend
Durand	McDonald	Triche
Erdey	McMains	Tucker
Farrar	McVea	Waddell
Fauchoux	Montgomery	Walsworth
Flavin	Morrell	Welch
Frith	Morrish	Winston
Fruge	Murray	Wooton
Futrell	Nevers	Wright
Gallot	Odinet	

Total—101

NAYS

Total—0

ABSENT

Curtis	LaFleur	Riddle
Total—3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Triche 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.

Speaker Pro Tempore Bruneau in the Chair

HOUSE BILL NO. 1828—
BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact R.S. 37:1262(1), relative to the practice of medicine, surgery, or midwifery; to exclude, under certain conditions, the selection, delivery, or administration of anesthesia from the definition of "the practice of medicine, surgery, or midwifery"; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Townsend and Walsworth to Engrossed House Bill No. 1828 by Representative Townsend

AMENDMENT NO. 1

On page 2, line 10, between "except" and "explicitly" delete "as" and insert:

"as follows:

(1) As"

AMENDMENT NO. 2

On page 2, between lines 11 and 12 insert the following:

"(2) To a licensed physician.

(3) As provided in R.S. 37:930."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Alexander, E	Green	Pierre
Alexander, R	Guillory	Pinac
Ansardi	Hammett	Pitre
Baudoin	Hebert	Pratt
Bowler	Hill	Quezaire
Broome	Holden	Riddle
Bruce	Hudson	Salter
Bruneau	Hunter	Scalise
Carter, K	Hutter	Schwegmann
Cazayoux	Jackson, M	Smith, G.—56th
Dartez	Johns	Smith, J.H.—8th
Devillier	LaFleur	Sneed
Diez	Lancaster	Stelly
Doerge	Landrieu	Thompson
Donelon	LeBlanc	Townsend
Durand	Lucas	Tucker
Farrar	Martiny	Walsworth
Fauchoux	McCallum	Welch
Flavin	McDonald	Winston
Frith	Montgomery	
Futrell	Morrish	
Total—61		

NAYS

Alario	Iles	Richmond
Clarkson	Jackson, L	Schneider
Crane	Kennard	Shaw
Crowe	Kennedy	Smith, J.D.—50th
Damico	McVea	Smith, J.R.—30th
Daniel	Morrell	Toomy
Downer	Murray	Triche
Erdey	Nevers	Waddell
Fruge	Odinet	Wright
Gallot	Perkins	
Hopkins	Powell	
Total—31		

ABSENT

Mr. Speaker	Glover	Romero
Baylor	Heaton	Strain
Carter, R	Katz	Swilling
Curtis	McMains	Wooton
Total—12		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Townsend 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. 1848—
BY REPRESENTATIVES SALTER, THOMPSON, AND WRIGHT
AN ACT

To amend and reenact R.S. 17:3219, relative to postsecondary education management boards; to require each board to designate the physical location of its domicile and an agent for service of process; to require the filing of such information; and to provide for related matters.

Read by title.

Rep. Thompson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Perkins
Alario	Guillory	Pierre
Alexander, E	Hammett	Pinac
Alexander, R	Heaton	Pitre
Ansardi	Hebert	Powell
Baudoin	Hill	Pratt
Baylor	Holden	Quezaire
Bowler	Hopkins	Richmond
Broome	Hudson	Riddle
Bruce	Hunter	Romero
Bruneau	Hutter	Salter
Carter, K	Iles	Scalise
Carter, R	Jackson, L	Schneider
Cazayoux	Jackson, M	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	McVea	Tucker
Faucheux	Montgomery	Waddell
Flavin	Morrell	Walsworth
Frith	Morrish	Welch
Fruge	Murray	Winston
Futrell	Nevers	Wooton
Gallot	Odinet	Wright
Total—102		

NAYS

Total—0

ABSENT

Curtis	Glover
Total—2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Thompson 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. 767—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact Code of Civil Procedure Article 197 and R.S. 15:706(D), relative to testimony given by inmates who are parties or witnesses in criminal or civil proceedings; to provide for alternative methods of allowing inmate parties or witnesses to participate in judicial proceedings of a criminal or civil nature; to provide for the transportation of prisoners by sheriffs for participation in judicial proceedings; to clarify existing law on the subject; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Martiny to Engrossed House Bill No. 767 by Representative Martiny

AMENDMENT NO. 1

On page 4, line 1, after "deposit" delete the remainder of the line and delete lines 2 through 6 in their entirety and insert in lieu thereof the following:

"into the registry of the court an amount set by the court to be sufficient to cover the costs of transporting the prisoner to the civil court proceeding and returning the prisoner to the parish in which he was incarcerated. Upon application of the transporting agency, the court shall pay the transporting agency the costs of transporting the prisoner."

On motion of Rep. Martiny, 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	Green	Perkins
Alario	Guillory	Pierre
Alexander, E	Hammett	Pinac
Alexander, R	Heaton	Pitre
Ansardi	Hebert	Powell
Baudoin	Holden	Pratt
Baylor	Hopkins	Quezaire
Bowler	Hudson	Richmond
Broome	Hunter	Riddle
Bruce	Hutter	Scalise
Bruneau	Iles	Schneider
Carter, K	Jackson, L	Schwegmann
Carter, R	Johns	Shaw
Cazayoux	Katz	Smith, G.—56th
Clarkson	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
Faucheux	McVea	Tucker
Flavin	Montgomery	Waddell
Frith	Morrell	Walsworth
Fruge	Morrish	Winston
Futrell	Nevers	
Gallot	Odinet	
Total—91		

NAYS

Crane	Murray	Wright
Farrar	Salter	
Jackson, M	Welch	
Total—7		

ABSENT

Crowe	Glover	Romero
Curtis	Hill	Wooton
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. 1849—
BY REPRESENTATIVES STRAIN AND BRUNEAU
AN ACT

To enact R.S. 18:1461(A)(23), relative to election offenses; to prohibit the release or broadcast to the general public of exit polling data or conclusions based thereon prior to the polls closing on election day; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Strain, and under a suspension of the rules, consideration of the above bill was deferred at this time.

HOUSE BILL NO. 1851—
BY REPRESENTATIVE QUEZAIRE
AN ACT

To enact R.S. 17:85, relative to naming a high school football stadium; to authorize the parish school board in certain parishes to name a high school football stadium in honor of a former principal and coach; to provide limitations; and to provide for related matters.

Read by title.

Rep. Quezaire moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Perkins
Alario	Guillory	Pierre
Alexander, E	Hammett	Pinac
Alexander, R	Heaton	Pitre
Ansardi	Hebert	Powell
Baudoin	Holden	Pratt
Baylor	Hopkins	Quezaire
Bowler	Hudson	Richmond
Broome	Hunter	Riddle
Bruce	Hutter	Romero
Bruneau	Iles	Salter
Carter, K	Jackson, L	Scalise
Carter, R	Jackson, M	Schneider
Cazayoux	Johns	Schwegmann
Clarkson	Katz	Shaw
Crane	Kennard	Smith, G.—56th
Crowe	Kenney	Smith, J.D.—50th
Damico	LaFleur	Smith, J.H.—8th
Daniel	Lancaster	Smith, J.R.—30th
Dartez	Landrieu	Sneed
Devillier	LeBlanc	Stelly
Diez	Lucas	Strain
Doerge	Martiny	Swilling
Donelon	McCallum	Thompson
Downer	McDonald	Toomy
Durand	McMains	Townsend
Erdey	McVea	Triche
Faucheux	Montgomery	Tucker
Flavin	Morrell	Waddell
Frith	Morrish	Walsworth
Fruge	Murray	Welch
Futrell	Nevers	Winston
Gallot	Odinet	Wright
Total—99		

NAYS

Total—0

ABSENT

Curtis	Glover	Wooton
Farrar	Hill	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Quezaire 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. 1857—
BY REPRESENTATIVE LANCASTER
AN ACT

To enact R.S. 24:513(I)(1)(c)(i)(cc), relative to the audit of a justice of the peace and a constable of a justice of the peace court; to provide for the manner of auditing the financial statements of a justice of the peace and a constable of a justice of the peace court; and to provide for related matters.

Read by title.

Rep. Lancaster moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Odinet
Alario	Green	Perkins
Alexander, E	Guillory	Pierre
Alexander, R	Hammitt	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	Schneider
Clarkson	Johns	Schwegmann
Crane	Katz	Shaw
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	McVea	Tucker
Faucheux	Montgomery	Waddell
Flavin	Morrell	Walsworth
Frith	Morrish	Welch
Fruge	Murray	Winston
Futrell	Nevers	Wright

Total—99

NAYS

Total—0

ABSENT

Curtis	Jackson, M	Wooton
Glover	Smith, G.—56th	

Total—5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Lancaster 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. 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.

Motion

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

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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Murray to Engrossed House Bill No. 1894 by Representative Murray

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 44:4(29)," to "R.S. 44:2.1," and at the end of the line delete "information" and on line 3, delete "transmitted by electronic mail" and insert "constituent communications with their elected representatives"

AMENDMENT NO. 2

On page 1, line 4, delete "for exceptions;" and insert "a privilege from disclosure; to provide for waiver; to provide for penalties;"

AMENDMENT NO. 3

On page 1, line 6, change "R.S. 44:4(29)" to "R.S. 44:2.1"

AMENDMENT NO. 4

On page 1, delete lines 7 through 17 in their entirety and on page 2, delete lines 1 and 2 in their entirety and insert in lieu thereof the following:

"§2.1. Records of constituent communications; privilege; waiver; penalty

A. Constituent communication with their elected representative is integral to the free and proper exercise of our republican democracy. Any act which may exert a chilling effect on the free, unhampered communication between a constituent and his elected representative is damaging to our democracy. The Louisiana Legislature does hereby recognize a constituent's privilege against disclosure of his communications with his elected representatives.

B. A constituent's communication, in any form described in R.S. 44:1(A)(2) shall be privileged from disclosure. The records of an elected representative, in any form described in R.S. 44:1(A)(2), directly connected or related to a constituent's communication with his elected representative shall be privileged from disclosure. Only the constituent generating the original communication may waive this privilege from disclosure.

C. A request to examine any record made confidential by this Section shall be answered by the elected representative within the time period established in R.S. 44:32(D). Failure by the elected representative to properly respond to a request for production of privileged records shall subject the elected representative to the penalties provided in R.S. 44:35(E)."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Murray to Engrossed House Bill No. 1894 by Representative Murray

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 44:4(29)," to "R.S. 44:2.1," and at the end of the line delete "information" and on line 3, delete "transmitted by electronic mail" and insert "constituent communications with their elected representatives"

AMENDMENT NO. 2

On page 1, line 4, delete "for exceptions;" and insert "a privilege from disclosure; to provide for waiver; to provide for penalties;"

AMENDMENT NO. 3

On page 1, line 6, change "R.S. 44:4(29)" to "R.S. 44:2.1"

AMENDMENT NO. 4

On page 1, delete lines 7 through 17 in their entirety and insert in lieu thereof the following:

"§2.1. Records of constituent communications; privilege; waiver; penalty

A. Constituent communication with their elected representative is integral to the free and proper exercise of our republican democracy. Any act which may exert a chilling effect on the free, unhampered communication between a constituent and his elected representative is damaging to our democracy. The Louisiana Legislature does hereby recognize a constituent's privilege against disclosure of his communications with his elected representatives.

B. A constituent's communication, in any form described in R.S. 44:1(A)(2) shall be privileged from disclosure. The records of an elected representative, in any form described in R.S. 44:1(A)(2), directly connected or related to a constituent's communication with his elected representative shall be privileged from disclosure. Only the constituent generating the original communication may waive this privilege from disclosure.

C. A request to examine any record made confidential by this Section shall be answered by the elected representative within the time period established in R.S. 44:32(D). Failure by the elected representative to properly respond to a request for production of privileged records shall subject the elected representative to the penalties provided in R.S. 44:35(E)."

Rep. Pitre moved that the bill be recommitted to the Committee on House and Governmental Affairs.

Rep. Murray objected.

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

Message from the Senate

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Flavin	Pitre
Alexander, E	Frith	Powell
Alexander, R	Fruge	Riddle
Ansardi	Futrell	Romero
Baudoin	Hopkins	Salter
Bowler	Hutter	Scalise
Bruce	Iles	Schneider
Bruneau	Johns	Shaw
Carter, K	Kennard	Smith, G.—56th
Cazayoux	Kenney	Smith, J.D.—50th
Clarkson	Lancaster	Smith, J.H.—8th
Crane	Landrieu	Sneed
Crowe	LeBlanc	Stelly
Daniel	Martiny	Thompson
Devillier	McCallum	Toomy
Diez	McDonald	Triche
Doerge	McMains	Tucker
Donelon	McVea	Waddell
Downer	Morrish	Walsworth
Durand	Nevers	Winston
Erdey	Perkins	Wright
Faucheux	Pinac	
Total—65		

NAYS

Baylor	Heaton	Morrell
Broome	Hebert	Murray
Damico	Hill	Odinet
Dartez	Holden	Pierre
Farrar	Hudson	Pratt
Gallot	Hunter	Quezaire
Glover	Jackson, L	Schwegmann
Green	Jackson, M	Townsend
Guillory	Lucas	Welch
Hammett	Montgomery	
Total—29		

ABSENT

Mr. Speaker	LaFleur	Swilling
Carter, R	Richmond	Wooton
Curtis	Smith, J.R.—30th	
Katz	Strain	
Total—10		

The House agreed to recommit the bill to the Committee on House and Governmental Affairs.

Suspension of the Rules

On motion of Rep. Pitre, 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:

HOUSE CONCURRENT RESOLUTIONS

May 14, 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. 147
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

May 14, 2001

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 4 by Sen. Hines, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

May 14, 2001

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 4: Senators Hines, Ullo, and Dardenne.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to Senate Bill No. 4: Reps. Bruneau, Lancaster, and DeWitt.

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

May 14, 2001

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 627: Senators Michot, Hollis, and W. Fields.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

May 14, 2001

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

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

Senate Concurrent Resolution Nos. 91, 113, 114, and 115

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

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

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

**HOUSE CONCURRENT RESOLUTION NO. 150—
BY REPRESENTATIVE QUEZAIRE
A CONCURRENT RESOLUTION**

To request the Department of Transportation and Development to undertake a planning study of the River Road between New Orleans and Baton Rouge and adjacent state routes to determine the best way to expand the capacity of roads in the Mississippi River corridor while at the same time maintaining the character of the River Road so as to support the growth of tourism in the region.

Read by title.

Lies over under the rules.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Appropriations

May 14, 2001

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on May 11, 2001, I am directed by your Committee on Appropriations to submit the following report:

House Bill No. 471, by Gallot
Reported favorably. (10-0) (Regular)

House Bill No. 766, by Fauchaux
Reported favorably. (10-0) (Regular)

House Bill No. 1015, by Wright
Reported favorably. (10-0) (Regular)

House Bill No. 1276, by LeBlanc
Reported with amendments. (10-0) (Regular)

House Bill No. 1331, by LeBlanc
Reported favorably. (10-0) (Regular)

House Bill No. 1665, by LeBlanc
Reported with amendments. (10-0) (Regular)

House Bill No. 1957, by LeBlanc
Reported favorably. (10-0) (Regular)

House Bill No. 1981, by Durand
Reported with amendments. (10-0) (Regular)

JERRY LUKE LEBLANC
Chairman

Report of the Committee on Appropriations

May 14, 2001

To the Speaker and Members of the House of Representatives:

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

House Bill No. 508, by Daniel (Joint Resolution)
Reported with amendments. (10-0)

House Bill No. 842, by Hammett
Reported with amendments. (9-1) (Regular)

House Bill No. 1030, by LeBlanc
Reported favorably. (10-0) (Regular)

House Bill No. 1031, by LeBlanc
Reported with amendments. (10-0) (Regular)

House Bill No. 1034, by LeBlanc
Reported favorably. (10-0) (Regular)

House Bill No. 1183, by Stelly
Reported favorably. (10-0) (Regular)

House Bill No. 1322, by Daniel
Reported with amendments. (10-0) (Regular)

House Bill No. 1442, by LeBlanc
Reported favorably. (10-0) (Regular)

House Bill No. 1640, by LeBlanc
Reported favorably. (10-0) (Regular)

House Bill No. 1652, by LeBlanc
Reported with amendments. (10-0) (Regular)

House Bill No. 1807, by Triche
Reported favorably. (10-1) (Regular)

House Bill No. 1833, by Bruneau
Reported with amendments. (10-0) (Regular)

House Bill No. 1916, by Fruge
Reported with amendments. (10-0) (Regular)

House Bill No. 1920, by Downer
Reported favorably. (10-0) (Regular)

JERRY LUKE LEBLANC
Chairman

Report of the Committee on Civil Law and Procedure

May 14, 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 Bill No. 332, by Perkins (Joint Resolution)
Reported with amendments. (6-0) (Regular)

House Bill No. 338, by Daniel
Reported with amendments. (6-0) (Regular)

House Bill No. 339, by Daniel
Reported favorably. (6-0) (Regular)

House Bill No. 384, by McMains
Reported favorably. (6-0) (Regular)

House Bill No. 1041, by McMains
Reported with amendments. (6-0) (Regular)

House Bill No. 1386, by DeWitt
Reported with amendments. (6-0) (Regular)

House Bill No. 1398, by Clarkson
Reported with amendments. (5-1) (Regular)

House Bill No. 1602, by McMains
Reported with amendments. (6-0) (Regular)

House Bill No. 1898, by Nevers
Reported with amendments. (6-0) (Regular)

House Bill No. 1899, by Michael Jackson
Reported favorably. (6-0) (Regular)

House Bill No. 1917, by Quezaire
Reported with amendments. (6-0) (Regular)

F. CHARLES MCMAINS, JR.
Chairman

**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:

Motion

On motion of Rep. McMains, the Committee on House and Governmental Affairs was discharged from further consideration of House Bill No. 523.

HOUSE BILL NO. 523—
BY REPRESENTATIVES MCMAINS AND SCALISE
AN ACT

To amend and reenact R.S. 22:2(A) and R.S. 36:682(A), relative to the officers and employees of the Department of Insurance; to provide for appointment of the commissioner of insurance by the governor in lieu of election, including provisions relative to qualifications and method of appointment; to provide that the commissioner shall serve at the pleasure of the governor; to prohibit certain activities by the commissioner and unclassified employees of the Department of Insurance; and to provide for related matters.

Read by title.

Motion

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

Motion

On motion of Rep. McMains, the Committee on Civil Law and Procedure was discharged from further consideration of House Bill No. 839.

HOUSE BILL NO. 839—
BY REPRESENTATIVE MCMAINS
AN ACT

To amend and reenact R.S. 12:93(B), 219(A), 422, and 1320(B), relative to civil liability; to provide for a limitation of liability of shareholders, members, or managers of certain business entities; to limit liability leased on the application of the single enterprise theory; and to provide for related matters.

Read by title.

Motion

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

Suspension of the Rules

On motion of Rep. Donelon, the rules were suspended to permit the Committee on Insurance to meet on Tuesday, May 15, 2001, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Concurrent Resolution No. 149

Suspension of the Rules

On motion of Rep. Hammett, the rules were suspended to permit the Committee on Ways and Means to meet upon adjournment, on Tuesday, May 15, 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. 2 and 3

Suspension of the Rules

On motion of Rep. Martiny, the rules were suspended to permit the Committee on Administration of Criminal Justice to meet on Tuesday, May 15, 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. 1459

Adjournment

On motion of Rep. Kenney, at 6:45 P.M., the House agreed to adjourn until Tuesday, May 15, 2001, at 2:00 P.M.

The Speaker Pro Tempore of the House declared the House adjourned until 2:00 P.M., Tuesday, May 15, 2001.

ALFRED W. SPEER
Clerk of the House