

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

THIRTY-THIRD 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

Tuesday, May 22, 2001

The House of Representatives was called to order at 2:00 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	Pierre
Alario	Green	Pinac
Alexander, E	Hammett	Pitre
Alexander, R	Heaton	Powell
Ansardi	Hebert	Pratt
Baudoin	Hill	Quezaire
Baylor	Holden	Richmond
Bowler	Hopkins	Riddle
Broome	Hudson	Romero
Bruce	Hunter	Salter
Bruneau	Hutter	Scalise
Carter, K	Iles	Schneider
Carter, R	Jackson, L	Schwegmann
Cazayoux	Jackson, M	Shaw
Clarkson	Johns	Smith, G.—56th
Crane	Katz	Smith, J.D.—50th
Crowe	Kennard	Smith, J.H.—8th
Curtis	Kenney	Smith, J.R.—30th
Damico	LaFleur	Sneed
Daniel	Lancaster	Stelly
Dartez	Landrieu	Strain
Devillier	LeBlanc	Swilling
Diez	Lucas	Thompson
Doerge	Martiny	Toomy
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—103

ABSENT

Guillory
Total—1

The Speaker announced that there were 103 members present and a quorum.

Prayer

Prayer was offered by Rev. Waylon Bailey.

Pledge of Allegiance

Rep. Pratt 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. Nevers, and under a suspension of the rules, the Journal of May 21, 2001, was corrected to reflect him as voting nay on final passage of House Bill No. 1364.

On motion of Rep. Pierre, and under a suspension of the rules, the Journal of May 21, 2001, was corrected to reflect him as voting yea on final passage of House Bill No. 1895.

On motion of Rep. Pierre, and under a suspension of the rules, the Journal of May 21, 2001, was corrected to reflect him as voting yea on final passage of House Bill No. 1896.

On motion of Rep. Frith, the Journal of May 21, 2001, was adopted.

Suspension of the Rules

On motion of Rep. Karen Carter, 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.

Privileged Report of the Legislative Bureau

May 22, 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. 20
Reported without amendments.

Senate Bill No. 197
Reported without amendments.

Senate Bill No. 249
Reported without amendments.

Senate Bill No. 251
Reported without amendments.

Senate Bill No. 339
Reported without amendments.

Senate Bill No. 391
Reported without amendments.

Senate Bill No. 393
Reported without amendments.

Senate Bill No. 397
Reported without amendments.

Senate Bill No. 409
Reported without amendments.

Senate Bill No. 577
Reported without amendments.

Senate Bill No. 613
Reported without amendments.

Senate Bill No. 648
Reported without amendments.

Senate Bill No. 704
Reported with amendments.

Senate Bill No. 738
Reported without amendments.

Senate Bill No. 1102
Reported without amendments.

Respectfully submitted,
JOE SALTER
Chairman

**Petitions, Memorials and
Communications**

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

**Message from the Senate
HOUSE CONCURRENT RESOLUTIONS**

May 21, 2001

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

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

House Concurrent Resolution No. 161
Returned without amendments.

House Concurrent Resolution No. 162
Returned without amendments.

House Concurrent Resolution No. 165
Returned without amendments.

House Concurrent Resolution No. 168
Returned without amendments.

Respectfully submitted,
MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

May 21, 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. 366: Senators McPherson, Romero, and Hines.

Respectfully submitted,
MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

May 21, 2001

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1634: Senators Malone, B. Jones, and Smith.

Respectfully submitted,
MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

May 21, 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. 58, 96, 97, 110, 116, 118, 119, 121, and 123

Respectfully submitted,
MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

SENATE BILLS

May 22, 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 No. 632

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. 632— BY SENATOR DARDENNE

AN ACT

To enact Subpart F of Part II-A of Chapter 1 of Subtitle 1 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:99.1 through 99.20, relative to tobacco settlement financing; to provide for legislative findings and intent; to provide for definitions; to create the Tobacco Settlement Financing Corporation and to provide for a board; to provide for staffing of the corporation; to provide for tax exemptions; to provide for bond validation actions; to provide for the sale of certain tobacco assets; to provide for the issuance of bonds and for the security for payment of bonds; to provide for ancillary contracts and swaps; and to provide for related matters.

Read by title.

Introduction of Resolutions, House and House Concurrent

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

HOUSE RESOLUTION NO. 87— BY REPRESENTATIVE DOWNER

A RESOLUTION

To commend Mrs. Dale Ford of Houma, upon the occasion of the twenty-fifth anniversary of her career with Saint Bernadette Catholic School in Houma, for her dedicated service to education in Louisiana and to record and recognize her numerous contributions to Louisiana's young people.

Read by title.

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

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. 502— BY SENATORS SCHEDLER AND DARDENNE AN ACT

To amend and reenact R.S. 46:153.3(B) and (C), relative to the medical assistance drug program; to authorize the Department of Health and Hospitals to implement a drug formulary in the medical assistance drug program; to delete the mandate that the department provide reimbursement for any drug prescribed by a physician which the physician considers appropriate; to provide for utilization of a prior approval process and criteria related thereto; to provide for rulemaking; to create the Medicaid Pharmaceutical and Therapeutics Committee and to provide for its duties and responsibilities; to abolish the Medicaid Drug Program Committee; to extend the date for reporting on a pilot project on weight control therapies and exercise counseling; to require the department to develop peer-based prescribing and dispensing practice patterns and to develop a process to promote such practice patterns; to provide for an effective date; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Rodney Alexander, the rules were suspended to permit the Committee on Health and Welfare to meet on Wednesday, May 23, 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. 1596

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. 163— BY REPRESENTATIVE GLOVER A CONCURRENT RESOLUTION

To urge and request the United States Congress and the President of the United States to institute and enforce legislation and diplomatic action toward the eradication of child slavery internationally.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 164— BY REPRESENTATIVE SALTER A CONCURRENT RESOLUTION

To memorialize the United States Congress and to urge and request the governor of Louisiana and the Texas Legislature to support the routing of Interstate 69 through west Desoto Parish in Louisiana and Shelby County in Texas.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 166—
BY REPRESENTATIVE ODINET
A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2002 Regular Session of the Legislature the provisions of LAC 76:515 and those provisions of R.S. 56:424(G) that allow oysters taken from Louisiana waters to be landed outside the state of Louisiana.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 169—
BY REPRESENTATIVE PIERRE AND SENATOR ROMERO
A CONCURRENT RESOLUTION

To approve the Coastal Wetlands Conservation and Restoration Plan for Fiscal Year 2001-2002, as adopted by the Wetlands Conservation and Restoration Authority.

Read by title.

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

**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. 110—
BY REPRESENTATIVES HEBERT AND DANIEL
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to cease issuing nonexclusive permits for use of public rights-of-way to utility operators for the installation of fiber-optic cable facilities and wireless telecommunications equipment and facilities until the Joint Legislative Committee on the Budget approves applications for such permits.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Concurrent Resolution No. 110 by Representatives Hebert and Daniel

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "the Department" change "direct" to "urge and request"

AMENDMENT NO. 2

On page 2, line 22, after "hereby" and before "the Department" change "direct" to "urge and request"

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

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

HOUSE CONCURRENT RESOLUTION NO. 130—
BY REPRESENTATIVE THOMPSON
A CONCURRENT RESOLUTION

To urge and request the Louisiana state police weights and standards mobile police force and the Louisiana Department of Agriculture to work together to increase the enforcement of weight limits imposed on sugarcane haulers using state roadways.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

HOUSE CONCURRENT RESOLUTION NO. 134—
BY REPRESENTATIVE FAUCHEUX
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to erect a board fence measuring eight feet in height and three hundred fifty feet in length along the western boundary property line of the Department of Transportation and Development's LaPlace maintenance construction facility.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

HOUSE CONCURRENT RESOLUTION NO. 138—
BY REPRESENTATIVES MCMAINS AND WALSWORTH
A CONCURRENT RESOLUTION

To direct the Louisiana State Law Institute to study the application of the single business enterprise theory in this state and make specific recommendations to the Louisiana Legislature prior to January 20, 2003, for revisions to Louisiana laws.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Concurrent Resolution No. 138 by Representative McMains

AMENDMENT NO. 1

On page 2, at the end of line 4, change the period "." to a semicolon ";" and insert "and"

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

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

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

HOUSE CONCURRENT RESOLUTION NO. 157—

BY REPRESENTATIVE DAMICO

A CONCURRENT RESOLUTION

To urge and request the Department of Environmental Quality to study the feasibility of a consortium of southern states to identify common environmental issues, analyze current state and federal laws and programs addressing such issues, and to work toward regional solutions that benefit those southern states.

Read by title.

Reported with amendments by the Committee on Environment.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Environment to Original House Concurrent Resolution No. 157 by Representative Damico

AMENDMENT NO. 1

On page 1, line 13, after "as" and before "rivers" insert "aquifers,"

AMENDMENT NO. 2

On page 1, between lines 14 and 15, insert "WHEREAS, many southern states share common aquifers; and

WHEREAS, each state's activities and laws concerning aquifers affect the public safety and well-being of its surrounding states and residents; and"

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

On motion of Rep. Damico, the resolution, as amended, was ordered engrossed and 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. 476—

BY REPRESENTATIVE MONTGOMERY

A JOINT RESOLUTION

Proposing to amend Article X, Section 20 of the Constitution of Louisiana, relative to political activities of employees in the classified fire and police civil service in municipalities, parishes, and fire protection districts; to authorize such employees, subject to certain conditions, to make political speeches or public political statements; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported without amendments by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 508—

BY REPRESENTATIVE DANIEL

A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, to authorize the investment in stocks of certain funds of institutions of higher education or their management boards; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported without amendments by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 582—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 9:3576.3(2)(b)(i), 3576.5(D), 3576.15(A) and (C), and 3576.18(D) and to enact R.S. 9:3576.20(C), relative to collection agencies; to provide relative to definitions; to provide for examination of records; to provide relative to surety bond or other requirements; to provide relative to trust accounts; to provide for penalties; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Commerce.

The substitute was read by title as follows:

HOUSE BILL NO. 2067 (Substitute for House Bill No. 582 by Representative Pinac) —

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 9:3576.3(2)(b)(i), 3576.5(D), 3576.15(A) and (C), and 3576.16 and to enact R.S. 9:3576.3(9) and 3576.21(H)(5), relative to collection agencies; to provide relative to definitions; to provide for examination of records; to provide relative to surety bond or other requirements; to provide relative to powers of the commissioner; to provide for revocation of licenses; and to provide for related matters.

Read by title.

On motion of Rep. Pinac, the substitute was adopted and became House Bill No. 2067 by Rep. Pinac, on behalf of the Committee on Commerce, as a substitute for House Bill No. 582 by Rep. Pinac.

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

HOUSE BILL NO. 640—
BY REPRESENTATIVE GARY SMITH
AN ACT

To amend and reenact R.S. 15:1186(A)(1), relative to proceeding in forma pauperis; to provide for requirements; to exempt prisoners from providing third-party affidavits; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 703—
BY REPRESENTATIVE HOLDEN
AN ACT

To amend and reenact R.S. 13:3715.1(A)(2), relative to medical or hospital records; to clarify the definition of "health care provider" for purposes of obtaining medical records; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 744—
BY REPRESENTATIVE CLARKSON
AN ACT

To amend and reenact Civil Code Article 114, relative to periodic support; to provide for modification; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 933—
BY REPRESENTATIVE DIEZ
AN ACT

To amend and reenact R.S. 32:1716(A) and 1731 and to enact R.S. 32:1717.1 and 1734(D), relative to towing and recovery of vehicles; to increase the annual fee paid by tow truck owners; to provide relative to the Louisiana Towing and Storage Fund; to require licensing of storage facilities; to require a fee for licensing of storage facilities; to prohibit towing and storage companies from charging certain fees during business hours; to authorize towing and storage companies to charge certain fees after business hours; to set the maximum fee which may be charged; to provide a cause of action for certain violations; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Bill No. 933 by Representative Diez

AMENDMENT NO. 1

On page 1, line 2, after "To" delete "enact R.S. 32:1734(D)," and insert the following:

"amend and reenact R.S. 32:1716(A) and 1731 and to enact R.S. 32:1717.1 and 1734(D),"

AMENDMENT NO. 2

On page 1, at the beginning of line 3, insert the following:

"increase the annual fee paid by tow truck owners; to provide relative to the Louisiana Towing and Storage Fund; to require licensing of storage facilities; to require a fee for licensing of storage facilities; to"

AMENDMENT NO. 3

On page 1, line 9, between "Section 1." and "hereby" delete "R.S. 32:1734(D) is" and insert the following:

"R.S. 32:1716(A) and 1731 are hereby amended and reenacted and R.S. 32:1717.1 and 1734(D) are"

AMENDMENT NO. 4

On page 1, between lines 9 and 10, insert the following:

"§1716. Licensing; special license plates

A. In addition to the fee charged by Title 47, each tow truck owner shall pay an annual fee of one hundred fifty dollars per tow truck, not to include those tow trucks owned by public agencies.

* * *

§1717.1. Licensing; storage facility inspection; fee

A. Each towing company or storage facility which stores vehicles under the provisions of this Chapter shall pay an annual fee of one hundred dollars for a storage inspection license to the Department of Public Safety and Corrections, office of state police.

B. The Department of Public Safety and Corrections, office of state police, subject to oversight of the House and Senate Transportation, Highways and Public Works Committees, shall promulgate rules and regulations in accordance with the Administrative Procedure Act, as are necessary, for the implementation of this Section.

* * *

§1731. The Louisiana Towing and Storage Fund

All fees and fines collected under the provisions of this Chapter shall be paid into the state treasury on or before the twenty-fifth day of the month following their collection and, in accordance with Article VII,

Section 9 of the Constitution of Louisiana, shall be credited to the Bond Security and Redemption Fund. Out of the funds remaining in the Bond Security and Redemption Fund, after a sufficient amount is allocated therefrom to pay all obligations secured by the full faith and credit of the state which become due and payable within each fiscal year, the treasurer shall pay an amount equal to the total amount of funds paid into the treasury into a special fund, which is hereby created in the state treasury and designated as the "Louisiana Towing and Storage Fund". All funds collected or received pursuant to this Chapter and deposited in the Louisiana Towing and Storage Fund shall be administered by the deputy secretary of public safety services. The fund shall be used solely to fund personnel positions and the activities and enforcement of this Chapter by the office of state police and only in the amount appropriated by the legislature with all remaining funds to be deposited in the state general fund.

* * *

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 996—
BY REPRESENTATIVE MCMAINS

AN ACT

To amend and reenact R.S. 40:1299.39(I)(2) and (J), relative to court approval of settlement of medical malpractice claims against the state; to eliminate the requirement of court approval of settlements which exceed twenty-five thousand dollars; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1187—
BY REPRESENTATIVE ALARIO

AN ACT

To amend and reenact R.S. 32:861(A)(1) and (C)(1)(a), (c), and (d) and (2), relative to compulsory motor vehicle liability security; to provide for additional methods of satisfying motor vehicle liability security requirements; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1231—
BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:641(E), 646(B)(3), 651(C), 653.1(A), and 656(A)(1)(a), to enact R.S. 6:649(A)(3) and 661.1, and to repeal R.S. 6:657, relative to credit unions; to provide for primary insurance; to provide for examination by the commissioner; to provide for supervisory committee examinations; to provide for private mortgage insurance; to provide for branching notification;

to provide for teleconference board meetings; to repeal provision on reserve transfers; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 1231 by Representative Pinac

AMENDMENT NO. 1

On page 1, at the end of line 2, insert "and" and on line 3, after "656(A)(1)(a)," delete "and 661," and after "6:649(A)(3)" insert "and 661.1"

AMENDMENT NO. 2

On page 1, line 11, after "653.1(A)," insert "and" and at the end of the line, delete the comma ","

AMENDMENT NO. 3

On page 1, at the beginning of line 12, delete "and 661" and on line 12, after "6:649(A)(3)" delete "is" and insert "and 661.1 are" and

AMENDMENT NO. 4

On page 4, delete lines 19 through 25 and insert the following:

"§661.1. Branch offices

A. A credit union which meets all of the following criteria may open one or more branch offices, without prior approval of the commissioner, by giving the commissioner at least ten days notice prior to the opening of the branch office:

(1) The most recent credit union examination rating is two or better.

(2) The aggregate investment of the credit union in fixed assets, including any additional investment associated with the proposed branch office, is less than fifty percent of its total capital and reserves.

(3) The total capital and reserves of the credit union is at least seven percent of its total assets at the previous month-end.

B. If a credit union does not meet the requirements of Subsection A of this Section, the credit union shall file an application for approval with the commissioner in the manner and form prescribed by him to open a branch office. If the application is denied, the credit union may appeal the decision in the same manner as provided for in R.S. 6:131 et seq."

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AMENDMENT NO. 5

On page 4, after line 26, insert the following:

"Section 3. 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. Pinac, the amendments were adopted.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1549— BY REPRESENTATIVE FAUCHEUX AN ACT

To amend and reenact R.S. 32:407(A)(2), (3), and (4), relative to drivers' licenses; to provide relative to the required maintenance of learners' and intermediate drivers' licenses; to provide relative to driving restrictions for learners' licenses; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Bill No. 1549 by Representative Fauchoux

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and delete lines 3 through 7 in their entirety and insert the following:

"R.S. 32:407(A)(2), (3), and (4), relative to drivers' licenses; to provide relative to the required maintenance of learners' and intermediate drivers' licenses; to provide relative to driving restrictions for learners' licenses; and to"

AMENDMENT NO. 2

On page 1, line 10, after "Section 1." delete the remainder of the line and delete line 11 in its entirety and insert the following:

"R.S. 32:407(A)(2), (3), and (4) are hereby amended and reenacted to read as"

AMENDMENT NO. 3

On page 1, delete lines 13 through 17 and on page 2, delete lines 1 through 6 in their entirety

AMENDMENT NO. 4

On page 2, line 11, after "(2)(a)" delete the remainder of the line and delete line 12 in its entirety and insert "Upon completion of"

AMENDMENT NO. 5

On page 2, line 17, after "railroad safety," delete the remainder of line and delete lines 18 through 25 in their entirety and delete lines 1 through 8 on page 3 in their entirety and insert the following:

"an applicant at least fifteen years of age, but less than seventeen years of age applying for the first time may be issued a Class "E" learner's license. The license may be issued for a four-year period at the same fee as a Class "E" driver's license and must be maintained for at least ~~ninety one hundred eighty~~ ninety one hundred eighty days prior to being converted to a Class "E" intermediate driver's license. The Class "E" learner's license shall authorize the holder to drive ~~while being for the limited purpose of practicing his driving skills and only if~~ accompanied by a licensed parent, guardian, adult at least age twenty-one or older, or licensed sibling at least eighteen or older."

AMENDMENT NO. 6

On page 3, at the beginning of line 9, change "(d)" to "(b)"

AMENDMENT NO. 7

On page 3, at the beginning of line 10, delete "eighteen" and insert "seventeen"

AMENDMENT NO. 8

On page 3, line 19, after "driving test." insert the following:

"The intermediate license shall restrict those under the age of seventeen from driving between 11 p.m. and 5 a.m. unless otherwise accompanied by a licensed parent, guardian, or adult at least twenty-one years of age. During the first one hundred ~~and~~ eighty days"

AMENDMENT NO. 9

On page 3, delete lines 23 through 25 in their entirety and on line 26 delete "twenty-five years of age."

AMENDMENT NO. 10

On page 4, line 3, after "guardian." and before "adult" delete "or"

AMENDMENT NO. 11

On page 4, line 3, after "age" and before the period "." insert a comma "," and "or licensed sibling age eighteen or older"

AMENDMENT NO. 12

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

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1729— BY REPRESENTATIVE LANDRIEU AN ACT

To enact Chapter 59 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:3611 through 3638, relative to lifting devices; to provide for the scope of regulation of the law; to provide for definitions; to provide for the issuance of licenses to contractors, inspectors, and mechanics; to provide for the creation of the Elevator Safety Review Board and its powers and duties; to provide for qualifications for licenses; to provide for issuance and renewals of licenses; to provide for fees; to provide for civil

penalties and administrative actions; to provide for violations; to provide for hearings; to provide for the registration of existing devices; to provide for the issuance of permits; to provide for inspections and testing; to require certain insurance policies; to provide for enforcement; to provide relative to liability; to provide relative to the applicability of the law; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Commerce.

The substitute was read by title as follows:

HOUSE BILL NO. 2068 (Substitute for House Bill No. 1729 by Representative Landrieu)—
BY REPRESENTATIVE LANDRIEU
AN ACT

To enact Chapter 34 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2841 through 2867, relative to lifting devices; to provide for the scope of regulation of the law; to provide for definitions; to provide for the creation of the Elevator Safety Review Board and its powers and duties; to provide for the issuance of licenses to elevator contractors, inspectors, and mechanics; to provide for qualifications for licenses; to provide for issuance and renewals of licenses; to provide for continuing education requirements; to provide for violations, fines, and administrative actions; to require compliance with certain codes; to require permits for new conveyances; to provide for the issuance of permits; to provide for inspections and testing; to provide for enforcement; to provide relative to liability; to provide relative to certain temporarily dormant conveyances; to provide relative to the applicability of the law; and to provide for related matters.

Read by title.

On motion of Rep. Pinac, the substitute was adopted and became House Bill No. 2068 by Rep. Landrieu, on behalf of the Committee on Commerce, as a substitute for House Bill No. 1729 by Rep. Landrieu.

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

HOUSE BILL NO. 1825—
BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 9:203(C), relative to persons who are authorized to perform marriages; to provide for the authority of retired justices of the peace to perform marriages; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 1825 by Representative Lancaster

AMENDMENT NO. 1

On page 1, line 13, after "perform" and before "marriage" insert "not more than ten"

AMENDMENT NO. 2

On page 1, line 14, after "Section" and before the period "." insert "within a calendar year"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1844—
BY REPRESENTATIVE TOWNSEND
AN ACT

To enact Code of Civil Procedure Article 152(D), relative to the recusal of judges; to provide for written reasons for recusal in certain circumstances; to provide for delays for submitting written reasons; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 1844 by Representative Townsend

AMENDMENT NO. 1

On page 1, delete line 12 in its entirety and insert the following:

"provide in writing the specific grounds under Article 151 for which the recusal is ordered within fifteen"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1893—
BY REPRESENTATIVE CLARKSON
AN ACT

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

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Bill No. 1893 by Representative Clarkson

AMENDMENT NO. 1

On page 1, line 13, change the period "." to a comma "," and insert the following:

"provided that there is a minimum of one hundred applicants for such plate."

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AMENDMENT NO. 2

On page 2, at the end of line 3, delete the period "." and insert the following:

"and a handling fee of three dollars and fifty cents. The handling fee shall be retained by the department to offset a portion of the administrative cost."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1903— BY REPRESENTATIVE QUEZAIRE AN ACT

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

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Bill No. 1903 by Representative Quezaire

AMENDMENT NO. 1

On page 2, delete line 7 and insert the following:

"monies accumulated from compulsory insurance reinstatement fees shall be used to pay the full indebtedness of the new capital immovables and related movables. Thereafter, thirty-six percent of"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1949— BY REPRESENTATIVE ERDEY AN ACT

To amend and reenact R.S. 51:912.22(4), relative to manufactured or mobile homes; to provide additional requirements for the installation of manufactured or mobile homes; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 1949 by Representative Erdey

AMENDMENT NO. 1

On page 1, line 2, after "manufactured" delete the remainder of the line, and delete lines 3 through 5, and at the beginning of line 6, delete "and inspection of test records;" and insert in lieu thereof the following:

"or mobile homes; to provide additional requirements for the installation of manufactured or mobile homes;"

AMENDMENT NO. 2

On page 2, line 10, after "material" delete the remainder of the line, delete lines 11 through 14, and at the beginning of line 15, delete "eighths inch deflection under design load" and insert in lieu thereof the following:

"by the regulatory agency. The regulatory agency, or its duly authorized representatives, shall cause products to be analyzed or tested to require that the pier foundation products have a deflection of not more than three-eighths inch under design load. Such testing may be conducted by an independent third party qualified and approved by the agency. Previous testing data submitted in other jurisdictions may be considered by the agency."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1950— BY REPRESENTATIVE HUTTER AN ACT

To amend and reenact R.S. 32:407(A)(1), relative to minors' drivers' licenses; to provide relative to the written approval of parents of a minor's application for a license or permit; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1964— BY REPRESENTATIVE MONTGOMERY AN ACT

To amend and reenact R.S. 32:702(11), relative to the Vehicle Certificate of Title Law; to provide relative to the definition of "total loss"; to provide for an exception for certain damages in the determination of a total loss; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1970—

BY REPRESENTATIVE QUEZAIRE
AN ACT

To amend and reenact R.S. 38:2212(B) and (E)(2), relative to public contracts; to provide for projects which may be undertaken by a public entity with its own employees; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2001—

BY REPRESENTATIVE WALSWORTH
AN ACT

To require the Department of Transportation and Development to erect signs indicating golf course locations on the Audubon Golf Trail.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2017—

BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact R.S. 40:34(B)(1)(a)(vi) and (vii), relative to children; to provide for the surname of children; to provide for the name change of children in certain circumstances; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2026—

BY REPRESENTATIVE HEBERT
AN ACT

To enact R.S. 30:2418(M), relative to waste tires; to authorize the secretary of the Department of Environmental Quality to issue permits for the processing of waste tires; to increase the capacity for which licenses may be issued; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Environment.

On motion of Rep. Damico, 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. 39—

BY SENATOR MCPHERSON AND REPRESENTATIVE DEWITT
AN ACT

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

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 132—

BY SENATOR LAMBERT (BY REQUEST) AND REPRESENTATIVE DIEZ
AN ACT

To amend and reenact R.S. 13:2563.5(B) and 2563.17(C), relative to parish courts; to provide with respect to the salary of the judge of the Parish Court for the Parish of Ascension; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 148—

BY SENATOR ULLO
AN ACT

To amend and reenact R.S. 9:111, relative to the authority to make a pronouncement of death; to authorize a physician coroner to make a medical pronouncement of death based on information received from certain officials and authorized personnel; to provide relative to the reported time of death; 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 Engrossed Senate Bill No. 148 by Senator Ullo

AMENDMENT NO. 1

On page 2, line 12, after "firefighters," and before "emergency" insert "or"

AMENDMENT NO. 2

On page 2, at the end of line 12, after "technicians" delete the comma ", "

AMENDMENT NO. 3

On page 2, at the beginning of line 13, delete "or other emergency response personnel"

AMENDMENT NO. 4

On page 2, at the end of line 16, after "discovered," insert "The name of the personnel that the physician coroner is relying on shall be noted on the coroner's day record or protocol."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 220—

BY SENATOR HINES

AN ACT

To enact R.S. 23:1048, relative to workers' compensation; to provide with respect to workers' compensation coverage; to exempt landmen from coverage; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Labor and Industrial Relations.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 570—

BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 9:1551 (A), relative to the release of the remains of a decedent; to provide that a body may be released to interested parties for interment under certain circumstances; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 651—

BY SENATORS HINES AND C. JONES

AN ACT

To amend R.S. 23:302 and to enact Part VII of Chapter 3 of Title 23 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 23:368 and 369, relative to employment; to prohibit discrimination in employment; to provide for genetic information and privacy; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Labor and Industrial Relations.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 651 by Senator Hines

AMENDMENT NO. 1

On page 1, line 2, following "To" and before "Part VII" change "amend R.S. 23:302 and to enact" to "enact R.S. 23:302(5), (6), (7), and (8) and"

AMENDMENT NO. 2

On page 1, line 2, following "Part VII of" and before "of Title 23" change "Chapter 3" to Chapter 3-A"

AMENDMENT NO. 3

On page 1, line 8, following "Section 1." and before "and Part VII" change "R.S. 23:302 is hereby amended and reenacted" to "R.S. 23:302(5), (6), (7), and (8)"

AMENDMENT NO. 4

On page 1, line 9, following "of" and before "of Title 23" change "Chapter 3" to "Chapter 3-A"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 667—

BY SENATOR MCPHERSON

AN ACT

To enact R.S. 33:3887.1, relative to sewerage districts; to authorize an increase in per diem payable to members of the sewerage district board in Rapides Parish; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 892—
BY SENATORS CRAVINS AND ROMERO
AN ACT

To amend and reenact R.S. 13:996.35, relative to the authority to collect additional sheriffs' fees in certain parishes; to continue the applicability of such authority in certain parishes; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 949—
BY SENATOR C. JONES
AN ACT

To amend and reenact R.S. 33:1563(J) and to enact R.S. 33:1563(K)(4), relative to coroners; to provide with respect to the releasing of the autopsy report; 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 Reengrossed Senate Bill No. 949 by Senator C. Jones

AMENDMENT NO. 1

On page 2, at the end of line 6, after "report," delete "unless"

AMENDMENT NO. 2

On page 2, at the beginning of line 7, delete "objected to by the next of kin."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1058—
BY SENATOR MOUNT
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.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 1058 by Senator Mount

AMENDMENT NO. 1

On page 9, line 24, following "breakwaters," and before "water" insert "and"

AMENDMENT NO. 2

On page 18, line 23, following "state" and before "all" and insert "of"

AMENDMENT NO. 3

In House Floor Amendment No. 16, proposed by Representative Guillory to Reengrossed Senate Bill No. 1058 and adopted by the House on May 17, 2001, on line 19, after "12," and before "after" insert "line 13"

AMENDMENT NO. 4

In House Floor Amendment No. 24, proposed by Representative Guillory to Reengrossed Senate Bill No. 1058 and adopted by the House on May 17, 2001, on line 10, after "insert" change "shall:" to "shall:"

AMENDMENT NO. 5

In House Floor Amendment No. 43, proposed by Representative Guillory to Reengrossed Senate Bill No. 1058 and adopted by the House on May 17, 2001, on line 2, after "18," and before "after" insert "line 21,"

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

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

Under the rules, placed on the regular calendar.

Suspension of the Rules

On motion of Rep. Hammett, 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. 3—
BY REPRESENTATIVE HAMMETT AND SENATOR BARHAM
AN ACT

To enact the Omnibus Bond Authorization Act of 2001, relative to the implementation of a five-year capital improvement program; to provide for the repeal of certain prior bond authorizations; to provide for new bond authorizations; to provide for authorization and sale of such bonds by the State Bond Commission; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 82—
BY REPRESENTATIVES CURTIS AND DEWITT
AN ACT

To enact R.S. 13:1899(C)(16), relative to the office of the marshal of the City Court of Alexandria; to increase court costs in criminal cases for the purpose of defraying the expenses of office; and to provide for related matters.

Read by title.

Rep. Hunter moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Perkins
Alario	Glover	Pinac
Alexander, E	Green	Pitre
Alexander, R	Hammett	Powell
Ansardi	Heaton	Pratt
Baudoin	Hebert	Quezaire
Baylor	Hill	Richmond
Bowler	Holden	Riddle
Broome	Hopkins	Romero
Bruce	Hudson	Salter
Bruneau	Hunter	Scalise
Carter, K	Hutter	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
Curtis	Kennard	Smith, J.R.—30th
Damico	Kenney	Sneed
Daniel	LaFleur	Stelly
Dartez	Lancaster	Strain
Devillier	Landrieu	Swilling
Diez	LeBlanc	Thompson
Doerge	Martiny	Toomy
Downer	McCallum	Townsend
Durand	McDonald	Triche
Erdey	McMains	Waddell
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Welch
Flavin	Morrish	Winston
Frith	Murray	Wooton
Fruge	Nevers	Wright
Futrell	Odinot	
Total—98		

NAYS

Total—0

ABSENT

Donelon	Lucas	Pierre
Guillory	McVea	Tucker
Total—6		

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. 134—
BY REPRESENTATIVE POWELL
AN ACT

To enact R.S. 11:778(D), relative to the Teachers' Retirement System; to provide with respect to disability benefits and the provisions of law that are applicable to the calculation thereof; to provide for retroactive application; to provide an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 635—
BY REPRESENTATIVE MCVEA
AN ACT

To amend and reenact R.S. 28:771(D), R.S. 36:254(F)(1) and 258(G), and R.S. 46:2661(4), 2662(A), 2663(A) and (C), and 2665(A), relative to the Capital Area Human Services District, to add the parishes of East Feliciana and West Feliciana to the district; to provide for representation of said parishes on the governing board of the district; to provide an effective date; and to provide for related matters.

Read by title.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Perkins
Alario	Glover	Pinac
Alexander, E	Green	Pitre
Alexander, R	Hammett	Powell
Ansardi	Heaton	Pratt
Baudoin	Hebert	Quezaire
Baylor	Hill	Richmond
Bowler	Holden	Riddle
Broome	Hopkins	Romero
Bruce	Hudson	Salter
Bruneau	Hunter	Scalise
Carter, K	Iles	Schneider
Carter, R	Jackson, L	Schwegmann
Cazayoux	Jackson, M	Shaw
Clarkson	Johns	Smith, G.—56th
Crane	Katz	Smith, J.D.—50th

Crowe	Kennard	Smith, J.H.—8th
Curtis	Kenney	Smith, J.R.—30th
Damico	Lancaster	Sneed
Dartez	Landrieu	Stelly
Devillier	LeBlanc	Strain
Diez	Lucas	Swilling
Doerge	Martiny	Thompson
Downer	McCallum	Toomy
Durand	McDonald	Townsend
Erdey	McVea	Triche
Farrar	Montgomery	Tucker
Faucheux	Morrell	Welch
Flavin	Morrish	Winston
Frith	Murray	Wooton
Fruge	Nevers	Wright
Futrell	Odinet	

Total—95

NAYS

Total—0

ABSENT

Daniel	Hutter	Pierre
Donelon	LaFleur	Waddell
Guillory	McMains	Walsworth

Total—9

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 756—
BY REPRESENTATIVES MURRAY AND TUCKER
AN ACT

To amend and reenact R.S. 33:9033.3(A), relative to sales tax incremental financing in certain municipalities; to provide that certain municipalities may implement sales tax increment financing for certain economic development projects; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Murray moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pinac
Alario	Green	Pitre
Alexander, E	Hammett	Powell
Alexander, R	Heaton	Pratt
Ansardi	Hebert	Quezaire
Baudoin	Hill	Richmond
Baylor	Holden	Riddle
Bowler	Hopkins	Romero
Broome	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Hutter	Schneider
Carter, K	Iles	Schwegmann
Carter, R	Jackson, L	Shaw
Clarkson	Jackson, M	Smith, G.—56th
Crane	Johns	Smith, J.D.—50th

Crowe	Katz	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	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

Cazayoux	Lucas
Guillory	Pierre

Total—4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Murray 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. 809—
BY REPRESENTATIVE FRITH
AN ACT

To amend and reenact R.S. 33:2955(A)(1)(d), relative to the rate of interest paid on funds of political subdivision invested in time certificates of deposit; to provide for the minimum rate of interest; and to provide for related matters.

Read by title.

Rep. Frith moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Pinac
Alario	Hammett	Pitre
Alexander, E	Heaton	Powell
Alexander, R	Hebert	Pratt
Ansardi	Hill	Quezaire
Baudoin	Holden	Richmond
Baylor	Hopkins	Riddle
Bowler	Hudson	Romero
Broome	Hunter	Salter
Bruce	Hutter	Scalise
Bruneau	Iles	Schneider
Carter, K	Jackson, L	Schwegmann
Carter, R	Jackson, M	Shaw
Cazayoux	Katz	Smith, G.—56th

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Clarkson	Kennard	Smith, J.D.—50th
Crane	Kenney	Smith, J.H.—8th
Crowe	LaFleur	Smith, J.R.—30th
Curtis	Lancaster	Sneed
Damico	Landrieu	Stelly
Dartez	LeBlanc	Strain
Devillier	Lucas	Swilling
Diez	Martiny	Thompson
Doerge	McCallum	Toomy
Donelon	McDonald	Townsend
Downer	McMains	Triche
Erdey	McVea	Tucker
Farrar	Montgomery	Waddell
Faucheux	Morrell	Walsworth
Flavin	Morrish	Welch
Frith	Murray	Winston
Fruge	Nevers	Wooton
Futrell	Odinet	Wright
Gallot	Perkins	
Glover	Pierre	
Total—100		

NAYS

Total—0

ABSENT

Daniel	Guillory
Durand	Johns
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Frith 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. 1028—
BY REPRESENTATIVES DANIEL AND SCHNEIDER AND SENATOR MICHOT

AN ACT

To enact R.S. 11:2178.1 and to repeal R.S. 11:2178(M), relative to the Sheriffs' Pension and Relief Fund; to provide with respect to creation of the Back-Deferred Retirement Option Plan, including but not limited to criteria used to determine eligibility for Back-DROP benefits, the terms and conditions for receiving such benefits, and the methods available for the payment of such benefits; to repeal the provisions relative to the Deferred Retirement Option Plan; to provide with respect to Deferred Retirement Option Plan participants; to provide an effective date; and to provide for related matters.

Read by title.

Rep. Daniel moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pinac
Alario	Green	Pitre
Alexander, E	Hammett	Powell
Alexander, R	Heaton	Pratt
Ansardi	Hebert	Quezaire
Baudoin	Hill	Richmond

Baylor	Holden	Riddle
Bowler	Hopkins	Romero
Bruce	Hudson	Salter
Bruneau	Hunter	Scalise
Carter, K	Hutter	Schneider
Carter, R	Jackson, L	Schwegmann
Cazayoux	Jackson, M	Shaw
Clarkson	Johns	Smith, G.—56th
Crane	Katz	Smith, J.D.—50th
Crowe	Kennard	Smith, J.H.—8th
Curtis	Kenney	Smith, J.R.—30th
Damico	LaFleur	Sneed
Daniel	Lancaster	Stelly
Dartez	Landrieu	Strain
Devillier	LeBlanc	Swilling
Diez	Martiny	Thompson
Doerge	McCallum	Toomy
Donelon	McDonald	Townsend
Downer	McMains	Triche
Durand	McVea	Tucker
Erdey	Montgomery	Waddell
Farrar	Morrell	Walsworth
Faucheux	Morrish	Welch
Flavin	Murray	Winston
Frith	Nevers	Wooton
Fruge	Odinet	Wright
Futrell	Perkins	
Gallot	Pierre	
Total—100		

NAYS

Total—0

ABSENT

Broome	Iles
Guillory	Lucas
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Daniel 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. 1164—
BY REPRESENTATIVE LUCAS
AN ACT

To amend and reenact R.S. 33:4701(B) and 4702(B)(1), (2)(introductory paragraph), and (4) and (C)(1) and to enact R.S. 33:4702(B)(2)(j), relative to the New Orleans Business and Industrial District; to provide relative to the boundaries of the district; to provide relative to the membership of the board of commissioners; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1193—
BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 23:1221(3)(a) and (d)(iii), relative to supplemental earnings benefits; to provide relative to the calculation thereof; to remove the termination of supplemental

earnings benefits when one begins to receive old age insurance benefits; and to provide for related matters.

Read by title.

Rep. Murray moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pinac
Alario	Green	Pitre
Alexander, E	Hammett	Powell
Alexander, R	Heaton	Pratt
Ansardi	Hebert	Quezaire
Baudoin	Hill	Richmond
Baylor	Holden	Riddle
Bowler	Hopkins	Romero
Broome	Hudson	Salter
Bruneau	Hunter	Scalise
Carter, K	Hutter	Schneider
Carter, R	Iles	Schwegmann
Cazayoux	Jackson, L	Shaw
Clarkson	Jackson, M	Smith, G.—56th
Crane	Katz	Smith, J.D.—50th
Curtis	Kenney	Smith, J.H.—8th
Damico	LaFleur	Smith, J.R.—30th
Daniel	Lancaster	Sneed
Dartez	LeBlanc	Stelly
Devillier	Lucas	Strain
Diez	Martiny	Swilling
Doerge	McCallum	Thompson
Donelon	McDonald	Toomy
Downer	McMains	Townsend
Durand	McVea	Triche
Erdey	Montgomery	Tucker
Farrar	Morrell	Waddell
Faucheux	Morrish	Walsworth
Flavin	Murray	Welch
Frith	Nevers	Winston
Fruge	Odinet	Wooton
Futrell	Perkins	Wright
Gallot	Pierre	
Total—98		

NAYS

Total—0

ABSENT

Bruce	Guillory	Kennard
Crowe	Johns	Landrieu
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Murray 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. 1355—

BY REPRESENTATIVES DANIEL, MCDONALD, SCHNEIDER, AND TRICHE
AN ACT

To amend and reenact R.S. 11:2175(C)(2), relative to the Sheriffs' Pension and Relief Fund; to provide with respect to repayment of refunds, including but not limited to the interest rate that applies to such repayments, the authorization to repay in separate transactions, and the conditions for restoring service credit following such repayment; to provide an effective date; and to provide for related matters.

Read by title.

Rep. Daniel moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pinac
Alario	Green	Pitre
Alexander, E	Hammett	Powell
Alexander, R	Heaton	Pratt
Ansardi	Hebert	Quezaire
Baudoin	Hill	Richmond
Baylor	Holden	Riddle
Bowler	Hopkins	Romero
Broome	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Hutter	Schneider
Carter, K	Iles	Schwegmann
Carter, R	Jackson, L	Shaw
Cazayoux	Jackson, M	Smith, G.—56th
Clarkson	Johns	Smith, J.D.—50th
Crane	Katz	Smith, J.H.—8th
Curtis	Kennard	Smith, J.R.—30th
Damico	Kenney	Sneed
Daniel	LaFleur	Stelly
Dartez	Lancaster	Strain
Devillier	Landrieu	Swilling
Diez	LeBlanc	Thompson
Doerge	Martiny	Toomy
Donelon	McCallum	Townsend
Downer	McDonald	Triche
Durand	McMains	Tucker
Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Welch
Flavin	Morrish	Winston
Frith	Murray	Wooton
Fruge	Nevers	Wright
Futrell	Perkins	
Gallot	Pierre	
Total—100		

NAYS

Total—0

ABSENT

Crowe	Lucas
Guillory	Odinet
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Daniel 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. 1363—

BY REPRESENTATIVE KATZ

AN ACT

To enact R.S. 13:1899(J), relative to additional court costs imposed by city courts in criminal matters; to provide that certain fees collected to maintain and equip a city jail shall be used to defray expenses of housing and maintaining prisoners upon closure of the jail; and to provide for related matters.

Read by title.

Rep. Katz moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Pinac
Alario	Glover	Pitre
Alexander, E	Hammett	Powell
Alexander, R	Heaton	Pratt
Ansardi	Hebert	Quezaire
Baudoin	Hill	Richmond
Baylor	Holden	Riddle
Bowler	Hopkins	Romero
Broome	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Hutter	Schneider
Carter, K	Iles	Schwegmann
Carter, R	Jackson, L	Shaw
Cazayoux	Johns	Smith, G.—56th
Clarkson	Katz	Smith, J.D.—50th
Crane	Kennard	Smith, J.H.—8th
Crowe	Kenney	Smith, J.R.—30th
Curtis	LaFleur	Sneed
Damico	Lancaster	Stelly
Daniel	Landrieu	Strain
Dartz	LeBlanc	Swilling
Devillier	Lucas	Thompson
Diez	Martiny	Toomy
Doerge	McCallum	Townsend
Donelon	McDonald	Triche
Downer	McMains	Tucker
Durand	McVea	Waddell
Erdey	Montgomery	Walsworth
Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright
Fruge	Perkins	
Futrell	Pierre	
Total—100		

NAYS

Total—0

ABSENT

Green	Jackson, M
Guillory	Odinet
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Katz 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. 1404—

BY REPRESENTATIVE ERDEY

AN ACT

To amend and reenact and as amended to arrange in proper statutory form and incorporate into the statutes the provisions of Article XIV, Section 15.1(21)(d) and (h), 24(c), and 28 of the Constitution of 1921, continued as statutes by Article X, Section 18 of the Constitution of 1974, by amending and reenacting R.S. 33:2491(D) and (H), 2494(C), and 2498, to amend and reenact R.S. 33:2551(4) and (8), 2554(C), and 2558, to enact R.S. 33:2491(J) and (K) and 2551(10) and (11), and to repeal R.S. 33:2491.1, relative to fire and police civil service; to provide relative to promotions within the service and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1465—

BY REPRESENTATIVE FARRAR

AN ACT

To amend and reenact R.S. 23:1310.5(C), relative to workers' compensation; to require employers to post appeal bonds within certain time limits; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1499—

BY REPRESENTATIVE QUEZAIRE

AN ACT

To amend and reenact R.S. 13:1000(A) and (B), relative to court costs; to provide for legal assistance programs; to increase fees to fund legal assistance programs; 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	Glover	Pierre
Alario	Green	Pinac
Alexander, E	Hammett	Pitre
Alexander, R	Heaton	Powell
Ansardi	Hebert	Pratt
Baudoin	Hill	Quezaire
Baylor	Holden	Richmond
Bowler	Hudson	Riddle
Broome	Hunter	Romero
Bruce	Hutter	Salter
Bruneau	Iles	Scalise
Carter, K	Jackson, L	Schneider

Carter, R	Jackson, M	Schwegmann
Cazayoux	Johns	Shaw
Clarkson	Katz	Smith, G.—56th
Crane	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	Martiny	Swilling
Donelon	McCallum	Thompson
Downer	McDonald	Toomy
Durand	McMains	Townsend
Erdey	McVea	Triche
Farrar	Montgomery	Tucker
Faucheux	Morrell	Waddell
Flavin	Morrish	Walsworth
Frith	Murray	Welch
Fruge	Nevers	Winston
Futrell	Odinot	Wooton
Gallot	Perkins	Wright

Total—99

NAYS

Total—0

ABSENT

Crowe	Guillory	Lucas
Curtis	Hopkins	

Total—5

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. 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. 1516—
BY REPRESENTATIVE MCMAINS
AN ACT

To enact R.S. 23:1310.3(F), relative to workers' compensation; to provide for constitutional challenges of workers' compensation provisions; and to provide for related matters.

Read by title.

Rep. Pitre moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

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

Total—98

NAYS

Total—0

ABSENT

Daniel	Guillory	Lucas
Green	Katz	Pierre

Total—6

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Pitre 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. 1522—
BY REPRESENTATIVES DANIEL AND SCHNEIDER
AN ACT

To enact R.S. 11:2174.2, relative to the Sheriffs' Pension and Relief Fund; to provide with respect to transfers of service credit, including but not limited to upgrading the benefit accrual rate and payment of the actuarial cost that applies to such transferred service; to provide an effective date; and to provide for related matters.

Read by title.

Rep. Daniel moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

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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
Curtis	Kenney	Smith, J.R.—30th
Damico	LaFleur	Sneed
Daniel	Lancaster	Stelly
Dartez	Landrieu	Strain
Devillier	LeBlanc	Swilling
Diez	Martiny	Thompson
Doerge	McCallum	Toomy
Donelon	McDonald	Townsend
Downer	McMains	Triche
Durand	McVea	Tucker
Erdey	Montgomery	Waddell
Farrar	Morrell	Walsworth
Fauchoux	Morrish	Welch
Flavin	Murray	Winston
Frith	Nevers	Wooton
Fruge	Odinet	Wright
Futrell	Perkins	
Gallot	Pierre	

Total—100

NAYS

Total—0

ABSENT

Alexander, R	Kennard
Guillory	Lucas

Total—4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Daniel 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. 1525—
BY REPRESENTATIVE LUCAS

AN ACT

To enact R.S. 33:2826, relative to the parish of Orleans and the city of New Orleans; to establish the St. Claude Avenue 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.

Motion

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

HOUSE BILL NO. 1610—
BY REPRESENTATIVES DANIEL AND SCHNEIDER
AN ACT

To amend and reenact R.S. 11:62(9), 103(C)(2)(b)(iii), and 2178(C)(1) and to enact R.S. 11:105(A)(5), relative to the Sheriffs' Pension and Relief Fund; to provide with respect to retirement eligibility requirements, including but not limited to allowing retirement after thirty years of service without regard to age, increasing the employee and employer contribution rates, and authorizing the board of trustees to maintain the employer contribution rate at an increased rate if the actual required rate is less than the previously

required amount; to provide an effective date; and to provide for related matters.

Read by title.

Rep. Daniel moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—99

NAYS

Total—0

ABSENT

Guillory	Morrell	Smith, J.R.—30th
McMains	Powell	

Total—5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Daniel 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. 1614—

BY REPRESENTATIVE WADDELL AND SENATOR MALONE
AN ACT

To enact R.S. 23:1472(12)(H)(XXI), relative to unemployment compensation; to provide with respect to the definition of "employment"; to exclude certain service performed upon the filing of a statement; to provide for the effectiveness of such statement; and to provide for related matters.

Read by title.

Rep. Waddell moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Pierre
Alario	Glover	Pinac
Alexander, E	Green	Pitre
Alexander, R	Hammett	Powell
Ansardi	Heaton	Pratt
Baudoin	Hebert	Quezaire
Baylor	Hill	Richmond
Bowler	Holden	Riddle
Broome	Hopkins	Romero
Bruce	Hudson	Salter
Bruneau	Hutter	Scalise
Carter, K	Jackson, L	Schneider
Cazayoux	Jackson, M	Schwegmann
Clarkson	Johns	Shaw
Crane	Katz	Smith, G.—56th
Crowe	Kennard	Smith, J.D.—50th
Curtis	Kenney	Smith, J.H.—8th
Damico	LaFleur	Smith, J.R.—30th
Daniel	Lancaster	Sneed
Dartez	Landrieu	Stelly
Devillier	LeBlanc	Strain
Diez	Lucas	Swilling
Doerge	Martiny	Thompson
Donelon	McCallum	Toomy
Downer	McDonald	Townsend
Durand	McMains	Triche
Erdey	McVea	Tucker
Farrar	Montgomery	Waddell
Faucheux	Morrish	Walsworth
Flavin	Murray	Welch
Frith	Nevers	Winston
Fruge	Odinet	Wright
Futrell	Perkins	
Total—98		

NAYS

Total—0

ABSENT

Carter, R	Hunter	Morrell
Guillory	Iles	Wooton
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Waddell 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. 2066 (Substitute for House Bill No. 755 by Representative Landrieu)—

BY REPRESENTATIVE LANDRIEU
AN ACT

To enact R.S. 27:27.1, 27.2, 27.3, and 27.4 and to repeal R.S. 27:60 and 265, relative to compulsive gambling; to provide for a uniform compulsive and problem gambling program; to provide with respect to excluded persons; to provide for the adoption of rules by the Louisiana Gaming Control Board; to provide for the ejection of persons; to provide with respect to print advertising; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Landrieu to Engrossed House Bill No. 2066 by Representative Landrieu

AMENDMENT NO. 1

On page 8, line 25, after "person" delete the colon ":" and insert "by either of the following:"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Landrieu to Engrossed House Bill No. 2066 by Representative Landrieu

AMENDMENT NO. 1

On page 1, line 7, after "advertising;" and before "and" insert "to provide for criminal penalties for attempting to enter a gaming establishment after exclusion; to provide for the imposition of sanctions on a licensee, permittee, or the casino gaming operator for willful failure to exclude persons placed on the list; to provide for revocation of a gaming license for a pattern of willful failure to exclude individuals placed on the exclusion list; to provide with respect to advertising; to provide for applicability; to provide with respect to liability;"

AMENDMENT NO. 2

On page 4, line 10, after "D." and before "The" insert "(1)"

AMENDMENT NO. 3

On page 4, line 18, change "(1)" to "(2)"

AMENDMENT NO. 4

On page 4, line 25, change "(2)" to "(3)"

AMENDMENT NO. 5

On page 5, line 6, change "(3)" to "(4)"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Odinet
Alario	Glover	Perkins
Alexander, E	Green	Pierre
Alexander, R	Hammett	Pinac
Ansardi	Hebert	Pitre
Baudoin	Hill	Powell
Bowler	Holden	Pratt
Broome	Hopkins	Quezaire
Bruce	Hudson	Richmond
Bruneau	Hunter	Riddle
Carter, K	Hutter	Salter
Carter, R	Iles	Scalise
Cazayoux	Jackson, L	Schwegmann
Clarkson	Jackson, M	Shaw
Crane	Johns	Smith, G.—56th
Crowe	Katz	Smith, J.D.—50th
Curtis	Kennard	Smith, J.H.—8th
Damico	Kenney	Smith, J.R.—30th
Daniel	LaFleur	Sneed
Dartez	Lancaster	Stelly
Devillier	Landrieu	Strain
Diez	LeBlanc	Thompson
Doerge	Martiny	Townsend
Donelon	McCallum	Triche
Downer	McDonald	Tucker
Durand	McMains	Waddell
Erdey	McVea	Walsworth
Farrar	Montgomery	Welch
Faucheux	Morrell	Winston
Flavin	Morrish	Wooton
Frith	Murray	Wright
Futrell	Nevers	
Total—95		

NAYS

Romero	Schneider	Toomy
Total—3		

ABSENT

Baylor	Guillory	Lucas
Frige	Heaton	Swilling
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Landrieu 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. LeBlanc, the rules were suspended in order to take up and consider Special Order of the Day at this time.

Special Order of the Day

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

HOUSE BILL NO. 1 —

BY REPRESENTATIVE LEBLANC

AN ACT

Making appropriations for the ordinary expenses of the executive branch of state government, pensions, public schools, public roads, public charities, and state institutions and providing with respect to the expenditure of said appropriations.

Read by title.

Suspension of the Rules

On motion of Rep. LeBlanc, House Rule 8.15(A) was suspended to permit the consideration of House Bill No. 1 on final passage at this time.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LeBlanc to Engrossed House Bill No. 1 by Representative LeBlanc

AMENDMENT NO. 1

On page 13, line 42, change "St. Mary Parish" to "Allen Parish"

AMENDMENT NO. 2

On page 24, at the end of line 57 change "206,000" to "260,000"

AMENDMENT NO. 3

On page 54, line 11, after the comma "," and before "including" insert "and related technical assistance and training,"

AMENDMENT NO. 4

On page 86, line 11, after "for" and before "the" insert "restoration of funding for"

AMENDMENT NO. 5

On page 102, line 9, change "2,270,007,451" to "2,269,874,542"

AMENDMENT NO. 6

On page 102, line 51, change "3,509,002,912" to "3,508,802,912"

AMENDMENT NO. 7

On page 103, line 10, change "3,509,002,912" to "3,508,802,912"

AMENDMENT NO. 8

On page 132, line 50, change "and assessment" to ", assessment, and treatment"

AMENDMENT NO. 9

On page 136, delete line 50 in its entirety and insert in lieu thereof:

"Care Assistance Program Payments
for Family Independence Work Program
Recipients

\$ 17,645,063"

AMENDMENT NO. 10

On page 137 at the end of line 15, change "67,500,000 to "50,000,000"

AMENDMENT NO. 11

On page 237, line 37, change "Federal Funds" to "State General Fund by Interagency Transfers"

AMENDMENT NO. 12

On page 237, line 39, change "Federal Funds" to "State General Fund by Interagency Transfers"

AMENDMENT NO. 13

On page 237, line 41, change "Federal Funds" to "State General Fund by Interagency Transfers"

AMENDMENT NO. 14

On page 237, line 43, change "Federal Funds" to "State General Fund by Interagency Transfers"

AMENDMENT NO. 15

On page 237, line 45, change "Federal Funds" to "State General Fund by Interagency Transfers"

AMENDMENT NO. 16

On page 238, line 1, change "Federal Funds" to "State General Fund by Interagency Transfers"

AMENDMENT NO. 17

On page 238, line 3, change "Federal Funds" to "State General Fund by Interagency Transfers"

AMENDMENT NO. 18

On page 238, line 5, change "Federal Funds" to "State General Fund by Interagency Transfers"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LeBlanc to Engrossed House Bill No. 1 by Representative LeBlanc

AMENDMENT NO. 1

On page 59, between lines 38 and 39, insert the following:

"Payable out of the State General Fund (Direct) through the Arts Program for the Northeast Louisiana Arts Council \$ 18,000"

AMENDMENT NO. 2

On page 103 between line 15 and 16, insert the following:

"Provided, however, that in addition to any amounts specifically appropriated for payment of cost report settlements to Federally Qualified Health Centers, the Secretary of the Department of Health and

Hospitals shall allocate an additional \$450,000 from the total appropriated herein for the Payments to Private Providers Program for payment of cost report settlements which are received from Federally Qualified Health Clinics during Fiscal Year 2001-2002 and are considered payable during that year."

AMENDMENT NO. 3

On page 106, between lines 32 and 33, insert the following:

"EXPENDITURES:	
Payments to Public Providers for restoration of Title XIX funds for salaries for the Louisiana Special Education Center	\$ 91,026
TOTAL EXPENDITURES	<u>\$ 91,026</u>
MEANS OF FINANCE:	
State General Fund (Direct)	\$ 26,981
Federal Funds	<u>\$ 64,045</u>
TOTAL MEANS OF FINANCING	<u>\$ 91,026"</u>

AMENDMENT NO. 4

On page 107, after line 34, insert the following:

"EXPENDITURES:	
Payments to Private Providers for a per diem rate increase for nursing homes of up to \$5.22 subject to verification of costs by the Department of Health and Hospitals to be completed no later than July 15, 2001	\$ 47,835,673
TOTAL EXPENDITURES	<u>\$ 47,835,673</u>
MEANS OF FINANCE:	
State General Fund by:	
Statutory Dedications:	
Medicaid Trust Fund for the Elderly	\$ 14,178,493
Federal Funds	<u>\$ 33,657,180</u>
TOTAL MEANS OF FINANCING	<u>\$ 47,835,673"</u>

AMENDMENT NO. 5

On page 113, delete lines 14 through 17 in their entirety and insert the following;

"Payable out of the State General Fund (Direct) to the Personal Health Services Program for the restoration of HIV prevention services \$ 600,000

Provided, however, that of the funds appropriated herein to the Personal Health Services Program, \$1,718,957 shall be allocated to HIV prevention services. Provided, further, that the Office of Public Health shall report on its HIV and AIDS expenditures to the Louisiana Commission on HIV and AIDS on a quarterly basis."

AMENDMENT NO. 6

On page 137, line 48, after "which," delete "must be" and insert "provides for geographically balanced distributions and encourages the use of faith-based and community-based collaboratives in the implementation of new initiatives. Such plan shall be"

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AMENDMENT NO. 7

On page 176, line 33, after "Account" insert "to be distributed in accordance with a plan adopted by the Board of Regents pursuant to R.S. 17:3129.6"

AMENDMENT NO. 8

On page 176, between lines 33 and 34, insert the following:

"Payable out of the State General Fund by Statutory Dedications out of the Higher Education Initiatives Fund: Library and Scientific Acquisitions Account to be distributed in accordance with a plan adopted by the Board of Regents pursuant to R.S. 17:3129.6 \$ 5,400,000"

AMENDMENT NO. 9

On page 177, line 6, after "equipment" insert "to be distributed in accordance with a plan adopted by the Board of Regents pursuant to R.S. 17:3129.6"

AMENDMENT NO. 10

On page 177, line 17, after "Initiative" insert "to be distributed in accordance with a plan adopted by the Board of Regents pursuant to R.S. 17:3129.6"

AMENDMENT NO. 11

On page 182, delete lines 37 through 49 in their entirety

AMENDMENT NO. 12

On page 182, after line 49, insert the following:

"Payable out of the State General Fund (Direct) for the operating expenses of the Epilepsy Center of Excellence at the Louisiana State University-Health Sciences Center \$ 500,000"

AMENDMENT NO. 13

On page 209, between lines 3 and 4, insert the following:

"Payable out of the State General Fund by Interagency Transfers for restoration of salaries \$ 91,026"

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

Motion

On motion of Rep. LeBlanc, the House resolved itself into a Committee of the Whole House to take into consideration House Bill No. 1.

Acting Chairman

Rep. Alario in the Chair.

House Business Resumed

Speaker DeWitt in the Chair

The committee having risen, the chairman, Rep. Alario, reported to the House that which the Committee of the Whole House had had under consideration:

HOUSE BILL NO. 1 — BY REPRESENTATIVE LEBLANC AN ACT

Making appropriations for the ordinary expenses of the executive branch of state government, pensions, public schools, public roads, public charities, and state institutions and providing with respect to the expenditure of said appropriations.

Read by title.

Reported with amendments.

The committee amendments were read as follows:

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Jack Smith in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative LeBlanc

AMENDMENT NO. 1

On page 160, after line 53, insert the following:

"The Commissioner of Administration is hereby directed to increase the Table of Organization in the Administration Program by two (2) positions, in the Management and Finance Program by eighteen (18) positions, in the Occupational Information Services Program by thirty-two (32) positions, in the Unemployment Benefits Program by four (4) positions, and in the Worker Protection Program by six (6) positions."

AMENDMENT NO. 2

On page 162, between lines 8 and 9, insert the following:

"The Commissioner of Administration is hereby directed to increase the Table of Organization in the Injured Workers' Benefit Protection Program by ten (10) positions."

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Riddle in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative LeBlanc

AMENDMENT NO. 1

On page 227, between lines 12 and 13, insert the following:

"Payable out of the State General Fund by Statutory Dedications from the Education Excellence Fund to be allocated as a per pupil distribution for Type 2 Charter Schools \$ 64,551"

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Fauchaux in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative LeBlanc

AMENDMENT NO. 1

On page 247, after line 44, insert the following:

"Payable out of State General Fund by

Statutory Dedications out of the River Parishes
Convention Tourists and Visitors Commission
Fund in accordance with R.S. 47:322.15 \$ 120,000"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Pierre
Alario	Green	Pinac
Alexander, E	Hammett	Pitre
Alexander, R	Heaton	Powell
Ansardi	Hebert	Pratt
Baudoin	Hill	Quezaire
Baylor	Holden	Richmond
Bowler	Hopkins	Riddle
Broome	Hudson	Romero
Bruce	Hunter	Salter
Bruneau	Hutter	Scalise
Carter, K	Iles	Schneider
Carter, R	Jackson, L	Schwegmann
Cazayoux	Jackson, M	Shaw
Clarkson	Johns	Smith, G.—56th
Crane	Katz	Smith, J.D.—50th
Crowe	Kennard	Smith, J.H.—8th
Curtis	Kenney	Smith, J.R.—30th
Damico	LaFleur	Sneed
Daniel	Lancaster	Stelly
Dartez	Landrieu	Strain
Devillier	LeBlanc	Swilling
Diez	Lucas	Thompson
Doerge	Martiny	Toomy
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—103		

NAYS

Total—0

ABSENT

Guillory
Total—1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. LeBlanc 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. Powell, 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:

HOUSE BILL NO. 134—
BY REPRESENTATIVE POWELL
AN ACT

To enact R.S. 11:778(D), relative to the Teachers' Retirement System; to provide with respect to disability benefits and the provisions of law that are applicable to the calculation thereof; to provide for retroactive application; to provide an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Powell to Engrossed House Bill No. 134 by Representative Powell

AMENDMENT NO. 1

On page 1, line 4, after "thereof;" delete the remainder of the line and at the beginning of line 5, delete "application;"

AMENDMENT NO. 2

On page 2, line 4, after "30, 1995." delete the remainder of the line and delete lines 5 and 6 in their entirety

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Pinac
Alario	Heaton	Pitre
Alexander, E	Hill	Powell
Alexander, R	Holden	Pratt
Ansardi	Hopkins	Quezaire
Baudoin	Hudson	Richmond
Baylor	Hunter	Riddle
Bowler	Hutter	Salter
Broome	Iles	Scalise
Bruce	Jackson, L	Schneider
Carter, K	Jackson, M	Schwegmann
Cazayoux	Johns	Shaw
Clarkson	Katz	Smith, G.—56th
Crane	Kennard	Smith, J.D.—50th
Crowe	Kenney	Smith, J.H.—8th

Damico	LaFleur	Smith, J.R.—30th
Daniel	Lancaster	Sneed
Dartez	Landrieu	Stelly
Devillier	LeBlanc	Strain
Diez	Martiny	Swilling
Donelon	McCallum	Thompson
Downer	McDonald	Toomy
Durand	McMains	Townsend
Erdey	McVea	Triche
Farrar	Montgomery	Tucker
Faucheux	Morrell	Waddell
Flavin	Morrish	Walsworth
Frith	Murray	Welch
Fruge	Nevers	Wooton
Futrell	Odinot	Wright
Gallot	Perkins	
Green	Pierre	
Total—94		

NAYS

Total—0

ABSENT

Bruneau	Glover	Romero
Carter, R	Guillory	Winston
Curtis	Hebert	
Doerge	Lucas	
Total—10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Petitions, Memorials and Communications

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

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

May 22, 2001

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

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

Senate Concurrent Resolution Nos. 12, 15, 32, 34, 35, 45, 46, 47, 64, 66, 79, 120, 122, and 125

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

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

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

Message from the Senate

DISAGREEMENT TO SENATE BILL

May 22, 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. 254 by Sen. B. Jones, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

HOUSE BILLS

May 22, 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. 36
Returned with amendments.

House Bill No. 168
Returned with amendments.

House Bill No. 179
Returned without amendments.

House Bill No. 229
Returned without amendments.

House Bill No. 261
Returned without amendments.

House Bill No. 483
Returned without amendments.

House Bill No. 497
Returned without amendments.

House Bill No. 499
Returned with amendments.

House Bill No. 626
Returned with amendments.

House Bill No. 896
Returned without amendments.

House Bill No. 1105
Returned without amendments.

House Bill No. 1172
Returned without amendments.

House Bill No. 1242
Returned without amendments.

House Bill No. 1342
Returned without amendments.

House Bill No. 1357
Returned without amendments.

House Bill No. 1358
Returned with amendments.

House Bill No. 1359
Returned without amendments.

House Bill No. 1360
Returned with amendments.

House Bill No. 1361
Returned without amendments.

House Bill No. 1392
Returned with amendments.

House Bill No. 1399
Returned without amendments.

House Bill No. 1402
Returned without amendments.

House Bill No. 1818
Returned without amendments.

Respectfully submitted,
MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

May 22, 2001

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

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

Senate Concurrent Resolution No. 132

Respectfully submitted,
MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

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

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 132— BY SENATOR BOISSIERE AND REPRESENTATIVE SWILLING A CONCURRENT RESOLUTION

To proclaim May 22, 2001, as New Orleans Day at the legislature, and to join in "Celebrating a Saintsational City".

Read by title.

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

Message from the Senate

SENATE BILLS

May 22, 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. 50, 396, 592, 884, and 956

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Swilling, 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. 50— BY SENATOR MARIONNEAUX AN ACT

To amend and reenact R.S. 23:1143(B)(1), relative to maximum attorney fees; and to provide for related matters.

Read by title.

SENATE BILL NO. 396— BY SENATORS FONTENOT AND W. FIELDS AN ACT

To enact R.S. 51:426(10) relative to the prohibition of below cost sales of petroleum products; to provide for certain exemptions; and to provide for related matters.

Read by title.

SENATE BILL NO. 592—
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 44:1(A)(2), relative to public records; to provide that security features of a public body's electronic systems are not public records; and to provide for related matters.

Read by title.

SENATE BILL NO. 884—
BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 15:85(7), (10), and (11)(a), (b)(iv), (v), and (vi), relative to the forfeiture and collection of bonds taken to secure the appearance of persons in court; to provide a period of one year for the surety to satisfy a judgment of bond forfeiture for certain bail obligations; to provide with regard to enforcement and collection of judgments; to provide with regard to failure to satisfy judgments of bond forfeiture; and to provide for related matters.

Read by title.

SENATE BILL NO. 956—
BY SENATOR MICHOT

AN ACT

To enact R.S. 33:2933, relative to electronic governmental transactions; to authorize local entities to conduct electronic transactions using credit cards, debit cards, and similar payment devices; to authorize a fee for such services; and to provide for related matters.

Read by title.

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

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

HOUSE RESOLUTION NO. 88—
BY REPRESENTATIVE BAYLOR

A RESOLUTION

To commend Mrs. Eddie Washington Daniel of Shreveport, upon the occasion of her retirement from the Caddo Parish school system, for her dedicated service to education in Louisiana during the thirty years she has devoted to her work.

Read by title.

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

HOUSE RESOLUTION NO. 89—
BY REPRESENTATIVE DONELON

A RESOLUTION

To commend Sister Mary Aloysius Ott, O.P. upon her retirement.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 171—
BY REPRESENTATIVE JOHNS AND SENATOR MOUNT

A CONCURRENT RESOLUTION

To commend the 2000-01 Sulphur High School softball team on being the Class 5A state champions.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 172—
BY REPRESENTATIVE JOHNS AND SENATOR MOUNT

A CONCURRENT RESOLUTION

To commend the 2000-01 Sulphur High School golf team on being the Class 5A state champions.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 173—
BY REPRESENTATIVE M. JACKSON

A CONCURRENT RESOLUTION

To commend and congratulate Gloryland Baptist Church in Baton Rouge upon the occasion of its Golden Jubilee Anniversary celebrating fifty years of faith and service.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 174—
BY REPRESENTATIVE DANIEL

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to erect directional signs in Baton Rouge indicating the location of the Louisiana State University Rural Life Museum.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 175—
BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To create a task force to review the disproportionate case loads among the courts of appeal in Louisiana and to suggest possible solutions to eliminate the cause or causes of those disproportionate case loads.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 176—
BY REPRESENTATIVE SWILLING AND SENATOR BOISSIERE

A CONCURRENT RESOLUTION

To join in "Celebrating a Saintsational City", to proclaim May 22, 2001, as New Orleans Day at the legislature, and to provide for suitable observance of this special day.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 177—

BY REPRESENTATIVE FRITH

A CONCURRENT RESOLUTION

To urge and request the U.S. Fish and Wildlife Service to establish a cooperative enforcement program with the Louisiana Department of Wildlife and Fisheries.

Read by title.

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

Ordered to the Senate.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Appropriations

May 22, 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. 2, by Hammett
Reported with amendments. (13-0) (Regular)

House Bill No. 556, by Pinac
Reported with amendments. (13-0) (Regular)

House Bill No. 579, by Waddell
Reported with amendments. (13-0) (Regular)

House Bill No. 647, by Diez
Reported with amendments. (13-0) (Regular)

House Bill No. 648, by Downer
Reported with amendments. (13-0) (Regular)

House Bill No. 765, by Salter
Reported with amendments. (13-0) (Regular)

House Bill No. 895, by Cazayoux
Reported with amendments. (14-0) (Regular)

House Bill No. 909, by McMains
Reported with amendments. (13-0) (Regular)

House Bill No. 1056, by LeBlanc
Reported favorably. (11-0) (Regular)

House Bill No. 1159, by Daniel
Reported favorably. (15-0) (Regular)

House Bill No. 1256, by Bruneau
Reported with amendments. (13-0) (Regular)

House Bill No. 1275, by Walsworth
Reported with amendments. (13-0) (Regular)

House Bill No. 1368, by Daniel
Reported with amendments. (12-0) (Regular)

House Bill No. 1433, by Holden
Reported with amendments. (13-0) (Regular)

House Bill No. 1738, by Landrieu

Reported with amendments. (10-0) (Regular)

House Bill No. 1783, by LeBlanc
Reported with amendments. (12-0) (Regular)

House Bill No. 1808, by LeBlanc
Reported with amendments. (13-0) (Regular)

House Bill No. 1817, by DeWitt
Reported favorably. (14-0) (Regular)

House Bill No. 1822, by Murray
Reported favorably. (12-0) (Regular)

House Bill No. 1835, by LeBlanc
Reported with amendments. (16-0) (Regular)

House Bill No. 1870, by LeBlanc
Reported with amendments. (12-0) (Regular)

House Bill No. 1979, by Curtis
Reported with amendments. (13-0) (Regular)

House Bill No. 2013, by Curtis
Reported with amendments. (13-0) (Regular)

House Bill No. 2014, by Green
Reported with amendments. (16-0) (Regular)

JERRY LUKE LEBLANC
Chairman

Report of the Committee on Civil Law and Procedure

May 22, 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. 230, by LaFleur
Reported with amendments. (6-0) (Regular)

House Bill No. 595, by Ansardi
Reported with amendments. (7-0) (Regular)

House Bill No. 621, by Faucheux
Reported by substitute. (8-0) (Regular)

House Bill No. 734, by Jack Smith
Reported favorably. (9-0) (Regular)

House Bill No. 927, by Landrieu
Reported with amendments. (7-0) (Regular)

House Bill No. 1267, by Cazayoux
Reported with amendments. (8-0) (Regular)

House Bill No. 1298, by McMains
Reported by substitute. (7-0) (Regular)

House Bill No. 1439, by Winston
Reported with amendments. (6-0) (Regular)

House Bill No. 1807, by Triche
Reported with amendments. (8-0) (Regular)

Senate Concurrent Resolution No. 19, by Schedler

Reported with amendments. (7-0)

Senate Bill No. 372, by W. Fields
Reported with amendments. (6-0) (Regular)

Senate Bill No. 431, by Michot
Reported with amendments. (8-0) (Regular)

Senate Bill No. 494, by Hines
Reported favorably. (6-0) (Regular)

Senate Bill No. 564, by Romero
Reported favorably. (5-3) (Regular)

Senate Bill No. 750, by Schedler
Reported favorably. (7-0) (Regular)

Senate Bill No. 922, by Dardenne
Reported favorably. (6-0) (Regular)

Senate Bill No. 954, by Dardenne
Reported favorably. (7-0) (Regular)

Senate Bill No. 955, by Dardenne
Reported favorably. (7-0) (Regular)

Senate Bill No. 963, by Lentini
Reported with amendments. (7-0) (Regular)

Senate Bill No. 1076, by Hoyt
Reported favorably. (6-0) (Regular)

F. CHARLES MCMAINS, JR.
Chairman

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

Report of the Committee on Commerce

May 22, 2001

To the Speaker and Members of the House of Representatives:

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

House Bill No. 715, by Diez
Reported with amendments. (9-0) (Regular)

House Bill No. 890, by Powell
Reported with amendments. (9-0) (Regular)

House Bill No. 1122, by Pinac
Reported with amendments. (11-0) (Regular)

House Bill No. 1141, by Pinac
Reported with amendments. (11-0) (Regular)

House Bill No. 1562, by Donelon
Reported with amendments. (13-0) (Regular)

House Bill No. 1685, by Daniel
Reported with amendments. (11-0) (Regular)

House Bill No. 1777, by Diez
Reported with amendments. (11-0) (Regular)

House Bill No. 1932, by Flavin

Reported by substitute. (11-0) (Regular)

Senate Concurrent Resolution No. 65, by Heitmeier
Reported favorably. (11-0)

Senate Bill No. 418, by Schedler
Reported favorably. (10-0) (Regular)

Senate Bill No. 703, by Malone
Reported with amendments. (10-0) (Regular)

Senate Bill No. 941, by Hainkel
Reported favorably. (12-0) (Regular)

Senate Bill No. 1002, by Hainkel
Reported favorably. (10-0) (Regular)

Senate Bill No. 1074, by Lambert
Reported favorably. (12-0) (Regular)

GIL J. PINAC
Chairman

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

Report of the Committee on Environment

May 22, 2001

To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 769, by Gautreaux
Reported favorably. (9-0) (Regular)

N. J. DAMICO
Chairman

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

Report of the Committee on Transportation, Highways and Public Works

May 22, 2001

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Transportation, Highways and Public Works to submit the following report:

House Bill No. 609, by Downer
Reported with amendments. (14-0) (Regular)

House Bill No. 1709, by Diez
Reported by substitute. (14-0) (Regular)

House Bill No. 1902, by Downer
Reported with amendments. (14-0) (Regular)

House Bill No. 2027, by Downer
Reported with amendments. (15-0) (Regular)

Senate Concurrent Resolution No. 106, by Michot
Reported favorably. (16-0) (Regular)

Senate Concurrent Resolution No. 107, by Marionneaux
Reported favorably. (11-0) (Regular)

Senate Bill No. 24, by McPherson
Reported favorably. (12-0) (Regular)

Senate Bill No. 45, by Fontenot
Reported favorably. (11-0) (Regular)

Senate Bill No. 53, by Lambert
Reported with amendments. (11-0) (Regular)

Senate Bill No. 110, by Thomas
Reported favorably. (11-0) (Regular)

Senate Bill No. 143, by McPherson
Reported favorably. (16-0) (Regular)

Senate Bill No. 228, by Mount
Reported favorably. (11-0) (Regular)

Senate Bill No. 234, by Fontenot
Reported favorably. (11-0) (Regular)

Senate Bill No. 379, by Ellington
Reported favorably. (15-0) (Regular)

Senate Bill No. 412, by Ellington
Reported with amendments. (15-0) (Regular)

Senate Bill No. 420, by Hainkel
Reported favorably. (11-0) (Regular)

Senate Bill No. 501, by Fontenot
Reported with amendments. (15-0) (Regular)

Senate Bill No. 559, by Lentini
Reported favorably. (11-0) (Regular)

Senate Bill No. 676, by McPherson
Reported favorably. (16-0) (Regular)

Senate Bill No. 680, by McPherson
Reported favorably. (16-0) (Regular)

Senate Bill No. 1025, by McPherson
Reported favorably. (16-0) (Regular)

Senate Bill No. 1031, by Fontenot
Reported favorably. (11-0) (Regular)

Senate Bill No. 1044, by M. Smith
Reported favorably. (11-0) (Regular)

Senate Bill No. 1054, by Theunissen
Reported favorably. (10-0) (Regular)

Senate Bill No. 1100, by Cain
Reported favorably. (15-0) (Regular)

JOHN C. DIEZ
Chairman

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

Report of the Committee on Ways and Means

May 22, 2001

To the Speaker and Members of the House of Representatives:

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

House Bill No. 565, by Hammett
Reported by substitute. (12-0) (Regular)

House Bill No. 1495, by Townsend
Reported with amendments. (10-0-1) (Regular)

House Bill No. 1875, by Ansardi
Reported favorably. (11-0-1) (Regular)

Senate Bill No. 1046, by Ellington
Reported favorably. (11-2-1) (Regular)

BRYANT O. HAMMETT, JR.
Chairman

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

Privileged Report of the Committee on Enrollment

May 22, 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. 85—
BY REPRESENTATIVE FRITH
A RESOLUTION

To commend Luke Harrington upon his repeat performance as
decathlon champion at the Sun Belt Conference Track and Field
Championships.

HOUSE RESOLUTION NO. 86—
BY REPRESENTATIVE CLARKSON
A RESOLUTION

To commend the Aurora Plantation Gardeners, the Fleur de Lis Garden
Club, the Park Timbers Garden Club, and the Tall Timbers Garden
Club for their annual tree planting celebration of Arbor Day in
New Orleans.

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 22, 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. 161—

BY REPRESENTATIVE R. ALEXANDER

A CONCURRENT RESOLUTION

To recognize and salute the Louisiana Dental Association and the Donated Dental Service Program of Louisiana for donating dental treatment to disabled and aged citizens of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 162—

BY REPRESENTATIVE GLOVER

A CONCURRENT RESOLUTION

To commend Faith Jenkins as she completes her reign as Miss Louisiana 2000.

HOUSE CONCURRENT RESOLUTION NO. 165—

BY REPRESENTATIVES DIEZ AND QUEZAIRE AND SENATORS HAINKEL AND LAMBERT

A CONCURRENT RESOLUTION

To express the condolences and heartfelt sorrow of the Legislature of Louisiana upon the death of Mrs. E.J. Ourso.

HOUSE CONCURRENT RESOLUTION NO. 168—

BY REPRESENTATIVES ROMERO AND HEBERT

A CONCURRENT RESOLUTION

To urge and request the U.S. Army Corps of Engineers to increase the water flow rate from the Mississippi River into the Atchafalaya River through the Old River Control structure in Simmesport.

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.

Suspension of the Rules

On motion of Rep. Rodney Alexander, the rules were suspended to permit the Committee on Health and Welfare to meet on Wednesday, May 23, 2001, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

Senate Bill No. 458

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 Wednesday, May 23, 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. 1037, 1042, and 1371

Senate Bill No. 239

Senate Concurrent Resolution No. 75

Suspension of the Rules

On motion of Rep. Pierre, the rules were suspended to permit the Committee on Natural Resources to meet on Wednesday, May 23, 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 Nos. 166 and 169

Leave of Absence

Rep. Guillory - 1 day

Adjournment

On motion of Rep. Kenney, at 6:05 P.M., the House agreed to adjourn until Wednesday, May 23, 2001, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Wednesday, May 23, 2001.

ALFRED W. SPEER
Clerk of the House