The House of Representatives was called to order at 3:00 P.M., by the Honorable Charlie DeWitt, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

Mr. Speaker Glover Perkins
Alario Green Pierre
Alexander, E Guillory Pinac
Alexander, R Hammett Pitre
Ansardi Heaton Powell
Baudoin Hebert Pratt
Baylor Hill Quezaire
Bowler Holden Riddle
Broome Hopkins Salter
Bruce Hudson Romero
Bruneau Hunter Schwegmann
Carter, K Johns Smith, G.—56th
Carter, R Iles Smith, J.H.—8th
Cayreas Jackson, L Smith, J.R.—30th
Clarkson Jackson, M Smith, J.R.—30th
Crane Johns Smith, G.—56th
Crowe Katz Smith, J.R.—30th
Currie Kenward Smth, J.H.—8th
Damico Kenney Smith, J.H.—8th
Daniel LaFleur Sneed
Dartez Lancaster Sneed
Devillier Landrieu Sneed
Diez LeBlanc Sneed
Doerge Lucas Smith, J.—50th
Donelon Martiny Smith, J.—50th
Downer McCallum Smith, J.—50th
Durand McDonald Smith, J.—50th
Erdey McManus Tucker
Farrar McVea Waddell

ABSENT

Total—104

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

Prayer

Prayer was offered by Rev. Rodney P. Bourg.

Pledge of Allegiance

Rep. Devillier 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. Frieth, the reading of the Journal was dispensed with.

On motion of Rep. Frieth, the Journal of May 24, 2001, was adopted.

Suspension of the Rules

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

Petitions, Memorials and Communications

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 24, 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. 68

Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

HOUSE BILLS

May 24, 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. 15  
Returned without amendments.

House Bill No. 84  
Returned without amendments.

House Bill No. 152  
Returned without amendments.

House Bill No. 248  
Returned without amendments.

House Bill No. 270  
Returned without amendments.

House Bill No. 272  
Returned without amendments.

House Bill No. 273  
Returned without amendments.

House Bill No. 306  
Returned without amendments.

House Bill No. 307  
Returned without amendments.

House Bill No. 371  
Returned without amendments.

House Bill No. 404  
Returned without amendments.

House Bill No. 430  
Returned without amendments.

House Bill No. 531  
Returned without amendments.

House Bill No. 546  
Returned without amendments.

House Bill No. 560  
Returned without amendments.

House Bill No. 631  
Returned without amendments.

House Bill No. 656  
Returned without amendments.

House Bill No. 724  
Returned without amendments.

House Bill No. 804  
Returned without amendments.

House Bill No. 864  
Returned with amendments.

House Bill No. 880  
Returned without amendments.

Message from the Senate

ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS

May 29, 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. 128

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

May 29, 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 No. 133

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.

Privileged Report of the Legislative Bureau

May 29, 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. 100  
Reported without amendments.

Senate Bill No. 154  
Reported without amendments.

Senate Bill No. 281  
Reported without amendments.

Senate Bill No. 284  
Reported without amendments.

Senate Bill No. 300

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate
Reported without amendments.

Senate Bill No. 477
Reported without amendments.

Senate Bill No. 487
Reported without amendments.

Senate Bill No. 489
Reported without amendments.

Senate Bill No. 571
Reported without amendments.

Senate Bill No. 654
Reported without amendments.

Senate Bill No. 655
Reported with amendments.

Senate Bill No. 733
Reported without amendments.

Senate Bill No. 748
Reported with amendments.

Senate Bill No. 809
Reported without amendments.

Senate Bill No. 823
Reported without amendments.

Senate Bill No. 878
Reported without amendments.

Senate Bill No. 893
Reported without amendments.

Senate Bill No. 896
Reported without amendments.

Senate Bill No. 990
Reported without amendments.

Senate Bill No. 998
Reported without amendments.

Senate Bill No. 1022
Reported without amendments.

Senate Bill No. 1027
Reported without amendments.

Senate Bill No. 1040
Reported without amendments.

Senate Bill No. 1041
Reported without amendments.

Senate Bill No. 1073
Reported without amendments.

Respectfully submitted,

JOE SALTER
Chairman

Introduction of Resolutions,
House and House Concurrent

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

**HOUSE RESOLUTION NO. 96—**

BY REPRESENTATIVE CRANE

A RESOLUTION

To commend Wendy Kopp, founder and president of Teach For America, upon her visit to Baton Rouge.

Read by title.

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

**HOUSE RESOLUTION NO. 97—**

BY REPRESENTATIVE SHAW

A RESOLUTION

To direct the Louisiana State Law Institute to study the effects of the community property regime on retirement and pension plans.

Read by title.

On motion of Rep. Shaw, and under a suspension of the rules, the above resolution was referred to the Committee on Civil Law and Procedure, under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 181—**

BY REPRESENTATIVES McMAINS, JOHNS, CLARKSON, SNEED, AND DOWNER

A CONCURRENT RESOLUTION

To direct the Louisiana State Law Institute to study adoption procedures and the constitutionality of certain procedures for the termination of parental rights.

Read by title.

On motion of Rep. McMains, and under a suspension of the rules, the above resolution was referred to the Committee on Civil Law and Procedure, under the rules.

**Senate Concurrent Resolutions**

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

**SENATE CONCURRENT RESOLUTION NO. 134—**

BY SENATORS SMITH, BARHAM, ELLINGTON, GAUTREAUX, HINES, HOYT, MARONNEAUX, MCPHERSON, ROMERO, THEUNISEN, THOMAS AND REPRESENTATIVES THOMPSON, DEWITT, KENNEY, AND MORIZH

A CONCURRENT RESOLUTION

To urge and request the president of the United States and to memorialize the Congress of the United States to expand and increase funding for agricultural conservation programs.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 137—**

BY SENATOR HINES

A CONCURRENT RESOLUTION

To commend the players, coaches, managerial personnel, and statisticians of the Pine Prairie High School Boys Baseball Team upon its excellence during the 2000-2001 season that culminated in its winning the Class B state high school baseball championship.
SENATE CONCURRENT RESOLUTION NO. 138—

BY SENATOR HINES
A CONCURRENT RESOLUTION
To commend the players, coaches, and managerial personnel of the Elizabeth High School Boys baseball team upon its excellence during the 2000-2001 season that culminated in its winning the Class C state high school baseball championship.

Read by title.

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

SENATE BILLS AND JOINT RESOLUTIONS ON SECOND READING TO BE REFERRED

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

SENATE BILL NO. 240—
BY SENATORS ELLINGTON AND SCHEDLER
A JOINT RESOLUTION
Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, relative to the prohibited use of funds, credit, property or things of value of the state or political subdivisions; to provide an exception for purposes of investment of a portion of the Medicaid Trust Fund for the Elderly; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

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

SENATE BILL NO. 331—
BY SENATOR MICHOT
AN ACT
To amend and reenact R.S. 23:1035(A), 1063, and 1163(B); relative to workers' compensation; to limit the exemption of a sole proprietor from the workers' compensation provision under certain circumstances; to provide for indemnification of the principal in certain circumstances; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 719—
BY SENATOR DARDENNE
AN ACT
To amend and reenact R.S. 23:1201(F), relative to workers' compensation; to provide with respect to benefits; to provide for penalties and attorney fees; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 739—
BY SENATOR SCHEDLER
AN ACT
To amend and reenact R.S. 17:1519.2(B), 1519.4(A)(1), (C)(1) and (2), and (E)(1), to enact R.S. 17:1516(C), and to repeal R.S. 17:1519.4(B)(1), relative to hospitals operated by the Louisiana State University Health Sciences Center; to provide requirements on appropriations schedules; to provide that the Health Care Services Fund be a restricted fund; to authorize the center to retain excess revenues; to delete provisions requiring a memorandum of understanding between the health care services division and the Department of Health and Hospitals; to delete restrictions on Medicaid collections by the division; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 749—
BY SENATOR FONTENOT
AN ACT
To amend and reenact R.S. 37:1367(A), relative to professions and occupations; to provide with respect to plumbers; to provide for a licensed journeyman plumber to supervise two apprentices on a job; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 817—
BY SENATOR BOISSIERE
AN ACT
To amend and reenact R.S. 11:3370(G), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to change the percentage of the pension fund portfolio which may be invested in equities; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 844—
BY SENATOR BOISSIERE
AN ACT
To amend and reenact R.S. 11:3385.2(A) and to enact R.S. 11:3385.1(L), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to authorize deferred retirement option plan with a later initial lump sum benefit; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Retirement.
SENATE BILL NO. 871—
BY SENATOR BOISSIERE
AN ACT
To enact R.S. 11:3385.1(L), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to authorize eligible members to elect to participate in the Deferred Retirement Option Plan on a retroactive basis and receive a lump sum benefit of up to five years based upon the value of the pension at the retroactive date selected; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 872—
BY SENATOR BOISSIERE
AN ACT
To amend and reenact R.S. 11:3384(B), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to increase the accrual rate of the retirement benefit for a member who has thirty years of service; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 885—
BY SENATOR MARIONNEAUX
AN ACT
To amend and reenact Code of Criminal Procedure Art. 345(B), (C), and (D)(2), relative to letters of incarceration after detention of a defendant relative to forfeiture of bond; to authorize issuance of such letters by any officer of the facility where the defendant is incarcerated; to provide relative to proof of defendant's incarceration; to provide relative to conditions required to satisfy judgment of bond forfeiture; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 904—
BY SENATOR HAINKEL
AN ACT
To amend and reenact R.S. 29:727(D), (E), and (F)(2) and (6) and to enact R.S. 29:737, relative to emergency assistance and disasters; to provide the powers and duties of the chief executive officer of a municipality within the municipality during an emergency; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.
SENATE BILL NO. 1026—
BY SENATOR CHAISSON
AN ACT
To enact R.S. 45:561 through 564, relative to railroads; to provide for requirements for railroads crossing public roads; to provide for enforcement and certification by the Louisiana Public Service Commission; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1042—
BY SENATOR SCHEDLER
AN ACT
To enact Part X of Chapter 1 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:221 through 236, relative to mental health; to provide for advance directives for mental health treatment; to provide for definitions; to provide for making of an advance directive and for period of validity; to provide for designation of a representative for decisions relative to mental health treatment; to provide for execution of advance directive and for witnesses thereof; to provide for operation of an advance directive and for physician and providers to act in accordance therewith; to provide for determination of incapacity; to provide for a representative's scope of authority and his powers, duties, and limitation on liability; to provide for prohibition against requiring a person to execute or refrain from executing an advance directive as a criterion for insurance, for receiving treatment, or discharging from a health care facility; to require an advance directive to be part of a person's medical record, for provider compliance, and for withdrawal of the provider; to provide circumstances for disregarding an advance directive; to provide for revocation; to provide for limitations on liability of physicians and other providers; to prohibit certain individuals from serving as representatives and from serving as witnesses; to provide for volunteering of representatives and rescinding the withdrawal; to provide for a form; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1075—
BY SENATOR W. FIELDS
AN ACT
To amend and reenact R.S. 9:3541.1(A), (D) and (E), relative to home solicitation sales; to provide for a consumer's right to cancel mail and check solicitation sales; and to provide for related matters.

Read by title.

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

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.

Called from the calendar.

Motion

Rep. Landrieu moved that Senate Bill No. 502 be designated as a duplicate of House Bill No. 1596.

Which motion was agreed to.

Rep. Landrieu moved that Senate Bill No. 502 be amended to conform with House Bill No. 1596 and sent up the following floor amendments:

HOUSE FLOOR AMENDMENTS

Conforming Amendments proposed by Representative Landrieu to Reengrossed Senate Bill No. 502 by Senator Schedler (Duplicate of House Bill No. 1596)

AMENDMENT NO. 1
On page 2, line 17, after "prior" insert "or retroactive"

AMENDMENT NO. 2
On page 2, line 21, delete "reduces costs" and insert "prove to be cost-effective" and at the end of the line delete "drug"

AMENDMENT NO. 3
On page 4, delete lines 4 through 8 in their entirety

AMENDMENT NO. 4
On page 6, line 5, change "seventeen" to "nineteen"

AMENDMENT NO. 5
On page 6, at the end of line 9, insert "The committee shall be representative of the state's geographic and demographic composition, including women and minorities."

1936
AMENDMENT NO. 6

On page 7, delete lines 25 and 26 in their entirety and on page 8, delete lines 2 through 4 in their entirety and insert the following:

(viii) HIV/AIDS.
(ix) Mental illness.
(x) Osteoporosis.

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

Motion

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

House and House Concurrent Resolutions Reported by Committee

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

HOUSE CONCURRENT RESOLUTION NO. 143—
BY REPRESENTATIVES BAUDOIN, R. CARTER, DURAND, FRITH, HILL, ILES, KENNEY, LAFLEUR, MORRISH, AND STRAIN
A CONCURRENT RESOLUTION
To memorialize the United States Congress to assist the Federal Trade Commission in preventing the sale of crawfish and catfish imported from Asia and Spain at prices with which Louisiana producers cannot compete.

Read by title.

Reported favorably by the Committee on Agriculture.

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

HOUSE CONCURRENT RESOLUTION NO. 154—
BY REPRESENTATIVE K. CARTER
A CONCURRENT RESOLUTION
To urge and request the Legislature of Louisiana to recognize the history, economic impact, and social benefits of Louisiana’s music industry, to embark upon greater efforts to enshrine, memorialize, and develop historically significant music sites and areas, to urge state government to invest in strong music education and music history projects that will carry Louisiana’s music legacy forward for future generations, and to declare parts of New Orleans as “The Birthplace of Jazz, New Orleans Rhythm and Blues, and Rock and Roll.”

Read by title.

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

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

Senate Concurrent Resolutions Reported by Committee

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

SENATE CONCURRENT RESOLUTION NO. 14—
BY SENATOR SMITH
A CONCURRENT RESOLUTION
To encourage the display of the national motto of the United States of America;

Read by title.
Reported favorably by the Committee on Judiciary.

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

**SENATE CONCURRENT RESOLUTION NO. 105—**

**BY SENATOR SMITH**

A CONCURRENT RESOLUTION

To establish a special committee to study all aspects of sportsmanship at youth sporting events and to provide recommendations to the legislature on the feasibility of establishing a policy or program for parents or legal guardians who have children who participate in youth sports activities.

Read by title.

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

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

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

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

**HOUSE BILL NO. 96—**

**BY REPRESENTATIVE BRUNEAU**

AN ACT

To amend and reenact R.S. 43:202(B) and to enact R.S. 43:202(C), relative to the publication of judicial advertisements and legal notices in the parish of Orleans; to provide for additional advertisements for the sale of immovable property; to provide for certain exceptions; to provide for validity of the sale; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original House Bill No. 96 by Representative Bruneau

**AMENDMENT NO. 1**

On page 1, line 2, change "43:202" to "43:202(B) and to enact R.S. 43:202(C)"

**AMENDMENT NO. 2**

On page 1, delete lines 4 through 5 in their entirety and insert the following:

"additional advertisements for the sale of immovable property; to provide for certain exceptions; to provide for validity of the sale; and to provide for related"

**AMENDMENT NO. 3**

On page 1, line 11, change "43:202" to "43:202(B)"

**AMENDMENT NO. 4**

On page 1, line 11, after "reenacted" and before "to" insert "and R.S. 43:202(C) is hereby enacted"

**AMENDMENT NO. 5**

On page 1, delete lines 14 through 17 in their entirety

**AMENDMENT NO. 6**

On page 2, delete lines 1 through 23 in their entirety and insert the following:

"* * *

B. In the parish of Orleans, when advertisements are required to be made in relation to judicial proceedings, or in the sale of immovable property under judicial process, or in any other legal proceedings of whatever kind, additional judicial advertisements shall also be inserted in an auxiliary journal which satisfies the requirements of law pertaining to official journals of political subdivisions. The requirements of this Subsection shall not apply to the advertisement of movable property in any proceeding.

C. Failure to comply with the provisions of Subsection B of this Section shall not affect the validity of the sale of any property required to be advertised pursuant to this Section.

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 143—**

**BY REPRESENTATIVE FLAVIN**

AN ACT

To amend and reenact R.S. 33:130.551(C), relative to the North Lake Charles Economic Development District; to remove certain property from the district; and to provide for related matters.

Read by title.

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

The substitute was read by title as follows:

**HOUSE BILL NO. 2074 (Substitute for House Bill No. 143 by Representative Flavin)—**

**BY REPRESENTATIVE FLAVIN**

AN ACT

To amend and reenact R.S. 33:130.556(B)(1), relative to the North Lake Charles Economic Development District; to require the approval of the governing authorities of both the city of Lake Charles and the parish of Calcasieu before the board may call an election for general obligation, ad valorem property tax secured bonds; and to provide for related matters.

Read by title.

On motion of Rep. Broome, the substitute was adopted and became House Bill No. 2074 by Rep. Flavin, on behalf of the Committee on Municipal, Parochial and Cultural Affairs, as a substitute for House Bill No. 143 by Rep. Flavin.

Under the rules, lies over in the same order of business.
HOUSE BILL NO. 510—
BY REPRESENTATIVE MONTGOMERY
AN ACT
To amend and reenact R.S. 11:2221(A), relative to the Municipal Police Employees' Retirement System; to provide with respect to the Deferred Retirement Option Plan, including but not limited to the age and service criteria used for determining eligibility for participation; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 774—
BY REPRESENTATIVE STELLY
AN ACT
To amend and reenact R.S. 23:893, relative to employment of volunteer firefighters; to prohibit employers from terminating or denying leave to a certified volunteer firefighter; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Labor and Industrial Relations to Original House Bill No. 774 by Representative Stelly

AMENDMENT NO. 1
On page 1, delete lines 10 through 16 and insert in lieu thereof the following:

"No certified volunteer firefighter employed by the state of Louisiana shall be denied leave, work-related benefits, or employment to fulfill the duties of such certification for absenting himself from said employment for the purpose of emergency response pursuant to such certification. An emergency shall be an unexpected occurrence that threatens life or property to which an established volunteer fire department or fire protection district responds while the certified volunteer firefighter is engaged in the normal course of state employment and to which the certified volunteer firefighter employed by the state of Louisiana may timely respond to utilize skills which enhance the preservation of life and property."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 790—
BY REPRESENTATIVE PINAC
AN ACT
To amend and reenact R.S. 11:1821(C), relative to the Municipal Employees' Retirement System; to provide with respect to the board of trustees, including the length of the terms of office of certain board members; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1069—
BY REPRESENTATIVE PINAC
AN ACT
To amend and reenact R.S. 11:1801(1), 1802, 1804(1), and 1805(A), relative to the Municipal Employees' Retirement System; to provide with respect to the eligibility for Plan B normal retirement benefits; to provide with respect to the computation of Plan B normal and disability retirement benefits; to provide with respect to the computation of and eligibility for Plan B survivor benefits; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1205—
BY REPRESENTATIVE DANIEL
AN ACT
To amend and reenact R.S. 11:2178(K)(introductory paragraph) and (1), relative to the Sheriffs' Pension and Relief Fund; to provide with respect to cost-of-living adjustments, including but not limited to the payment of such adjustments from interest earnings, deleting the requirement that interest earnings must be in excess of the normal requirements of the fund, deleting the maximum limit applicable to monthly adjustments, and increasing the minimum monthly adjustment payable; to provide an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Retirement to Original House Bill No. 1205 by Representative Daniel

AMENDMENT NO. 1
On page 1, line 2, change "R.S. 11:2178(K)(introductory paragraph) and (1)" to "R.S. 11:2178(K)(1)."

AMENDMENT NO. 2
On page 1, line 5, after "earnings," delete the remainder of the line, delete lines 6 and 7, and on line 8, delete "the normal requirements of the fund."

AMENDMENT NO. 3
HOUSE BILL NO. 1215—
BY REPRESENTATIVE ERDEY
AN ACT
To enact R.S. 11:441(G), relative to the Louisiana State Employees' Retirement System, but limited in application to employees of the Department of Economic Development; to provide with respect to eligibility for retirement and benefits payable upon retirement, including but not limited to allowing employees to retire with twenty years of service regardless of age and to provide for the benefits payable pursuant to such retirement; to provide an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Retirement to Original House Bill No. 1215 by Representative Erdey

AMENDMENT NO. 1
On page 1, line 4, delete "Development;" and insert in lieu thereof "Development and the office of film and video of the Department of Culture, Recreation, and Tourism;"

AMENDMENT NO. 2
On page 2, at the beginning of line 1, delete "G;" and insert "G(1)"

AMENDMENT NO. 3
On page 2, line 3, between "Development" and "whose" insert "or of the office of film and video of the Department of Culture, Recreation, and Tourism;"

AMENDMENT NO. 4
On page 2, line 5, delete "July 1, 2005," and insert "July 1, 2002;"

AMENDMENT NO. 5
On page 2, between lines 11 and 12, insert:

"(2)(a) For purposes of this Subsection, the phrase "as a result of departmental restructuring or reorganization" shall be limited to any person whose job position is eliminated as a result of such restructuring or reorganization.

(b) Any employee who retires pursuant to this Subsection shall not be eligible for benefits pursuant to R.S. 11:446(A)(5)."

(c) The provisions of this Subsection shall only apply to employees whose initial effective date of employment with the Department of Economic Development or the office of film and video occurred on or before March 26, 2001.

(3) Notwithstanding any other provision of law to the contrary, any person who retires pursuant to the provisions of this Subsection and who is reemployed by any participating employer of this system shall have his benefits suspended during the period of such reemployment.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1397—
BY REPRESENTATIVE SCHNEIDER
AN ACT
To amend and reenact R.S. 11:62(5)(g) and Subpart C of Part VII of Chapter 1 of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:601 through 606, relative to the Louisiana State Employees' Retirement System; to provide with respect to the creation of a subplan within the system, including but not limited to participation in the subplan by correctional officers and probation and parole officers, the criteria used for determining eligibility for participation, contributions and benefits, and transfers of service credit; to provide an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Retirement to Original House Bill No. 1397 by Representative Schneider

AMENDMENT NO. 1
On page 1, line 6, delete "subplan" and insert "component"

AMENDMENT NO. 2
On page 1, line 7, delete "subplan" and insert "component"

AMENDMENT NO. 3
On page 2, at the end of line 9, delete " 8%" and insert " 9%"

AMENDMENT NO. 4
On page 3, line 6, delete " subplan." and insert " primar y component."

AMENDMENT NO. 5
On page 3, line 7, delete " subplan." and insert " component."

AMENDMENT NO. 6
On page 3, line 11, delete "primary plan." and insert "primary component."

AMENDMENT NO. 7
On page 3, line 13, delete "secondary plan." and insert "secondary component."
On motion of Rep. Schneider, the amendments were adopted.

On motion of Rep. Schneider, the bill, as amended, was ordered engrossed and passed to its third reading.
Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1408**—
BY REPRESENTATIVE SCHNEIDER
AN ACT
To amend and reenact R.S. 11:2269(B)(1), relative to the Firefighters’ Retirement System; to provide with respect to military service credit, including but not limited to changing the dates during which certain military service must have occurred in order to purchase credit for such service; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the regular calendar.

**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. 12**—
BY SENATOR LENTINI
AN ACT
To amend and reenact Code of Criminal Procedure Art. 793, relative to trial by jury; to allow jurors in criminal cases to take notes under certain conditions; to authorize jurors to use such notes during deliberations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 36**—
BY SENATORS CAIN AND ROMERO
AN ACT
To amend and reenact R.S. 27:323(B)(2), relative to the Louisiana Gaming Control Law; to provide with respect to video draw poker devices; to provide for the Video Draw Poker Device Purse Supplement Fund; to provide for the allocation of funds provided to the Louisiana Quarterhorse Association; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Rengrossed Senate Bill No. 36 by Senators Cain and Romero

**AMENDMENT NO. 1**

On page 1, line 6, after ”Association” and before the semicolon “;” insert ”and the Quarterhorse Racing Association of Louisiana”

**AMENDMENT NO. 2**

On page 2, line 6, after ”quarterhorses” and before ”first” delete ”The” and insert ”Within fifteen days of receipt, the”

**AMENDMENT NO. 3**

On page 2, at the end of line 7, delete ”shall be” and delete lines 8 through 19 in their entirety and insert the following:

"to the Louisiana Quarterhorse Breeders Association shall be disbursed as follows:

(a) Twenty-five thousand dollars shall be paid to the Louisiana Quarterhorse Association to be used for the promotion of youth interest in quarterhorses.

(b) Twenty-five thousand dollars shall be paid to the Quarterhorse Racing Association of Louisiana to be spent at the direction of a majority of the voting members of the board of directors."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 104**—
BY SENATOR ULLO
AN ACT
To amend and reenact Code of Criminal Procedure Art. 659, relative to insanity proceedings; to provide with respect to costs; to provide for fixing fees and expenses for mental examinations; to require the trial judge to utilize the fee schedule provided by law when fixing fees and expenses for court ordered mental examinations and reports prior to commitment; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 105**—
BY SENATOR ULLO
AN ACT
To amend and reenact Code of Criminal Procedure Art. 659, relative to insanity proceedings; to provide with respect to costs; to provide for fixing fees and expenses for mental examinations; to require the trial judge to utilize the fee schedule provided by law when fixing fees and expenses for court ordered mental examinations and reports prior to commitment; and to provide for related matters.

Read by title.
Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 221—
BY SENATORS HINES AND THEUNISSEN
AN ACT
To enact R.S. 42:1123(28), relative to the Code of Governmental Ethics; to exempt former city or parish school board employees from the prohibition against contracting with, or being employed by such board within a certain period of time; to provide for limitations; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 221 by Senator Hines

AMENDMENT NO. 1
On page 1, line 4, delete "contracting with, or"

AMENDMENT NO. 2
On page 1, line 15, delete "contracting with or"

AMENDMENT NO. 3
On page 1, line 16, delete "building" and insert "site"

AMENDMENT NO. 4
On page 2, line 2, delete "less than ten" and insert "a population not in excess of thirty-six"

AMENDMENT NO. 5
On page 2, line 3, delete "students," and insert "people, as determined by the latest federal decennial census."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 239—
BY SENATORS C. JONES AND CRAVINS
AN ACT
To amend and reenact R.S. 14:52.1(B), 56.2(D), 62.1(B) and (C), 67.15(C), 69.1(B)(2), 70.1(B), 82(D), 91.7(C), 92.2(B), 92.3(C), 95(D) and (E), 106(G)(2)(a), (3), and (4), 106.1(C)(2), 119(D), 119.1(D), 122.1(D), 123(C)(1) and (2), 283(B)(2), (3), and (4), 352, and 402.1(B), R.S. 15:529.1(A)(b)(ii) and (c)(ii), 1303(B), R.S. 40:966(B)(1), (C)(1), (D), (E), and (F), 967(B)(1), (2), (3), and (4)(a) and (b), and (F)(1)(a) and (b), (2), (3), 979(A), 981, 981.1, 981.2(B) and (C), and 981.3(A)(1) and (E), and Code of Criminal Procedure Art. 893(A), and to enact R.S. 15:574.22 and R.S. 40:966(G), relative to non-violent crimes; to provide relative to mandatory sentences for such crimes; to remove such mandatory sentences; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 239 by Senator C. Jones

AMENDMENT NO. 1
On page 1, line 2, after "reenact" and before "62.1(B)" delete "R.S. 14:52.1, 56.2(D)," and insert "R.S. 14:56.2(D),"

AMENDMENT NO. 2
On page 1, line 3, after "92.3(C)," and before "95(D)" insert "94(C), (E), and (F),"

AMENDMENT NO. 3
On page 1, at the end of line 7, delete "R.S. 40:966(B)(1)" and insert "R.S. 40:966(B),"

AMENDMENT NO. 4
On page 1, at the beginning of line 9, after "(F)(1)" and before the comma ")," delete "(a) and (b)"

AMENDMENT NO. 5
On page 1, line 15, after "Section 1." and before "62.1(B)" delete "R.S. 14:52.1(B), 56.2(D)" and insert "R.S. 14:56.2(D),"

AMENDMENT NO. 6
On page 1, line 16, after "92.3(C)," insert "94(C), (E), and (F),"

AMENDMENT NO. 7
On page 2, delete lines 4 through 12 in their entirety

AMENDMENT NO. 8
On page 7, line 5, after "years," insert "at least five years of which shall be served without benefit of parole, probation, or suspension of sentence."

AMENDMENT NO. 9
On page 7, line 11 after "life" insert "at least seven years of which shall be served without benefit of parole, probation, or suspension of sentence."
AMENDMENT NO. 10
On page 7, line 25, after "years" delete the period "." and insert "at least two years of which shall be served" without benefit of parole, probation, or suspension of sentence.

AMENDMENT NO. 11
On page 8, line 2, after "years" insert "at least five years of which shall be served" without benefit of parole, probation, or suspension of sentence.

AMENDMENT NO. 12
On page 13, delete lines 26 and 27 in their entirety and on page 14, delete lines 1 through 5 in their entirety and insert in lieu thereof the following:

"(ii) If the third felony or either of the two prior felonies is a felony, or a felony defined under R.S. 14:2(13) or as a violation of the Uniform Controlled Dangerous Substances Law punishable by imprisonment for more than two years or more or any other crime crimes punishable by imprisonment for more than twelve years or more, or any combination of such crimes, the person shall be imprisoned for the remainder of his natural life, without benefit of parole, probation, or suspension of sentence."

AMENDMENT NO. 13
On page 14, delete lines 10 through 12, and insert the following:

"(ii) If the fourth or subsequent felony or any two of the prior felonies is a felony, or a felony defined as either a crime of violence under R.S. 14:2(13) or as a violation of the Uniform"

AMENDMENT NO. 14
On page 14, line 15, after "for" and before "twelve" delete "more than"

AMENDMENT NO. 15
On page 14, line 15, after "years" and before the comma "," insert "or more, or any combination of such crimes"

AMENDMENT NO. 16
On page 14, line 24, after "risk review panels." delete the remainder of the line and delete line 25 in its entirety

AMENDMENT NO. 17
On page 15, line 2, after "(1)" delete the remainder of the line in its entirety and insert in lieu thereof "One member shall be a board certified psychologist. This member"

AMENDMENT NO. 18
On page 15, between lines 9 and 10, insert the following:

"(4) A retired judge with criminal law expertise, who shall be appointed by the governor."

(5) A probation or parole officer with a minimum of ten years experience, who shall be appointed by the governor."
AMENDMENT NO. 32

On page 20, delete line 20, in its entirety and insert:

"(2) Any other controlled dangerous substance classified in Schedule I, shall upon conviction be sentenced to a term of imprisonment at hard labor for not less than five years nor more than thirty years, at least five years of which shall be served without benefit of parole, probation, or suspension of sentence, and pay a fine of not more than fifty thousand dollars."

AMENDMENT NO. 33

On page 22, delete line 10 and insert in lieu thereof the following:

"(2) Except as provided in Subsections E and F hereof G of this Section, on a second conviction for violation of Subsection C of this Section with regard to marijuana, tetrahydrocannabinol or chemical derivatives thereof, the offender shall be fined not more than two thousand dollars, imprisoned with or without hard labor for not more than five years, or both.

(3) Except as provided in Subsections E and F hereof or G of this Section, on a third or subsequent conviction for violation of Subsection C of this Section with regard to marijuana, tetrahydrocannabinol or chemical derivatives thereof, the offender shall be sentenced to imprisonment with or without hard labor for not more than twenty years.

(4) A conviction for the violation of any other statute or ordinance with the same elements as R.S. 40:966(C) prohibiting the possession of marijuana, tetrahydrocannabinol or chemical derivatives thereof, shall be considered as a prior conviction for the purposes of this Subsection relating to penalties for second, third, or subsequent offenders."

AMENDMENT NO. 34

On page 22, line 23, change "thirty" to "forty"

AMENDMENT NO. 35

On page 23, line 3, change "fifteen" to "twenty-five"

AMENDMENT NO. 36

On page 23, line 4, change "thirty" to "forty"

AMENDMENT NO. 37

On page 23, at the end of line 10, after "by" change "Subsection E." to "Subsections D or E."

AMENDMENT NO. 38

On page 23, line 23, after "ten years" add a comma "," and add "at least two years of which shall be served without benefit of parole, probation, or suspension of sentence;"

AMENDMENT NO. 39

On page 24, line 3, after "thirty years," add "at least ten years of which shall be served without benefit of parole, probation, or suspension of sentence;"

AMENDMENT NO. 40

On page 24, line 12, after "years" and before "and" insert a comma "," and add "at least ten years of which shall be served without benefit of parole, probation, or suspension of sentence,"
SENATE BILL NO. 503—
BY SENATOR HINES
AN ACT
To amend and reenact R.S. 37:913(5), relative to registered nurses; to revise the definition of "authorized prescriber" to allow such prescribers to prescribe medical devices or appliances; and to provide for related matters.

Read by title.
Reported favorably by the Committee on Health and Welfare.
Reported without amendments by the Legislative Bureau.
On motion of Rep. Rodney Alexander, the bill was ordered passed to its third reading.
Under the rules, placed on the regular calendar.

SENATE BILL NO. 510—
BY SENATOR SCHEDLER
AN ACT
To enact R.S. 44:4(29), relative to public records; to exempt certain records and information in the possession of the Louisiana State Board of Examiners of Psychologists from the provisions of the public records act; to provide for public access to certain records; and to provide for related matters.

Read by title.
Reported favorably by the Committee on House and Governmental Affairs.
Reported without amendments by the Legislative Bureau.
On motion of Rep. Lancaster, the bill was ordered passed to its third reading.
Under the rules, placed on the regular calendar.

SENATE BILL NO. 511—
BY SENATORS LENTINI AND DUPRE AND REPRESENTATIVE DOWNER
AN ACT
To amend and reenact Code of Criminal Procedure Art. 924 and to enact Code of Criminal Procedure Art. 926.1, Art. 930.3(7), and R.S. 15:151.2(G), relative to post conviction relief; to provide for a procedure for filing post conviction relief to allow DNA testing; to establish a two year period within which an application may be filed; to provide for the burden of proof in such proceeding; to provide for definitions; to provide for the selection of a laboratory; to provide for the protection of evidence during pendency of the application; to require preservation of certain evidence from all cases concluding with a verdict or plea of guilty until August 31, 2003; to provide for a procedure to count the number of applications filed; to create the DNA Testing Post-Conviction Relief for Indigents Fund; to provide relative to legislative appropriations; to provide for the Louisiana Indigent Defender Assistance Board to administer such funds; and to provide for related matters.

Read by title.
Reported with amendments by the Committee on Administration of Criminal Justice.
The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 511 by Senator Lentini

AMENDMENT NO. 1
On page 1, line 5, after "a" and before "year" change "two" to "four"

AMENDMENT NO. 2
On page 1, line 6, after the semicolon ";" and before "to" insert "to provide for exceptions;"

AMENDMENT NO. 3
On page 1, line 11, after "until" and before the semicolon ";" change "August 31, 2003" to "August 31, 2005"

AMENDMENT NO. 4
On page 2, line 25, after "Until" and before the comma "," change "August 31, 2003" to "August 31, 2005"

AMENDMENT NO. 5
On page 3, line 2, after the period "." and before the comma "," change "August 31, 2003" to "August 31, 2005"

AMENDMENT NO. 6
On page 3, line 3, after "after" and before the comma "," change "August 31, 2003" to "August 31, 2005"

AMENDMENT NO. 7
On page 3, line 6, after "on" and before the comma "," change "August 31, 2003" to "August 31, 2005"

AMENDMENT NO. 8
On page 5, line 17, after "(3)" and before "clerks" change "The" to "After service of the application on the district attorney, the"

AMENDMENT NO. 9
On page 5, line 20, after "until" and before the comma "," change "August 31, 2003" to "August 31, 2005" and after "all" delete the remainder of the line and delete line 21 in its entirety and insert in lieu thereof "items of evidence in their possession which are known to contain biological material that can be subjected to DNA testing, in all cases that, as of"

AMENDMENT NO. 10
On page 5, between lines 23 and 24, add the following:

"(4) In all cases in which the defendant has been sentenced to death prior to the effective date of this Act, the clerks of court of each parish and all law enforcement agencies, including but not limited to district attorneys, sheriffs, the office of state police, local police agencies, and crime laboratories shall preserve, until the execution of sentence is completed, all items of evidence in their possession which are known to contain biological material that can be subjected to DNA testing."

Reported without amendments by the Legislative Bureau.
On motion of Rep. Martiny, the amendments were adopted.
On motion of Rep. Martiny, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 560—
BY SENATOR HINES
AN ACT
To enact R.S. 40:2212(C), relative to basic benefit plans provided under a health care cost control program; to prohibit the basic benefit plan from excluding direct reimbursement to advance practice registered nurses; to require reimbursement for advanced practice registered nurses at a rate equal to that paid other health care providers for performance of the same services; and to provide for related matters.

Read by title.
Reported favorably by the Committee on Health and Welfare.
Reported without amendments by the Legislative Bureau.

On motion of Rep. Rodney Alexander, the bill was ordered passed to its third reading.
Under the rules, placed on the regular calendar.

SENATE BILL NO. 574—
BY SENATOR ULLO
AN ACT
To amend and reenact R.S. 42:1132(B)(2)(a), relative to the appointment of members to the Board of Ethics; to require that the appointment of the members to the Board of Ethics be made within sixty days of their nomination; and to provide for related matters.

Read by title.
Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 574 by Senator Ullo

AMENDMENT NO. 1
On page 1, line 3, between "appointment" and "of" insert "or election"

AMENDMENT NO. 2
On page 1, line 4, after "Ethics be" delete the remainder of the line and on line 5 delete "nomination;" and insert the following:
"completed not later than sixty days after the receipt of the names of the nominees; to provide for election and appointment of members to the board in the event no one is appointed or elected in the sixty-day period;"

AMENDMENT NO. 3
On page 2, line 13 after "members" delete the remainder of the line and delete line 14 in its entirety and insert "no later than sixty days after the receipt of the names of the nominees;"

AMENDMENT NO. 4
On page 2, at the end of line 14, insert the following:

"Should the governor fail to make an appointment in the sixty-day period, the nominee listed first on the list of nominees shall be deemed appointed to fill the vacancy. Should the Senate or House of Representatives, whichever is appropriate, fail to elect a member from the list of nominees in the sixty-day period, the nominee listed first on the list of nominees shall be deemed elected to fill the vacancy;"

Reported without amendments by the Legislative Bureau.

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

On motion of Rep. Lancaster, the bill, as amended, was ordered passed to its third reading.
Under the rules, placed on the regular calendar.

SENATE BILL NO. 672—
BY SENATOR MCPHERSON
AN ACT
To amend and reenact R.S. 17:179(A), relative to student identification badges; to authorize certain local school boards in certain parishes to issue student identification badges; and to provide for related matters.

Read by title.
Reported favorably by the Committee on Education.
Reported without amendments by the Legislative Bureau.

On motion of Rep. Crane, the bill was ordered passed to its third reading.
Under the rules, placed on the regular calendar.

SENATE BILL NO. 702—
BY SENATOR DARDENNE
AN ACT
To enact R.S. 17:154.4, relative to public school schedules; to require the governing authority of any city, parish, or other local public school system to schedule and conduct an additional instructional day under certain circumstances; and to provide for related matters.

Read by title.
Reported with amendments by the Committee on Education.
The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Engrossed Senate Bill No. 702 by Senator Dardenne

AMENDMENT NO. 1
On page 1, line 12, after "closes school" and before "as" insert "for a day"

AMENDMENT NO. 2
On page 1, line 15, after "of school" and before "in" insert "for each day school was closed"

Reported without amendments by the Legislative Bureau.
On motion of Rep. Crane, the amendments were adopted.
On motion of Rep. Crane, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 726—**
BY SENATORS HINES AND SCHEDLER
AN ACT
To amend and reenact R.S. 40:961(33), relative to advanced practice registered nurses; to provide relative to controlled dangerous substances; to provide relative to the definition of "prescription" relative to such substances; to include advanced practice registered nurses in such definition; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 730—**
BY SENATOR HINES
AN ACT
To amend and reenact the introductory paragraph of R.S. 37:1031(B) and (C), relative to the Joint Administration Committee on Prescriptive Authority for Advanced Practice Registered Nurses; to provide for its membership; to provide for its powers and duties; to provide an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**
Amendments proposed by House Committee on Health and Welfare to Engrossed Senate Bill No. 730 by Senator Hines

**AMENDMENT NO. 1**
On page 2, at the end of line 11, after "Louisiana" and before "Association" insert "State Nurses"

**AMENDMENT NO. 2**
On page 2, at the end of line 11, add a period "." and delete line 12 in its entirety

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. 730 by Senator Hines

**AMENDMENT NO. 1**
On page 1, line 2, following "reenact" and before "R.S." delete "the introductory paragraph of"
Amendments proposed by House Committee on Insurance to Reengrossed Senate Bill No. 807 by Senator Lentini

AMENDMENT NO. 1
On page 1, line 2, after "To" delete "amend and reenact R.S. 22:3077(A)," and insert "enact R.S. 22:3077(H),".

AMENDMENT NO. 2
On page 1, line 3, after "prohibit" delete the remainder of the line and insert "medical necessity review organizations from making adverse certain authorization or certification requirements; and"

AMENDMENT NO. 3
On page 1, line 8, after "1." delete "R.S. 22:3077(A) is hereby amended and reenacted" and insert "R.S. 22:3077(H) is hereby enacted"

AMENDMENT NO. 4
On page 1, delete lines 11 through 16 in their entirety

AMENDMENT NO. 5
On page 2, delete lines 1 through 14 in their entirety

Under the rules, placed on the regular calendar.

SENATE BILL NO. 764—
BY SENATOR DARDENNE
AN ACT
To amend and reenact R.S. 17:525(A), relative to school districts; to continue the applicability of provisions concerning promotion of certain school employees to certain school districts; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 829—
BY SENATOR THEUNISSEN
AN ACT
To amend and reenact R.S. 17:3226(A) and to enact R.S. 17:3228, relative to the authority of the Board of Regents to establish learning centers; to authorize the Board of Regents to establish
learning centers in areas of the state not adequately provided with postsecondary education services; to provide for the operation, management and supervision of the learning centers; to authorize the establishment of advisory councils; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Education to Engrossed Senate Bill No. 829 by Senator Theunissen

**AMENDMENT NO. 1**

On page 1, line 6, after "management" and before "and" insert a comma " , "

**AMENDMENT NO. 2**

On page 2, line 6, after "management" and before "and" insert a comma " , "

**AMENDMENT NO. 3**

On page 2, at the beginning of line 18, after "management" and before "and" insert a comma " , "

**AMENDMENT NO. 4**

On page 2, at the end of line 24, after "agreement" and before "or" insert a comma " , "

**AMENDMENT NO. 5**

On page 3, at the beginning of line 1, after "appointment" and before "and" insert a comma " , "

**AMENDMENT NO. 6**

On page 3, line 1, after "councils" delete the comma ",," and delete the remainder of the line and delete lines 2 through 4 and insert the following:

"to advise and make recommendations regarding program needs, operation of the centers, and related matters. Membership on such councils shall include substantial representation from the local communities where such learning centers are located."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 855—**

BY SENATORS SCHEDLER, BAJOIE, MOUNT AND IRONS AND REPRESENTATIVES TRICHE AND SCHWEGMANN

AN ACT

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

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

Under the rules, placed on the regular calendar.
SENATE BILL NO. 865—
BY SENATOR THOMAS
AN ACT
To enact R.S. 22:230.5, relative to health insurance coverage; to provide with respect to health insurance benefits and options mandated by law; to provide for actuarial cost analysis and periodic reevaluations of statutory mandates; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

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. 865 by Senator Thomas

AMENDMENT NO. 1
On page 2, line 15, following "this" and before "shall" change "Subsection" to "Section"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 905—
BY SENATOR HAINKEL AND REPRESENTATIVE DEWITT
AN ACT
To enact R.S. 24:39, relative to the state capitol complex; to provide for security services within the state capitol complex; to create and to provide for the membership, powers, and duties of the Capitol Security Control Council; to authorize the council to establish rules and to provide for the enforcement thereof; to provide for the authority of public safety services within the Department of Public Safety and Corrections; to provide for traffic and parking infractions within the state capitol complex; to provide for vehicle impoundment and the imposition of penalties for traffic and parking infractions; to provide for the duties of the secretary of the Senate and the clerk of the House of Representatives; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 905 by Senator Hainkel

AMENDMENT NO. 1
On page 1, line 3, delete "security services" and insert "regulation and control"

AMENDMENT NO. 3
On page 1, line 3, after "complex," delete the remainder of the line, and delete lines 4 through 11, in their entirety, and on line 12 delete "Representatives;" and insert "to provide for the definition of state capitol complex;"

AMENDMENT NO. 4
On page 1, line 14, delete "R.S. 24:39 is" and insert "R.S. 49:150.2 and 150.3 are"

AMENDMENT NO. 5
On page 1, delete lines 15 and 16 in their entirety, and delete pages 2 through 5 in their entirety, and on page 6, delete lines 1 through 12, in their entirety, and insert the following:

§150.2. Regulation and control within the capitol complex

A. Except as provided in R.S. 49:150.1, the governor, the president of the senate and the speaker of the house of representatives may jointly provide for uniform provisions and procedures for the regulation and control of the state capitol complex.

B.(1) Such uniform provisions and procedures may include, but need not be limited to any measure with regard to any issue involving the state capitol complex, security services, vehicular traffic and parking control within and about the state capitol building, and other contingencies, incidents, or issues which may affect the protection and safety of the state capitol complex and its occupants, visitors or users.

(2) The governor, the president of the Senate and the speaker of the House of Representatives may seek the advice and counsel of the deputy secretary for public safety services of the department of public safety and corrections, office of state police, with regard to provisions and procedures affecting security services and other safety issues.

§150.3. Definitions

For the purposes of this Subpart, "state capitol complex" means that area in the city of Baton Rouge containing the state capitol building and bounded on the south by North Street, on the west by the Mississippi River, on the north by Choctaw Drive, and on the east by the Kansas City Southern Railway tracks.

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 964—
BY SENATOR BOISSIERE
AN ACT
To amend and reenact R.S. 22:1406.1, relative to fire and homeowners insurance; to create the Fair Access to Insurance Requirements Plan; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.
Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1043—
BY SENATORS SCHEDLER, BADOIE, CHAISON, DEAN, HINES, B. JONES AND MOUNT
AN ACT
To enact R.S. 46:159.1, relative to hospice care for terminally ill persons; to provide for the development of a pilot project for hospice care in the Medicaid program; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1055—
BY SENATOR BARHAM
AN ACT
To authorize and empower the secretary of the Department of Wildlife and Fisheries to exchange title to certain described property in Ouachita Parish; to provide for property descriptions; to provide for terms and conditions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1060—
BY SENATOR ROMERO
AN ACT
To authorize the secretary of the Department of Public Safety and Corrections to exchange certain property in Lafayette Parish with Adrian Vega; to provide for property descriptions; to provide for reservation of mineral rights; to provide for terms and conditions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1061—
BY SENATOR ROMERO
AN ACT
To authorize and empower the state land office to sell the state's undivided interest in a certain parcel of land in St. Martin Parish at public auction; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

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. 1061 by Senator Romero

AMENDMENT NO. 1
On page 1, line 7, following "office" and before "hereby" insert "is"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1064—
BY SENATOR HAINKEL
AN ACT
To enact R.S. 24:31.10 and 31.11, relative to expense allowances for legislators; to increase the monthly expense allowance in connection with the holding or conduct of office; to provide an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 1064 by Senator Hainkel

AMENDMENT NO. 1
On page 1, line 3, between "allowance" and "in" insert "for members of the Senate"

AMENDMENT NO. 2
On page 1, line 4, between "provide" and "an" insert "for vouchered expenses for members of the House of Representatives; to provide"

AMENDMENT NO. 3
On page 1, at the end of line 9, insert a semicolon ";" and "Senate"
On page 4, delete lines 9 through 12 in their entirety and insert the following:

"§31.11. Additional vouchered expenses; House of Representatives

In addition to the salary, compensation, and all other allowances provided by law for members of the legislature, the House of Representatives may provide by rule for additional vouchered expenses of its members."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1072—

BY SENATORS B. JONES, HEITMEIER, BARHAM BEAN, CAIN, CHAISON, DARDENNE, DEAN, DUPRE, ELLINGTON, FONTENOT, GAUTREAUX, HAINKEL, HINES, C. JONES, LENTINI, SCHEDLER, SMITH, THEUNISSEN, THOMAS AND ULLO

AN ACT

To repeal R.S. 17:71.3(E)(2)(d) and (3), relative to reapportionment of school boards; to repeal certain provisions relative to subdivision of precincts to create certain school board districts; to allow certain school boards to divide precincts for the purpose of reapportionment; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 1072 by Senator B. Jones

AMENDMENT NO. 1

On page 1, line 2, after "To" delete "repeal R.S. 17:71.3(E)(2)(d) and (3)," and insert the following:

"amend and reenact R.S. 17:71.3(E)(2) and to repeal R.S. 17:71.3(E)(3),"

AMENDMENT NO. 2

On page 1, line 3, delete "boards, " and insert "boards; to provide for the subdivision of precincts in certain circumstances;"

AMENDMENT NO. 3

On page 1, line 4, after "board" delete the remainder of the line and delete line 5 in its entirety and insert the following:

"districts in parishes having a population of ten thousand or fewer persons; and to provide"

AMENDMENT NO. 4

On page 1, line 8, after "Section 1." delete the remainder of the line and insert the following:

"R.S. 17:71.3(E)(2) is hereby reenacted to read as follows:

"§71.3. Procedure for accomplishing reapportionment, special election districts; effective date of same

* * *

E.

* * *

(2)(a) Notwithstanding the provisions of R.S. 17:71.3(E)(1) or any other law to the contrary, if a school board is unable to meet the federal guideline of plus or minus five percent deviation in the creation of its reapportionment plan through the use of whole precincts, the school board may, in the creation of its reapportionment plan, divide a precinct into portions which are bounded by visible features which are census tabulation boundaries. No such precinct shall be divided into more than two school board districts. No school board district shall contain more than two divided precincts.

(b) The provisions of this Paragraph shall be applicable only in cases in which the number of members of the school board is not equal to the number of members of the parish governing authority of the parish in which the school board is domiciled.

(c) The provisions of this Paragraph shall not be construed as authority for a school board which has adopted or accomplished reapportionment or is able to reapportion itself using whole precincts to divide precincts. Any plan adopted by a school board in contravention of this Subsection shall be null and void.

(d) The provisions of this Paragraph shall become null and void on December 31, 1992, unless a school board receives an objection letter to its reapportionment plan from the Department of Justice. In such event the school board shall use the provisions of this Paragraph to satisfy the objections of the Department of Justice if said objections would require a precinct to be divided and the provisions of this Paragraph shall be null and void after such reapportionment is complete.

In the event that a school board is denied preclearance of its reapportionment plan pursuant to the Voting Rights Act and the defect which serves as the basis for that denial can be remedied by the subdivision of precincts, the school board shall use the provisions of this Paragraph to remedy such defect.

AMENDMENT NO. 5

On page 1, after line 8, insert the following:

"Section 2. R.S. 17:71.3(E)(3) is hereby repealed."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.
Reconsideration

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

HOUSE BILL NO. 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. Landrieu, the vote by which the above House Bill failed to pass on the previous legislative day was reconsidered.

Returned to the calendar under the rules.

Conference Committee Reports Received

Conference Committee Reports were received for the following legislative instruments:

SENATE BILL NO. 627—
BY SENATORS MICHOY, CHAISSON, HOLLIS, HOYT, SCHEDLER, SMITH, AND THOMAS, AND REPRESENTATIVES E. ALEXANDER, BRUCE, CAZAYOUX, CLARKSON, CRANE, CROWE, DAMICO, DANIELS, DIEZ, FLAVIN, FRITH, FUTRELL, HEATON, JOHNS, KENNARD, LANCASTER, LEBLANC, MORRELL, NEVERS, PERKINS, PIERRE, SCHWEGMANN, SMITH, SNEED, STRAIN, WALSWORTH, AND WOOTEN
AN ACT
To amend and reenact R.S. 37:2170(A)(1), relative to contractors; to provide relative to exemptions to the residential building contractors licensing law; and to provide for related matters.

The conference committee reports for the legislative instruments above lie over under the rules.

Suspension of the Rules

On motion of Rep. Riddle, the rules were suspended in order to take up and consider Senate 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. 458—
BY REPRESENTATIVES CRANE AND DOWNER
AN ACT
To amend and reenact R.S. 17:154.1(A) and (B) and 154.3(A), relative to the length of the school year; to increase the minimum number of instructional days per school year in public elementary and secondary schools; and to provide for related matters.

Read by title.

Rep. Crane moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Fruge Perkins
Alario Futrell Pinac
Alexander, E Gallot Pitre
Alexander, R Green Powell
Baudoin Guillory Pratt
Baylor Hammett Quezaire
Broome Hebert Richmond
Bruce Hill Riddle
Bruneau Hopkins Salter
Carter, K Hudson Scalise
Carter, R Hutter Schneider
Cazayoux Iles Schwegmann
Clarkson Jackson, L Smith, G.—56th
Crane Jackson, M Smith, J.D.—50th

1954
Rep. Crane 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. 781—
BY REPRESENTATIVE DURAND
AN ACT
To amend and reenact Code of Criminal Procedure Article 271, relative to bail in extradition cases; to provide that a person named in a governor's warrant for extradition shall not be eligible for release on bail; to provide for exceptions; and to provide for related matters.

Read by title.

Rep. Durand moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker—Green
Alario—Guilloy
Alexander, E—Hammett
Alexander, R—Hebert
Baudoin—Hill
Baylor—Holden
Bowler—Hopkins
Broome—Hudson
Bruce—Hunter
Bruneau—Hutter
Carter, K—Iles
Carter, R—Jackson, L
Cazayoux—Jackson, M

Total—87

NAYS

Glover—Richmond

Total—94

ABSENT

Ansardi—Heaton
Curtis—Lucas
Erdey—Glover

Total—10

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Reps. Crane moved to reconsider the vote by which the above bill was finally passed, and, on their own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1037—
BY REPRESENTATIVE CLARKSON
AN ACT
To enact R.S. 14:102.1(A)(1)(c) and (e), (B)(1), (E) and (F), relative to the crime of animal cruelty; to provide relative to simple and aggravated cruelty to animals; to provide for psychiatric counseling for certain offenders; to provide for immunity from liability of veterinarians for testimony or services rendered in connection with animal abuse or cruelty; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Salter on behalf of the Legislative Bureau to Engrossed House Bill No. 1037 by Representative Clarkson

AMENDMENT NO. 1

On page 1, line 2, following "To" and before "R.S." change "enact" to "amend and reenact"
AMENDMENT NO. 2

On page 1, line 2, following "(e)" and before ", relative" change ", (B)(1), (E) and (F)" to "and (B)(1) and (5) and to enact R.S. 14:102.1 (E) and (F)"

AMENDMENT NO. 3

On page 1, line 9, following "(e)" and before "are" change ", (B)(1), (E) and (F)" to "and (B)(1) and (5) are hereby amended and reenacted and R.S. 14:102.1(E) and (F)"

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

Motion

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

HOUSE BILL NO. 1058—

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact Code of Criminal Procedure Article 345(B), (C), (D)(2), and (F), relative to letters of incarceration; to provide that letters of incarceration may be obtained from any officer from any facility in the state of Louisiana or a foreign jurisdiction; to provide that a letter of incarceration shall provide sufficient proof of incarceration; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1081—

BY REPRESENTATIVE MARTINY

AN ACT

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

Read by title.

Rep. Martiny moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—101

NAYS

Total—0

ABSENT

Curtis Hudson Lucas

Total—3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1596—

BY REPRESENTATIVE LANDRIEU

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 develop a process to promote such practice patterns; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 2033—

BY REPRESENTATIVES CURTIS AND HUNTER

AN ACT

To amend and reenact Code of Criminal Procedure Article 738, relative to the number of witnesses a defendant is allowed to subpoena in
felony cases; to increase the number to twenty; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hunter to Engrossed House Bill No. 2033 by Representative Curtis

AMENDMENT NO. 1

Change the lead author from "Curtis" to "Hunter"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—93

NAYS

Alexander, E Katz
Devillier Toomy

Total—4

ABSENT

Curtis Lucas Walsworth
Hebert Smith, J.H.—8th
Hudson Tucker

Total—7

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. 2069 (Substitute for House Bill No. 565 by Representative Hammett)—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 47:1838(introductory paragraph), relative to the Louisiana Tax Commission; to authorize the continued assessment and collection of fees assessed in connection with services performed by the 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. 2070 (Substitute for House Bill No. 621 by Representative Faucheux)—

BY REPRESENTATIVE FAUCHEUX

AN ACT

To enact Part X of Chapter 1 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:221 through 237, relative to mental health; to provide for advance directives for mental health treatment; to provide for definitions; to provide for making of an advance directive and for period of validity; to provide for designation of a representative for decisions relative to mental health treatment; to provide for execution of advance directive and for witnesses thereof; to provide for operation of an advance directive and for physician and providers to act in accordance therewith; to provide for determination of incapacity; to provide for a representative's scope of authority and his powers, duties, and limitation on liability; to provide for prohibition against requiring a person to execute or refrain from executing an advance directive as a criteria for insurance, for receiving treatment, or discharging from a health care facility; to require an advance directive to be part of a person's medical record, for provider compliance, and for withdrawal of the provider; to provide for circumstances for disregarding an advance directive; to provide for revocation; to provide for limitations on liability of physicians and other providers; to prohibit certain individuals from serving as representatives and from serving as witnesses; to provide for withdrawal of representatives and rescinding the withdrawal; to provide for a form; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bowler to Engrossed House Bill No. 2070 by Representative Faucheux

AMENDMENT NO. 1

On page 11, delete lines 22 through 25

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

Rep. Faucheux moved the final passage of the bill, as amended.
ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Green Pinac
Alario Guillery 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, R Iles Schwegmann
Carter, R, J. Jackson, L Shaw
Cazayoux Jackson, M Smith, G.J.—56th
Clarkson Johns Smith, J.D.—50th
Crane Katz Smith, J.H.—8th
Damico Kenward Smith, J.R.—30th
Daniel Kenney Sneed
Dartez LaFleur Stelly
Devillier Lancaster Strain
Diez Landrieu Swilling
Doerge LeBlanc Thompson
Donelon Martiny Toomy
Downer McCallum Townsend
Durand McDonald Triche
Erdey McMain Tucker
Farrar McVea Waddell
Faucheux Montgomery Walsworth
Flavin Morrell Welch
Frith Morrish Winston
Fruge Murray Wooton
Futrell Odinet Wright
Galop Pierre

Total—98

NAYS

Perkins Total—1

ABSENT

Crowe Doyle
Curtis Lucas

Total—5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Faucheux 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. 2071 (Substitute for House Bill No. 1298 by Representative McMains)—BY REPRESENTATIVE McMAINS

To enact Chapter 24 of Title 12 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 12:1501 and 1502, relative to business organizations; to provide for filing of actions against persons who control business organizations; to provide for prescription; to provide for applicability; and to provide for related matters.
provide for certain definitions; to provide relative to the purpose, powers, jurisdiction and duties of the authority; to establish a board of directors; to provide relative to directors; to provide relative to bonds, tolls, and other revenue; to provide relative to certain projects, acquisition of land, and utilities; to provide relative to public records; to provide for the cessation of tolls; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Salter on behalf of the Legislative Bureau to Engrossed House Bill No. 2072 by Representative Diez

**AMENDMENT NO. 1**

On page 11, line 5, following "as" and before "authority" insert "the"

**AMENDMENT NO. 2**

On page 15, line 17, change "Title 48" to "this Title"

**AMENDMENT NO. 3**

On page 20, line 16, before "provided" change "purposed" to "purposes"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Alario to Engrossed House Bill No. 2072 by Representative Diez

**AMENDMENT NO. 1**

On page 3, at the end of line 17, add the following: "Project" shall not include the roadway known as the West Bank Expressway in Jefferson Parish.

**AMENDMENT NO. 2**

On page 8, at the end of line 2, add the following: "No tolls shall be placed on roadways existing as of the effective date of this Act."

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker Guillory Perkins
Alario Hammett Pierre
Alexander, E Heaton Pinac
Alexander, R Hebert Pitre
Arsardi Hill Powell
Baylor Holden Pratt
Broome Hopkins Quezaire
Bruce Hudson Richmond
Bruneau Hunter Riddle
Carter, K Hutter Salter
Carter, R Iles Schwemmann
Cayzayoux Jackson, L Shaw
Clarkson Jackson, M Smith, G.—56th
Crane Johns Smith, J.D.—50th
Crowe Katz Smith, J.H.—8th
Damico Kennard Smith, J.R.—30th
Daniel LaFleur Sneed
Devillier Lancaster Stelly
Diez Landrieu Strain
Doerge LeBlanc Swilling
Donelon Lucas Thompson
Downer Martiny Toomy
Durand McCalum Townsend
Farrar McDonald Triche
Faucheux McMain Tucker
Flavin McVea Waddell
Frith Montgomery Walsworth
Frugs Morrell Welch
Futrell Morris Winston
Gallot Murray Wooton
Glover Nevers Wright
Green Odinet
Total—98

NAYS

Romero Schneider
Total—2

ABSENT

Baudoin Curtis
Bowler Erdey
Total—4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Diez 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. 2073** (Substitute for House Bill No. 1932 by Representative Flavin)—

BY REPRESENTATIVE FLAVIN

AN ACT

To amend and reenact R.S. 9:1131.12(B) and (F), 1131.16(C) through (H), 1131.20(J)(7), and R.S. 37:1437.1(E) and (F), to enact R.S. 9:1131.10(A)(6), 1131.12(H), 1131.16(I) through (L), and 1131.20(J)(8) and (L), and to repeal R.S. 9:1131.4(D), relative to the Louisiana Timesharing Act; to provide requirements for public offering statements; to provide for advertising materials; to provide for acquisition agents; to provide for escrow accounts; to provide for deposit and release of escrowed funds; to provide for duties of timeshare property managers; to provide for misappropriation of funds; to provide for registration of timeshare sales persons; to repeal certain surety bond requirements; and to provide for related matters.

Read by title.

Rep. Flavin moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:
Mr. Speaker  Hammett  Pierre
Alario  Heaton  Pinac
Alexander, E  Hebert  Pitre
Alexander, R  Holden  Powell
Ansardi  Hopkins  Pratt
Baudoin  Hudson  Quezaire
Broome  Hunter  Richmond
Bruce  Hutter  Romero
Bruneau  Iles  Salter
Carter, K  Jackson, L  Schneider
Cazayoux  Jackson, M  Shaw
Crate  Johns  Smith, G.—56th
Crowe  Katz  Smith, J.D.—50th
Damico  Kennard  Smith, J.H.—8th
Daniel  Kenney  Smith, J.R.—30th
Devillier  LaFleur  Sneed
Diez  Lancaster  Stelly
Doerge  LeBlanc  Strain
Doneuron  Lucas  Swilling
Downer  Martiny  Thompson
Duran  McCullum  Toomy
Erdey  McDonald  Townsend
Farrar  McMains  Triche
Faucheux  McVea  Tucker
Flavin  Montgomery  Waddell
Frith  Morrell  Walworth
Fruge  Morrish  Welch
Futrell  Murray  Winston
Gallot  Nevers  Wooton
Green  Odinet  Wright
Guillory  Perkins

Total—92

NAYS

Bowler  Scalise
Clarkson  Schwegmann
Total—4

ABSENT

Baylor  Dartez  Landrieu
Carter, R  Glover  Riddle
Curtis  Hill

Total—8

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hammett 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. 2069 (Substitute for House Bill No. 565 by Representative Hammett)—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 47:1838 (introductory paragraph), relative to the Louisiana Tax Commission; to authorize the continued assessment and collection of fees assessed in connection with services performed by the commission; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Hammett moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Baylor  Glover  Odinet
Alario  Green  Pierre
Alexander, E  Guillory  Pinac
Alexander, R  Hammett  Pitre
Ansardi  Heaton  Powell
Baudoin  Hebert  Pratt
Broome  Hill  Quezaire
Brower  Holden  Richmond
Broome  Hopkins  Romero
Bruce  Hudson  Salter
Bruneau  Hunter  Scalse
Carter, K  Hunter  Schneider
Carter, R  Iles  Schwegmann
Cazayoux  Jackson, L  Shaw
Clarkson  Jackson, M  Smith, G.—56th
Crawe  Katz  Smith, J.D.—50th
Damico  Kennard  Smith, J.H.—8th
Daniel  Kenney  Smith, J.R.—30th
Devillier  LaFleur  Sneed
Diez  Lancaster  Stelly
Doerge  LeBlanc  Strain
Doneuron  Lucas  Swilling
Downer  Martiny  Thompson
Duran  McCullum  Toomy
Erdey  McDonald  Townsend
Farrar  McMains  Triche
Faucheux  McVea  Tucker
Flavin  Montgomery  Waddell
Frith  Morrell  Walworth
Fruge  Morrish  Welch
Futrell  Murray  Winston
Gallot  Nevers  Wooton
Green  Odinet  Wright
Guillory  Perkins

Total—98

NAYS

Baylor  McVea  Walsworth
Carter, R  McVea  Walsworth
Curtis  Nevers  Wooton

Total—2

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. Hammett 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. 1696—

BY REPRESENTATIVES PIERRE, FRITH, AND MCDONALD

AN ACT

To amend and reenact R.S. 41:1701, 1702(C), (D) (intro. para.) and (1), (F), (G)(1) and (2), (H), and (I), 1703(B), 1706, 1707(A) and (B), 1708, 1709, 1711, 1712(C) and (D), 1713(A), and 1714(C) and to enact R.S. 41:1701.1, relative to the State Land Office; to designate the agency which has the responsibility for
administration and management of the state's water bottoms; and

to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pierre to Engrossed House Bill No. 1696 by Representative Pierre

AMENDMENT NO. 1

On page 3, line 20, after "Fisheries," insert "and" and after "Resources," delete "and"

AMENDMENT NO. 2

On page 4, at the end of line 10, delete "fully"

AMENDMENT NO. 3

On page 7, line 8, after "lands." delete the remainder of the line and was laid on the table.

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Guillory Perkins
Alario Hammett Pierre
Alexander, E Heaton Pinac
Alexander, R Herbert Pitre
Ansardi Hill Powell
Baudoin Holden Pratt
Baylor Hopkins Quezaire
Bowler Hudson Richmond
Broome Hunter Riddle
Bruce Hutter Salter
Bruneau Iles Sneed
Carter, K Jackson, L Shaw
Carter, R Jackson, M Schwegmann
Cazayoux Johns Shaw
Crane Katz Smith, G.—56th
Crowe Kennard Smith, J.D.—50th
Dumico Kenney Smith, J.H.—8th
Daniel LeFleur Smith, J.R.—30th
Devillier Lancaster Sneed
Diez Landrieu Stelly
Doerge LeBlanc Strain
Donelon Lucas Swilling
Downer Martiny Thompson
Durand McCallum Toomy

Total—99

NAYS

Total—2

was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 310—

BY REPRESENTATIVES MONTGOMERY, SHAW, JANE SMITH, AND STRAIN

AN ACT

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

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Shaw to Engrossed House Bill No. 310 by Representative Montgomery

AMENDMENT NO. 1

On page 1, line 20, after "facilities" delete the remainder of the line and insert in lieu thereof a period ".”

AMENDMENT NO. 2

On page 2, delete lines 1 through 6 in their entirety

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

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

HOUSE BILL NO. 1873—

BY REPRESENTATIVES BRUCE, HUTTER, PITRE, RICHMOND, AND TUCKER

AN ACT

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

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Bruce to Engrossed House Bill No. 1873 by Representative Bruce

**AMENDMENT NO. 1**

On page 1, line 4, after "belts;" insert "to provide relative to occupants of certain vehicles;"

**AMENDMENT NO. 2**

On page 2, line 2, after "driver" and before "or;

**AMENDMENT NO. 3**

On page 2, at the end of line 6, insert the following:

"Each driver of a passenger car, van, or truck having a gross weight of ten thousand pounds or less, commonly referred to as a pickup truck, shall be responsible for insuring that all passengers under the age of sixteen are properly restrained. Any driver who fails to insure that all passengers under the age of sixteen are properly restrained shall be issued a citation for a safety belt violation."

Rep. Bruce moved the adoption of the amendments.


By a vote of 31 yeas and 58 nays, the amendments were rejected.

Rep. Bruce moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

<table>
<thead>
<tr>
<th>Mr. Speaker</th>
<th>Galloot</th>
<th>Nevers</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alario</td>
<td>Green</td>
<td>Pierre</td>
</tr>
<tr>
<td>Alexander, E</td>
<td>Guillory</td>
<td>Pite</td>
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<tr>
<td>Baudoin</td>
<td>Holden</td>
<td>Powell</td>
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<td>Broome</td>
<td>Hunter</td>
<td>Quezaire</td>
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<tr>
<td>Bruce</td>
<td>Hutter</td>
<td>Richmond</td>
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<tr>
<td>Bruneau</td>
<td>Jackson, L</td>
<td>Riddle</td>
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<tr>
<td>Carter, K</td>
<td>Jackson, M</td>
<td>Romero</td>
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<td>Cazayouxs</td>
<td>Katz</td>
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<td>Clarkson</td>
<td>LaFleur</td>
<td>Shaw</td>
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<td>Dartez</td>
<td>McManus</td>
<td>Stelly</td>
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<tr>
<td>Diez</td>
<td>McManus</td>
<td>Swilling</td>
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<td>Faucheux</td>
<td>Montgomery</td>
<td>Townsend</td>
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<tr>
<td>Frith</td>
<td>Morrell</td>
<td>Welch</td>
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<tr>
<td>Total—42</td>
<td></td>
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</tr>
</tbody>
</table>

**NAYS**

<table>
<thead>
<tr>
<th>Alexander, R</th>
<th>Hebert</th>
<th>Pmac</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ansardi</td>
<td>Hopkins</td>
<td>Salter</td>
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<td>Bowler</td>
<td>Iles</td>
<td>Scalese</td>
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<tr>
<td>Crane</td>
<td>Johns</td>
<td>Schneider</td>
</tr>
<tr>
<td>Crowe</td>
<td>Kennard</td>
<td>Smith, G.—56th</td>
</tr>
</tbody>
</table>

The Chair declared the above bill failed to pass.

**HOUSE BILL NO. 1940—**

**BY REPRESENTATIVE R. ALEXANDER**

AN ACT

To amend and reenact R.S. 14:143 and to repeal R.S. 14:34.2(C), 67(D), 67.10(C), 82(F), and 285(E), relative to local governing authorities; to provide that governing authorities of political subdivisions may adopt ordinances which define certain conduct as a criminal offense; to provide limitations on and requirements for those ordinances; and to repeal provisions which allow the adoption of municipal ordinances defining certain crimes.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representatives Gallot, Rodney Alexander, Walsworth, and McCallum to Engrossed House Bill No. 1940 by Representative Rodney Alexander

**AMENDMENT NO. 1**

On page 1, line 2, change "R.S. 14:143" to "R.S. 13:1894 and 2493(C), R.S. 14:143, and Code of Criminal Procedure Article 843"

**AMENDMENT NO. 2**

On page 1, lines 3 and 4, change "local governing authorities" to "the enactment, enforcement, and prosecution of certain municipal or parochial ordinances"

**AMENDMENT NO. 3**

On page 1, at the end of line 8, change the period "." to a semi-colon ";" and add "to provide for the enforcement of certain ordinances; to provide for the applicable procedure in court; and to provide for related matters."

**AMENDMENT NO. 4**

On page 1, between lines 9 and 10, insert the following:
"Section 1. R.S. 13:1894 and 2493(C) are hereby amended and reenacted to read as follows:

§1894. Criminal jurisdiction
A. The criminal jurisdiction of city courts is limited to the trial of offenses committed within their respective territorial jurisdictions which are not punishable by imprisonment at hard labor, including the trial of cases involving the violation of any city or parochial ordinance, those offenses under state law, the violation of those offenses under a municipal or parochial ordinance adopted under the provisions of R.S. 14:143, and the violation of any other municipal or parochial ordinance.

B. In cases involving the violation of a state law or the violation of an ordinance enacted pursuant to R.S. 14:143(B), all procedure shall comply with those parts of the Louisiana Constitution of 1974, the Louisiana Revised Statutes, and the Code of Criminal Procedure pertaining to the prosecution of criminal cases not requiring trial by jury.

C. City judges may also require bonds to keep the peace; issue warrants of arrest; examine, commit, and admit to bail and discharge; and hold preliminary examinations in all cases not capital.

§2493. Jurisdiction

AMENDMENT NO. 5
On page 1, line 10, change "Section 1." to "Section 2."

AMENDMENT NO. 6
On page 1, line 17, change "political subdivision" to "parish or municipality"

AMENDMENT NO. 7
On page 3, between lines 7 and 8, insert the following:


(17) R.S. 40:1031, 1032, 1033, 1033.1, 1034, 1035(A), and 1036 (possession of drug paraphernalia)."

AMENDMENT NO. 8
On page 3, delete lines 9, 10, and 11, and insert "shall incorporate the standards and elements of the comparable crime under state law and the penalty provided in the ordinance shall not exceed the penalty provided in the comparable crime under state law."

AMENDMENT NO. 9
On page 3, delete lines 12 through 27, and on page 4, delete lines 1 and 2

AMENDMENT NO. 10
On page 4, line 4, after "R.S. 13:1894.1" add "or R.S. 40:966(D)(4)"

AMENDMENT NO. 11
On page 4, between lines 4 and 5, insert the following:

"Section 3. Code of Criminal Procedure Article 843 is hereby amended and reenacted to read as follows:

Art. 843. Recording of proceedings
In felony cases, in cases involving violation of an ordinance enacted pursuant to R.S. 14:143(B), and on motion of the court, the state, or the defendant in other misdemeanor cases tried in a district, parish, or city court, the clerk or court stenographer shall record all of the proceedings, including the examination of prospective jurors, the testimony of witnesses, statements, rulings, orders, and charges by the court, and objections, questions, statements, and arguments of counsel."

AMENDMENT NO. 12
On page 4, line 5, change "Section 2." to "Section 4."

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

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

ROLL CALL
The roll was called with the following result:

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

Total—99

NAYS

Total—0

ABSENT
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Gallot 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. 231—
BY REPRESENTATIVE MCCALLUM
AN ACT
To amend and reenact R.S. 13:4366(A)(1) and (2), relative to judicial sales; to increase the fees fixed by the sheriff for the appraisal of property; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Faucheux to Engrossed House Bill No. 231 by Representative McCallum

AMENDMENT NO. 1
On page 1, line 2, after "and (2)" and before the comma "," insert "and to enact R.S. 13:4366(A)(4)"

AMENDMENT NO. 2
On page 1, line 12, after "than" and before "dollars" change "three hundred fifty" to "one hundred fifty"

AMENDMENT NO. 3
On page 1, line 16, after "excess of" and before "dollars" change "three hundred fifty" to "one hundred fifty"

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

HOUSE BILL NO. 231—
BY REPRESENTATIVE MCCALLUM
AN ACT
To amend and reenact R.S. 13:4366(A)(1) and (2), relative to judicial sales; to increase the fees fixed by the sheriff for the appraisal of property; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Faucheux to Engrossed House Bill No. 231 by Representative McCallum

AMENDMENT NO. 1
On page 1, line 2, after "and (2)" and before the comma "," insert "and to enact R.S. 13:4366(A)(4)"

AMENDMENT NO. 2
On page 1, line 12, after "than" and before "dollars" change "three hundred fifty" to "one hundred fifty"

AMENDMENT NO. 3
On page 1, line 16, after "excess of" and before "dollars" change "three hundred fifty" to "one hundred fifty"

Rep. Faucheux moved the adoption of the amendments.


By a vote of 27 yeas and 60 nays, the amendments were rejected.

Rep. Faucheux moved the final passage of the bill.

ROLL CALL
The roll was called with the following result:

YEAS

Mr. Speaker Glover Morrell
Alario Green Morrise
Alexander, E Guillory Murray
Ansardi Hammett Odinet
Baudoin Heaton Pierre
Baylor Hill Pinac
Bowler Holden Pitr
Broome Hopkins Pratt
Bruce Hudson Quezaire
Carter, K Hunter Richmond
Clarkson Iles Riddle
Clarkson Iles Riddle
Crane Jackson, L Salter
Curtis Jackson, M Schneider
Damico Johns Schwemmann
Daniel Katz Shaw
Devillier Kennard Smith, G.—56th
Diez Kenney Stelly
Doerge LaFleur Swilling
Donelon Lancaster Thompson

1964
Durand Landrieu Toomy
Erdey LeBlanc Townsend
Farrar Lucas Triche
Flavin Martiny Walsworth
Frith McCallum Welch
Frugé McMains Wooten
Futrell McVea
Gallot Montgomery

Total—79

NAYS

Bruneau McDonald Sneed
Carter, R Nevers Strain
Cazayoux Perkins Tucker
Crowe Powell Waddell
Dartez Romero Winston
Downer Scalise Wright
Faucheux Smith, J.D.—50th
Hebert Smith, J.H.—8th
Total—22

ABSENT

Alexander, R Hutter Smith, J.R.—30th
Total—3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Petitions, Memorials and Communications

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 29, 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. 29 Returned without amendments.
House Concurrent Resolution No. 35 Returned with amendments.
House Concurrent Resolution No. 36 Returned without amendments.
House Concurrent Resolution No. 66 Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

May 29, 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. 100, 129, 136, 141, and 142

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

May 29, 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. 123 by Sen. Malone, 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

**DISAGREEMENT TO SENATE BILL**

May 29, 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. 892 by Sen. Cravins, 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

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**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 987: Reps. Hammett, Alario, and Townsend.

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**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to Senate Bill No. 1358: Reps. Schneider, Salter, and Doerge.

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**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to Senate Bill No. 254: Reps. McCallum, McMains, and Pinac.

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**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to Senate Bill No. 366: Reps. LaFleur, Cazayoux, and Jack Smith.

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### Senate Instruments on Second Reading

**Returned from the Legislative Bureau**

Rep. Landrieu asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions on second reading just returned from the Legislative Bureau, with a view of acting on the same:

**SENATE BILL NO. 502—**

BY SENATORS SCHEDLER AND DARDEENNE

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.

Reported without amendments by the Legislative Bureau.

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

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### Suspension of the Rules

On motion of Rep. Landrieu, the rules were suspended to make Senate Bill No. 502 Special Order of the Day No. 1 for Wednesday, May 30, 2001.

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### Introduction of Resolutions, House and House Concurrent

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

**HOUSE CONCURRENT RESOLUTION NO. 182—**

BY REPRESENTATIVE WRIGHT

A CONCURRENT RESOLUTION

To direct the Louisiana Department of Transportation and Development to exchange portions of certain state highways for certain roads located in Catahoula Parish.
Read title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 183—
BY REPRESENTATIVE DIEZ
A CONCURRENT RESOLUTION
To designate September as Aneurysm Awareness Month in Louisiana.

Read title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 184—
BY REPRESENTATIVES RICHMOND AND FAUCHEUX
A CONCURRENT RESOLUTION
To urge and request personnel from the office of the legislative auditor to be present at the committee meetings of the House of Representatives and the Senate during legislative sessions and be available upon request to testify for informational purposes on proposed legislation affecting the courts and entities relating to the courts.

Read title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 185—
BY REPRESENTATIVES FLAVIN, GUILLORY, HILL, ILES, JOHNS, MORRISH, AND STELLY AND SENATORS CAIN, MOUNT, AND THEUNISSEN
A CONCURRENT RESOLUTION
To commend the Barbe High School baseball team of Lake Charles for winning the 2001 Class 5A state high school championship and to congratulate the Barbe Buccaneers for their outstanding performance during the season.

Read title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 186—
BY REPRESENTATIVE WELCH
A CONCURRENT RESOLUTION
To amend the workforce development training fund rule (LAC 40:61105(E)) of the Department of Labor, office of workforce development, which provides that an applicant must request training for at least fifteen employees to qualify for the incumbent worker training program and to direct the Louisiana Register to print the amendment in the Louisiana Administrative Code.

Read title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 187—
BY REPRESENTATIVES STRAIN AND KENNEY
A CONCURRENT RESOLUTION
To urge and request the Ground Water Management Commission and the Ground Water Management Advisory Task Force to develop a cooperative aquifer and groundwater stewardship policy with the neighboring states of Mississippi, Arkansas, and Texas.

Read title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 188—
BY REPRESENTATIVES TOOMY, KATZ, AND GARY SMITH AND SENATOR HOLLIS
A CONCURRENT RESOLUTION
To memorialize the United States Congress to support House Resolution 527 making changes to Section 527 of the Internal Revenue Code, relative to reports by state and local political committees.

Read title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 189—
BY REPRESENTATIVES ERDEY AND MCMAINS
A CONCURRENT RESOLUTION
To direct the Louisiana State Law Institute to study disavowal actions by the husband of the mother and related matters and make specific recommendations for revisions of Louisiana laws to the Louisiana Legislature prior to January 1, 2003.

Read title.

On motion of Rep. Erdey, and under a suspension of the rules, the above resolution was referred to the Committee on Civil Law and Procedure, under the rules.

House Bills and Joint Resolutions on Second Reading to be Referred

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

Motion

On motion of Rep. Strain, the Committee on Administration of Criminal Justice was discharged from further consideration of House Bill No. 61.

HOUSE BILL NO. 61—
BY REPRESENTATIVE STRAIN
AN ACT
To amend and reenact Code of Criminal Procedure Article 887(G), relative to a defendant's liability for court costs; to require a minimum mandatory special cost for conviction of any violation of the Uniform Controlled Dangerous Substances Law; to require the cost to be used to fund the Drug Abuse Resistance Education programs; and to provide for related matters.

Read title.

Motion

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

Motion

On motion of Rep. Strain, the Committee on Municipal, Parochial and Cultural Affairs was discharged from further consideration of House Bill No. 642.
HOUSE BILL NO. 642—
BY REPRESENTATIVE STRAIN
AN ACT
To enact R.S. 33:1243(A)(3), relative to St. Tammany Parish ordinances prohibiting littering or dumping; to provide relative to penalties for violations of such ordinances; to provide relative to justice of the peace authority over cases involving littering or dumping; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 1294—
BY REPRESENTATIVES STRAIN AND WINSTON
AN ACT
To amend and reenact R.S. 13:621.22, relative to district judges; to provide for an additional judgeship for the Twenty-Second Judicial District Court; to provide for compensation of the additional judge; to provide for the election and term of office and those of the successors in office; and to provide for related matters.

Read by title.

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

Senate Bills and Joint Resolutions on Second Reading to be Referred

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

SENATE BILL NO. 427—
BY SENATOR JOHNSON
AN ACT
To amend and reenact R.S. 40:1300.46, relative to smoking in public places; to authorize a state agency, parish, municipality, or other political subdivision to impose restrictive ordinances or regulations under certain conditions; and to provide for related matters.

Called from the calendar.

Read by title.

On motion of Rep. Downer, the bill was referred to the Committee on Health and Welfare.

Privileged Report of the Committee on Enrollment
May 29, 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. 95—
BY REPRESENTATIVE CLARKSON
A RESOLUTION
To commend Elizabeth “Jane” Mize for her contributions to Marine Forces Reserve 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 29, 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. 1—
BY REPRESENTATIVE DURAND
A CONCURRENT RESOLUTION
To urge and request the Department of Transportation and Development to designate Louisiana Highway ‘96 within St. Martin Parish as a Blue Star Memorial Highway in honor of the citizens of St. Martin Parish who have served, are now serving, or will serve in the future in the armed forces of the United States and to authorize placement of a Blue Star Memorial Highway monument along this route.

HOUSE CONCURRENT RESOLUTION NO. 14—
BY REPRESENTATIVE CLARKSON
A CONCURRENT RESOLUTION
To urge and request the Louisiana Judicial College to institute mandatory continuing legal education for judges on child support guidelines and family law.

HOUSE CONCURRENT RESOLUTION NO. 23—
BY REPRESENTATIVES ODINET, RICHMOND, AND HUTTER
A CONCURRENT RESOLUTION
To urge and request the Department of Transportation and Development to conduct a study of the replacement project for the Inner Harbor Navigation Canal lock in Orleans Parish to determine projected problems and the most feasible type of bridges or tunnels to be built in connection with the project.
HOUSE CONCURRENT RESOLUTION NO. 24—
BY REPRESENTATIVES ODINET AND HUTTER
A CONCURRENT RESOLUTION
To memorialize the United States Congress to urge the United States Army Corps of Engineers to replace the proposed St. Claude Avenue Bridge and the Claiborne Avenue Bridge in Orleans Parish with tunnels or fixed high-rise bridges in conjunction with a project to replace the Inner Harbor Navigation Canal lock.

HOUSE CONCURRENT RESOLUTION NO. 27—
BY REPRESENTATIVE MARTINY
A CONCURRENT RESOLUTION
To urge and request the Disposition of Pornographic Evidence Committee of the Louisiana State Law Institute to study the tracking, confiscation, limitation of access to, destruction, or other disposition of obscene, video voyeuristic, and pornographic material in the possession of any law enforcement or other agency during the pendency of, and when it is no longer needed as evidence, in criminal, civil, or juvenile cases.

HOUSE CONCURRENT RESOLUTION NO. 52—
BY REPRESENTATIVE FAUCHEUX
A CONCURRENT RESOLUTION
To urge and request the Department of Transportation and Development to resurface Old Louisiana Highway 54 (Church Street) in Garyville, Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 61—
BY REPRESENTATIVE FAUCHEUX
A CONCURRENT RESOLUTION
To urge and request the Department of Transportation and Development to add a third lane on Louisiana Highway 3125 from Louisiana Highway 20 in Gramercy, Louisiana, to King Avenue in Lutcher, Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 68—
BY REPRESENTATIVE BOWLER
A CONCURRENT RESOLUTION
To direct the Louisiana State Law Institute to study the effect of the United States Supreme Court case of Troxel v. Granville on Louisiana laws relative to child visitation and to make specific recommendations on or before January 1, 2003, for revisions to state laws to ensure that state laws are not contrary to the fundamental rights of parents to make decisions concerning the care, custody, and control of their children.

HOUSE CONCURRENT RESOLUTION NO. 69—
BY REPRESENTATIVES MCVEA AND THOMPSON
A CONCURRENT RESOLUTION
To urge and request the Louisiana Wildlife and Fisheries Commission to promulgate rules and regulations to prohibit the taking of juvenile male turkeys.

HOUSE CONCURRENT RESOLUTION NO. 76—
BY REPRESENTATIVE TOWNSEND
A CONCURRENT RESOLUTION
To urge and request the Department of Wildlife and Fisheries to avail itself of the potential assistance which the Louisiana Wildlife and Fisheries Foundation offers.

HOUSE CONCURRENT RESOLUTION NO. 88—
BY REPRESENTATIVE FAUCHEUX
A CONCURRENT RESOLUTION
To urge and request the Department of Transportation and Development to perform drainage improvements on a section of U.S. Highway 61 in LaPlace, Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 90—
BY REPRESENTATIVES HUDSON, DURAND, AND DEVILLIER AND SENATOR MARIONNEAUX
A CONCURRENT RESOLUTION
To authorize the study by the governing body of the Atchafalaya Basin Program of certain proposals for inclusion in the state master plan for the Atchafalaya Basin.

HOUSE CONCURRENT RESOLUTION NO. 91—
BY REPRESENTATIVE LEBLANC
A CONCURRENT RESOLUTION
To amend and readopt Joint Rule No. 18(6) of the Joint Rules of the Senate and House of Representatives to provide that supplemental appropriation bills shall not count against the five-bill introduction limit after prefiling.

HOUSE CONCURRENT RESOLUTION NO. 93—
BY REPRESENTATIVES STRAIN, THOMPSON, BAUDOIN, BRUCE, R. CARTER, CAZAYoux, DEVILLIER, DURAND, FRITH, FRUGE, HILL, ILES, KENNEY, LAPLIEUR, MORGHI, NEVERS, JACK SMITH, AND STRAIN AND SENATORS HOYT, SMITH, THEUNISSEN AND THOMAS
A CONCURRENT RESOLUTION
To memorialize the United States Congress to ratify the Southern Dairy Compact.

HOUSE CONCURRENT RESOLUTION NO. 113—
BY REPRESENTATIVE ILES
A CONCURRENT RESOLUTION
To urge and request the office of public health in the Department of Health and Hospitals to promote breastfeeding in its public health clinics and to the public in general.

HOUSE CONCURRENT RESOLUTION NO. 179—
BY REPRESENTATIVE FLAVIN
A CONCURRENT RESOLUTION
To commend Ms. Angel Tartamella of Lake Charles, upon the occasion of her retirement, for her dedicated service to education in Louisiana and to record and recognize her numerous contributions to Louisiana’s young people during the twenty-two years she has devoted to improving the knowledge and skills of students as a teacher at Our Lady Queen of Heaven Catholic School.

Respectfully submitted,
DONALD RAY KENNARD
Chairman

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

Privileged Report of the Committee on Enrollment
May 29, 2001

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

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

The following House Bills have been properly enrolled:

HOUSE BILL NO. 15—
BY REPRESENTATIVES BRUNEAU AND FARRAR AND SENATOR MCPHERSON
AN ACT
To enact R.S. 42:5(D), relative to public comment at meetings of public bodies; to require public bodies to provide opportunity for public comment at their meetings; and to provide for related matters.
HOUSE BILL NO. 84— BY REPRESENTATIVE POWELL
AN ACT
To enact R.S. 22:1475, relative to life and health insurance sales quotas; to provide for prohibitions against sales quotas; to provide for insurers; and to provide for related matters.

HOUSE BILL NO. 152— BY REPRESENTATIVE BROOME AND SENATORS BAOIE AND DARDENNE
AN ACT
To amend and reenact R.S. 9:4751(2) and R.S. 23:1021(11), relative to occupational therapists; to include "occupational therapist" in certain definitions of "health care provider"; and to provide for related matters.

HOUSE BILL NO. 248— BY REPRESENTATIVE BRUNEAU
AN ACT
To enact R.S. 22:1193(J), relative to continuing education credits for insurance agents; to provide for qualified graduate-level national designation programs; to provide for tests; and to provide for related matters.

HOUSE BILL NO. 270— BY REPRESENTATIVE LANCASTER AND SENATOR ULLO
AN ACT
To amend and reenact R.S. 42:1132(B)(1)(a) and to repeal R.S. 42:1132(B)(4)(h), relative to the Board of Ethics; to remove certain provisions relative to the nomination and selection of members of the Board of Ethics; and to provide for related matters.

HOUSE BILL NO. 272— BY REPRESENTATIVE LANCASTER AND SENATOR ULLO
AN ACT
To amend and reenact R.S. 18:1483(11) and to enact R.S. 18:1483(7)(e), relative to the definition of district office and major office for purposes of the Campaign Finance Disclosure Act; to provide that certain elected judicial seats are included in the definition of "district office"; to provide that certain elected judicial seats are included in the definition of "major office"; and to provide for related matters.

HOUSE BILL NO. 273— BY REPRESENTATIVE LANCASTER AND SENATOR ULLO
AN ACT
To amend and reenact R.S. 42:1132(B)(1)(a) and to repeal R.S. 42:1132(B)(4)(b), relative to the Board of Ethics; to remove certain provisions relative to the nomination and selection of members of the Board of Ethics; and to provide for related matters.

HOUSE BILL NO. 306— BY REPRESENTATIVE LANCASTER AND SENATOR ULLO
AN ACT
To amend and reenact R.S. 18:1532, relative to the information required on election day expenditure reports; to remove the requirement to include certain persons' social security numbers; and to provide for related matters.

HOUSE BILL NO. 307— BY REPRESENTATIVE LANCASTER AND SENATOR ULLO
AN ACT
To amend and reenact R.S. 18:1505.2(1)(1), relative to the permissible use of contributions by certain political committees; to provide that an expenditure by a political committee, other than a principal campaign committee or subsidiary committee of a candidate, for the administrative costs and operating expenses of the committee is not a prohibited use; and to provide for related matters.

HOUSE BILL NO. 371— BY REPRESENTATIVE GREEN, BRUNEAU, LANCASTER, AND PITRE
AN ACT
To enact R.S. 18:1505.2(O), relative to limitations on the expenditure of campaign funds; to prohibit the use of campaign funds to pay fines, fees, and penalties assessed pursuant to the Campaign Finance Disclosure Act; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 404— BY REPRESENTATIVE LEBLANC
AN ACT
To amend and reenact R.S. 37:2406(A) and to enact R.S. 37:2406(C), relative to the maximum fees to be assessed by the Louisiana Board of Physical Therapy Examiners; to provide for the maximum fee that the board may assess for application, reinstatement, annual license renewal, license verification, duplicate wall license, and duplicate wallet license; and to provide for related matters.

HOUSE BILL NO. 430— BY REPRESENTATIVE LANCASTER
AN ACT
To amend and reenact R.S. 18:1483(14)(b) and to repeal R.S. 18:1491.9, relative to campaign finance disclosure; to remove certain provisions requiring that an out-of-state political committee file certain portions of reports to the Federal Elections Commission with the supervisory committee if the committee makes any contribution or expenditure in support of or in opposition to a candidate or proposition in a Louisiana election.

HOUSE BILL NO. 531— BY REPRESENTATIVES WELCH AND BAYLOR
AN ACT
To amend and reenact R.S. 40:2116(E)(4), relative to the facility need review program; to provide an extension for the completion of certain approved but unbuilt nursing home beds; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 546— BY REPRESENTATIVE R. ALEXANDER
AN ACT
To amend and reenact R.S. 37:1279, relative to the recordation of medical licenses; to eliminate the requirement that medical licenses be recorded with the clerk of court for each parish in which the licensed person practices; and to provide for related matters.

HOUSE BILL NO. 560— BY REPRESENTATIVE FAUCHEUX
AN ACT
To amend and reenact R.S. 49:968(B)(3)(c), to enact Chapter 29 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1251 through 1255, and R.S. 36:209(R) and 802.17, and to repeal Chapter 28 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:2051 through 2056, relative to the Mississippi River Road Commission; to create the commission as a state agency in the Department of Culture, Recreation and Tourism; to repeal provisions for the Mississippi River Road Commission, a political subdivision, and its board of commissioners; to provide for the purpose and jurisdiction and the composition, powers, duties, functions, and responsibilities of the commission; to provide for the powers and duties of the department relative to the commission; to provide for legislative oversight of the commission; to provide that the commission is the successor to the former commission and to provide for references to the former commission and for the transfer of funds and property; to provide for the transfer of commission members to the new commission; and to provide for related matters.
HOUSE BILL NO. 631—
BY REPRESENTATIVE MCMAINS
AN ACT
To amend and reenact R.S. 22:39, relative to domestic insurers; to provide for the keeping of books and records; to provide for securities; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 656—
BY REPRESENTATIVE LANCASTER
AN ACT
To amend and reenact R.S. 18:175(D), relative to the registrar of voters providing a monthly update of the official list of registered voters to the clerk of court; to require that a monthly update of the official list of registered voters be provided by the registrar of voters to the clerk of court at his request and at no charge or remuneration; and to provide for related matters.

HOUSE BILL NO. 724—
BY REPRESENTATIVE SHAW
AN ACT
To enact R.S. 1:58.1, relative to the remembrance of special days; to designate August 16 as "National Airborne Day" in Louisiana; and to provide for related matters.

HOUSE BILL NO. 804 (Duplicate of Senate Bill No. 457)—
BY REPRESENTATIVE ANSARDI AND SENATOR ELLINGTON
AN ACT
To amend and reenact Civil Code Article 1826, relative to subrogation; to provide for the effects of subrogation; to provide for the right of preference for the balance of a partially paid debt; to prohibit the waiver of the right of preference in certain circumstances; and to provide for related matters.

HOUSE BILL NO. 880—
BY REPRESENTATIVE SCHWEGMANN
AN ACT
To amend and reenact R.S. 40:2144(H)(3), relative to the Hospital Records and Retention Act; to provide for rules related to verbal orders; to provide that promulgated rules related to orders given verbally or transmitted electronically grant a health care provider up to ten days to sign or countersign an electronically transmitted order; and to provide for related matters.

Respectfully submitted,
DONALD RAY KENNARD
Chairman

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