

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

FORTY-THIRD DAY'S PROCEEDINGS

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

House of Representatives
State Capitol
Baton Rouge, Louisiana

Thursday, June 7, 2001

The House of Representatives was called to order at 10:00 A.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	Gallot	Odinet
Alario	Glover	Perkins
Alexander, E	Green	Pierre
Alexander, R	Guillory	Pinac
Ansardi	Hammett	Pitre
Baldone	Heaton	Powell
Baudoin	Hebert	Pratt
Baylor	Hill	Quezaire
Bowler	Holden	Richmond
Broome	Hopkins	Riddle
Bruce	Hudson	Romero
Bruneau	Hunter	Salter
Carter, K	Hutter	Scalise
Carter, R	Iles	Schneider
Cazayoux	Jackson, L	Shaw
Clarkson	Jackson, M	Smith, G.—56th
Crane	Johns	Smith, J.D.—50th
Crowe	Katz	Smith, J.H.—8th
Curtis	Kennard	Smith, J.R.—30th
Damico	Kenney	Sneed
Daniel	LaFleur	Stely
Dartez	Lancaster	Strain
Devillier	Landrieu	Swilling
Diez	LeBlanc	Thompson
Doerge	Lucas	Toomy
Donelon	Martiny	Townsend
Downer	McCallum	Triche
Durand	McDonald	Tucker
Erdey	McMains	Waddell

Farrar	McVea	Walsworth
Faucheux	Montgomery	Welch
Flavin	Morrell	Winston
Frith	Morrish	Wooton
Fruge	Murray	Wright
Futrell	Nevers	
Total—104		

ABSENT

Schwegmann
Total—1

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

Prayer

Prayer was offered by Bro. Wayne Gordon Young, Jr.

Pledge of Allegiance

Rep. Sneed led the House in reciting the Pledge of Allegiance to the Flag of the United States of America.

Reading of the Journal

On motion of Rep. Frith, the reading of the Journal was dispensed with.

On motion of Rep. Lucas, and under a suspension of the rules, the Journal of June 6, 2001, was corrected to reflect him as voting yea on the motion to adopt the amendment by Rep. Scalise to Senate Bill No. 776.

On motion of Rep. Frith, the Journal of June 6, 2001, was adopted.

Suspension of the Rules

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

Suspension of the Rules

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

Privileged Report of the Legislative Bureau

June 7, 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. 331
Reported without amendments.

Senate Bill No. 401
Reported without amendments.

Senate Bill No. 821
Reported without amendments.

Senate Bill No. 887
Reported without amendments.

Senate Bill No. 1008
Reported without amendments.

Senate Bill No. 1045
Reported without amendments.

Senate Bill No. 1096
Reported without amendments.

Respectfully submitted,

JOE SALTER
Chairman

**Petitions, Memorials and
Communications**

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

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

June 7, 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. 144, 153, 147, 71, 148, and 152.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

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

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 71—
BY SENATOR IRONS

A CONCURRENT RESOLUTION

To urge and request the Department of Culture, Recreation and Tourism and the Department of Economic Development to study the benefits of a Louisiana indigenous entertainment industry.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 144—
BY SENATOR C. JONES

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Judiciary B to study the costs and economic impact of Louisiana's mandatory minimum sentencing laws and the feasibility of the requirements that these sentencing laws place upon the state to fund the costs of

incarceration, and to make recommendations with respect to less costly alternative sentencing options and programs.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 147—
BY SENATOR HAINKEL AND REPRESENTATIVES L. JACKSON,
MONTGOMERY AND WADDELL

A CONCURRENT RESOLUTION

To urge and direct the secretary of the Department of Economic Development to undertake a wet lab business incubator feasibility study that details issues related to establishing three wet lab incubators, one each in Shreveport, Baton Rouge, and New Orleans; to support emerging Louisiana biomedical, biotechnology, chemical and environmental science companies related to the Vision 2020 technology clusters; and to make recommendations to the legislature.

Read by title.

Motion

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

SENATE CONCURRENT RESOLUTION NO. 148—
BY SENATOR DARDENNE

A CONCURRENT RESOLUTION

To establish and provide for a special commission to study court costs imposed in civil, traffic, and criminal matters in the state, parish, and city courts of the state and the uses of such court costs and other fees.

Read by title.

On motion of Rep. Lancaster, and under a suspension of the rules, the above resolution was referred to the Committee on House and Governmental Affairs, under the rules.

SENATE CONCURRENT RESOLUTION NO. 152—
BY SENATOR DUPRE

A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2002 Regular Session of the Legislature the provisions of R.S. 56:499.3 to the extent that, in the body of water known as Grand Pass, located between Atchafalaya Bay and Terrebonne Bay, and extending one thousand feet outside of the points where Grand Pass connects with Lake Mechant and Caillou Lake, it limits the use of butterfly nets and bottom nets to take shrimp only when suspended from a fishing boat or vessel which is motor propelled and underway; prohibits any anchor or weight used to secure in the waterway the net or any object to which it is attached or mounted, including but not limited to any unmanned boat or vessel, floating platform, pontoon, or barge; and prohibits any rope, line, chain, or other device used to connect to the shoreline the net and any object to which it is attached or mounted, including but not limited to any unmanned boat or vessel, floating platform, pontoon, or barge.

Read by title.

On motion of Rep. Pierre, and under a suspension of the rules, the above resolution was referred to the Committee on Natural Resources, under the rules.

SENATE CONCURRENT RESOLUTION NO. 153—
BY SENATORS HAINKEL, BOISSIERE, HEITMEIER, IRONS, AND JOHNSON
A CONCURRENT RESOLUTION

To commend and express the deepest appreciation on behalf of the citizens of the state of Louisiana to Senator Diana E. Bajoie for twenty-five years of dedicated, unselfish, and exemplary service to the people of her district, the city of New Orleans, and the state of Louisiana as a member of the Legislature of Louisiana.

Read by title.

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

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 7, 2001

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 123: Senators Malone, Fontenot, and Ullo.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 7, 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 the report of the Conference Committee on the disagreement to House Bill No. 1634.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 7, 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 the report of the Conference Committee on the disagreement to House Bill No. 1272.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 7, 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 the report of the Conference Committee on the disagreement to House Bill No. 626.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 7, 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 the report of the Conference Committee on the disagreement to House Bill No. 533.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

June 6, 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. 210
Returned without amendments.

House Concurrent Resolution No. 211
Returned without amendments.

House Concurrent Resolution No. 212
Returned without amendments.

House Concurrent Resolution No. 213
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

HOUSE BILLS

June 7, 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. 6
Returned with amendments.

House Bill No. 66
Returned with amendments.

House Bill No. 191
Returned with amendments.

House Bill No. 254
Returned with amendments.

House Bill No. 262
Returned with amendments.

House Bill No. 316
Returned without amendments.

House Bill No. 318
Returned without amendments.

House Bill No. 330
Returned without amendments.

House Bill No. 360
Returned without amendments.

House Bill No. 361
Returned without amendments.

House Bill No. 568
Returned without amendments.

House Bill No. 1136
Returned without amendments.

House Bill No. 1219
Returned with amendments.

House Bill No. 1266
Returned with amendments.

House Bill No. 1824
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

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. 880—

BY SENATORS MCPHERSON AND HINES
AN ACT

To amend and reenact R.S. 37:1241(A)(17) and to enact R.S. 37:1226.1, relative to pharmacy; to prohibit prescription drugs from being accepted for return, exchange, or redispensing after removal from a pharmacy premises unless certain requirements are met; to authorize certain drugs to be transferred from a facility licensed by the Department of Health and Hospitals to a provisional, permitted pharmacy under certain procedures; to limit the grounds for sanction to certain instances for selecting an equivalent drug product if the practitioner instructs otherwise; and to provide for related matters.

Read by title.

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

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. 48—

BY REPRESENTATIVE ANSARDI
A CONCURRENT RESOLUTION

To memorialize the United States Congress to amend the provisions of Section 418(d)(6)(C) of Title 42 of the United States Code to allow each and every state the right to divide its respective state and local retirement systems into two parts, the first part being composed of members who desire to participate jointly in both the state or local retirement system and the federal social security system and the second part of any such divided retirement system to be composed of members who desire to participate solely in the state or local retirement system but not in the federal social security system.

Read by title.

Reported favorably by the Committee on Retirement.

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

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. 77—

BY SENATOR MCPHERSON
AN ACT

To amend and reenact R.S. 43:111.1, relative to public advertising; to prohibit the expenditure of any state funds for advertisement which mentions any elected official whether elected or appointed; to prohibit expenditure of public funds by any public entity for advertisement which mentions any elected official whether elected or appointed; to provide exceptions; 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. 77 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 3, delete "advertisement which mentions" and insert "certain advertisements and public service announcements which mention"

AMENDMENT NO. 2

On page 1, line 4, between "any" and "official" delete "elected" and insert "public"

AMENDMENT NO. 3

On page 1, line 4, delete "prohibit" and delete lines 5 and 6 in their entirety

AMENDMENT NO. 4

On page 1, line 13, delete "including public service and" and insert "or public service announcement"

AMENDMENT NO. 5

On page 1, line 14 delete "commercial advertisement"

AMENDMENT NO. 6

On page 1, line 14, after "name" and before "of" insert "or likeness"

AMENDMENT NO. 7

On page 2, line 2, delete "advertisements" and insert "advertisements, announcements,"

AMENDMENT NO. 8

On page 2, line 2, after "required" insert "or authorized"

AMENDMENT NO. 9

On page 2, at the end of line 3, delete "required" and at the beginning of line 4, delete "by federal" and insert "authorized by"

AMENDMENT NO. 10

On page 2, at the end of line 5, delete "duties." and insert "duties, in which the name or likeness of the public official is necessary to achieve the principal purpose of the advertisement or public service announcement."

AMENDMENT NO. 11

On page 2, delete lines 6 through 13 in their entirety and insert the following:

"B.(1) Nothing in this Section shall be construed to prohibit an elected official from corresponding or otherwise communicating with an individual constituent.

"(2) Nothing in this Section shall prohibit the use of the name or likeness of a public official incidental to the promotion or marketing of Louisiana places, products, facilities, or events."

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. 80—
BY SENATOR C. FIELDS

AN ACT

To enact Part III of Chapter 4 of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:571.1, and R.S. 36:409(P), relative to execution of a sentence of death in capital cases; to establish and provide for the Louisiana Death Sentence Study Commission to study the death penalty in the state; to require the commission to make recommendations based on its findings; to provide for composition of the commission; to require Senate confirmation of commission members; to provide for the expenses of commissioners; to require meetings of the commission; 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 Engrossed Senate Bill No. 80 by Senator C. Fields

AMENDMENT NO. 1

On page 2, line 7, after "issues" delete the remainder of the line and delete lines 8 through 13 in their entirety and insert in lieu thereof "relevant to the defense and prosecution of capital punishment cases."

AMENDMENT NO. 2

On page 2, line 15, after "any" and before "in" change "inequities" to "problems identified"

AMENDMENT NO. 3

On page 2, line 21, after "of" and before "members" change "nine" to "ten"

AMENDMENT NO. 4

On page 3, between lines 10 and 11, insert the following:

"(9) A representative of the Louisiana District Attorneys Association."

AMENDMENT NO. 5

On page 4, delete lines 3 through 24 in their entirety

Reported without amendments by the Legislative Bureau.

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

On motion of Rep. Lancaster, the above bill, as amended, was recommitted to the Committee on House and Governmental Affairs.

SENATE BILL NO. 98—

BY SENATORS HAINKEL AND SCHEDLER
AN ACT

To amend and reenact R.S. 56:1851(C) and 1855(K), relative to the Louisiana Scenic Rivers Act; to provide for criminal penalties for violation of the Act; to provide for applicability to certain property zoned as suburban agricultural along the Tchefuncte River; 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. 217—

BY SENATOR MCPHERSON
AN ACT

To enact R.S. 14:67.17, relative to misappropriation without evidence; to create the crime of theft of the assets of an aged person or disabled person; to define such crime; to provide for penalties; to classify persons being effected by such crime; to require certain reporting; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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. 217 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 5, following "being" and before "by" change "effected" to "affected"

AMENDMENT NO. 2

On page 3, line 13, change "C." to "D."; and, on line 16, change "D." to "E."; and on line 23, change "E." to "F."

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. 314—

BY SENATORS HEITMEIER AND HOYT
AN ACT

To enact R.S. 22:215.22, relative to health insurance coverage; to require health insurance coverage for low protein food products and medical foods for treatment of inherited metabolic diseases; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Reengrossed Senate Bill No. 314 by Senators Heitmeier and Hoyt

AMENDMENT NO. 1

On page 1, at the end of line 3, delete "and medical" and at the beginning of line 4, delete "foods"

AMENDMENT NO. 2

On page 1, line 8, after "for" delete "food and"

AMENDMENT NO. 3

On page 2, line 1, after "protein" delete the remainder of the line and at the beginning of line 2, delete "foods" and insert "food products"

AMENDMENT NO. 4

On page 2, line 6, after "mean" change "any" to "a"

AMENDMENT NO. 5

On page 2, at the end of line 7, delete "include:" and insert "shall be limited to:"

AMENDMENT NO. 6

On page 2, at the beginning of line 20, delete "modified foods" and insert "food products"

AMENDMENT NO. 7

On page 2, delete lines 22 through 26 in their entirety and insert the following:

"C. Coverage provided pursuant to this Section shall not exceed benefits of two hundred fifty dollars per month.

D. The provisions of this Section shall not apply to individually underwritten, guaranteed renewable limited benefit or short-term health insurance policies."

Reported without amendments by the Legislative Bureau.

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. 442—

BY SENATOR DARDENNE
AN ACT

To amend and reenact Code of Evidence Articles 103(A)(2), 404(A)(1) and (2), and 803(6) and to enact Code of Evidence Articles 412.2, 902(11), and 902(12), relative to evidence; to provide for preservation of claims of error for appeal after rulings excluding evidence; to permit use of evidence as to the character of an accused in certain circumstances; to provide for the use of certain hearsay testimony upon certification; to provide for self-authentication of records of regularly conducted activity; to provide

for the admissibility of certain evidence when the accused is charged with a crime involving sexually assaultive behavior; to require notice that such evidence will be introduced at trial; and to provide for related matters.

Read by title.

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. 442 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line in its entirety

AMENDMENT NO. 2

On page 1, delete line 3 in its entirety and insert in lieu thereof "enact Code of Evidence Article 412.2"

AMENDMENT NO. 3

On page 1, at the beginning of line 4, delete "and 902(12)" and after the semicolon ";" delete the remainder of the line

AMENDMENT NO. 4

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

AMENDMENT NO. 5

On page 1, at the beginning of line 9, delete "activity;"

AMENDMENT NO. 6

On page 1, line 14, after "Section 1." delete the remainder of the line

AMENDMENT NO. 7

On page 1, delete line 15 in its entirety and insert in lieu thereof "Code of Evidence Article"

AMENDMENT NO. 8

On page 1, line 16, after "412.2" and before "hereby" delete the comma "," and "902(11), and 902(12) are" and insert in lieu thereof "is"

AMENDMENT NO. 9

On page 2, delete lines 1 through 26 in their entirety

AMENDMENT NO. 10

On page 3, delete lines 1 through 23 in their entirety

AMENDMENT NO. 11

On page 4, at the end of line 3, change "is" to "may be"

AMENDMENT NO. 12

On page 4, line 7, after "shall" and before "provide" insert a comma "," and "upon request of the accused,"

AMENDMENT NO. 13

On page 4, delete lines 12 through 27 in their entirety

AMENDMENT NO. 14

On page 5, delete lines 1 through 27 in their entirety

AMENDMENT NO. 15

On page 6, delete lines 1 through 27 in their entirety

AMENDMENT NO. 16

On page 7, delete lines 1 through 4 in their entirety

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. 458— BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 37:3372(5), (6), (7), and(9)(a), 3374(4), (5), (7), (13), (14), (15), and (16), 3375(A)(2) and (B), 3376(A), the introductory paragraph of (C), (C)(5), (8), and (9), the introductory paragraph of (D), (D)(3)(c), (F)(3) and (4), the introductory paragraph of (H), (H)(3), and (4), 3376.1, the introductory paragraph of 3379(A), (A)(1), (2), (7), and (11), (B)(1) and (3), and (C), 3381(C), 3382, the introductory paragraph of 3384, 3384(2) and (4) and to enact R.S. 37:3374(17), 3376(C)(10), and (F)(5), 3379(A)(14) and (15), and (B)(4) and (D) relative to the Substance Abuse Counselor Certification Law; to change the name of a prevention counselor; to provide for definitions; to provide for the powers and duties of the Louisiana State Board of Certification for Substance Abuse Counselors; to provide for certification requirements of a substance abuse counselor, compulsive gambling counselor or prevention specialist; to provide for suspension of certification or registration and for hearing and appeal thereof; to provide for 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. 458 by Senator Schedler

AMENDMENT NO. 1

On page 3, lines 8 and 9, after "counselor" delete the comma "," and "compulsive gambling counselor, or prevention specialist"

AMENDMENT NO. 2

On page 3, at the end of line 11, delete the period "." and insert a comma "," and the following:

"and a compulsive gambling counselor or prevention specialist who has been certified and has worked in a licensed or board-approved treatment program in his area of certification for a minimum of two years."

AMENDMENT NO. 3

On page 3, delete lines 16 and 17, and insert in lieu thereof:

"(4) Examine for, approve, deny, ~~revoke, suspend,~~ and renew certification of duly qualified candidates; and ~~revoke, suspend, or refuse to renew a certification of, or otherwise discipline, a certificate holder.~~"

AMENDMENT NO. 4

On page 6, line 7, change "pled" to "pleaded"

AMENDMENT NO. 5

On page 7, at the beginning of line 11, change "specialist" to "counselor"

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. 458 by Senator Schedler

AMENDMENT NO. 1

On page 10, line 4, following "suspend" insert ", or"

AMENDMENT NO. 2

On page 11, line 17, following "order," and before "summary" insert "a"

On motion of Rep. Rodney Alexander, the amendments were adopted.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 778—
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 39:13(B), and to enact R.S. 39:13(C) and (D), relative to the administration of state lands; to provide for the identification of non-productive property; to require the commissioner of administration to make recommendations relative to non-productive property; to authorize the commissioner of

administration to sell non-productive property; to provide for the proceeds of the sale; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Engrossed Senate Bill No. 778 by Representative Dardenne

AMENDMENT NO. 1

On page 2, line 4, after "Representatives" delete comma "," and "containing" and insert a period "." and "The inventory shall include"

AMENDMENT NO. 2

On page 3, delete lines 12 through 17

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 925—

BY SENATOR IRONS

AN ACT

To amend and reenact R.S. 14:403(A), 403.2(J)(1), 403.3(D), 403.4(F), and 403.5(E) and to enact R.S. 14:403.6 and 403.7, relative to offenses affecting law enforcement; to provide for cross-reporting cases of animal and human abuse; to require persons responsible for reporting abuse of adults and children to also report abuse and neglect of animals; to require persons responsible for reporting abuse and neglect of animals to report abuse of adults and abuse of children; to require training for such persons in recognizing situations of abuse and neglect; to prohibit persons with a history of abuse or violence from being employed in any care facility; to provide for definitions; to provide for penalties; 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 Engrossed Senate Bill No. 925 by Senator Irons

AMENDMENT NO. 1

On page 1, delete lines 2 through 12 and insert in lieu thereof "To enact R.S. 14:403.6, to require certain officials to report abuse of animals, and to provide for related matters."

AMENDMENT NO. 2

On page 1, line 14, after "Section 1." delete the remainder of the line and delete line 15, and insert in lieu thereof "R.S. 14:403.6 is hereby"

AMENDMENT NO. 3

Delete pages 2 and 3

AMENDMENT NO. 4

On page 4, delete lines 1 and 2 and insert in lieu thereof "§403.6. Reporting of neglect or abuse of animals"

AMENDMENT NO. 5

On page 4, line 4, after "officer;" delete the remainder of the line, and delete lines 5 through 11, and on line 12, delete "Revised Statutes of 1950" and insert in lieu thereof: "or any employee of government or of a government contractor who in his professional capacity routinely investigates alleged abuse or neglect or sexual abuse of a child, or abuse or neglect of an adult under the provisions of R.S. 14:403.2,"

AMENDMENT NO. 6

On page 4, line 13, after "abuse of" change "any person or" to "an"

AMENDMENT NO. 7

On page 4, line 15, after "has occurred" delete the remainder of the line, and delete line 16, and on line 17 delete "by R.S. 14:403.2(B)(3),"

AMENDMENT NO. 8

On page 4, delete lines 20 through 24

AMENDMENT NO. 9

On page 4, at the beginning of line 25, change "C." to "B."

AMENDMENT NO. 10

On page 5, at the beginning of line 3, change "D." to "C."

AMENDMENT NO. 11

On page 5, delete lines 5 through 27, delete page 6 and on page 7, delete lines 1 through 6

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. 929—
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 27:306(E)(1), relative to gaming; to provide with respect to state license qualifications for video draw poker; 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 Engrossed Senate Bill No. 929 by Senator Boissere

AMENDMENT NO. 1

On page 1, line 2, after "reenact" and before "relative" delete "R.S. 27:306(E)," and insert "R.S. 27:25(B)(1) and 306(E)(1),"

AMENDMENT NO. 2

On page 1, line 3, after "poker;" and before "and" insert "to provide that the issuance of a video draw poker license shall not require a hearing;"

AMENDMENT NO. 3

On page 1, line 6, after "Section 1." and before "hereby" delete "R.S. 27:306(E) is" and insert "R.S. 27:25(B)(1) and 306(E)(1) are"

AMENDMENT NO. 4

On page 1, between lines 7 and 8, insert the following:

"§25. Hearing officer; duties

* * *

B.(1)(a) Any matter which is disputed or contested shall be heard by a hearing officer in a public hearing conducted in accordance with the adjudication provisions of the Administrative Procedure Act.

(b) Notwithstanding the provisions of Subparagraph (a) of this Paragraph or any other provision of law to the contrary, any license issued pursuant to the provisions of Chapter 6 of this Title shall be issued by the board without the necessity of a hearing.

* * *

AMENDMENT NO. 5

On page 1, line 14, change "five" to "fifteen"

AMENDMENT NO. 6

On page 1, line 16, change "five" to "fifteen"

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. 929 by Senator Boissiere

AMENDMENT NO. 1

In House Committee No. 1 proposed by the House Committee on Administration of Criminal Justice and adopted on June 5, 2001, on line 3, at the beginning of the line, change "27:306(E)" to "27:306(E)(1)"

AMENDMENT NO. 2

In House Committee No. 3 proposed by the House Committee on Administration of Criminal Justice and adopted on June 5, 2001, on line 9, at the beginning of the line, change "27:306(E)" to "27:306(E)(1)"

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. 991— BY SENATOR GAUTREAUX

AN ACT

To authorize and empower the Terrebonne Parish School Board to lease certain described property in Gibson, Louisiana; to provide for execution of lease documents; to provide for reservation of mineral rights; 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. 1035— BY SENATORS BAOJIE, DARDENNE, W. FIELDS, HOYT, IRONS, B. JONES, MOUNT AND THEUNISSEN

AN ACT

To enact R.S. 17:416.15, relative to school discipline; to authorize elementary schools to develop and implement youth development and assistance programs for certain students; to provide for program approval; 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. 1048— BY SENATOR HOYT

AN ACT

To amend and reenact the introductory paragraph of Schedule II(D) of R.S. 40:964, 964.1, 966(A)(1), and 967(A)(1), relative to the classification of controlled dangerous substances; to provide for the classification of a controlled substance analogue as a Schedule II

controlled dangerous substance; to provide for the treatment of an analogue of a Schedule II controlled dangerous substance to be the same as such substance; to provide for penalties for distribution and manufacture of controlled substance analogues in both Schedule I and II; 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 Engrossed Senate Bill No. 1048 by Senator Hoyt

AMENDMENT NO. 1

On page 1, line 3, after "967(A)(1)" delete the comma "," and insert "and (B)(1) and to enact R.S. 40:964(Schedule II)(D)(4),"

AMENDMENT NO. 2

On page 1, line 10, after "II;" and before "and" insert "to clarify penalty provisions with regard to violations involving certain Schedule II controlled dangerous substances; to add 1,4-Butanediol as a Schedule II depressant;"

AMENDMENT NO. 3

On page 1, line 13, after "967(A)(1)" insert "and (B)(1)"

AMENDMENT NO. 4

On page 1, line 14, after "reenacted" and before "to" insert "and R.S. 40:964(Schedule II)(D)(4) is hereby enacted"

AMENDMENT NO. 5

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

"(4) 1,4-Butanediol * * *"

AMENDMENT NO. 6

On page 2, line 18, after "in" and before "Schedule" insert "either"

AMENDMENT NO. 7

On page 3, after line 14, insert the following:

"B. Penalties for violation of Subsection A. Except as provided in Subsection F, any person who violates Subsection A with respect to:

(1) A substance classified in Schedule II which is an amphetamine or methamphetamine or which is a narcotic drug, except cocaine or cocaine base or a mixture or substance containing cocaine or its analogues as provided in Schedule II(A)(4) of R.S. 40:964, or which is an amphetamine or methamphetamine; shall be sentenced to a term of imprisonment at hard labor for not less than five years nor more than thirty years; and may, in addition, be sentenced to pay a fine of not more than fifty thousand dollars.

* * *

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. 1048 by Senator Hoyt

AMENDMENT NO. 1

On page 1, line 13, change "964.1(D)" to "964.1"

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. 1107 (Substitute for Senate Bill No. 972 by Senator Hainkel)—

BY SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 22:1382(A)(3)(a)(iv), 1401, 1402, 1403(D), 1404, 1404.1, 1405(A), (C), (D)(2) and (5), (G), and (I), 1406(A), (B) and (C), 1406.1, 1406.2(1), the introductory paragraph of R.S. 22:1406.2(2), 1406.3(B) and (C), 1406.6(A), 1406.7, 1406.8(A) and (D), 1406.10, 1406.11, 1406.12, 1407, 1408(A) and (C), 1409(A), (B), (D), (E), and (G), the introductory paragraph of R.S. 22:1410(A), 1410(A)(1), (B) and (C), 1411, 1412(B), 1413(B), 1414(B), 1415, 1417(A) and (B), 1417.1, 1418, 1419(B), 1420, 1422, 1422.1, 1424, 1431, 1432(1), (2)(introductory paragraph), and (6), 1436(A) and (B), 1437(A)(1) and (2)(g) and (B), 1438(A)(1) and (C), 1440, 1441, 1442, 1443, 1444, 1446, 1447, 1459(A), and 2092.5(C)(2), R.S. 23:1392(1) and (8), R.S. 32:430(M) and 1043(A), R.S. 40:1299.44(A)(2)(b), (c), and (f) and (6)(a) and 1308(C)(6), to enact R.S. 22:1402.1, 1402.2, 1402.3, and 1406(E) and to repeal R.S. 22:15(B)(1)(h), 636.2(A)(3), 636.4(E)(2)(a), 1404.2, 1406(D)(7) and (F), 1423, 1450.4, 1450.5, R.S. 23:1395(A), and R.S. 36:686(C)(1) relative to insurance rate regulation; to limit the authority of the Louisiana Insurance Rating Commission; to provide for transition of certain functions, duties, and obligations from the commission to the Department of Insurance; to limit the authority of the department; to replace the commission with the department for receipt of certain reports, plans, and revenues; to permit the department to review and approve certain filings; to eliminate the rate making requirements for certain property and casualty insurers; to permit the department to enforce certain rate reductions; to permit the attorney general to represent the citizens of the state before the department; to provide for appeals to the Louisiana Insurance Rating Commission; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Reengrossed Senate Bill No. 1107 by Senator Hainkel

AMENDMENT NO. 1

On page 41, line 16 after "are" and before "disapproved" insert "returned as incomplete more than once or"

Reported without amendments by the Legislative Bureau.

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.

Reconsideration

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

HOUSE BILL NO. 815—

BY REPRESENTATIVE K. CARTER

AN ACT

To enact R.S. 17:3048.1(V), relative to the Tuition Opportunity Program for Students; to provide for the Associate Award, including provisions for initial and continuing eligibility requirements and amounts; to provide relative to use of the Associate Award by certain students at eligible colleges and universities; to provide limitations; to provide for effectiveness; and to provide for related matters.

Read by title.

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

Returned to the calendar under the rules.

House and House Concurrent Resolutions on Third Reading for Final Consideration

The following House and House Concurrent Resolutions on third reading for final consideration were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 158—

BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To establish a study committee to explore the possible creation of the office of consumer advocate counsel in the Department of Justice.

Read by title.

On motion of Rep. Fauchaux, the resolution was adopted.

Ordered to the Senate.

HOUSE RESOLUTION NO. 107—

BY REPRESENTATIVES FAUCHEUX, E. ALEXANDER, BROOME, BRUCE, FRITH, M. JACKSON, LAFLEUR, NEVERS, GARY SMITH, AND SNEED

A RESOLUTION

To urge and request the Louisiana Department of Economic Development to develop strategies, including but not limited to the establishment of certain incentives, to encourage the merchant power development industry in this state to build new electric generating plants and to upgrade and expand the transmission grid.

Read by title.

On motion of Rep. Fauchaux, the resolution was adopted.

HOUSE CONCURRENT RESOLUTION NO. 174—

BY REPRESENTATIVE DANIEL

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to erect directional signs in Baton Rouge indicating the location of the Louisiana State University Rural Life Museum and to erect directional signs in West Monroe indicating the location of Antique Alley located on Louisiana Highway 80.

Read by title.

On motion of Rep. Daniel, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 182—

BY REPRESENTATIVE WRIGHT

A CONCURRENT RESOLUTION

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

Read by title.

On motion of Rep. Wright, the resolution was adopted.

Ordered to the Senate.

HOUSE RESOLUTION NO. 110—

BY REPRESENTATIVES BRUNEAU AND LANCASTER

A RESOLUTION

To request the Department of State Civil Service to conduct a job study of the authorized positions within the offices of the registrars of voters and to report the findings of the study to the House Committee on House and Governmental Affairs prior to the convening of the 2002 Regular Session.

Read by title.

On motion of Rep. Bruneau, the resolution was adopted.

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 by title.

On motion of Rep. Strain, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 190—

BY REPRESENTATIVE JOHN SMITH AND SENATOR CAIN

A CONCURRENT RESOLUTION

To urge and request that the Department of Public Safety and Corrections recognize, except at Louisiana State Penitentiary at Angola, the certification training and licensing of corrections officers who have received that training at the Louisiana Technical College, Oakdale campus.

Read by title.

On motion of Rep. Pinac, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 194—

BY REPRESENTATIVE PINAC

A CONCURRENT RESOLUTION

To establish a study committee to determine the effect of the Unfair Sales Law on retail sales of all goods made in this state and the impact of any changes made to such law on Louisiana consumers.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Engrossed House Concurrent Resolution No. 194 by Representative Pinac

AMENDMENT NO. 1

On page 1, delete lines 14 through 16

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

On motion of Rep. Pinac, the resolution, as amended, was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 199—

BY REPRESENTATIVE MCMAINS

A CONCURRENT RESOLUTION

To suspend indefinitely LAC 46:XXV.113(B) and (C)(6), (7), and (8) promulgated in the February 20, 2000, Louisiana Register, governing social work relationships of individuals registered, certified, or licensed by the Louisiana State Board of Social Work Examiners.

Read by title.

Rep. Riddle moved the adoption of the resolution.

ROLL CALL

The roll was called with the following result:

YEAS

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

Donelon	Martiny	Townsend
Downer	McCallum	Triche
Durand	McDonald	Tucker
Erdey	McMains	Waddell
Farrar	McVea	Walsworth
Faucheux	Montgomery	Welch
Flavin	Morrell	Winston
Frith	Morrish	Wooton
Fruge	Murray	Wright
Total—99		

NAYS

Total—0

ABSENT

Alexander, R	Lucas	Smith, J.R.—30th
Hutter	Schwegmann	Swilling
Total—6		

The resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 202—
BY REPRESENTATIVES WALSWORTH, DOWNER, AND STELLY
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study certain issues relative to dyslexia and related disorders, including but not limited to current methods for the identification of students with dyslexia or related disorders, the adequacy of educational programs and services provided to such students, the adequacy of funding provided for such programs and services, appropriate training for teachers and other school employees in providing instruction to students identified with dyslexia or related disorders, and the extent to which local school systems in the state are in compliance with current state laws and policies of the State Board of Elementary and Secondary Education relative to these issues, and to report the study findings and recommendations, in writing, to the House Committee on Education and the Senate Committee on Education by not later than October 1, 2001.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Walsworth and Downer to Engrossed House Concurrent Resolution No. 202 by Representatives Walsworth and Downer

AMENDMENT NO. 1

On page 2, line 2, after "that" delete the remainder of the line and insert "determine a child's academic needs"

AMENDMENT NO. 2

On page 3, between lines 15 and 16, insert the following:

"WHEREAS, regulations as adopted by the State Board of Elementary and Secondary Education (Bulletin 1903: Regulations for the Implementation of R.S. 17:7(11), 392.1, and 392.3) further requires that the multisensory structured language programs provided by local school systems shall consist of the following content components: language-based instruction, phonological awareness, phonetics, syllable instruction, linguistics, meaning-based instruction, instruction in reading fluency, and phonics; and"

AMENDMENT NO. 3

On page 3, line 16, after "these" and before "there" change "laws," to "laws and regulations,"

AMENDMENT NO. 4

On page 6, between lines 14 and 15, insert the following:

"(15) The Louisiana State Medical Society.

(16) The Dyslexia Association of Greater Baton Rouge.

(17) The Center for the Study of Dyslexia at Nicholls State University."

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

On motion of Rep. Walsworth, the resolution, as amended, was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 203—
BY REPRESENTATIVES DAMICO, PERKINS, GARY SMITH, BAUDOIN, GALLOT, KENNEY, MORRISH, SHAW, JANE SMITH, STRAIN, WADDELL, AND WOOTON

A CONCURRENT RESOLUTION

To urge and request the House Committee on Environment and the Senate Committee on Environmental Quality to jointly study the current status, enforcement, and effectiveness of litter laws in the state and to report study findings and recommendations to the House of Representatives and the Senate prior to the convening of the 2002 Regular Session.

Read by title.

On motion of Rep. Damico, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 205—
BY REPRESENTATIVES MORRELL, BRUNEAU, HUNTER, LANCASTER, MURRAY, SCALISE, SNEED, AND WADDELL

A CONCURRENT RESOLUTION

To urge and request the Department of State Civil Service to advise state employees of the prohibition against testifying in support or opposition to legislation.

Read by title.

On motion of Rep. Morrell, the resolution was adopted.

Ordered to the Senate.

Suspension of the Rules

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

House Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

HOUSE BILL NO. 529—

BY REPRESENTATIVE WELCH

AN ACT

To amend and reenact R.S. 11:542(C)(4) and 883.1(C)(4), relative to the Louisiana State Employees' Retirement System and the Teachers' Retirement System; to provide with respect to the payment of cost-of-living adjustments and the criteria used for determining eligibility therefor; to provide an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1821—

BY REPRESENTATIVE CROWE

AN ACT

To enact R.S. 11:1755(E), relative to the Municipal Employees' Retirement System; to provide with respect to service credit, including but not limited to the conversion of certain unused earned annual and sick leave to retirement credit on the basis of an established conversion formula; to provide an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 2077 (Substitute for House Bill No. 1884 by Representative Devillier—

BY REPRESENTATIVE DEVILLIER

AN ACT

To amend and reenact R.S. 22:1118(F)(1)(a) and (b) and to enact R.S. 22:1118(I), relative to agents of record; to provide for health insurance; to provide for HMOs; to provide for the change or removal of an agent of record; to provide for notice; to provide for premium commissions; to provide for rules; and to provide for related matters.

Read by title.

Rep. Devillier moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

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

Total—99

NAYS

Total—0

ABSENT

Carter, R	Hutter	Morrell
Curtis	Lucas	Schwegmann
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 529—

BY REPRESENTATIVE WELCH

AN ACT

To amend and reenact R.S. 11:542(C)(4) and 883.1(C)(4), relative to the Louisiana State Employees' Retirement System and the Teachers' Retirement System; to provide with respect to the payment of cost-of-living adjustments and the criteria used for determining eligibility therefor; to provide an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Welch moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	McMains
Alario	Gallot	Montgomery
Alexander, R	Glover	Morrell
Ansardi	Green	Murray
Baldone	Guillory	Odinet
Baudoin	Hammett	Pierre
Baylor	Heaton	Pinac
Broome	Hebert	Pratt
Bruce	Hill	Quezaire
Carter, K	Holden	Richmond
Carter, R	Hudson	Riddle
Cazayoux	Hunter	Romero
Clarkson	Hutter	Salter

Damico	Jackson, L	Shaw
Daniel	Jackson, M	Smith, G.—56th
Dartez	Johns	Smith, J.D.—50th
Devillier	Kennard	Smith, J.R.—30th
Doerge	Kenney	Strain
Downer	LaFleur	Swilling
Durand	Landrieu	Thompson
Erdey	LeBlanc	Townsend
Farrar	Lucas	Triche
Faucheux	Martiny	Welch
Flavin	McCallum	Wooton
Frith	McDonald	Wright
Total—75		

NAYS

Alexander, E	Iles	Schneider
Bowler	Katz	Smith, J.H.—8th
Bruneau	Lancaster	Sneed
Crane	McVea	Stelly
Diez	Morrish	Tucker
Donelon	Nevers	Walsworth
Fruge	Powell	Winston
Hopkins	Scalise	
Total—23		

ABSENT

Crowe	Pitre	Waddell
Curtis	Schwegmann	
Perkins	Toomy	
Total—7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1821—

BY REPRESENTATIVE CROWE
AN ACT

To enact R.S. 11:1755(E), relative to the Municipal Employees' Retirement System; to provide with respect to service credit, including but not limited to the conversion of certain unused earned annual and sick leave to retirement credit on the basis of an established conversion formula; to provide an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Crowe moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Bruce	Hudson	Romero
Bruneau	Hunter	Salter
Carter, K	Hutter	Scalise
Carter, R	Iles	Schneider
Cazayoux	Jackson, L	Shaw
Clarkson	Jackson, M	Smith, G.—56th
Crane	Johns	Smith, J.D.—50th
Crowe	Katz	Smith, J.H.—8th
Damico	Kennard	Smith, J.R.—30th
Daniel	Kenney	Sneed
Dartez	LaFleur	Strain
Devillier	Lancaster	Swilling
Diez	Landrieu	Thompson
Doerge	LeBlanc	Toomy
Donelon	Martiny	Townsend
Downer	McCallum	Triche
Durand	McDonald	Tucker
Erdey	McMains	Waddell
Farrar	McVea	Walsworth
Faucheux	Montgomery	Welch
Flavin	Morrell	Winston
Frith	Morrish	Wooton
Fruge	Murray	Wright
Futrell	Nevers	
Total—101		

NAYS

Total—0

ABSENT

Curtis	Schwegmann
Lucas	Stelly
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Crowe 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.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

SENATE BILL NO. 564—

BY SENATOR ROMERO
AN ACT

To enact 9:203(D), relative to marriage; to authorize federal court judges to perform marriage ceremonies within the state; 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 Senate Bill No. 564 by Senator Romero

AMENDMENT NO. 1

Page 16 HOUSE

43rd Day's Proceedings - June 7, 2001

On page 1, line 3, after "state;" and before "and" insert "to provide for termination of the authority;"

AMENDMENT NO. 2

On page 2, after line 5, add the following:

"Section 3. The provisions of R.S. 9:203(D) as enacted by this Act shall terminate and be null, void, and without effect on July 1, 2001."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario Guillory Pierre
Alexander, R Hammett Pinac
Ansardi Heaton Pitre
Baldone Hebert Powell
Baudoin Hill Pratt
Baylor Holden Quezaire
Bowler Hopkins Richmond
Broome Hudson Riddle
Bruce Hunter Romero
Bruneau Hutter Salter
Carter, R Iles Scalise
Cazayoux Jackson, L Schneider
Clarkson Jackson, M Shaw
Crane Johns Smith, G.—56th
Crowe Kennard Smith, J.D.—50th
Damico Kenney Smith, J.H.—8th
Daniel LaFleur Smith, J.R.—30th
Dartez Lancaster Sneed
Devillier Landrieu Stelly
Diez LeBlanc Strain
Doerge Martiny Thompson
Donelon McCallum Toomy
Downer McDonald Townsend
Durand McMains Triche
Erdey McVea Tucker
Farrar Montgomery Waddell
Faucheux Morrell Walsworth
Flavin Morrish Welch
Frith Murray Winston
Futrell Nevers Wooton
Green Odinet Wright
Total—93

NAYS

Alexander, E Perkins
Total—2

ABSENT

Mr. Speaker Gallot Schwegmann
Carter, K Glover Swilling
Curtis Katz
Fruge Lucas
Total—10

The Chair declared the above bill was finally passed.

Rep. Romero 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.

SENATE BILL NO. 676—

BY SENATOR MCPHERSON

AN ACT

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

Read by title.

Motion

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

SENATE BILL NO. 680—

BY SENATOR MCPHERSON

AN ACT

To authorize and empower the Board of Commissioners of the Red River, Atchafalaya, and Bayou Boeuf Levee District to exchange title to certain properties in Rapides Parish with the Hemphill Star Church and Hemphill Star Cemetery; and to provide for related matters.

Read by title.

Rep. Hill moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Futrell	Nevers	Wright
Total—102		
	NAYS	
Total—0		
	ABSENT	
Curtis	Lucas	Schwegmann
Total—3		

The Chair declared the above bill was finally passed.

Rep. Hill 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.

SENATE BILL NO. 703—
BY SENATOR MALONE

AN ACT

To amend and reenact R.S. 51:423(A), relative to unfair sales practices; to prohibit the sale of information by retail or wholesale grocers concerning customers derived from the issuance to and use of certain cards by customers; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 750—
BY SENATOR SCHEDLER

AN ACT

To enact R.S. 40:1299.44(C)(9), relative to the patient's compensation fund; to provide for self-insured health care providers; to provide for removal from petition; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Schneider to Engrossed Senate Bill No. 750 by Senator Schedler

AMENDMENT NO. 1

On page 1, between lines 6 and 7, insert the following:

"§1299.44. Patient's Compensation Fund

* * *

C. If the insurer of a health care provider or a self-insured health care provider has agreed to settle its liability on a claim against its insured and claimant is demanding an amount in excess thereof from the patient's compensation fund for a complete and final release, then the following procedure must be followed:

* * *

AMENDMENT NO. 2

On page 1, line 10, after "for" and before the comma "," change "any future claim" to "such claim or any other claim arising from the same cause of action"

AMENDMENT NO. 3

On page 1, line 11, after "petition" delete the remainder of the line and insert a comma "," and add the following:

"and his name shall be removed from any judgment that is rendered in the proceeding. Such release shall be filed with the clerk"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Nevers
Alario	Green	Odinot
Alexander, R	Guillory	Perkins
Ansardi	Hammett	Pierre
Baldone	Heaton	Pinac
Baudoin	Hebert	Powell
Baylor	Holden	Pratt
Bowler	Hopkins	Quezaire
Broome	Hudson	Richmond
Bruce	Hunter	Riddle
Bruneau	Hutter	Romero
Carter, K	Iles	Salter
Cazayoux	Jackson, L	Schneider
Clarkson	Johns	Shaw
Crane	Katz	Smith, J.D.—50th
Crowe	Kennard	Smith, J.H.—8th
Damico	Kenney	Smith, J.R.—30th
Daniel	LaFleur	Sneed
Dartez	Lancaster	Stelly
Devillier	Landrieu	Strain
Diez	LeBlanc	Thompson
Doerge	Martiny	Toomy
Donelon	McCallum	Townsend
Downer	McDonald	Triche
Durand	McMains	Waddell
Erdey	McVea	Walsworth
Farrar	Montgomery	Welch
Faucheux	Morrell	Winston
Flavin	Morrish	Wooton
Frith	Murray	
Total—89		

Page 18 HOUSE

43rd Day's Proceedings - June 7, 2001

NAYS

Alexander, E	Pitre	Wright
Carter, R	Smith, G.—56th	
Jackson, M	Tucker	
Total—7		

ABSENT

Curtis	Glover	Scalise
Früge	Hill	Schwegmann
Gallot	Lucas	Swilling
Total—9		

The Chair declared the above bill was finally passed.

Rep. Schneider 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.

SENATE BILL NO. 769—
BY SENATORS GAUTREAUX AND CAIN
AN ACT

To amend and reenact R.S. 33:1236(60), relative to parishes; to continue the authority of sewage districts in certain parishes to have privileges against property for unpaid service charges or sewage disposal services; and to provide for related matters.

Read by title.

Rep. Downer moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. Speaker	Hudson	Schwegmann
Carter, K	Jackson, M	
Curtis	Lucas	
Total—7		

The Chair declared the above bill was finally passed.

Rep. Downer 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.

SENATE BILL NO. 922—
BY SENATOR DARDENNE
AN ACT

To amend and reenact Civil Code Art. 113, relative to interim periodic spousal support; to provide for interim spousal support allowance to terminate upon final judgment or specific period of time thereafter; to provide for an extension of interim spousal support upon proof of good cause; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 941—
BY SENATOR HAINKEL
AN ACT

To enact R.S. 4:266, relative to racing; to provide with respect to Louisiana horsemen injury compensation fund; to provide for workers' compensation group benefits program; and to provide for related matters.

Read by title.

Rep. Montgomery moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Murray
Alario	Glover	Odinet
Alexander, E	Green	Pierre
Alexander, R	Guillory	Pinac
Ansardi	Hammett	Pitre
Baldone	Heaton	Powell
Baudoin	Hebert	Pratt
Baylor	Hill	Richmond
Bowler	Holden	Riddle
Broome	Hopkins	Romero
Bruneau	Hudson	Salter
Carter, R	Hunter	Scalise
Cazayoux	Hutter	Schneider
Clarkson	Iles	Shaw
Crane	Jackson, L	Smith, G.—56th
Curtis	Jackson, M	Smith, J.D.—50th
Damico	Johns	Smith, J.H.—8th
Daniel	Katz	Smith, J.R.—30th
Dartez	Kennard	Sneed
Devillier	Kenney	Strain
Diez	LaFleur	Swilling

Doerge	Lancaster	Thompson
Donelon	Landrieu	Toomy
Downer	LeBlanc	Townsend
Durand	Martiny	Triche
Erdey	McCallum	Tucker
Farrar	McDonald	Waddell
Faucheux	McMains	Walsworth
Flavin	McVea	Welch
Frith	Montgomery	Winston
Fruge	Morrell	Wooton
Futrell	Morrish	Wright
Total—96		

NAYS

Total—0

ABSENT

Bruce	Lucas	Quezaire
Carter, K	Nevers	Schwegmann
Crowe	Perkins	Stelly
Total—9		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 954—

BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 9:2801, relative to partition of community property; to provide for orders partitioning retirement and other deferred work benefits; and to provide for related matters.

Read by title.

Rep. Riddle moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Downer	McCallum	Tucker
Durand	McDonald	Waddell
Erdey	McMains	Walsworth
Farrar	McVea	Welch
Faucheux	Montgomery	Winston
Flavin	Morrell	Wooton
Frith	Morrish	Wright
Futrell	Murray	
Gallot	Nevers	
Total—97		

NAYS

Total—0

ABSENT

Bruce	Lucas	Schwegmann
Curtis	Pinac	Swilling
Fruge	Quezaire	
Total—8		

The Chair declared the above bill was finally passed.

Rep. Riddle 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.

SENATE BILL NO. 955—

BY SENATORS DARDENNE AND SCHEDLER

AN ACT

To amend and reenact R.S. 9:2799(A)(1) and (B), relative to limitation of liability for damages from donations; to provide with respect to the donation of vitamins without incurring liability for damages; to provide for limitation of liability for food bank distributors; to provide for definitions; and to provide for related matters.

Read by title.

Rep. Walsworth moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Page 20 HOUSE

43rd Day's Proceedings - June 7, 2001

Donelon	Martiny	Toomy
Downer	McCallum	Townsend
Durand	McDonald	Triche
Erdey	McMains	Tucker
Farrar	McVea	Waddell
Faucheux	Montgomery	Walsworth
Flavin	Morrell	Welch
Frith	Morrish	Winston
Fruge	Murray	Wooton
Futrell	Nevers	Wright
Total—102		

NAYS

Total—0

ABSENT

Curtis	Lucas	Schwegmann
Total—3		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 963—
BY SENATOR LENTINI

AN ACT

To amend and reenact Code of Civil Procedure Art. 4231, relative to tutorship; to provide a limited disqualification for certain parents convicted of a felony; and to provide for related matters.

Read by title.

Rep. Green moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Farrar	McVea	Welch
Faucheux	Montgomery	Winston
Flavin	Morrish	Wooton
Frith	Murray	Wright
Futrell	Odinet	
Gallot	Pierre	
Total—97		

NAYS

Alexander, E	Nevers	Perkins
Total—3		

ABSENT

Curtis	Lucas	Schwegmann
Fruge	Morrell	
Total—5		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 1002—
BY SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 37:693(B)(3), relative to land surveyor interns; to provide for the qualifications of land surveyor interns; and to provide for related matters.

Read by title.

Rep. Bruneau moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Flavin	Morrish	Winston
Frith	Murray	Wooton
Früge	Nevers	Wright
Total—96		

NAYS

Total—0

ABSENT

Curtis	Hunter	Schwegmann
Dartez	Lucas	Smith, J.D.—50th
Hebert	Morrell	Townsend
Total—9		

The Chair declared the above bill was finally passed.

Rep. Bruneau 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.

SENATE BILL NO. 1025—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 48:461.4(b)(3), relative to advertising signs; to provide that certain signs shall not be placed in a stacked configuration; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Gallot and Thompson to Engrossed Senate Bill No. 1025 by Senator McPherson

AMENDMENT NO. 1

On page 2, at the end of line 16, add the following:

"The provisions of this Subparagraph shall not apply to the I-20 corridor."

Rep. Gallot moved the adoption of the amendments.

Rep. Quezaire objected.

By a vote of 35 yeas and 63 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Robert Carter to Engrossed Senate Bill No. 1025 by Senator McPherson

AMENDMENT NO. 1

On page 2, delete line 16 and insert: "remain in place for five years."

On motion of Rep. Robert Carter, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Flavin	Nevers
Alexander, E	Frith	Odinot
Alexander, R	Früge	Pierre
Ansardi	Futrell	Pinac
Baldone	Green	Pitre
Baudoin	Guillory	Powell
Bowler	Heaton	Quezaire
Broome	Hebert	Richmond
Bruce	Hill	Riddle
Bruneau	Holden	Salter
Carter, K	Hudson	Scalise
Carter, R	Hunter	Schneider
Cazayoux	Hutter	Shaw
Clarkson	Iles	Smith, J.D.—50th
Crowe	Jackson, L	Smith, J.R.—30th
Curtis	Jackson, M	Sneed
Damico	Johns	Stelly
Daniel	LaFleur	Swilling
Dartez	Lancaster	Toomy
Devillier	Landrieu	Townsend
Diez	LeBlanc	Walsworth
Donelon	Lucas	Winston
Downer	Martiny	Wooton
Durand	McMains	Wright
Erdey	McVea	
Farrar	Montgomery	
Total—76		

NAYS

Mr. Speaker	Katz	Smith, G.—56th
Baylor	Kenney	Smith, J.H.—8th
Crane	McCallum	Strain
Doerge	McDonald	Thompson
Faucheux	Morrish	Triche
Gallot	Murray	Tucker
Glover	Perkins	Waddell
Hammett	Pratt	Welch
Hopkins	Romero	
Total—26		

ABSENT

Kennard	Morrell	Schwegmann
Total—3		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 1031—
BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 32:1726(B), relative to motor vehicles; to provide for the maximum charge for storage of certain unclaimed vehicles; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Diez to Engrossed Senate Bill No. 1031 by Senator Fontenot

AMENDMENT NO. 1

On page 1, line 16, after "R.S. 32:1728" and before the period "." delete "(B)

On motion of Rep. Diez, 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	Fruge	Odinet
Alario	Futrell	Perkins
Alexander, E	Gallot	Pinac
Alexander, R	Green	Pitre
Ansardi	Guillory	Powell
Baldone	Hammett	Pratt
Baudoin	Hill	Quezaire
Bowler	Hopkins	Riddle
Bruneau	Hunter	Salter
Carter, K	Hutter	Scalise
Carter, R	Johns	Schneider
Cazayoux	Katz	Shaw
Clarkson	Kennard	Smith, G.—56th
Crane	Kenney	Smith, J.D.—50th
Crowe	LaFleur	Smith, J.H.—8th
Curtis	Lancaster	Smith, J.R.—30th
Damico	Landrieu	Sneed
Daniel	LeBlanc	Stelly
Dartez	Lucas	Strain
Devillier	Martiny	Thompson
Diez	McCallum	Townsend
Donelon	McDonald	Triche
Downer	McMains	Tucker
Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Welch
Flavin	Morrish	Winston
Frith	Nevers	Wooton
Total—84		

NAYS

Baylor	Heaton	Jackson, M
Broome	Hebert	Murray
Durand	Holden	Wright
Total—9		

ABSENT

Bruce	Iles	Romero
Doerge	Jackson, L	Schwegmann
Glover	Pierre	Swilling
Hudson	Richmond	Toomy
Total—12		

The Chair declared the above bill was finally passed.

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.

SENATE BILL NO. 1044—

BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 47:463.8(B) and (D), relative to special license plates; to eliminate the regular motor vehicle registration license fee for special license plates for antique motor vehicles and motorcycles; and to provide for related matters.

Read by title.

Rep. Townsend moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Odinet
Alario	Gallot	Perkins
Alexander, E	Green	Pierre
Alexander, R	Guillory	Pinac
Ansardi	Hammett	Pitre
Baldone	Heaton	Powell
Baudoin	Hebert	Pratt
Baylor	Hill	Quezaire
Bowler	Holden	Riddle
Broome	Hopkins	Romero
Bruneau	Hudson	Salter
Carter, K	Hunter	Scalise
Carter, R	Hutter	Schneider
Clarkson	Jackson, L	Shaw
Crane	Jackson, M	Smith, G.—56th
Crowe	Johns	Smith, J.D.—50th
Curtis	Katz	Smith, J.H.—8th
Damico	Kennard	Smith, J.R.—30th
Daniel	Kenney	Sneed
Dartez	Lancaster	Stelly
Devillier	Landrieu	Strain
Diez	LeBlanc	Thompson
Doerge	Martiny	Toomy
Donelon	McCallum	Townsend
Downer	McDonald	Triche
Durand	McMains	Tucker
Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Welch
Flavin	Morrish	Winston
Frith	Murray	Wooton
Fruge	Nevers	Wright
Total—96		

NAYS

Total—0

ABSENT

Bruce	Iles	Richmond
Cazayoux	LaFleur	Schwegmann
Glover	Lucas	Swilling
Total—9		

The Chair declared the above bill was finally passed.

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

Suspension of the Rules

On motion of Rep. Martiny, the rules were suspended in order to take up and consider Senate Concurrent Resolutions on Third Reading for Final Consideration at this time.

Senate Concurrent Resolutions on Third Reading for Final Consideration

The following Senate Concurrent Resolutions on third reading for final consideration were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 136—
BY SENATOR SMITH

A CONCURRENT RESOLUTION

To urge and request the secretary of the U.S. Department of the Interior, Bureau of Indian Affairs, to take into consideration the will of the people in certain parishes before it authorizes a federally-recognized tribe to conduct Class III gaming activities on lands held in trust pursuant to the Indian Gaming Regulatory Act, Title 25, Section 2701, et seq., of the U.S. Code.

Suspension of the Rules

On motion of Rep. Martiny, and under a suspension of the rules, the above resolution was taken up out of its regular order at this time.

Read by title.

On motion of Rep. Martiny, the resolution was recommitted to the Committee on Administration of Criminal Justice.

Recess

On motion of Rep. Bruneau, the Speaker declared the House at recess until 1:30 P.M.

After Recess

Speaker DeWitt called the House to order at 1:45 P.M.

ROLL CALL

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

PRESENT

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

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

Total—104

ABSENT

Schwegmann
Total—1

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

Suspension of the Rules

On motion of Rep. Hammett, 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.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

SENATE BILL NO. 1046—
BY SENATORS ELLINGTON AND HINES
AN ACT

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

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Reengrossed Senate Bill No. 1046 by Senators Ellington and Hines

AMENDMENT NO. 1

On page 7, after line 5, insert the following:

"Section 2. The provisions of this Act shall be effective until July 1, 2003; however, the provisions of this Act shall not apply to payments under protest made prior to July 1, 2001."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lydia Jackson to Reengrossed Senate Bill No. 1046 by Senators Ellington and Hines

AMENDMENT NO. 1

On page 2, at the end of line 10, add the following:

"Any funds received as payment of taxes under the provisions of this Subsection shall be used only for non-recurring expenses."

AMENDMENT NO. 2

On page 4, at the end of line 15, add the following:

"Any funds received as payment of taxes under the provisions of this Subsection shall be used only for non-recurring expenses."

On motion of Rep. Lydia Jackson, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LaFleur to Reengrossed Senate Bill No. 1046 by Senator Ellington

AMENDMENT NO. 1

On page 2, line 19, after "affected" insert "or a refund in cash from each jurisdiction affected"

AMENDMENT NO. 2

On page 2, line 21, after "determination" insert "If a company chooses a refund, that refund shall be paid by the tax collector of each affected jurisdiction from current tax collections. In no event shall that refund be paid later than ninety days from the date on which the judgment is rendered and becomes final."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LaFleur to Reengrossed Senate Bill No. 1046 by Senator Ellington

AMENDMENT NO. 1

On page 2, line 21, after "determination" insert "If a company chooses a refund, that refund shall be paid by the tax collector of each affected jurisdiction from current tax collections. In no event shall that refund be paid later than December 31 of the year in which the judgment is rendered and becomes final."

AMENDMENT NO. 2

Delete House Floor Amendment No. 2 proposed by Representative Lafleur and adopted by the House on June 7, 2001.

Rep. LaFleur moved the adoption of the amendments.

Rep. Walsworth objected.

By a vote of 36 yeas and 60 nays, the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Hammett	Pinac
Alexander, R	Hill	Pratt
Baldone	Holden	Quezaire
Baudoin	Hudson	Riddle
Baylor	Hunter	Romero
Bruce	Hutter	Salter
Carter, R	Iles	Shaw
Clarkson	Jackson, L	Smith, G.—56th
Curtis	LaFleur	Smith, J.D.—50th
Damico	Lucas	Smith, J.H.—8th
Doerge	McCallum	Smith, J.R.—30th
Downer	McDonald	Thompson
Durand	McVea	Townsend
Farrar	Montgomery	Welch
Frith	Morrell	Wooton
Fruge	Murray	Wright
Gallot	Nevers	
Glover	Odinet	
Total—52		

NAYS

Mr. Speaker	Futrell	Pitre
Alexander, E	Green	Powell
Ansardi	Heaton	Richmond
Bowler	Hebert	Scalise
Broome	Hopkins	Schneider
Bruneau	Jackson, M	Sneed
Carter, K	Johns	Stelly
Cazayoux	Katz	Strain
Crane	Kennard	Toomy
Crowe	Lancaster	Triche
Daniel	Landrieu	Tucker
Dartez	LeBlanc	Waddell
Diez	Martiny	Walsworth
Erdey	Morrish	Winston
Faucheux	Perkins	
Flavin	Pierre	
Total—46		

ABSENT

Devillier	Kenney	Swilling
Donelon	McMains	
Guillory	Schwegmann	
Total—7		

Failed to pass.

Motion to reconsider pending.

Suspension of the Rules

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

SENATE BILL NO. 1054—
BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 32:383.1(A), relative to motor vehicles; to provide for an exemption, under certain conditions, to the required covering of loads of loose material; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative R. Alexander to Engrossed Senate Bill No. 1054 by Senator Theunissen

AMENDMENT NO. 1

On page 2, at the end of line 4, insert the following:

"A load of dirt or sand shall be exempt from the provisions of this Section if the load is not visible above the top of the container."

Rep. Rodney Alexander moved the adoption of the amendments.

Rep. Morrish objected.

By a vote of 21 yeas and 72 nays, the amendments were rejected.

Rep. Morrish moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alexander, E	Fruge	Odinet
Baylor	Gallot	Pinac
Bruce	Hammett	Pitre
Bruneau	Hopkins	Pratt
Carter, K	Hudson	Quezaire
Carter, R	Hunter	Riddle
Cazayoux	Hutter	Romero
Crane	Johns	Shaw
Daniel	Katz	Smith, J.H.—8th
Dartez	LaFleur	Stelly
Devillier	Landrieu	Strain
Downer	McCallum	Thompson
Durand	McDonald	Triche
Erdey	McVea	Waddell
Faucheux	Montgomery	Wooton
Flavin	Morrish	
Frith	Nevers	
Total—49		

NAYS

Mr. Speaker	Futrell	Perkins
Alario	Glover	Pierre
Alexander, R	Green	Powell
Ansardi	Guillory	Salter
Baldone	Heaton	Scalise
Baudoin	Hebert	Schneider
Bowler	Holden	Smith, G.—56th
Broome	Iles	Smith, J.D.—50th
Clarkson	Jackson, L	Sneed
Crowe	Jackson, M	Toomy

Curtis	Kennard	Townsend
Damico	Lancaster	Tucker
Diez	LeBlanc	Walsworth
Doerge	Lucas	Winston
Donelon	Martiny	Wright
Farrar	Murray	
Total—47		

ABSENT

Hill	Morrell	Smith, J.R.—30th
Kenney	Richmond	Swilling
McMains	Schwegmann	Welch
Total—9		

Failed to pass.

Motion to reconsider pending.

SENATE BILL NO. 1074—
BY SENATOR LAMBERT (BY REQUEST)
AN ACT

To amend and reenact R.S. 45:1194, relative to contests of public service commission actions; to provide for consideration by the public service commission of additional evidence in certain circumstances; to require a remand for such consideration and to provide for the actions which may be taken upon such remand; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Faucheux to Reengrossed Senate Bill No. 1074 by Senator Lambert

AMENDMENT NO. 1

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

AMENDMENT NO. 2

On page 2, between lines 18 and 19, insert the following:

"Section 2. The provisions of this Act shall not have retroactive effect and shall only apply to actions brought after the effective date of the Act."

AMENDMENT NO. 3

On page 2, at the beginning of line 19, change "Section 2." to "Section 3."

On motion of Rep. Faucheux, 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	Gallot	Odinet
Alario	Glover	Perkins
Alexander, E	Green	Pierre

Alexander, R	Guillory	Pinac
Ansardi	Hammett	Pitre
Baldone	Heaton	Powell
Baudoin	Hebert	Pratt
Baylor	Hill	Quezaire
Bowler	Holden	Richmond
Broome	Hopkins	Riddle
Bruce	Hudson	Romero
Bruneau	Hunter	Salter
Carter, K	Hutter	Scalise
Carter, R	Iles	Schneider
Clarkson	Jackson, L	Shaw
Crane	Jackson, M	Smith, G.—56th
Crowe	Johns	Smith, J.D.—50th
Curtis	Katz	Smith, J.H.—8th
Damico	Kennard	Smith, J.R.—30th
Daniel	Kenney	Sneed
Dartez	Lancaster	Stelly
Devillier	Landrieu	Strain
Diez	LeBlanc	Swilling
Doerge	Lucas	Thompson
Donelon	Martiny	Toomy
Downer	McCallum	Townsend
Durand	McDonald	Triche
Erdey	McMains	Tucker
Farrar	McVea	Waddell
Faucheux	Montgomery	Walsworth
Flavin	Morrell	Welch
Frith	Morrish	Winston
Frige	Murray	Wooton
Futrell	Nevers	Wright
Total—102		

NAYS

Total—0

ABSENT

Cazayoux	LaFleur	Schwegmann
Total—3		

The Chair declared the above bill was finally passed.

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.

SENATE BILL NO. 1076—
BY SENATORS HOYT AND SCHEDLER
AN ACT

To enact Civil Code Art. 136.1 and Children's Code Art. 1015(8), relative to visitation rights; to provide that if the child was conceived through the commission of a felony rape, the natural parent who committed the felony rape shall be denied visitation rights; to provide that the commission of a felony rape which resulted in the conception of the child shall be grounds for termination of parental rights; and to provide for related matters.

Read by title.

Rep. Frith moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Murray
Alario	Gallot	Nevers
Alexander, E	Glover	Odinot

Alexander, R	Green	Perkins
Ansardi	Guillory	Pierre
Baldone	Hammett	Pinac
Baudoin	Heaton	Pitre
Baylor	Hebert	Powell
Bowler	Hill	Pratt
Broome	Holden	Quezaire
Bruce	Hopkins	Richmond
Bruneau	Hudson	Riddle
Carter, K	Hunter	Romero
Carter, R	Hutter	Salter
Cazayoux	Iles	Scalise
Clarkson	Jackson, L	Schneider
Crane	Jackson, M	Shaw
Crowe	Johns	Smith, G.—56th
Curtis	Katz	Smith, J.D.—50th
Damico	Kennard	Smith, J.H.—8th
Daniel	Kenney	Smith, J.R.—30th
Dartez	LaFleur	Sneed
Devillier	Lancaster	Stelly
Diez	Landrieu	Strain
Doerge	LeBlanc	Thompson
Donelon	Lucas	Toomy
Downer	Martiny	Townsend
Durand	McCallum	Triche
Erdey	McDonald	Tucker
Farrar	McMains	Waddell
Faucheux	McVea	Walsworth
Flavin	Montgomery	Welch
Frith	Morrell	Winston
Frige	Morrish	Wright
Total—102		

NAYS

Total—0

ABSENT

Schwegmann	Swilling	Wooton
Total—3		

The Chair declared the above bill was finally passed.

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

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.

Rep. Martiny moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Perkins
Alario	Green	Pierre
Alexander, E	Guillory	Pinac
Alexander, R	Hammett	Pitre
Ansardi	Heaton	Powell

Baldone	Hebert	Pratt
Baudoin	Hill	Quezaire
Baylor	Holden	Richmond
Bowler	Hopkins	Riddle
Broome	Hudson	Romero
Bruce	Hunter	Salter
Bruneau	Hutter	Scalise
Carter, K	Iles	Schneider
Carter, R	Jackson, L	Shaw
Cazayoux	Jackson, M	Smith, G.—56th
Clarkson	Johns	Smith, J.D.—50th
Crane	Katz	Smith, J.H.—8th
Curtis	Kennard	Smith, J.R.—30th
Damico	Kenney	Sneed
Daniel	LaFleur	Stelly
Dartez	Lancaster	Strain
Devillier	Landrieu	Swilling
Diez	LeBlanc	Thompson
Doerge	Lucas	Toomy
Donelon	Martiny	Townsend
Downer	McCallum	Triche
Durand	McDonald	Tucker
Erdey	McMains	Waddell
Farrar	McVea	Walsworth
Faucheux	Montgomery	Welch
Flavin	Morrell	Winston
Frith	Morrish	Wooton
Fruge	Murray	Wright
Futrell	Nevers	
Gallot	Odinet	
Total—103		

NAYS

Total—0

ABSENT

Crowe	Schwegmann
Total—2	

The Chair declared the above bill was finally passed.

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.

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.

Rep. Johns moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Pierre
Alario	Glover	Pinac
Alexander, R	Green	Pitre
Ansardi	Guillory	Powell

Baldone	Hammett	Pratt
Baylor	Heaton	Quezaire
Bowler	Hebert	Richmond
Bruce	Hill	Riddle
Bruneau	Holden	Romero
Carter, K	Hopkins	Salter
Carter, R	Hudson	Scalise
Cazayoux	Hunter	Shaw
Clarkson	Hutter	Smith, G.—56th
Crane	Iles	Smith, J.D.—50th
Curtis	Jackson, L	Smith, J.H.—8th
Damico	Jackson, M	Smith, J.R.—30th
Daniel	Johns	Sneed
Dartez	Katz	Stelly
Devillier	Kennard	Strain
Diez	Kenney	Swilling
Doerge	LaFleur	Thompson
Donelon	Lancaster	Toomy
Downer	Landrieu	Townsend
Durand	LeBlanc	Triche
Erdey	Martiny	Tucker
Farrar	McDonald	Waddell
Faucheux	McVea	Welch
Flavin	Montgomery	Winston
Frith	Morrell	Wooton
Fruge	Murray	Wright
Futrell	Odinet	
Total—92		

NAYS

Alexander, E	McCallum	Perkins
Broome	Morrish	Schneider
Crowe	Nevers	Walsworth
Total—9		

ABSENT

Baudoin	McMains
Lucas	Schwegmann
Total—4	

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 104—
BY SENATOR ULLO
AN ACT

To enact R.S. 28:53.2(E), relative to protective custody; to establish a criminal penalty for executing a statement specifying the need for another person to be taken into protective custody that he knows or should know is false; 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	Gallot	Nevers
Alario	Glover	Odinet
Alexander, E	Green	Perkins
Alexander, R	Guillory	Pierre
Ansardi	Hammett	Pinac

Baldone	Heaton	Pitre
Baudoin	Hebert	Powell
Baylor	Hill	Pratt
Broome	Holden	Quezaire
Bruce	Hopkins	Richmond
Bruneau	Hudson	Riddle
Carter, K	Hunter	Salter
Carter, R	Hutter	Scalise
Cazayoux	Iles	Schneider
Clarkson	Jackson, L	Shaw
Crane	Jackson, M	Smith, G.—56th
Crowe	Johns	Smith, J.D.—50th
Curtis	Katz	Smith, J.H.—8th
Damico	Kennard	Smith, J.R.—30th
Daniel	Kenney	Sneed
Dartez	LaFleur	Stelly
Devillier	Lancaster	Strain
Diez	Landrieu	Swilling
Doerge	LeBlanc	Thompson
Donelon	Lucas	Toomy
Downer	Martiny	Townsend
Durand	McCallum	Triche
Erdey	McDonald	Waddell
Farrar	McMains	Walsworth
Faucheux	McVea	Welch
Flavin	Montgomery	Winston
Frith	Morrell	Wooton
Fruge	Morrish	Wright
Futrell	Murray	
Total—101		

NAYS

Bowler	Romero
Total—2	

ABSENT

Schwegmann	Tucker
Total—2	

The Chair declared the above bill was finally passed.

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.

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.

Rep. Martiny moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Odinet
Alario	Glover	Perkins
Alexander, E	Green	Pierre

Alexander, R	Guillory	Pinac
Ansardi	Hammett	Pitre
Baldone	Heaton	Powell
Baudoin	Hebert	Pratt
Baylor	Hill	Quezaire
Bowler	Holden	Richmond
Broome	Hopkins	Riddle
Bruce	Hudson	Romero
Bruneau	Hunter	Salter
Carter, K	Hutter	Scalise
Carter, R	Iles	Schneider
Cazayoux	Jackson, L	Shaw
Clarkson	Jackson, M	Smith, G.—56th
Crane	Johns	Smith, J.D.—50th
Crowe	Katz	Smith, J.H.—8th
Damico	Kennard	Smith, J.R.—30th
Daniel	Kenney	Sneed
Dartez	LaFleur	Stelly
Devillier	Lancaster	Strain
Diez	Landrieu	Swilling
Doerge	LeBlanc	Thompson
Donelon	Lucas	Toomy
Downer	Martiny	Townsend
Durand	McCallum	Triche
Erdey	McDonald	Tucker
Farrar	McMains	Waddell
Faucheux	McVea	Walsworth
Flavin	Montgomery	Welch
Frith	Morrell	Winston
Fruge	Murray	Wooton
Futrell	Nevers	Wright
Total—102		

NAYS

Total—0
ABSENT

Curtis	Morrish	Schwegmann
Total—3		

The Chair declared the above bill was finally passed.

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.

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.

Motion

On motion of Rep. Morrish, the bill was returned to the 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)(1)(b)(ii) and (c)(ii), 1303(B),

and 1304(B), R.S. 27:262(C), (D), and (E), 309(C), and 375(C), 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), and (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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hunter to Reengrossed Senate Bill No. 239 by Senator C. Jones

AMENDMENT NO. 1

On page 32, after line 1, insert the following:

"Section 7. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hunter to Reengrossed Senate Bill No. 239 by Senator C. Jones

AMENDMENT NO. 1

Delete Committee Amendment Nos. 2, 6, 8, 9, 10, and 11 proposed by the House Committee on Administration of Criminal Justice and adopted by the House on May 29, 2001.

AMENDMENT NO. 2

On page 1, line 3, after "92.3(C)," delete the remainder of the line

AMENDMENT NO. 3

On page 1, line 16, after "92.3(C)," delete the remainder of the line

AMENDMENT NO. 4

On page 6, delete lines 8 through 27 in their entirety

AMENDMENT NO. 5

On page 7, delete lines 1 through 27 in their entirety

AMENDMENT NO. 6

On page 8, delete lines 1 through 4 in their entirety

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Martiny to Reengrossed Senate Bill No. 239 by Senator C. Jones

AMENDMENT NO. 1

In House Committee Amendment No. 18 proposed by the House Committee on Administration of Criminal Justice and adopted by the House on May 24, 2001, on line 1, change "expertise" to "experience"

AMENDMENT NO. 2

On page 1, delete line 13 in its entirety and insert the following:

"remove mandatory sentences for certain offenses; to reduce the length of incarceration in the penalty provisions for certain offenses; to provide that the the sentence for certain offenses can be subject to parole, probation, or suspension of sentence; to provide minimum sentences of imprisonment for certain offenses; to provide with respect to sentencing for multiple felony convictions; to provide with respect to the suspension of sentences for certain crimes; to provide with respect to sentencing for violations of the Uniform Controlled Dangerous Substances Law; to create the Louisiana Risk Review Panel; to provide for membership of the panel; to provide for the powers and duties of the panel; to provide for the adoption of rules; to clarify penalty provisions with regard to violations involving certain Schedule II controlled dangerous substances; and to provide for related matters."

AMENDMENT NO. 3

On page 23, line 15, after "is" and before "a" insert "an amphetamine or methamphetamine or which is"

AMENDMENT NO. 4

On page 23, line 18, after "R.S. 40:964" delete the comma "," and delete the remainder of the line and insert "shall"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Futrell to Reengrossed Senate Bill No. 239 by Senator C. Jones, et al.

AMENDMENT NO. 1

On page 1, line 4, after "(2)(a)" and before "106.1" delete the comma "," and "(3), and (4)," and insert "and (3),"

AMENDMENT NO. 2

On page 2, line 1, after "(2)(a)" and before "106.1" delete the comma "," and "(3), and (4)," and insert "and (3),"

AMENDMENT NO. 3

On page 8, delete lines 19 through 24

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Walsworth to Reengrossed Senate Bill No. 239 by Senators C. Jones and Cravins

AMENDMENT NO. 1

On page 1, line 5, after "123(C)(1) and (2)," and before "352" delete "283(B)(2), (3), and (4),"

AMENDMENT NO. 2

On page 2, line 2, after "123(C)(1) and (2)," and before "352" delete "283(B)(2), (3), and (4),"

AMENDMENT NO. 3

On page 10, delete lines 24 through 27 in their entirety and on page 11, delete lines 1 through 20 in their entirety

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Fruge to Reengrossed Senate Bill No. 239 by Senator C. Jones

AMENDMENT NO. 1

Delete House Committee Amendment Nos. 16 through 26 proposed by the House Committee on Administration of Criminal Justice and adopted by the House on May 29, 2001.

AMENDMENT NO. 2

On page 1, line 11, after "enact" delete "R.S. 15:574.22 and"

AMENDMENT NO. 3

On page 13, line 5, after "reenacted" delete the remainder of the line and insert "to"

AMENDMENT NO. 4

On page 14, delete lines 19 through 26 in their entirety

AMENDMENT NO. 5

Delete pages 15 and 16 in their entirety and on page 17, delete lines 1 through 21 in their entirety

Rep. Fruge moved the adoption of the amendments.

Rep. Martiny objected.

By a vote of 42 yeas and 57 nays, the amendments were rejected.

Suspension of the Rules

On motion of Rep. Katz, and under a suspension of the rules, the above roll call was corrected to reflect her as voting yea.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bruneau to Reengrossed Senate Bill No. 239 by Senator C. Jones

AMENDMENT NO. 1

In House Committee Amendment No. 12 proposed by the House Committee on Administration of Criminal Justice and adopted by the House on May 24, 2001, on line 11, after "as" and before "a" delete "either" and on line 12, after "14:2(13)" and before "or" insert a comma "," and add "a sex offense as defined in R.S. 15:540 et seq. when the victim is under the age of eighteen at the time of commission of the offense."

AMENDMENT NO. 2

In House Committee Amendment No. 13 proposed by the House Committee on Administration of Criminal Justice and adopted by the House on May 24, 2001, on line 21, after after "as" and before "a" delete "either" and after "14:2(13)" and before "or" insert a comma "," and add "a sex offense as defined in R.S. 15:540 et seq. when the victim is under the age of eighteen at the time of commission of the offense."

AMENDMENT NO. 3

Delete House Committee Amendment No. 22 proposed by the House Committee on Administration of Criminal Justice and adopted by the House on May 24, 2001

AMENDMENT NO. 4

On page 16, line 6, after "confinement" change the period "." to a semicolon ";" and delete the remainder of the line and delete lines 7 and 8 in their entirety and add the following:

"however, the panel shall not evaluate the risk of danger to society presented by any person convicted of a sex offense as defined in R.S. 15:540 et seq. when the victim is under the age of eighteen at the time of commission of the offense, or convicted of a violation of the Uniform Controlled Dangerous Substances Law other than possession as defined in R.S. 40:966(C), 967(C), 968(C), 969(C) and 970(C)."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Devillier to Reengrossed Senate Bill No. 239 by Senator C. Jones

AMENDMENT NO. 1

Delete House Committee Amendments Nos. 3, and 27 through 43 proposed by the House Committee on Administration of Criminal Justice and adopted by the House on May 29, 2001.

AMENDMENT NO. 2

On page 1, line 7, after "375(C)," delete the remainder of the line and delete lines 7 through 10 in their entirety and insert "R.S. 40:967(B)(1),"

AMENDMENT NO. 3

On page 1, line 13, after "sentences;" and before "and" insert "to clarify penalty provisions with regard to violations involving certain Schedule II controlled dangerous substances;"

AMENDMENT NO. 4

On page 20, delete lines 4 through 7 in their entirety and insert in lieu thereof the following:

"Section 4. R.S. 40:967(B)(1) is hereby amended and reenacted to read as follows:"

AMENDMENT NO. 5

On page 20, delete lines 8 through 27 in their entirety

AMENDMENT NO. 6

Delete pages 21 and 22 in their entirety and on page 23, delete lines 1 through 10 in their entirety

AMENDMENT NO. 7

On page 23, line 15, after "is" and before "a" insert "an amphetamine or methamphetamine or which is"

AMENDMENT NO. 8

On page 23, line 18, after "R.S. 40:964" delete the comma "," and delete the remainder of the line and insert "shall"

AMENDMENT NO. 9

On page 23, delete lines 22 through 26 in their entirety and insert the following:

"* * *

AMENDMENT NO. 10

Delete pages 24 through 30 in their entirety

AMENDMENT NO. 11

On page 31, delete lines 1 through 27 in their entirety

AMENDMENT NO. 12

On page 32, line 1, change "Section 6." to "Section 5."

Rep. Devillier moved the adoption of the amendments.

Rep. Martiny objected.

By a vote of 43 yeas and 54 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Devillier to Reengrossed Senate Bill No. 239 by Senator C. Jones

AMENDMENT NO. 1

On page 16, at the end of line 8, add the following:

"Notwithstanding any other provision of law to the contrary, no convicted person sentenced under R.S. 15:529.1 shall be eligible for risk review under the provisions of this Section."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Perkins to Reengrossed Senate Bill No. 239 by Senators C. Jones and Cravins

AMENDMENT NO. 1

On page 1, at the end of line 2, delete "67:15(C),"

AMENDMENT NO. 2

On page 1, at the end of line 15, delete "67:15(C),"

AMENDMENT NO. 3

On page 3, delete lines 4 through 18 in their entirety

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Fruge to Reengrossed Senate Bill No. 239 by Senator C. Jones

AMENDMENT NO. 1

On page 17, delete lines 16 through 20

On motion of Rep. Fruge, 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	Flavin	McVea
Alario	Frith	Montgomery
Alexander, E	Gallot	Morrell
Alexander, R	Glover	Murray
Ansardi	Green	Odinot
Baldone	Guillory	Perkins
Baylor	Hammett	Pierre
Bowler	Heaton	Pinac
Broome	Hill	Pratt
Bruneau	Holden	Quezaire
Carter, K	Hudson	Richmond
Cazayoux	Hunter	Riddle
Curtis	Jackson, L	Salter
Damico	Jackson, M	Smith, J.D.—50th
Daniel	Johns	Stelly
Diez	LaFleur	Thompson
Doerge	Landrieu	Townsend
Downer	LeBlanc	Welch
Durand	Lucas	Wooton
Faucheux	Martiny	

Page 32 HOUSE

43rd Day's Proceedings - June 7, 2001

Total—59

NAYS

Baudoin	Iles	Smith, G.—56th
Carter, R	Katz	Smith, J.H.—8th
Clarkson	Kennard	Smith, J.R.—30th
Crane	Lancaster	Sneed
Crowe	McCallum	Strain
Devillier	Morrish	Toomy
Donelon	Nevers	Tucker
Erdey	Pitre	Waddell
Farrar	Powell	Walsworth
Früge	Romero	Winston
Futrell	Scalise	Wright
Hebert	Schneider	
Hopkins	Shaw	

Total—37

ABSENT

Bruce	Kenney	Schwegmann
Dartez	McDonald	Swilling
Hutter	McMains	Triche

Total—9

The Chair declared the above bill was finally passed.

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.

Suspension of the Rules

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

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.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives R. Carter and Bowler to Engrossed Senate Bill No. 221 by Senator Hines

AMENDMENT NO. 1

Delete Amendment No. 3 proposed by the House Committee on House and Governmental Affairs and adopted by the House on May 24, 2001.

AMENDMENT NO. 2

On page 1, line 16, after "any" delete "school building level" and insert "classroom teacher"

On motion of Rep. Robert Carter, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result: YEAS

Mr. Speaker	Futrell	Perkins
Alario	Glover	Pierre
Alexander, E	Green	Pinac
Alexander, R	Guillory	Pitre
Ansardi	Hammett	Powell
Baldone	Heaton	Pratt
Baylor	Holden	Quezaire
Bowler	Hopkins	Richmond
Broome	Hudson	Riddle
Bruce	Hunter	Romero
Carter, K	Hutter	Salter
Carter, R	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
Dartez	Lancaster	Stelly
Devillier	Landrieu	Strain
Diez	LeBlanc	Swilling
Doerge	Lucas	Townsend
Donelon	Martiny	Triche
Downer	McCallum	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walsworth
Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	
Früge	Odinot	

Total—88

NAYS

Baudoin	Hill	Schneider
Cazayoux	Iles	Thompson
Gallot	Kenney	Toomy
Hebert	Scalise	Wright

Total—12

ABSENT

Bruneau	McMains	Schwegmann
Curtis	Montgomery	

Total—5

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 703— BY SENATOR MALONE AN ACT

To amend and reenact R.S. 51:423(A), relative to unfair sales practices; to prohibit the sale of information by retail or wholesale grocers concerning customers derived from the issuance to and use of certain cards by customers; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Flavin to Engrossed Senate Bill No. 703 by Senator Malone

AMENDMENT NO. 1

Delete Amendment No. 1 proposed by the House Committee on Commerce and adopted by the House on May 24, 2001

AMENDMENT NO. 2

On page 2, line 2, after "purposes" insert "pursuant to a subpoena or court order"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Ansardi	Martiny	Welch
Curtis	Schwegmann	
Total—5		

The Chair declared the above bill was finally passed.

Rep. Hopkins 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. Karen Carter, the rules were suspended in order to take up and consider House Bills and Joint Resolutions on Third Reading and Final Passage at this time.

House Bills and Joint Resolutions on Third Reading and Final Passage

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

Motion

Rep. Karen Carter moved for a suspension of the rules to call House Bill No. 815 from the calendar.

Rep. Scalise objected.

By a vote of 70 yeas and 24 nays, the rules were suspended.

HOUSE BILL NO. 815—

BY REPRESENTATIVE K. CARTER
AN ACT

To enact R.S. 17:3048.1(V), relative to the Tuition Opportunity Program for Students; to provide for the Associate Award, including provisions for initial and continuing eligibility requirements and amounts; to provide relative to use of the Associate Award by certain students at eligible colleges and universities; to provide limitations; to provide for effectiveness; and to provide for related matters.

Called from the calendar.

Read by title.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Nevers
Alario	Gallot	Odinet
Alexander, E	Glover	Pierre
Alexander, R	Green	Pinac
Baldone	Guillory	Powell
Baudoin	Hammett	Pratt
Baylor	Heaton	Quezaire
Broome	Hebert	Richmond
Carter, K	Hill	Riddle
Carter, R	Holden	Salter
Clarkson	Hudson	Smith, G.—56th
Crowe	Hunter	Smith, J.D.—50th
Curtis	Hutter	Smith, J.H.—8th
Damico	Jackson, L	Smith, J.R.—30th
Daniel	Jackson, M	Strain
Dartez	LaFleur	Thompson
Devillier	Landrieu	Townsend
Diez	Lucas	Waddell
Doerge	McCallum	Welch
Durand	Montgomery	Wooton
Farrar	Morrell	Wright
Faucheux	Murray	
Total—65		

NAYS

Bowler	Katz	Schneider
--------	------	-----------

Bruneau	Kennard	Shaw
Cazayoux	Lancaster	Sneed
Crane	LeBlanc	Stelly
Donelon	Martiny	Toomy
Erdey	McVea	Triche
Flavin	Morrish	Tucker
Fruge	Perkins	Walsworth
Futrell	Pitre	Winston
Hopkins	Romero	
Johns	Scalise	
Total—31		

ABSENT

Ansardi	Iles	McMains
Bruce	Kenney	Schwegmann
Downer	McDonald	Swilling
Total—9		

The Chair declared the above bill was finally passed.

Suspension of the Rules

On motion of Rep. Robert Carter, 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.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

SENATE BILL NO. 263—
BY SENATORS LENTINI AND SCHEDLER
AN ACT

To amend and reenact Code of Criminal Procedure Art. 648(B)(3), relative to mental incapacity of a defendant; to provide for the dismissal of charges against an unrestorable incompetent defendant; to require that such dismissal not exceed the expiration date of his possible maximum sentence or five years from his arrest; and to provide for related matters.

Read by title.

Motion

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

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.

Rep. Durand moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Nevers
Alario	Glover	Odinot
Alexander, R	Green	Pierre
Ansardi	Guillory	Pinac
Baldone	Hammett	Pitre
Baylor	Heaton	Powell
Broome	Hebert	Pratt
Carter, K	Hill	Quezaire
Carter, R	Holden	Richmond
Clarkson	Hopkins	Riddle
Crane	Hunter	Romero
Crowe	Hutter	Salter
Damico	Jackson, L	Schneider
Daniel	Johns	Smith, J.D.—50th
Dartez	Kennard	Smith, J.H.—8th
Devillier	Kenney	Smith, J.R.—30th
Diez	LaFleur	Stelly
Doerge	Landrieu	Strain
Downer	LeBlanc	Thompson
Durand	Martiny	Townsend
Erdey	McCallum	Triche
Farrar	McDonald	Tucker
Faucheux	McVea	Waddell
Flavin	Montgomery	Welch
Frith	Morrell	Winston
Fruge	Morrish	Wooton
Futrell	Murray	Wright
Total—81		

NAYS

Alexander, E	Donelon	Shaw
Bowler	Lancaster	Sneed
Bruneau	Perkins	Toomy
Cazayoux	Scalise	Walsworth
Total—12		

ABSENT

Baudoin	Iles	McMains
Bruce	Jackson, M	Schwegmann
Curtis	Katz	Smith, G.—56th
Hudson	Lucas	Swilling
Total—12		

The Chair declared the above bill was finally passed.

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

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.

Rep. Lancaster moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Odinet
Alario	Glover	Perkins
Alexander, E	Green	Pierre
Alexander, R	Guillory	Pinac
Ansardi	Hammett	Pitre
Baldone	Heaton	Powell
Baudoin	Hebert	Pratt
Baylor	Hill	Quezaire
Bowler	Holden	Richmond
Broome	Hopkins	Riddle
Bruce	Hudson	Romero
Bruneau	Hunter	Salter
Carter, K	Hutter	Scalise
Carter, R	Jackson, L	Schneider
Cazayoux	Jackson, M	Shaw
Clarkson	Johns	Smith, G.—56th
Crane	Katz	Smith, J.D.—50th
Crowe	Kennard	Smith, J.H.—8th
Damico	Kenney	Smith, J.R.—30th
Daniel	LaFleur	Sneed
Dartez	Lancaster	Stelly
Devillier	Landrieu	Strain
Diez	LeBlanc	Swilling
Doerge	Lucas	Thompson
Donelon	Martiny	Toomy
Downer	McCallum	Townsend
Durand	McDonald	Triche
Erdey	McMains	Tucker
Farrar	McVea	Waddell
Faucheux	Montgomery	Walsworth
Flavin	Morrell	Welch
Frith	Morrish	Winston
Fruge	Murray	Wooton
Futrell	Nevers	Wright
Total—102		

NAYS

Total—0

ABSENT

Curtis	Iles	Schwegmann
Total—3		

The Chair declared the above bill was finally passed.

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

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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Murray to Reengrossed Senate Bill No. 511 by Senator Lentini, et al.

AMENDMENT NO. 1

On page 4, at the end of line 2, add "In making this finding the court shall evaluate and consider the evidentiary importance of the DNA sample to be tested."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Martiny to Reengrossed Senate Bill No. 511 by Senator Lentini

AMENDMENT NO. 1

Delete House Committee Amendment No. 5 proposed by the House Committee on Administration of Criminal Justice and adopted by the House of Representatives on May 29, 2001.

AMENDMENT NO. 2

On page 2, line 25, after "(1)" and before "August" change "Until" to "Prior to"

AMENDMENT NO. 3

On page 3, delete lines 6 and 7 in their entirety and insert in lieu thereof the following:

"(2) Notwithstanding the provisions of Paragraph A(1), in cases in which the defendant has been sentenced to death prior to the effective date of this Act, the application for DNA testing under the provisions of this Article may be filed at any time."

AMENDMENT NO. 4

On page 4, line 12, after "F." and before "If" insert the following:

"Once an application has been filed and the court determines the location of the evidence sought to be tested, the court shall serve a copy of the application on the district attorney and the law enforcement agency who has possession of the evidence to be tested, including but not limited to sheriffs, the office of state police, local police agencies, and crime laboratories."

AMENDMENT NO. 5

On page 5, line 5, change "Paragraph" to "Subsection"

AMENDMENT NO. 6

On page 5, line 13, after "attorney" and before the comma "," insert "and the law enforcement agency in possession of the evidence"

AMENDMENT NO. 7

In House Committee Amendment No. 8 proposed by the House Committee on Administration of Criminal Justice and adopted by the House of Representatives on May 29, 2001, on page 1, line 24, after "attorney" and before the comma "," insert "and the law enforcement agency in possession of the evidence"

AMENDMENT NO. 8

In House Committee Amendment No. 10 proposed by the House Committee on Administration of Criminal Justice and adopted by the House of Representatives on May 29, 2001, on page 2, after line 13, add the following:

"(5) Notwithstanding the provisions of Paragraphs H(3) and (4), after service of the application on the district attorney and the law enforcement agency in possession of the evidence, 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 may forward for proper storage and preservation all items of evidence described in Paragraph H(3) to a laboratory accredited in forensic DNA analysis by the American Society of Crime Laboratory Directors/Laboratory Accreditation Board (ASCLD/LAB)."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—98

NAYS

Total—0

ABSENT

Ansardi	McMains	Tucker
Curtis	Pratt	
Heaton	Schwegmann	
Total—7		

The Chair declared the above bill was finally passed.

Rep. Downer 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.

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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Durand to Engrossed Senate Bill No. 560 by Senator Hines

AMENDMENT NO. 1

On page 1, line 4, delete "advance practice registered nurses" and insert "certain types of nurse practitioners;"

AMENDMENT NO. 2

On page 1, line 5, delete "advanced practice registered nurses" and insert "such nurse practitioners"

AMENDMENT NO. 3

On page 1, line 14, after "provided by" delete the remainder of the line and at the beginning of line 15 delete "registered nurse" and insert "a pediatric or family nurse practitioner who provides"

AMENDMENT NO. 4

On page 2, line 3, delete "an advanced practice registered nurse" and insert "a pediatric or family nurse practitioner"

AMENDMENT NO. 5

On page 2, after line 4, add the following:

"(3) Any qualified plan shall incorporate pediatric and family nurse practitioners as primary care providers."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—103

NAYS

Total—0

ABSENT

Curtis Schwegmann

Total—2

The Chair declared the above bill was finally passed.

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

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.

Rep. Lancaster moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—101

NAYS

Total—0

ABSENT

Curtis Schwegmann

Iles Swilling

Total—4

The Chair declared the above bill was finally passed.

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

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.

Rep. Farrar moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. Speaker	Schwegmann	Swilling
Curtis	Shaw	
Total—5		

The Chair declared the above bill was finally passed.

Rep. Farrar 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.

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.

Rep. Crane moved the final passage of the bill.

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
Ansardi	Hill	Powell
Baldone	Holden	Pratt
Baudoin	Hopkins	Quezaire
Baylor	Hudson	Richmond
Bowler	Hunter	Riddle
Broome	Hutter	Romero
Bruce	Iles	Salter
Bruneau	Jackson, L	Scalise
Carter, K	Jackson, M	Schneider
Cazayoux	Johns	Shaw
Clarkson	Katz	Smith, G.—56th
Crane	Kennard	Smith, J.D.—50th
Crowe	Kenney	Smith, J.H.—8th
Damico	LaFleur	Smith, J.R.—30th
Daniel	Lancaster	Sneed
Dartez	Landrieu	Stely
Diez	LeBlanc	Strain
Donelon	Lucas	Thompson
Downer	Martiny	Toomy
Durand	McCallum	Townsend
Erdey	McDonald	Triche
Farrar	McMains	Tucker
Faucheux	McVea	Waddell
Flavin	Montgomery	Walsworth
Frith	Morrell	Welch
Fruge	Morrish	Winston
Gallot	Murray	Wooton
Glover	Nevers	
Green	Odinot	
Total—97		

NAYS

Wright
Total—1

ABSENT

Carter, R	Doerge	Swilling
Curtis	Futrell	
Devillier	Schwegmann	
Total—7		

The Chair declared the above bill was finally passed.

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.

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.

Rep. Durand moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alexander, R	Guillory	Nevers
Ansardi	Heaton	Pratt
Baylor	Hebert	Quezaire
Broome	Hill	Richmond
Clarkson	Hudson	Riddle
Damico	Hunter	Romero
Daniel	Jackson, L	Smith, J.D.—50th
Dartez	Johns	Smith, J.R.—30th
Durand	Kennard	Strain
Farrar	LaFleur	Swilling
Faucheux	Lucas	Triche
Frith	McVea	Welch
Gallot	Montgomery	Winston
Glover	Morrell	Wooton
Green	Murray	Wright
Total—45		

NAYS

Mr. Speaker	Hammett	Pitre
Alario	Hopkins	Powell
Alexander, E	Hutter	Salter
Baldone	Iles	Scalise
Baudoin	Jackson, M	Schneider
Bowler	Katz	Shaw
Bruneau	Kennedy	Smith, G.—56th
Carter, R	Lancaster	Smith, J.H.—8th
Cazayoux	Landrieu	Sneed
Crane	LeBlanc	Stelly
Crowe	Martiny	Thompson
Diez	McCallum	Toomy
Donelon	McDonald	Townsend
Downer	McMains	Tucker
Erdey	Morrish	Waddell
Flavin	Odinet	Walsworth
Frige	Perkins	
Futrell	Pierre	
Total—52		

ABSENT

Bruce	Devillier	Pinac
Carter, K	Doerge	Schwegmann
Curtis	Holden	
Total—8		

The Chair declared the above bill failed to pass.

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

SENATE BILL NO. 730—
BY SENATOR HINES

AN ACT

To amend and reenact the introductory paragraph of R.S. 37:1031(B) and (C), and 1032, 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.

Rep. Durand moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Montgomery
Alario	Glover	Morrell
Alexander, R	Green	Murray
Ansardi	Guillory	Nevers
Baldone	Hammett	Odinet
Baylor	Heaton	Perkins
Bowler	Hebert	Pierre
Broome	Hill	Pinac
Bruneau	Holden	Pratt
Carter, K	Hopkins	Quezaire
Cazayoux	Hunter	Richmond
Clarkson	Hutter	Riddle
Crowe	Iles	Romero
Damico	Jackson, L	Salter
Daniel	Jackson, M	Smith, G.—56th
Dartez	Johns	Smith, J.D.—50th
Devillier	Kennedy	Stelly
Diez	LaFleur	Thompson
Doerge	Lancaster	Toomy
Downer	Landrieu	Townsend
Durand	LeBlanc	Triche
Farrar	Lucas	Waddell
Faucheux	Martiny	Welch
Flavin	McCallum	Winston
Frith	McDonald	Wooton
Futrell	McVea	Wright
Total—78		

NAYS

Alexander, E	Kennard	Shaw
Carter, R	McMains	Smith, J.H.—8th
Crane	Morrish	Sneed
Donelon	Pitre	Strain
Erdey	Powell	Walsworth
Frige	Scalise	
Katz	Schneider	
Total—19		

ABSENT

Baudoin	Hudson	Swilling
Bruce	Schwegmann	Tucker
Curtis	Smith, J.R.—30th	
Total—8		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 731—
BY SENATOR HINES

AN ACT

To enact R.S. 37:930(E), relative to registered nurses; to provide for the administration of anesthetics; to clarify that certain advanced practice registered nurses may administer a digital block or a pudendal block under certain conditions; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 740—
BY SENATOR BOISSIERE

AN ACT

To repeal R.S. 22:36, relative to domestic incorporated insurers; repeals the requirement for temporary bonds to be posted by original incorporators of insurance companies prior to issuance of certificates of authority by the Department of Insurance; and to provide for related matters.

Read by title.

Rep. Erdey moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Odinet
Alario	Glover	Perkins
Alexander, E	Green	Pierre
Alexander, R	Guillory	Pinac
Ansardi	Hammett	Pitre
Baldone	Heaton	Powell
Baudoin	Hebert	Pratt
Baylor	Hill	Quezaire
Bowler	Holden	Richmond
Broome	Hopkins	Riddle
Bruce	Hudson	Romero
Bruneau	Hunter	Salter
Carter, K	Hutter	Scalise
Carter, R	Iles	Schneider
Cazayoux	Jackson, L	Shaw
Clarkson	Jackson, M	Smith, G.—56th
Crane	Johns	Smith, J.D.—50th
Crowe	Katz	Smith, J.H.—8th
Curtis	Kennard	Smith, J.R.—30th
Damico	Kenney	Sneed
Daniel	LaFleur	Stelly
Dartez	Lancaster	Strain
Devillier	Landrieu	Thompson
Diez	LeBlanc	Toomy
Doerge	Lucas	Townsend
Donelon	Martiny	Triche
Downer	McCallum	Tucker
Durand	McDonald	Waddell
Erdey	McMains	Walsworth
Farrar	McVea	Welch
Faucheux	Montgomery	Winston
Flavin	Morrell	Wooton
Frith	Morrish	Wright
Frige	Murray	
Futrell	Nevers	
Total—103		

NAYS

Total—0

ABSENT

Schwegmann Swilling
Total—2

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 753—
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 22:1304(A) and to enact R.S. 22:1304(C), relative to insurers; to provide for examinations and investigations of insurers; to provide for examinations of third party administrators for insurers or self-insurance funds; and to provide for related matters.

Read by title.

Rep. Erdey moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Odinet
Alario	Glover	Perkins
Alexander, E	Green	Pierre
Alexander, R	Guillory	Pinac
Ansardi	Hammett	Pitre
Baldone	Heaton	Powell
Baudoin	Hebert	Pratt
Baylor	Hill	Quezaire
Bowler	Holden	Richmond
Broome	Hopkins	Riddle
Bruce	Hudson	Romero
Bruneau	Hunter	Salter
Carter, K	Hutter	Scalise
Carter, R	Iles	Schneider
Cazayoux	Jackson, L	Shaw
Clarkson	Jackson, M	Smith, G.—56th
Crane	Johns	Smith, J.D.—50th
Crowe	Katz	Smith, J.H.—8th
Curtis	Kennard	Smith, J.R.—30th
Damico	Kenney	Sneed
Daniel	LaFleur	Stelly
Dartez	Lancaster	Strain
Devillier	Landrieu	Thompson
Diez	LeBlanc	Toomy
Doerge	Lucas	Townsend
Donelon	Martiny	Triche
Downer	McCallum	Tucker
Durand	McDonald	Waddell
Erdey	McMains	Walsworth
Farrar	McVea	Welch
Faucheux	Montgomery	Winston
Flavin	Morrell	Wooton
Frith	Morrish	Wright
Frige	Murray	
Futrell	Nevers	
Total—103		

NAYS

Total—0

ABSENT

Schwegmann Swilling
Total—2

The Chair declared the above bill was finally passed.

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

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.

Rep. Crane moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinot
Alario	Futrell	Pierre
Alexander, E	Gallot	Pinac
Alexander, R	Green	Pitre
Ansardi	Guillory	Powell
Baldone	Hammett	Quezairé
Baudoin	Heaton	Riddle
Baylor	Hill	Romero
Bowler	Hopkins	Salter
Bruce	Hudson	Scalise
Bruneau	Hutter	Schneider
Carter, K	Iles	Shaw
Carter, R	Jackson, L	Smith, G.—56th
Cazayoux	Johns	Smith, J.D.—50th
Clarkson	Katz	Smith, J.H.—8th
Crane	Kennard	Smith, J.R.—30th
Crowe	Kenney	Sneed
Damico	LaFleur	Stelly
Daniel	Lancaster	Strain
Devillier	Landrieu	Thompson
Diez	LeBlanc	Townsend
Doerge	Lucas	Triche
Donelon	Martiny	Tucker
Downer	McCallum	Waddell
Durand	McDonald	Walsworth
Erdey	McVea	Winston
Faucheux	Montgomery	Wooton
Flavin	Morrish	Wright
Frith	Nevers	
Total—86		

NAYS

Broome	Hunter	Pratt
Farrar	Jackson, M	Welch
Glover	Morrell	
Holden	Murray	
Total—10		

ABSENT

Curtis	McMains	Schwegmann
Dartez	Perkins	Swilling
Hebert	Richmond	Toomy
Total—9		

The Chair declared the above bill was finally passed.

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.

SENATE BILL NO. 807—
BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 22:3077(A), relative to procedures for making medical necessity determinations; to prohibit denial of coverage of services on the basis of technical non-compliance with claims requirements when the order for such service meets certain criteria; and to provide for related matters.

Read by title.

Motion

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Hudson, Pierre, and Montgomery to Engrossed Senate Bill No. 829 by Senator Theunissen

AMENDMENT NO. 1

On page 2, at the end of line 16, insert the following:

"However, no learning center shall be established pursuant to the provisions of this Section in any service delivery area as defined by the Board of Regents and in which educational services are provided by one or more public community colleges unless the establishment of the learning center is approved by the Joint Legislative Committee on the Budget."

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

Motion

Rep. LeBlanc moved that the bill, as amended, be returned to the calendar.

Rep. Crane objected.

By a vote of 72 yeas and 18 nays, the House returned the bill, as amended, to the calendar.

Suspension of the Rules

On motion of Rep. LeBlanc, 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:

Conference Committee Reports Received

Conference Committee Reports were received for the following legislative instruments:

SENATE CONCURRENT RESOLUTION NO. 52—

BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To urge and request the attorney general, the Coastal Zone Management Program and the office of state lands to give the public notice prior to any publicly navigable waterways being barricaded or gated and to take such action as may be necessary to protect public waters.

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

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 7, 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. 776 by Sen. B. Jones, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

HOUSE BILLS

June 7, 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. 540
Returned with amendments.

House Bill No. 846
Returned with amendments.

House Bill No. 873
Returned with amendments.

House Bill No. 965
Returned with amendments.

House Bill No. 968
Returned with amendments.

House Bill No. 1041
Returned with amendments

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

SIGNED SENATE BILLS AND JOINT RESOLUTIONS

June 7, 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 Bills:

Senate Bill Nos. 197, 249, 251, 738, and 1102

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 Bills contained herein were signed by the Speaker of the House.

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

June 7, 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. 154

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

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

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 154—
BY SENATORS DUPRE, CHAISSON, AND GAUTREAUX AND REPRESENTATIVES BALDONE, DARTEZ, DOWNER, PITRE, TRICHE AND WOOTON

A CONCURRENT RESOLUTION

To urge and request the governor to declare a state of emergency in Lafourche and Terrebonne parishes due to the effects of Tropical Storm Allison.

Read by title.

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

Message from the Senate

SENATE BILLS

June 7, 2001

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

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

Senate Bill Nos. 5, 332, 936, and 1086

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

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

Senate Bills and Joint Resolutions on First Reading

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

SENATE BILL NO. 5—
BY SENATORS CAMPBELL AND MCPHERSON
A JOINT RESOLUTION

Proposing to amend Article III, Section 2(A)(1) of the Constitution of Louisiana, relative to the legislative branch; to limit the number of bills a legislator may introduce for a regular session of the legislature to fifteen; to provide for exceptions; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

SENATE BILL NO. 332—
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 23:635, relative to employment; to provide with respect to payment of employees; to provide for assessment of fines against employees; and to provide for related matters.

Read by title.

SENATE BILL NO. 936—
BY SENATOR C. JONES

AN ACT

To amend and reenact R.S. 23:76 (C)(1), (2)(e), (3), (6), and (10) and to enact R.S. 23:76(C)(11), relative to the Occupational Forecasting Conference; to provide for membership from the Louisiana Workforce Commission; to provide for chairmanship; to provide for responsibility and staffing; and to provide for related matters.

Read by title.

SENATE BILL NO. 1086—
BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 47:114(D)(2) and 1601(A), relative to the interest rate on unpaid state taxes; to provide for an effective date; and to provide for related matters.

Read by title.

On motion of Rep. Hammett, and under a suspension of the rules, the above bill was referred to the Committee on Ways and Means, under the rules.

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. 111—
BY REPRESENTATIVE PINAC

A RESOLUTION

To urge and request the House Committee on Commerce to study the value of the state's maritime industry of waterways, ports, and shipyards; to identify trends affecting such industry; to call attention to the important role that the industry plays in the Louisiana economy; and to urge the Governor's Task Force on Maritime to sponsor such hearings of the committee.

Read by title.

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

HOUSE RESOLUTION NO. 112—
BY REPRESENTATIVES DEWITT AND HEBERT
A RESOLUTION

To amend and readopt House Rule 5.8 of the Rules of Order of the House of Representatives to provide relative to the attire for members of the House during session and in committee.

Read by title.

Lies over under the rules.

HOUSE RESOLUTION NO. 113—

BY REPRESENTATIVE RICHMOND

A RESOLUTION

To commend Pastor David H. Arceneaux upon his third year as pastor of Gentilly Community Baptist Church.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 216—

BY REPRESENTATIVES BAYLOR, R. ALEXANDER, BROOME, BRUCE, K. CARTER, CURTIS, DOERGE, GALLOT, GLOVER, GREEN, GUILLORY, HOLDEN, HOPKINS, HUDSON, HUNTER, L. JACKSON, M. JACKSON, LUCAS, MORRELL, MURRAY, PIERRE, PRATT, QUEZAIRE, RICHMOND, SALTER, SHAW, JANE SMITH, SWILLING, WADDELL, AND WELCH AND SENATORS TARVER, BAJOE, BEAN, BOSSIERE, CRAVINS, C. FIELDS, W. FIELDS, IRONS, JOHNSON, C. JONES, LAMBERT, AND MALONE

A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana upon the death of Councilman Hilry Huckaby and to recognize his outstanding contributions to the city of Shreveport.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 217—

BY REPRESENTATIVE CRANE

A CONCURRENT RESOLUTION

To urge and request the public postsecondary education management boards to use the authority granted each of them by R.S. 17:3351(A)(5)(b)(i) and establish, by not later than the Fall semester of the 2003-2004 academic year, tuition and mandatory attendance fee amounts applicable to nonresident students at institutions under their respective supervision and management that at least equal the average amount of annual tuition and mandatory attendance fees for the ensuing fiscal year applicable to nonresident students, at institutions in states comprising the Southern Regional Education Board, excluding Louisiana, which are in the same category as established by the Southern Regional Education Board.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 218—

BY REPRESENTATIVE GUILLORY

A CONCURRENT RESOLUTION

To memorialize the United States Congress to provide more funding, through the Medicaid program or otherwise, for long-term care for the elderly in their homes.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 219—

BY REPRESENTATIVE CLARKSON

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to designate the Canal Street Ferry Landing on the east bank of the Mississippi River as the Louis Armstrong's Canal Street Ferry Landing and to designate Algiers Ferry Landings on the west bank of the Mississippi River as the Red Allen's Algiers Ferry Landing; and to provide for related matters.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 220—

BY REPRESENTATIVE MARTINY AND SENATOR LENTINI

A CONCURRENT RESOLUTION

To commend Andrew Joseph Palermo of Kenner upon achieving the rank of Eagle Scout.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 221—

BY REPRESENTATIVE DOWNER AND SENATOR BARHAM

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Stanwood Richardson Duval, Sr. of Houma.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 222—

BY REPRESENTATIVES WADDELL, BAYLOR, BRUCE, GALLOT, GLOVER, HOPKINS, MONTGOMERY, SHAW, JANE SMITH, AND TOWNSEND

A CONCURRENT RESOLUTION

To urge and request the Board of Regents to study and report in writing to the legislature its findings and recommendations on how the state can best meet the needs in northwest Louisiana of students in general and nontraditional students in particular who seek to obtain a law degree from a Louisiana public university and who find that this curriculum is not offered at any such institution that is located within a reasonable distance to the students needing the services, with such study to include but not limited to meeting these needs by establishing a new public law school or establishing a branch of such an institution.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 223—

BY REPRESENTATIVE PRATT

A CONCURRENT RESOLUTION

To urge and request the Department of Insurance to conduct a pilot program to test the feasibility of implementing a motor vehicle insurance verification system for the purchase of gasoline.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 224—

BY REPRESENTATIVE BROOME

A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Social Services to consult with leaders of various faith-based outreach programs and community development corporations to devise a plan for the equitable distribution of any Temporary Assistance to Needy Families funds among the various faith-based organizations of the state.

Read by title.

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

Ordered to the Senate.

Privileged Report of the Committee on Enrollment

June 7, 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. 6—

BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To encourage city, parish, and other local public school systems in the state which have not already done so to implement Help One Student To Succeed (HOSTS) programs for students.

HOUSE CONCURRENT RESOLUTION NO. 139—

BY REPRESENTATIVES FAUCHEUX AND HUTTER

A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College, the Board of Supervisors of Southern University and Agricultural and Mechanical College, and the Board of Supervisors of the University of Louisiana System to consider prohibiting, under certain circumstances and in accordance with certain guidelines and timelines, the offering of remedial and developmental courses, except for mathematics, to entering freshmen students at institutions under their respective supervision and management that offer academic degrees at the baccalaureate level or higher.

HOUSE CONCURRENT RESOLUTION NO. 170—

BY REPRESENTATIVES FRUGE AND HILL

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the appropriateness of the speed limits set for the Acadiana Trail.

HOUSE CONCURRENT RESOLUTION NO. 201—

BY REPRESENTATIVE STRAIN AND SENATORS HAINKEL, SCHEDLER, AND THOMAS

A CONCURRENT RESOLUTION

To commend Deputy Sheriff David Billeiter for his role in finding the person who abducted Lisa Bruno.

HOUSE CONCURRENT RESOLUTION NO. 204—

BY REPRESENTATIVES CLARKSON, ALARIO, E. ALEXANDER, R. ALEXANDER, ANSARDI, BAUDOIN, BAYLOR, BOWLER, BROOME, BRUCE, BRUNEAU, K. CARTER, R. CARTER, CAZAYOUX, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEVILLIER, DEWITT, DIEZ, DOERGE, DONELON, DOWNER, DURAND, ERDEY, FARRAR, FAUCHEUX, FLAVIN, FRITH, FRUGE, FUTRELL, GALLOT, GLOVER, GREEN, GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HOLDEN, HOPKINS, HUDSON, HUNTER, HUTTER, ILES, L. JACKSON, M. JACKSON, JOHNS, KATZ, KENNARD, KENNEY, LAFLEUR, LANCASTER, LANDRIEU, LEBLANC, LUCAS, MARTINY, MCCALLUM, MCDONALD, MCMAINS, MCVEA, MONTGOMERY, MORRELL, MORRISH, MURRAY, NEVERS, ODINET, PERKINS, PIERRE, PINAC, PITRE, POWELL, PRATT, QUEZAIRE, RICHMOND, RIDDLE, ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, SNEED, STELLY, STRAIN, SWILLING, THOMPSON, TOOMY, TOWNSEND, TRICHE, TUCKER, WADDELL, WALSWORTH, WELCH, WINSTON, WOOTON, AND WRIGHT

A CONCURRENT RESOLUTION

To commemorate the 225th anniversary of American Independence on July 4, 2001, and to urge the citizens of the state of Louisiana to honor this anniversary with appropriate observances.

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

June 7, 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. 564—

BY REPRESENTATIVES GALLOT AND MONTGOMERY

AN ACT

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

HOUSE BILL NO. 1395—

BY REPRESENTATIVE SCHNEIDER
AN ACT

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

HOUSE BILL NO. 1396—

BY REPRESENTATIVE SCHNEIDER
AN ACT

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

HOUSE BILL NO. 1551 (Duplicate of Senate Bill No. 1012)—

BY REPRESENTATIVE DIEZ AND SENATOR CAIN
AN ACT

To amend and reenact R.S. 32:853(A)(1)(a), 871(A) and (D), 872(A), (C)(2) and (3), and (D), 874(B), 875, 876, 877, and 879 and to repeal R.S. 32:874(D), relative to motor vehicle accidents; to provide relative to abstracts of operating records; to authorize the submission of certain written reports under certain circumstances; to provide relative to certain damages; to provide relative to liability security; to provide relative to reinstatement of driver's license under certain circumstances; to repeal provisions relative to transmission of certain information for nonresidents; to provide relative to registration of certain motor vehicles following an accident; and to provide for related matters.

HOUSE BILL NO. 1607—

BY REPRESENTATIVES DOERGE AND DANIEL
AN ACT

To enact R.S. 11:723.1, relative to the Teachers' Retirement System; to provide with respect to membership; to provide with respect to service credit, including but not limited to the purchase of credit for certain service performed while on contract; and to provide for related matters.

HOUSE BILL NO. 1667—

BY REPRESENTATIVE RIDDLE
AN ACT

To amend and reenact R.S. 9:315.21(A), (B)(2), (C), and (E), relative to the modification of child support; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 1731—

BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 46:460.21(A), (B)(2), (C)(introductory paragraph) and (1), (2)(b)(iii), and (3), (D), and (E) and to enact R.S. 46:460.21(B)(6), relative to fees in child protection cases; to provide efficient processing of requests for legal fees; to provide for class of counsel to be paid; to provide for mediation fees; to provide for procedures and forms for electronic approval and submission of requests; and to provide for related matters.

HOUSE BILL NO. 1772—

BY REPRESENTATIVE DONELON
AN ACT

To amend and reenact R.S. 22:1078(B)(3), 1079, and 1765 and to repeal R.S. 22:1078(B)(7), relative to fees for the Department of Insurance; to provide for license fees; to provide for retaliatory fees; and to provide for related matters.

HOUSE BILL NO. 1805—

BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact Children's Code Article 412(H)(1)(a), relative to notice to schools when students are involved in the juvenile correction system; to clarify that transmission to schools of pertinent portions of predisposition reports affecting students who are involved in the juvenile correction system is mandatory; to specify the age of the students to which these provisions apply; and to provide for related matters.

HOUSE BILL NO. 1812—

BY REPRESENTATIVE L. JACKSON
AN ACT

To amend and reenact R.S. 33:4720.17(A) and 4720.31(A) and R.S. 47:2261(B)(1) and to enact R.S. 47:2261(C) and (D), relative to notice requirements on post-adjudication sale or donation of property; to provide for adequacy of the notice; and to provide for related matters.

HOUSE BILL NO. 1852—

BY REPRESENTATIVE THOMPSON
AN ACT

To enact R.S. 33:4574.13, relative to a tourist commission in certain parishes; to provide for the creation of a tourist commission in parishes with a population between thirteen thousand five hundred and fourteen thousand persons; to provide for the appointment, powers, and duties of the commission; to authorize, subject to voter approval, the levy and collection of a hotel occupancy tax by the governing authority of the commission for the purpose of funding the activities of the commission; to provide relative to borrowing by the commission and other budgetary matters; and to provide for related matters.

HOUSE BILL NO. 1998—

BY REPRESENTATIVES LEBLANC AND FAUCHEUX
AN ACT

To enact R.S. 39:115, relative to capital outlay budget development; to provide for certain notice requirements; to provide for an effective date; 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.

Suspension of the Rules

On motion of Rep. Hammett, the rules were suspended to permit the Committee on Ways and Means to meet on Monday, June 11, 2001, without giving the notice required by House Rule 14.24(A) and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

Senate Bill No. 1086

Adjournment

On motion of Rep. Riddle, at 6:10 P.M., the House agreed to adjourn until Monday, June 11, 2001, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Monday, June 11, 2001.

ALFRED W. SPEER
Clerk of the House

