

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

**FORTY-FIFTH DAY'S PROCEEDINGS**

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

House of Representatives  
State Capitol  
Baton Rouge, Louisiana

Tuesday, June 12, 2001

The House of Representatives was called to order at 10:30 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	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	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
Curtis	Kennard	Sneed
Damico	LaFleur	Stelly
Daniel	Lancaster	Strain
Dartez	Landrieu	Swilling
Devillier	LeBlanc	Thompson
Diez	Lucas	Toomy
Doerge	Martiny	Townsend
Donelon	McCallum	Triche
Downer	McDonald	Tucker
Durand	McMains	Waddell
Erdey	McVea	Walsworth

Farrar	Montgomery	Welch
Faucheux	Morrell	Winston
Flavin	Morrish	Wooton
Frith	Murray	Wright
Fruge	Nevers	
Futrell	Odinet	
Total—103		

ABSENT

Kenney	Schwegmann
Total—2	

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

**Prayer**

Prayer was offered by Rep. Romero.

**Pledge of Allegiance**

Rep. Bowler 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. Flavin, and under a suspension of the rules, the Journal of June 11, 2001, was corrected to reflect him as voting nay on concurrence in the Senate amendments to House Bill No. 81.

On motion of Rep. Frith, the Journal of June 11, 2001, was adopted.

**Petitions, Memorials and  
Communications**

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

**Message from the Senate**

**ADOPTION OF  
CONFERENCE COMMITTEE REPORT**

June 12, 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 Senate Concurrent Resolution No. 52.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**ADOPTION OF  
CONFERENCE COMMITTEE REPORT**

June 12, 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. 264.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**ADOPTION OF  
CONFERENCE COMMITTEE REPORT**

June 12, 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. 1358.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**HOUSE CONCURRENT RESOLUTIONS**

June 12, 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. 190  
Returned without amendments.

House Concurrent Resolution No. 206  
Returned without amendments.

House Concurrent Resolution No. 227  
Returned without amendments.

House Concurrent Resolution No. 229  
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

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

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

**HOUSE RESOLUTION NO. 122—**  
BY REPRESENTATIVES PINAC AND NEVERS  
A RESOLUTION

To urge and request the State Licensing Board for Contractors and the Louisiana Data Base Commission to study the feasibility and practicality of issuing building permits electronically, to coordinate such study with the Louisiana Municipal Association, the Louisiana Home Builders Association, the Building Officials Association of Louisiana, the Associated General Contractors, and the Associated Builders and Contractors and to report their findings to the legislature prior to the convening of the 2003 Regular Session.

Read by title.

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

**HOUSE RESOLUTION NO. 123—**  
BY REPRESENTATIVE BROOME  
A RESOLUTION

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

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 230—**  
BY REPRESENTATIVES R. ALEXANDER, GALLOT, AND MCCALLUM AND  
SENATORS B. JONES AND SMITH  
A CONCURRENT RESOLUTION

To recognize the Smurfit-Stone mill in Hodge for receiving the Smurfit-Stone Container Mill of the Year 2000 Award for the Containerboard Mill Division.

Read by title.

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

Ordered to the Senate.

**Reports of Committees**

The following reports of committees were received and read:

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

June 12, 2001

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on June 11, 2001, I am directed by your Committee on Civil Law and Procedure to submit the following report:

Senate Bill No. 240, by Ellington (Joint Resolution)  
Reported with amendments. (8-0) (Regular)

Senate Bill No. 244, by Malone (Joint Resolution)  
Reported without amendments. (8-0) (Regular)

Senate Bill No. 987, by Johnson  
Reported with amendments. (7-1) (Regular)

F. CHARLES MCMAINS, JR.  
Chairman

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

**Report of the Committee on Labor and Industrial Relations**

June 12, 2001

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Labor and Industrial Relations to submit the following report:

Senate Bill No. 332, by Michot  
Reported favorably. (10-0) (Regular)

Senate Bill No. 936, by C.D. Jones  
Reported favorably. (10-0) (Regular)

ELCIE GUILLORY  
Chairman

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

**Suspension of the Rules**

On motion of Rep. Guillory, the rules were suspended in order to place Senate Bill No. 936 on the consent calendar.

**Privileged Report of the Legislative Bureau**

June 12, 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. 200  
Reported without amendments.

Senate Bill No. 289  
Reported with amendments.

Senate Bill No. 681  
Reported without amendments.

Senate Bill No. 739  
Reported with amendments.

Senate Bill No. 858  
Reported with amendments.

Senate Bill No. 904  
Reported with amendments.

Senate Bill No. 1086  
Reported without amendments.

Respectfully submitted,

JOE SALTER  
Chairman

**Senate Concurrent Resolutions**

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

**SENATE CONCURRENT RESOLUTION NO. 156—**  
BY SENATOR ELLINGTON

A CONCURRENT RESOLUTION

To establish the Louisiana Adoption Study Committee to study the adoption proceedings in the state.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 157—**  
BY SENATOR ELLINGTON

A CONCURRENT RESOLUTION

To urge and request the Senate and Governmental Affairs Committee and the House and Governmental Affairs Committee to function as a joint committee to study certain exceptions to the Code of Governmental Ethics.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 158—**  
BY SENATOR THOMAS AND REPRESENTATIVES NEVERS AND STRAIN

A CONCURRENT RESOLUTION

To establish the Washington Parish Reservoir Commission to study the feasibility of developing a reservoir in Washington Parish and to examine and search for potential sites of such a reservoir.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 159—**  
BY SENATOR MOUNT

A CONCURRENT RESOLUTION

To express sincere condolences upon the death of Malcolm Dewitt Jones, Jr.

Read by title.

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

**Reconsideration**

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

**SENATE BILL NO. 361—**  
BY SENATOR HINES

AN ACT

To amend and reenact R.S. 37:1041(4), relative to the practice of optometry; to revise the definition of the term "diagnostic and therapeutic pharmaceutical agent"; to authorize certain licensed optometrists to use certain drugs and other substances in the treatment of diseases of the eye and its adnexa; to prohibit prescribing or using drugs and other substances listed in Schedule I and Schedule II of the Uniform Controlled Dangerous Substances Law; and to provide for related matters.

Read by title.

On motion of Rep. Rodney Alexander, the vote by which the above Senate 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. 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.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 137—**  
BY REPRESENTATIVE M. JACKSON

**A CONCURRENT RESOLUTION**

To urge and request the Louisiana Economic Development Corporation to adopt rules and regulations to create a program to expand the availability of credit, developmental and technical assistance, investment capital, and financial services in distressed urban and rural communities by making available certain funds in the form of investments or loans to qualified community development corporations.

Read by title.

On motion of Rep. Michael Jackson, the resolution was adopted.

Ordered to the Senate.

**Suspension of the Rules**

On motion of Rep. Broome, the rules were suspended in order to take up and consider House Concurrent Resolutions Returned from the Senate with Amendments at this time.

**House Concurrent Resolutions Returned from the Senate with Amendments**

The following House Concurrent Resolutions returned from the Senate with amendments to be concurred in by the House were taken up and acted upon as follows:

**HOUSE CONCURRENT RESOLUTION NO. 16—**  
BY REPRESENTATIVES RICHMOND AND SWILLING

**A CONCURRENT RESOLUTION**

To direct the Department of Transportation and Development to install lighting on the northern and southern sides of Chef Menteur Highway from Downman Road to Bullard Avenue in Orleans Parish.

Read by title.

The above resolution was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Concurrent Resolution No. 16 by Representative Richmond

AMENDMENT NO. 1

On page 1, line 2, change "direct" to "urge and request"

AMENDMENT NO. 2

On page 1, line 12, change "direct" to "urge and request"

On motion of Rep. Broome, the amendments proposed by the Senate were concurred in.

**HOUSE CONCURRENT RESOLUTION NO. 65—**  
BY REPRESENTATIVES MCDONALD, KATZ, AND TOWNSEND

**A CONCURRENT RESOLUTION**

To direct the Department of Transportation and Development to donate at least twenty percent of reclaimed asphalt to local governments for use on local roads.

Read by title.

The above resolution was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Concurrent Resolution No. 65 by Representative McDonald

AMENDMENT NO. 1

On page 1, line 2, change "direct" to "urge and request"

AMENDMENT NO. 2

On page 1, line 18, change "directs" to "urges and requests"

On motion of Rep. Diez, the amendments proposed by the Senate were concurred in.

**HOUSE CONCURRENT RESOLUTION NO. 177—**  
BY REPRESENTATIVE FRITH

**A CONCURRENT RESOLUTION**

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

Read by title.

The above resolution was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Natural Resources to Original House Concurrent Resolution No. 177 by Representative Frith

AMENDMENT NO. 1

On page 1, delete line 2 in its entirety and insert the following:

"To memorialize the Congress of the United States to have the U.S. Fish and Wildlife Service establish and fund a"

AMENDMENT NO. 2

On page 1, between lines 15 and 16 insert the following:

"WHEREAS, in Fiscal Year 2001 the United States Fish and Wildlife Service enforcement appropriation was increased several million dollars and is being used to hire additional federal officers at salaries over double that of Louisiana state officers; and

WHEREAS, the loss of state officers is creating several problems in Louisiana including recruiting problems, as well as financial strain, by having to hire and train new state officers; and"

AMENDMENT NO. 3

On page 2, delete line 2 in its entirety and insert the following:

"does hereby memorialize the Congress of the United States to have the U.S. Fish and Wildlife Service establish and fund"

AMENDMENT NO. 4

On page 2, between lines 4 and 5, insert the following:

"BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the Louisiana Congressional delegation."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Malone to Original House Concurrent Resolution No. 177 by Representative Frith

AMENDMENT NO. 1

On page 1, delete line 2 in its entirety and insert the following:

"To memorialize the Congress of the United States to have the U.S. Fish and Wildlife Service establish and fund a"

AMENDMENT NO. 2

On page 1, between lines 15 and 16 insert the following:

"WHEREAS, in Fiscal Year 2001 the United States Fish and Wildlife Service enforcement appropriation was increased several million dollars and is being used to hire additional federal officers at salaries over double that of Louisiana state officers; and

WHEREAS, the loss of state officers is creating several problems in Louisiana including recruiting problems, as well as financial strain, by having to hire and train new state officers; and"

AMENDMENT NO. 3

On page 2, delete line 2 in its entirety and insert the following:

"does hereby memorialize the Congress of the United States to have the U.S. Fish and Wildlife Service establish and fund"

AMENDMENT NO. 4

On page 2, between lines 4 and 5, insert the following:

"BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the Louisiana Congressional delegation."

On motion of Rep. Frith, the amendments proposed by the Senate were concurred in.

**HOUSE CONCURRENT RESOLUTION NO. 111—**  
BY REPRESENTATIVES NEVERS, KENNEY, AND THOMPSON  
A CONCURRENT RESOLUTION

To encourage the study of the Bible in schools.

Read by title.

The above resolution was taken up with the amendments proposed by the Senate.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Thomas to Reengrossed House Concurrent Resolution No. 111 by Representatives Nevers, Kenney, and Thompson

AMENDMENT NO. 1

On page 2, line 14, after "course" change "should" to "may"

On motion of Rep. Nevers, the amendments proposed by the Senate were rejected.

Conference committee appointment pending.

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

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

Read by title.

The above resolution was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Concurrent Resolution No. 130 by Representative Thompson

AMENDMENT NO. 1

On page 2, line 14, after "Agriculture" insert ", in conjunction with the members of the American Sugar Cane League,"

AMENDMENT NO. 2

On page 2, line 19, after "Agriculture" insert ", in conjunction with the members of the American Sugar Cane League,"

On motion of Rep. Thompson, the amendments proposed by the Senate were concurred in.

**HOUSE CONCURRENT RESOLUTION NO. 146—**  
BY REPRESENTATIVE FAUCHEUX  
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the feasibility of implementing the Student Achievement Guarantee in Education (SAGE) program in public schools and to report the study findings and recommendations, in writing, to the House Committee on Education and the Senate Committee on Education at least sixty days prior to the beginning of the 2002 Regular Session.

Read by title.

The above resolution was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Education to Engrossed House Concurrent Resolution No. 146 by Representative Fauchaux

AMENDMENT NO. 1

On page 2, line 9, change "; and" to a period "."

AMENDMENT NO. 2

On page 2, delete lines 10 through 27

AMENDMENT NO. 3

On page 3, delete lines 1 through 19

On motion of Rep. Fauchaux, the amendments proposed by the Senate were concurred in.

**HOUSE CONCURRENT RESOLUTION NO. 180—**

BY REPRESENTATIVES FUTRELL AND DIEZ  
A CONCURRENT RESOLUTION

To create and provide for the Task Force on Design-Build Contracts to study and make recommendations concerning the possible use of design-build contracts for construction projects of state and local governments.

Read by title.

The above resolution was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Reengrossed House Concurrent Resolution No. 180 by Representative Futrell

AMENDMENT NO. 1

On page 3, between lines 20 and 21, insert the following:

"(m) The parish president of Jefferson Parish.

(n) The mayor of the city of New Orleans."

On motion of Rep. Lancaster, the amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE CONCURRENT RESOLUTION NO. 202—**

BY REPRESENTATIVES WALSWORTH, DOWNER, STELLY, AND KATZ  
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.

The above resolution was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Education to Reengrossed House Concurrent Resolution No. 202 by Representative Walsworth

AMENDMENT NO. 1

On page 3, line 18, change "requires" to "require"

AMENDMENT NO. 2

On page 5, line 3, change "also shall" to "is also requested to"

On motion of Rep. McMains, the amendments proposed by the Senate were concurred in.

**House Bills and Joint Resolutions  
Returned from the Senate with Amendments**

The following House Bills and Joint Resolutions returned from the Senate with amendments to be concurred in by the House were taken up and acted upon as follows:

**HOUSE BILL NO. 1 —**  
BY REPRESENTATIVE LEBLANC  
AN ACT

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

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 1 by Representative LeBlanc

AMENDMENT NO. 1

On Page 4, between lines 21 and 22, insert the following:

"(6) The commissioner of administration, upon approval of the Joint Legislative Committee on the Budget, shall have the authority, by transferring between departments and agencies, exclusive of elected officials and higher education, to increase or decrease, positions and associated funding associated with information technology personnel in conjunction with an overall Information Technology tactical plan, approved by the commissioner of administration."

AMENDMENT NO. 2

On Page 5, between lines 4 and 5, insert the following:

"E. Except as otherwise provided for in this Act, any salary increase for an employee in the unclassified service, except for college faculty and medical practitioners, that exceeds ten percent of the salary for that employee in the prior fiscal year shall require prior approval of the Joint Legislative Committee on the Budget."

AMENDMENT NO. 3

On Page 13, between lines 15 and 16, insert the following:

"Payable out of the State General Fund by Interagency Transfers from the Department of Social Services to the Children's Cabinet for faith-based initiatives with the Associated Catholic Charities \$ 3,000,000"

AMENDMENT NO. 4

On Page 16, between lines 39 and 40, insert the following:

"Payable out of the State General Fund by Interagency Transfers for the operation and maintenance of the state-owned Onyxx Building \$ 87,420"

Payable out of the State General Fund by Interagency Transfers for management support of the Louisiana Racing Commission \$ 24,377"

Payable out of the State General Fund by Interagency Transfers from the Department of Social Services to the Division of Administration - Executive Administration Program for evaluation and oversight of new Temporary Assistance to Needy Families Block Grant initiatives, including two (2) positions \$ 750,000"

AMENDMENT NO. 5

On Page 19, between lines 12 and 13, insert the following:

"Payable out of the State General Fund (Direct) to the Military Affairs Program for expenses related to non-emergency state active duty \$ 40,000"

AMENDMENT NO. 6

On Page 21, after line 55, insert the following:

"Payable out of the State General Fund by Interagency Transfers from the Department of Social Services, Office of Family Support, for micro-enterprise development, and related technical assistance and training \$ 1,000,000"

AMENDMENT NO. 7

On Page 25, delete lines 1 through 4

AMENDMENT NO. 8

On Page 26, after line 48, insert the following:

"Payable out of the State General Fund (Direct) to the Northeast Louisiana War Veterans Home for providing care to disabled and homeless veterans \$ 20,000"

AMENDMENT NO. 9

On Page 28, between lines 27 and 28, insert the following:

"Payable out of the State General Fund (Direct) for Parish Council on Aging formula equalization \$ 58,000"

Payable out of the State General Fund (Direct) for Elderly Affairs Activities \$ 200,000"

AMENDMENT NO. 10

On Page 32, between lines 40 and 41, insert the following:

"Payable out of the State General Fund (Direct) for Eddie G. Robinson Museum \$ 20,000"

AMENDMENT NO. 11

On Page 32, delete lines 52 through 54, and insert the following:

"Music Museum, including three (3) positions, in the event that House Bill No. 842 of the 2001 Regular Session of the Legislature is enacted into law \$ 107,000"

AMENDMENT NO. 12

On Page 32, after line 54, insert the following:

"Payable out of the State General Fund (Direct) to the Jimmie Davis Museum \$ 20,000"

AMENDMENT NO. 13

On Page 33, between lines 8 and 9, insert the following:

"Payable out of the State General Fund by Fees and Self-generated Revenues, for the restoration of personal services, including one (1) position, in the Administrative Program \$ 32,361"

Payable out of the State General Fund by Fees and Self-generated Revenues, one (1) position in the Archives and Records Program \$ 27,039"

Payable out of the State General Fund by Fees and Self-generated Revenues for the restoration of personal services, including one (1) position, in the Commercial Program \$ 25,237"

AMENDMENT NO. 14

On Page 36, line 20, delete "and Medicaid Fraud"

AMENDMENT NO. 15

On Page 36, after line 26, insert the following:

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"Payable out of the State General Fund by Fees and Self-generated Revenues for the collection of certain debts owed the state in the event that SB1104 of the 2001 Regular Session of the Legislature is enacted into law \$ 3,000,000"

AMENDMENT NO. 16

On Page 42, between lines 17 and 18, insert the following:

"Payable out of the State General Fund by Fees and Self-generated Revenues for additional operational expenses of the Administrative Program\$ 158,904

Payable out of the State General Fund by Fees and Self-generated Revenues for additional operational expenses \$ 28,500"

AMENDMENT NO. 17

On Page 43, between lines 46 and 47, insert the following:

"Payable out of the State General Fund by Fees and Self-generated Revenues to restore four (4) positions \$ 212,097

Payable out of the State General Fund by Fees and Self-generated Revenues to provide funding in the event that HB 175 of the 2001 Regular Session of the Legislature is enacted into law, including two (2) positions for the Administrative Program relative to Telemarketers and a "DO NOT CALL" list \$ 85,000"

AMENDMENT NO. 18

On Page 48, between lines 5 and 6, insert the following:

"Payable out of the State General Fund (Direct) for the Future Farmers of America \$ 100,000"

AMENDMENT NO. 19

On Page 48, delete lines 43 and 44, in their entirety

AMENDMENT NO. 20

On Page 49, between lines 20 and 21, insert the following:

"Additional taxes and penalties assessed as a result of audit (in millions) \$ 1,800,000"

AMENDMENT NO. 21

On Page 50, at the end of line 13, delete "\$1.8" and insert "\$1.0"

AMENDMENT NO. 22

On Page 51, after line 44, insert the following:

"EXPENDITURES: Restoration of personal services, including one (1) position, in the Administration/ Fiscal Program \$ 52,392

TOTAL EXPENDITURES \$ 52,392

MEANS OF FINANCE: State General Fund by:

Fees & Self-generated Revenues \$ 52,392

TOTAL MEANS OF FINANCING \$ 52,392

EXPENDITURES:

Restoration of personal services, including four (4) positions in the Market Compliance Program \$ 150,967

TOTAL EXPENDITURES \$ 150,967

MEANS OF FINANCE:

State General Fund by: Fees & Self-generated Revenues \$ 142,487 Statutory Dedications: Administrative Fund \$ 8,480

TOTAL MEANS OF FINANCING \$ 150,967"

AMENDMENT NO. 23

On Page 53, between lines 34 and 35, insert the following:

"Provided, however, that of the funds appropriated herein, funds allocated for the Economic Development Award Program must receive Joint Legislative Committee on the Budget approval prior to disbursement."

AMENDMENT NO. 24

On Page 53, between lines 50 and 51, insert the following:

"Payable out of the State General Fund (Direct) for expenses associated with the reorganization of the Department of Economic Development \$ 500,000"

AMENDMENT NO. 25

On Page 54, delete lines 7 through 12, in their entirety

AMENDMENT NO. 26

On Page 54, line 22, delete "\$300,000" and insert "\$375,000"

AMENDMENT NO. 27

On Page 54, between lines 34 and 35, insert the following:

"Payable out of the State General Fund (Direct) for expenses associated with the Louisiana Furnishings Industry Association \$ 50,000"

AMENDMENT NO. 28

On Page 54, after line 37, insert the following:

"Provided, however, that of the funds appropriated above as Statutory Dedications, Louisiana Economic Development Fund, in the event that Senate Bill No. 347 of the 2001 Regular Session of the Legislature, \$84,000 shall be allocated for payment to the Town of Jonesville to pay certain indebtedness associated with the purchase of an industrial building.

Payable out of the State General Fund (Direct) to the Baton Rouge Local Organizing Committee, Inc. for expenses related to the 2001 National Senior Olympic Games \$ 150,000



Payable out of the State General Fund (Direct) to the Business Services Program to restore funding to the Louisiana Music Commission for marketing and promotion \$ 20,000"

AMENDMENT NO. 29

On Page 55, after line 50, insert the following:

"Provided, however, that of the funds appropriated in this Schedule for the Office of the Secretary out of Statutory Dedications from the New Orleans Area Tourism and Economic Development Fund, \$100,000 shall be allocated to Southern University-New Orleans for tourism initiatives."

AMENDMENT NO. 30

On Page 56, at the end of line 31, delete "\$3,975,395" and insert "\$4,075,395"

AMENDMENT NO. 31

On Page 57, at the end of line 4, delete "\$4,126,395" and insert "\$4,226,395"

AMENDMENT NO. 32

On Page 57, at the end of line 8, delete "\$592,187" and insert "\$692,187"

AMENDMENT NO. 33

On Page 57, at the end of line 9, delete "\$4,126,395" and insert "\$4,226,395"

AMENDMENT NO. 34

On Page 57, between lines 27 and 28, insert the following:

"Payable out of the State General Fund (Direct) to the Museum Program for operating expenses for the Edward Douglass White Historical Site, including four (4) positions, in the event that House Bill No. 1943 of the 2001 Regular Session of the Legislature is enacted into law. Performance information related to this appropriation shall be submitted by the Office of State Museum no later than August 15, 2001, for approval by the commissioner of administration and the Joint Legislative Committee on the Budget \$ 162,753"

AMENDMENT NO. 35

On Page 57, at the end of line 30, delete "\$17,251,328" and insert "\$18,243,875"

AMENDMENT NO. 36

On Page 57, after line 43, insert the following:

**Objective:** To ensure that 100% of all new outdoor recreation projects funded with federal Land and Water Conservation Fund (LWCF) monies meet at least one of the top needs identified in the Statewide Comprehensive Outdoor Recreation Plan (SCORP.)  
**Performance Indicators:**  
Percent of projects meeting at least one SCORP identified need 100%

AMENDMENT NO. 37

On Page 58, delete lines 1 through 3, in their entirety

AMENDMENT NO. 38

On Page 58, at the end of line 4, delete "\$17,611,734" and insert "\$18,243,875"

AMENDMENT NO. 39

On Page 58, at the end of line 8, delete "\$360,406" and insert "\$262,648"

AMENDMENT NO. 40

On Page 58, at the end of line 9, delete "\$619,088" and insert "\$1,348,987"

AMENDMENT NO. 41

On Page 58, at the end of line 10, delete "\$17,611,734" and insert "\$18,243,875"

AMENDMENT NO. 42

On Page 59, after line 41, insert the following:

"Payable out of the State General Fund (Direct) for the Arts Program	\$ 100,000
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Payable out of the State General Fund (Direct) to make New Orleans a part of the statewide Regional Archaeology Program	\$ 25,000
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Payable out of the State General Fund (Direct) for decentralized art program	\$ 100,000"
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AMENDMENT NO. 43

On Page 61, line 7, delete "\$100,000" and insert "\$75,000"

AMENDMENT NO. 44

On Page 61, on line 24, delete "(27)" and insert "(30)"

AMENDMENT NO. 45

On Page 61, at the end of line 24, delete "\$1,764,838" and insert "\$1,939,838"

AMENDMENT NO. 46

On Page 61, on line 32, delete "(274)" and insert "(267)"

AMENDMENT NO. 47

On Page 61, at the end of line 48, delete "\$24,301,141" and insert "\$24,476,141"

AMENDMENT NO. 48

On Page 62, at the end of line 8, delete "\$22,378,433" and insert "\$22,553,433"

AMENDMENT NO. 49

On Page 62, at the end of line 9, delete "\$24,301,141" and insert "\$24,476,141"

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## AMENDMENT NO. 50

On Page 62, at the end of line 12, delete "\$144,443" and insert "\$154,443"

## AMENDMENT NO. 51

On Page 62, on line 19, delete "(44)" and insert "(42)"

## AMENDMENT NO. 52

On Page 62, at the end of line 19, delete "\$3,410,985" and insert "\$3,660,985"

## AMENDMENT NO. 53

On Page 63, on line 5, delete "(13)" and insert "(15)"

## AMENDMENT NO. 54

On Page 63, at the end of line 5, delete "\$10,690,912" and insert "\$10,740,912"

## AMENDMENT NO. 55

On Page 63, at the end of line 26, delete "\$16,673,346" and insert "\$16,983,346"

## AMENDMENT NO. 56

On Page 63, at the end of line 31, delete "\$887,794" and insert "\$897,794"

## AMENDMENT NO. 57

On Page 63, at the end of line 34, delete "\$5,612,526" and insert "\$5,912,526"

## AMENDMENT NO. 58

On Page 63, at the end of line 36, delete "\$16,673,346" and insert "\$16,983,346"

## AMENDMENT NO. 59

On Page 64, on line 12, delete "(86)" and insert "(90)"

## AMENDMENT NO. 60

On Page 64, at the end of line 12, delete "\$11,421,025" and insert "\$11,571,025"

## AMENDMENT NO. 61

On Page 64, on line 31, delete "(1,000)" and insert "(1,036)"

## AMENDMENT NO. 62

On Page 64, at the end of line 31, delete "\$72,520,292" and insert "\$74,728,292"

## AMENDMENT NO. 63

On Page 65, on line 28, delete "(3,636)" and insert "(3,600)"

## AMENDMENT NO. 64

On Page 65, at the end of line 28, delete "\$216,163,187" and insert "\$213,320,187"

## AMENDMENT NO. 65

On Page 66, at the end of line 9, delete "\$317,874,948" and insert "\$317,389,948"

## AMENDMENT NO. 66

On Page 66, at the end of line 13, delete "\$44,175,258" and insert "\$44,165,258"

## AMENDMENT NO. 67

On Page 66, at the end of line 17, delete "\$236,612,846" and insert "\$236,137,846"

## AMENDMENT NO. 68

On Page 66, at the end of line 20, delete "\$317,874,948" and insert "\$317,389,948"

## AMENDMENT NO. 69

On Page 66, between lines 24 and 25, insert the following:

"Payable out of the State General Fund by Fees and Self-Generated Revenues for expenses associated with the operation of the Crescent City Connection Division	\$ 3,111,308"
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## AMENDMENT NO. 70

On Page 68, delete lines 40 through 45, and insert the following:

"Payable out of the State General Fund by Interagency Transfers from the Department of Social Services, Office of Family Support, to the Office of the Secretary for the Job Skills Education Program (\$1,400,000), Project Metamorphosis (\$400,000), Project Return (\$3,000,000), and Concordia Parish Correctional Facility Life Skills/Pre-Release Program (\$200,000)	\$ 5,000,000"
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## AMENDMENT NO. 71

On Page 68, after line 45, insert the following:

"Payable out of the State General Fund (Direct) for infrastructure funding in support of research, evaluation and development services conducted by the OSSRD which are of direct interest and importance to legislative activities and goals	\$ 247,000"
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Payable out of the State General Fund (Direct) for 3 administrative support positions within the Adult Services Program in the event that Senate Bill No. 239 of the 2001 Regular Session of the Legislature is enacted into law	\$ 330,764"
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Performance information related to this appropriation for the Louisiana Risk Review Panel shall be submitted by the Department of Public Safety and Corrections, no later than August 15, 2001, for approval by the commissioner of administration and the Joint Legislative Committee on the Budget."

## AMENDMENT NO. 72

On Page 74, delete lines 45 through 47, in their entirety

AMENDMENT NO. 73

On Page 75, delete lines 40 through 42, in their entirety

AMENDMENT NO. 74

On Page 78, at the end of line 4, delete "\$150,600" and insert "\$176,816"

AMENDMENT NO. 75

On Page 78, at the end of line 5, delete "\$643,604" and insert "\$617,388"

AMENDMENT NO. 76

On Page 79, delete lines 31 through 35, in their entirety

AMENDMENT NO. 77

On Page 81, between lines 6 and 7, insert the following:

"Payable out of the State General Fund (Direct) to the Incarceration Program for additional slots in the IMPACT Program, in the event that House Bill No. 1039 of the Regular Session of the Legislature is enacted into law, including 16 additional positions \$ 883,000

Performance information related to this appropriation shall be submitted by the Department of Public Safety and Corrections, Corrections Services, no later than August 15, 2001, for approval by the commissioner of administration and the Joint Legislative Committee on the Budget."

AMENDMENT NO. 78

On Page 83, between lines 15 and 16, insert the following:

"Payable out of the State General Fund (Direct) for 57 Probation and Parole Officer positions within the Field Services Program in the event that Senate Bill 239 of the 2001 Regular Session of the Legislature is enacted into law. \$ 2,259,846

Performance information related to this appropriation shall be submitted by the Department of Public Safety and Corrections, Corrections Services, no later than August 15, 2001, for approval by the commissioner of administration and the Joint Legislative Committee on the Budget. Performance information cannot be determined at this time.

Payable out of the State General Fund (Direct) to the Field Services Program for electronic monitoring of certain non-violent first-time offenders, including 18 authorized positions, in the event that Senate Bill 1011 of the 2001 Regular Session of the Legislature is enacted into law. \$ 667,920

Performance information related to the home incarceration pilot program using electronic monitoring shall be submitted by the Department of Public Safety and Corrections, Corrections Services, no later than August 15, 2001, for approval by the commissioner of administration and the Joint Legislative Committee on the Budget."

AMENDMENT NO. 79

On Page 84, line 1, delete "\$33,401,414" and insert "\$32,401,414"

AMENDMENT NO. 80

On Page 85, line 62, delete "\$117,513,519" and insert "\$116,513,519"

AMENDMENT NO. 81

On Page 86, line 1, delete "\$109,379,807" and insert "\$108,379,807"

AMENDMENT NO. 82

On Page 86, line 9, delete "\$117,513,519" and insert "\$116,513,519"

AMENDMENT NO. 83

On Page 86, between lines 9 and 10, insert the following:

"Provided, however, that of the funds appropriated herein for Swanson Correctional Center for Youth - Madison Parish Unit the commissioner of administration shall reduce in the amount of \$1,000,000 in State General Fund (Direct)."

AMENDMENT NO. 84

On Page 86, between lines 22 and 23, insert the following:

"Payable out of the State General Fund (Direct) through the Contract Services Program to the Youth Development Association, Inc. \$ 250,000"

AMENDMENT NO. 85

On Page 86, between lines 30 and 31, insert the following:

"Provided, however, that of the funds appropriated herein this schedule, \$251,000 shall be allocated for Southern Development Center"

AMENDMENT NO. 86

On Page 87, between lines 27 and 28, insert the following:

"The commissioner of administration is hereby directed to reduce the appropriation for Sheriffs' Housing of State Inmates in the amount of \$5,095,460 of State General Fund (Direct) in the event that Senate Bill No. 239 of the 2001 Regular Session of the Legislature is enacted into law.

Performance information related to the impact of the Louisiana Risk Review Panel on Sheriffs' Housing of State Inmates shall be submitted by the Department of Public Safety and Corrections, Corrections Services, no later than August 15, 2001, for approval by the commissioner of administration and the Joint Legislative Committee on the Budget."

AMENDMENT NO. 87

On Page 87, delete lines 28 through 30, in their entirety

AMENDMENT NO. 88

On Page 87, between lines 30 and 31, insert the following:

"Payable out of the State General Fund (Direct) for funding for housing of juveniles pending secure and non-secure placement in state facilities \$ 2,000,000

The commissioner of administration is hereby directed to reduce appropriation for Sheriffs' Housing of State Inmates in the amount of \$4,984,909 in the event that Senate Bill No. 1011 of the 2001 Regular Session of the Legislature is enacted into law.

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Performance information related to the impact of the home incarceration pilot program using electronic monitoring on Sheriffs' Housing of State Inmates shall be submitted by the Department of Public Safety and Corrections, Corrections Services, no later than August 15, 2001, for approval by the commissioner of administration and the Joint Legislative Committee on the Budget."

## AMENDMENT NO. 89

On Page 90, on line 1, delete "(171)" and insert "(150)"

## AMENDMENT NO. 90

On Page 90, at the end of line 1, delete "\$43,889,537" and insert "\$42,982,299"

## AMENDMENT NO. 91

On Page 91, at the end of line 31, delete "\$128,095,756" and insert "\$127,188,518"

## AMENDMENT NO. 92

On Page 91, at the end of line 34, delete "\$4,041,061" and insert "\$3,244,309"

## AMENDMENT NO. 93

On Page 91, at the end of line 35, delete "\$19,168,966" and insert "\$19,073,250"

## AMENDMENT NO. 94

On Page 91, at the end of line 39, delete "\$53,745,331" and insert "\$54,180,561"

## AMENDMENT NO. 95

On Page 91, on line 50, delete "\$128,095,756" and insert "\$127,188,518"

## AMENDMENT NO. 96

On Page 92, between lines 13 and 14, insert the following:

"Provided that prior to the expenditure of funds appropriated for security for the new office buildings in the Capitol Complex, the Office of State Police shall present a plan to the Joint Legislative Committee on the Budget for its review and approval."

## AMENDMENT NO. 97

On Page 91, delete line 48, in its entirety

## AMENDMENT NO. 98

On Page 98, between lines 15 and 16, insert the following:

"The Department of Health and Hospitals is authorized to utilize non-appropriated funds necessary to fully implement the Nursing Home Intergovernmental Transfer Program as authorized by R. S. 46:2692 and in accordance with the Cooperative Endeavor Agreements between DHH and the qualifying nursing facilities. The Department shall submit a written report to the Intergovernmental Transfer Subcommittee of the Joint Legislative Committee on the Budget after each quarterly intergovernmental transfer."

## AMENDMENT NO. 99

On Page 102, between lines 6 and 7, insert the following:

"Payable out of Federal Funds for  
Medical Vendor Administration Eligibility Field  
Operations, including sixty-one (61) positions \$ 2,871,129"

## AMENDMENT NO. 100

On Page 102, at the end of line 9, delete "\$2,269,874,542" and insert "\$2,269,568,193"

## AMENDMENT NO. 101

On Page 102, at the end of line 40, delete "\$763,231,116" and insert "\$710,135,177"

## AMENDMENT NO. 102

On Page 102, at the end of line 51, delete "\$3,508,802,912" and insert "\$3,455,400,574"

## AMENDMENT NO. 103

On Page 103, at the end of line 5, delete "\$58,402,338" and insert "\$5,000,000"

## AMENDMENT NO. 104

On Page 103, at the end of line 10, delete "\$3,508,802,912" and insert "\$3,455,400,574"

## AMENDMENT NO. 105

On Page 103, delete lines 20 and 21, and insert the following:

"which are received from Federally Qualified Health Clinics."

## AMENDMENT NO. 106

On Page 103, delete lines 22 through 26, in their entirety

## AMENDMENT NO. 107

On Page 104, at the end of line 10, delete "\$114,593,108" and insert "\$105,659,337"

## AMENDMENT NO. 108

On Page 104, between lines 10 and 11, insert the following:

"Uncompensated Care Costs payments for  
anticipated costs \$ 8,933,771"

## AMENDMENT NO. 109

On Page 105, delete lines 8 through 14, and insert the following:

"Provided, however, that the rate adjustments for hospitals authorized by this appropriation shall not be implemented until non-state public hospitals (except small rural hospitals as defined in R.S. 40:1300.143) have certified to the Department of Health and Hospitals that they have incurred uncompensated costs that constitute public expenditures eligible for Medicaid disproportionate share payments during State Fiscal Year 2002 that can be used for Medicaid match of not less than \$53,402,338, or the secretary of the Department of Health and Hospitals determines that non-state public hospitals (except small rural hospitals as defined in R.S. 40:1300.143) expenditures that can be certified for federal matching funds are inadequate to make certification of this amount and implementation of hospital rate increases are

approved by the Joint Legislative Committee on the Budget. The certification shall be on forms provided by the Department of Health and Hospitals."

AMENDMENT NO. 110

On Page 105, delete lines 15 through 17, and insert the following:

"Payable out of Federal Funds to qualifying health care providers who certify at least \$14,212,621 in expenditures of public funds that are eligible for Medicaid reimbursement \$ 7,036,000"

AMENDMENT NO. 111

On Page 105, delete lines 21 through 23, and insert the following:

"Provided, further, no payments authorized by this appropriation shall be made until non-state public hospitals (except small rural hospitals as defined in R.S. 40:1300.143) have certified to the Department of Health and Hospitals that they have incurred uncompensated costs that constitute public expenditures eligible for Medicaid disproportionate share payments during State Fiscal Year 2002 that can be used for Medicaid match of not less than \$53,402,338 for use in the Medicaid Program."

AMENDMENT NO. 112

On Page 105, delete lines 28 and 29, in their entirety

AMENDMENT NO. 113

On Page 105, at the end of line 30, delete "\$7,036,000" and insert "\$10,000,000"

AMENDMENT NO. 114

On Page 106, delete line 8, and insert in lieu thereof:

"Uncompensated Care Costs Payments for the Office of Mental Health \$ 4,487,050"

AMENDMENT NO. 115

On Page 108, delete lines 1 through 14, and insert the following:

"EXPENDITURES:  
Payments to Private Providers for a per diem rate increase for nursing homes of \$4.75 \$ 43,528,629  
TOTAL EXPENDITURES \$ 43,528,629

MEANS OF FINANCE:

State General Fund by:  
Statutory Dedications:  
Medicaid Trust Fund for the Elderly \$ 12,901,886  
Federal Funds \$ 30,626,743  
TOTAL MEANS OF FINANCING \$ 43,528,629"

AMENDMENT NO. 116

On Page 108, between lines 14 and 15, insert the following:

"Provided, however, that the Department of Health and Hospitals is authorized to transfer fifty (50) beds currently licensed to state developmental centers to non-state operated community homes for the

mentally retarded in accordance with a plan to be developed by the Department.

EXPENDITURES:

Payments to Private Providers for  
Emergency Medical Transportation Services \$ 337,382  
TOTAL EXPENDITURES \$ 337,382

MEANS OF FINANCE:

State General Fund (Direct) \$ 100,000  
Federal Funds \$ 237,382

TOTAL MEANS OF FINANCING \$ 337,382

Provided, however, that in addition to any amounts allocated or specifically appropriated for the payments of Medicaid claims or Uncompensated Care Costs to the Louisiana State University Health Sciences Center at Shreveport, the secretary of the Department of Health and Hospitals shall allocate an additional \$795,785 for payments to the Louisiana State University Health Sciences Center at Shreveport in the Payments to Public Providers program for the operation of an inpatient psychiatric unit from the total appropriated herein for the Medical Vendor Payments program.

Notwithstanding any law to the contrary, savings realized by the implementation of Senate Bill 502 of the 2001 Regular Session of the Legislature may be used, but not limited to, increasing physician reimbursement rates, adjusting the tiered pharmacy methodology, and supplementing the drug program in the Office of Mental Health. These adjustments shall be implemented in accordance with a plan to be submitted to the Joint Legislative Committee on the Budget no later than January 2002.

EXPENDITURES:

Uncompensated Care Costs for additional payments to the Louisiana State University Health Sciences Center - Health Care Services Division associated with a merger between a HCSD facility and a non-state owned facility \$ 1,683,502  
TOTAL EXPENDITURES \$ 1,683,502

MEANS OF FINANCE:

State General Fund (Direct) \$ 500,000  
Federal Funds \$ 1,183,502

TOTAL MEANS OF FINANCING \$ 1,683,502

Provided, however, that no expenditures appropriated herein shall be made until the Louisiana State University Health Sciences Center Health Care Services Division finalizes the merger of the Washington - St. Tammany Medical Center and the Bogalusa Community Medical Center and receives from the Joint Legislative Committee on the Budget authority to expend these funds.

EXPENDITURES:

Payments to Private Providers for Elderly and Disabled Waiver slots, Adult Day Health Care Waiver slots, and Personal Care Attendant Waiver slots for the resolution of the Barthelemy law suit and to address Access to Care issues \$ 25,964,446  
TOTAL EXPENDITURES \$ 25,964,446

MEANS OF FINANCE:

State General Fund by:

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Statutory Dedications:
Health Trust Fund \$ 7,630,678
Federal Funds \$ 18,333,768

TOTAL MEANS OF FINANCING \$ 25,964,446

Provided, however, this appropriation shall become effective only in the event that Senate Bill No. 883 of the 2001 Regular Session of the Legislature is enacted into law.

Provided, however, that from the funds appropriated herein for the Medicaid pharmacy program the Estimated Acquisition Costs for drugs shall be adjusted by 1.5% less than the current discount taken on the Average Wholesale Price based on the discount percentage utilized on June 4, 2001.

Payable out of the State General Fund by Statutory Dedications out of the Medicaid Trust Fund for the Elderly into the Health Trust Fund, be it more or less estimated, but not to exceed, \$10,000,000. Provided, however, that this appropriation shall become effective only in the event that Senate Bill No. 883 of the 2001 Regular Session of the Legislature is enacted into law.

EXPENDITURES:
Uncompensated Care Costs payments for Louisiana State University Health Sciences Center at Shreveport \$ 2,004,773

TOTAL EXPENDITURES \$ 2,004,773

MEANS OF FINANCE:
State General Fund (Direct) \$ 595,418
Federal Funds \$ 1,409,355

TOTAL MEANS OF FINANCING \$ 2,004,773

EXPENDITURES:
Payments to Private Providers for medical coverage for pregnant women with family incomes up to 200% of the federal poverty level and for the parents of LaCHIP and Medicaid eligible children with family incomes up to 100% of the federal poverty level \$ 29,827,103

TOTAL EXPENDITURES \$ 29,827,103

MEANS OF FINANCE:
State General Fund by:
Fees & Self-generated Revenues \$ 8,721,751
Federal Funds \$ 21,105,352

TOTAL MEANS OF FINANCING \$ 29,827,103

Provided, however, no funds authorized herein shall be appropriated until Senate Bill No. 781 of the 2001 Regular Session of the Legislature has been enacted into law and approval for an implementation plan to be submitted by the Department of Health and Hospitals has been granted by the Joint Legislative Committee on the Budget and the Joint Committee on Health and Welfare.

AMENDMENT NO. 117

On Page 109, between lines 38 and 39, insert the following:

"EXPENDITURES:
Additional positions and administrative costs associated with the additional Elderly and Disabled Waiver slots,

Adult Day Health Care Waiver slots, and Personal Care Attendant Waiver slots for the resolution of the Barthelemy law suit and to address Access to Care issues including twenty (20) positions \$ 1,001,691

TOTAL EXPENDITURES \$ 1,001,691

MEANS OF FINANCE:
State General Fund by:
Statutory Dedications:
Health Trust Fund \$ 493,514
Federal Funds \$ 508,177

TOTAL MEANS OF FINANCING \$ 1,001,691

Provided, however, this appropriation shall become effective only in the event that Senate Bill No. 883 of the 2001 Regular Session of the Legislature is enacted into law."

AMENDMENT NO. 118

On Page 112, line 46, delete "(87)" and insert "(62)"

AMENDMENT NO. 119

On Page 113, line 3, after the word "samples" insert "including 25 positions"

AMENDMENT NO. 120

On Page 113, between lines 23 and 24, insert the following:

"Payable out of the State General Fund (Direct) for administrative and operational expenses associated with the expansion of the School-Based Health Clinic Program \$ 240,000

Provided, however, that the assistant secretary of the Office of Public Health shall report to the Joint Legislative Committee on the Budget for approval of the plan to implement the expansion of this program in Iberville, Allen, Grant, and Jackson Parishes."

AMENDMENT NO. 121

On Page 116, between lines 7 and 8, insert the following:

"Payable out of the State General Fund (Direct) for community mental health services \$ 142,975

Payable out of the State General Fund by Interagency Transfers from the Office of Mental Health to disburse federal grant award(s) \$ 1,180,867"

AMENDMENT NO. 122

On Page 118, between lines 11 and 12, insert the following:

"Payable out of the State General Fund (Direct) for inpatient and community mental health services including twenty-five (25) positions \$ 1,460,358

Payable out of the State General Fund by Interagency Transfers from the Office of Mental Health to disburse federal grant award(s) \$ 1,367,736"

AMENDMENT NO. 123

On Page 118, on line 28, delete "(1165)" and insert "( 1140)"

AMENDMENT NO. 124

On Page 120, at the end of line 4, delete "\$2,989,291" and insert "\$1,385,958"

AMENDMENT NO. 125

On Page 120, between lines 10 and 11, insert the following:

"Payable out of the State General Fund by Interagency Transfers from the Office of Mental Health to disburse federal grant award(s)	\$ 1,300,735"
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AMENDMENT NO. 126

On Page 122, delete line 42 and insert the following:

"Patient Care Program - Authorized Positions (20) Community Support Program - Authorized Positions (2)	\$ 399,096"  \$ 39,524"
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AMENDMENT NO. 127

On Page 125, delete line 2 and insert in lieu thereof the following:

"Patient Care Program - Authorized Positions (1) Community Support Program - Authorized Positions (2)	\$ 273,337"  \$ 26,004"
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AMENDMENT NO. 128

On Page 126, line 11, delete "(42)" and insert "(37)"

AMENDMENT NO. 129

On Page 126, line 20, delete "(339)" and insert "(344)"

AMENDMENT NO. 130

On Page 134, line 48, delete "sixty-six (66)" and insert "fifty-three (53)"

AMENDMENT NO. 131

On Page 134, line 50, delete "\$23,223,079" and insert "\$22,513,323"

AMENDMENT NO. 132

On Page 135, line 3, delete "(129)" and insert "(131)"

AMENDMENT NO. 133

On Page 135, at the end of line 3, delete "\$29,323,213" and insert "\$39,411,882"

AMENDMENT NO. 134

On Page 135, line 16, delete "(2,843)" and insert "(2,856)"

AMENDMENT NO. 135

On Page 135, at the end of line 16, delete "\$194,734,790" and insert "\$185,355,877"

AMENDMENT NO. 136

On Page 137, delete lines 25 through 28, and insert the following:

"Payable out of Federal Funds from the Temporary Assistance to Needy Families Block Grant for new initiatives to support children and families	\$69,950,000"
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AMENDMENT NO. 137

On Page 137, delete lines 32 through 43, and insert the following:

"Pre-kindergarten for at-risk four-year-olds, to be transferred to the Department of Education	\$ 15,000,000
Wrap-Around Child Care Program	\$ 10,000,000
Teen Pregnancy Prevention Program	\$ 7,000,000
Pre-GED/Skills Options and other dropout prevention programs, to be transferred to the Department of Education	\$ 14,000,000
Individual Development Accounts	\$ 2,000,000
Micro-enterprise development, to be transferred to the Office of Women's Services	\$ 1,000,000
Transportation Programs and Initiatives	\$ 3,500,000
Up-front Diversion Programs, to be transferred to the Office of Community Services	\$ 2,250,000
Domestic Violence, to be transferred to the Office of Women's Services	\$ 4,000,000
Non-medical substance abuse treatment for women with children and drug testing /assessment costs for Family Independence Temporary Assistance Program recipients, to be transferred to the Department of Health and Hospitals, Office of Addictive Disorders	\$ 2,000,000
Fatherhood Programs and Initiatives	\$ 500,000
Education and training focusing on job skills, job retention, adult basic skills, and adult literacy training, to be transferred to the Workforce Commission Office in the Executive Department	\$ 10,000,000
Criminal justice initiatives, to be transferred to the Department of Corrections	\$ 5,000,000
Housing support services	\$ 3,000,000
Energy assistance	\$ 18,000,000
Program evaluation and oversight, to be transferred to the Division of Administration	\$ 750,000
Truancy and Assessment Centers, to be transferred to the Louisiana Supreme Court in HB 1783 of the 2001 Regular Session of the Legislature	\$ 1,100,000
Court Appointed Special Advocates, to be transferred to the Louisiana Supreme Court in HB 1783 of the 2001 Regular Session of the Legislature	\$ 3,600,000
Drug Courts expansion, to be transferred to the Louisiana Supreme Court in HB 1783 of the 2001 Regular Session of the Legislature	\$ 5,000,000
After-school tutorial programs, to be transferred to the Department of Education	\$ 3,150,000
Faith-based initiatives with Associated Catholic Charities, to be transferred to the Children's Cabinet	\$ 3,000,000
Two (2) positions in the Office of Family Support to administer new and proposed TANF programs	\$ 100,000"

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## AMENDMENT NO. 138

On Page 138, delete lines 1 through 17, in their entirety

## AMENDMENT NO. 139

On Page 138, at the end of line 24, insert the following:

"The Department of Social Services shall also furnish to the Joint Legislative Committee on the Budget the Federal reporting form titled ACF-196, which accounts for the Temporary Assistance to Needy Families Block Grant, on a quarterly basis when it is produced by the department."

## AMENDMENT NO. 140

On Page 139, line 45, delete "(12)" and insert "(5)"

## AMENDMENT NO. 141

On Page 139, line 45, delete "\$14,087,945" and insert "\$2,484,354"

## AMENDMENT NO. 142

On Page 139, delete lines 55 through 60

## AMENDMENT NO. 143

On Page 140, delete lines 1 through 7

## AMENDMENT NO. 144

On Page 140, at the end of line 20, delete "\$221,073,454" and insert "\$209,469,863"

## AMENDMENT NO. 145

On Page 140, at the end of line 28, delete "\$136,984,220" and insert "\$125,380,629"

## AMENDMENT NO. 146

On Page 140, at the end of line 29, delete "\$221,073,454" and insert "\$209,469,863"

## AMENDMENT NO. 147

On Page 144, line 43, delete "(12)" and insert "(15)"

## AMENDMENT NO. 148

On Page 145, after line 31, insert the following:

"Payable out of the State General Fund  
by Interagency Transfers for additional  
indirect costs \$ 238,491

Payable out of the State General Fund  
by Interagency Transfers from the Office  
of Mineral Resources to create an Accounts  
Receivable Section, including  
two (2) new positions \$ 73,844

The Management and Finance program performance indicator  
"number of repeat audit exceptions" shall be decreased from 1 to 0."

## AMENDMENT NO. 149

On Page 148, after line 44, insert the following:

"Payable out of the State General Fund  
by Fees and Self-Generated Revenues for  
additional Interagency Transfers \$ 119,245

Payable out of the State General Fund  
by Fees and Self-generated Revenues for an  
Interagency Transfer to the Office of the  
Secretary to create an Accounts  
Receivable Section \$ 73,844"

## AMENDMENT NO. 150

On Page 149, after line 53, insert the following:

"Payable out of the State General Fund  
by Statutory Dedications for additional  
Interagency Transfers \$ 119,246"

## AMENDMENT NO. 151

On Page 151, line 32, delete "\$23,209,173" and insert "\$20,709,173"

## AMENDMENT NO. 152

On Page 151, line 39, delete "\$68,928,296" and insert "\$66,428,296"

## AMENDMENT NO. 153

On Page 151, between lines 39 and 40, insert the following:

"Payable out of the State General Fund  
by Fees and Self-Generated Revenue from  
prior and current year collections for the  
Tax Reengineering Project \$ 3,200,000"

## AMENDMENT NO. 154

On Page 151, after line 54, insert the following:

"Payable out of the State General Fund  
by Fees and Self-generated Revenues  
contingent upon the passage of House Bill 992  
of the 2001 Regular Session of the Legislature  
to enact the Tax Delinquency Amnesty Act \$ 180,000

Objectives and performance indicators related to this appropriation and  
adjusted to conform with the enacted budget shall be submitted by the  
Department of Revenue no later than August 15, 2001 for approval by  
the commissioner of administration and the Joint Legislative Committee  
on the Budget.

Payable out of the State General Fund  
by Fees and Self-generated Revenues  
from prior and current year collections \$ 234,719

Objectives and performance indicators related to this appropriation and  
adjusted to conform with the enacted budget shall be submitted by the  
Office of Revenue no later than August 15, 2001 for approval by the  
commissioner of administration and the Joint Legislative Committee on  
the Budget.

Payable out of the State General Fund  
by Fees and Self-generated Revenues  
for a Means of Financing substitution  
replacing Statutory Dedications from the  
Refund Offset Fund with Fees and Self-generated  
Revenues in the event that House Bill No. 1565  
of the 2001 Regular Session of the Legislature  
is enacted into law \$ 0



Payable out of the State General Fund  
by Fees and Self-generated Revenues from  
prior and current year collections in the  
event that House Bill No. 1565 of the 2001  
Regular Session is enacted into law \$ 220,000

Payable out of the State General Fund  
by Fees and Self-generated Revenues from  
prior and current year collections for expense  
for the LaSalle Building \$ 666,587

Payable out of the State General Fund  
by Fees and Self-generated Revenues in the  
event that House Bill No. 989 is enacted into law \$ 85,000"

AMENDMENT NO. 155

On Page 155, line 35, delete "(223)" and insert "(218)"

AMENDMENT NO. 156

On Page 155, at the end of line 35, delete "\$14,274,034" and insert "\$12,261,687"

AMENDMENT NO. 157

On Page 155, at the end of line 54, delete "\$14,274,034" and insert "\$12,261,687"

AMENDMENT NO. 158

On Page 156, at the end of line 2, delete "\$505,243" and insert "\$200,000"

AMENDMENT NO. 159

On Page 156, at the end of line 8, delete "\$4,240,104" and insert "\$2,533,000"

AMENDMENT NO. 160

On Page 156, at the end of line 9, delete "\$14,274,034" and insert "\$12,261,687"

AMENDMENT NO. 161

On Page 161, delete lines 13 through 17, in their entirety

AMENDMENT NO. 162

On Page 162, delete lines 29 and 30, in their entirety

AMENDMENT NO. 163

On Page 167, at the end of line 11, delete "\$3,449,797" and insert "\$3,089,797"

AMENDMENT NO. 164

On Page 168, at the end of line 40, delete "\$6,946,190" and insert "\$6,586,190"

AMENDMENT NO. 165

On Page 168, at the end of line 43, delete "\$6,536,112" and insert "\$6,196,348"

AMENDMENT NO. 166

On Page 168, at the end of line 44, delete "\$410,078" and insert "\$389,842"

AMENDMENT NO. 167

On Page 168, at the end of line 45, delete "\$6,496,190" and insert "\$6,586,190"

AMENDMENT NO. 168

On Page 175, line 3, delete "\$120,252,448" and insert "\$119,467,448"

AMENDMENT NO. 169

On Page 176, line 24, delete "\$120,252,448" and insert "\$119,467,448"

AMENDMENT NO. 170

On Page 176, line 25, delete "\$43,953,008" and insert "\$43,168,008"

AMENDMENT NO. 171

On Page 176, line 38, delete "\$120,252,448" and insert "\$119,467,448"

AMENDMENT NO. 172

On Page 177, line 2, delete "\$20,000,000" and insert "\$17,500,000"

AMENDMENT NO. 173

On Page 177, delete lines 27 through 31, in their entirety

AMENDMENT NO. 174

On Page 178, between lines 14 and 15, insert the following:

"Payable out of the State General Fund (Direct) to the Louisiana Center for the Blind at Ruston for additional funding for training for instructors for the blind	\$ 400,000
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Payable out of the State General Fund (Direct) for the current operations of public higher education Entities to be allocated to the management boards for distribution to the institutions of higher education in accordance with a plan to be adopted by the Board of Regents	\$ 10,123,253
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Payable out of the State General Fund (Direct) for the current operations of public higher education entities to be allocated to the management boards for distribution to the institutions of higher education in accordance with a plan to be adopted by the Board of Regents contingent upon passage of SB No. 239 of the 2001 Regular Session	\$ 559,758
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Payable out of the State General Fund (Direct) for the current operations of public higher education entities to be allocated to the management boards for distribution to the institutions of higher education in accordance with a plan to be adopted by the Board of Regents contingent upon passage of SB No. 1011 of the 2001 Regular Session of the Legislature	\$ 4,316,989
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Payable out of the State General Fund (Direct) for the Community and Technical College Pool for the development of instructional capacity within the Community and Technical College System, to be distributed according to a plan developed by the Louisiana Community and Technical College/ Board of Supervisors and approved by the Board of Regents \$ 1,500,000"

AMENDMENT NO. 175

On Page 179, between lines 7 and 8, insert the following:

"EXPENDITURES:  
Barataria-Terrebonne National Estuary Program \$ 2,012,347  
  
TOTAL EXPENDITURES \$ 2,012,347

MEANS OF FINANCE:  
State General Fund (Direct) \$ 305,243  
Federal Funds \$ 1,707,104  
  
TOTAL MEANS OF FINANCING \$ 2,012,347

Effective July 1, 2001, the Barataria-Terrebonne National Estuary Program is hereby transferred from the Department of Environmental Quality to the Louisiana Universities Marine Consortium and all financial resources, assets, and personnel associated with those programs are assigned to the Consortium. The commissioner of administration is authorized to determine and provide for the transfer of resources, assets, and personnel from the Department of Environmental Quality to the Louisiana Universities Marine Consortium."

AMENDMENT NO. 176

On Page 182, after line 43, insert the following:

"Payable out of the State General Fund (Direct) to assist in the grand opening ceremonies of the Pacific Invasions Exhibit in the National D-Day Museum \$ 300,000"

AMENDMENT NO. 177

On Page 183, at the end of line 44, delete "\$850,000" and insert "\$1,009,900"

AMENDMENT NO. 178

On Page 183, at the end of line 45, delete "\$850,000" and insert "\$1,009,900"

AMENDMENT NO. 179

On Page 183, between lines 49 and 50, insert the following:

Fees & Self-generated Revenues \$ 70,000  
Federal Funds \$ 89,900"

AMENDMENT NO. 180

On Page 183, at the end of line 50, delete "\$850,000" and insert "\$1,009,900"

AMENDMENT NO. 181

On Page 183, after line 54, insert the following:

"Provided, however, that of the funds appropriated in this Schedule for allocation to the LSU Health Sciences Center at Shreveport, an amount of \$250,000 shall be utilized for the operation of the David Raines Community Medical Clinic.

Payable out of the State General Fund by Interagency Transfers for additional inpatient psychiatric beds \$ 795,785

Payable out of the State General Fund (Direct) for operational expenses of the River Region Cancer Screening and Early Detection Center \$ 275,000

Payable out of the State General Fund by Interagency Transfers for Uncompensated Care Costs at the Louisiana State University Health Sciences Center at Shreveport \$ 2,004,773

Payable out of the State General Fund by Interagency Transfers for House Officer Stipends at the Louisiana State University Health Sciences Center at Shreveport \$ 306,399"

AMENDMENT NO. 182

On Page 200, delete lines 1 through 4, in their entirety

AMENDMENT NO. 183

On Page 203, between lines 31 and 32, insert the following:

"Payable out of the State General Fund by Interagency Transfers from the Department of Labor for Incumbent Worker contracts \$ 400,000"

AMENDMENT NO. 184

On Page 204, between lines 8 and 9, insert the following:

"Payable out of the State General Fund by Interagency Transfer for Incumbent Worker contracts and education grants at River Parishes Community College \$ 250,000

Payable out of the State General Fund by Fees and Self-Generated Revenues for the collection of student tuition and fees at River Parishes Community College \$ 100,000"

	State General Fund	Total Financing
Louisiana Delta Community College	\$500,000	\$500,000

Objectives and performance indicators related to this appropriation shall be submitted by Louisiana Delta Community College no later than August 15, 2001 for approval by the commissioner of administration and the Joint Legislative Committee on the Budget

Payable out of the State General Fund by Fees and Self-Generated Revenues for collection of student tuition and fees \$ 250,000"

AMENDMENT NO. 185

On Page 221, delete line 1, and insert the following:

"Office of Student and School Performance- Authorized Positions (115) \$31,074,784"

AMENDMENT NO. 186

On Page 222, delete line 1, and insert the following:

"Office of School and Community Support -  
Authorized Positions (93) \$ 8,111,724"

AMENDMENT NO. 187

On Page 223, at the end of line 4, delete "\$86,134,135" and insert "\$85,034,135"

AMENDMENT NO. 188

On Page 223, at the end of line 8, delete "\$12,343,513" and insert "\$11,243,513"

AMENDMENT NO. 189

On Page 223, at the end of line 15, delete "\$86,134,135" and insert "\$85,034,135"

AMENDMENT NO. 190

On Page 223, delete lines 34 and 35, insert the following:

"education in the Office of School and  
Community Support Program,  
including two (2) positions \$ 1,525,000"

AMENDMENT NO. 191

On Page 223, between lines 35 and 36, insert the following:

"Payable out of the State General Fund  
by Interagency Transfers from the  
Department of Social Services to the  
Office of School and Community Support  
Program for programmatic support of the  
Pre-GED/Skills Options and other  
dropout prevention programs \$ 500,000"

Payable out of the State General Fund  
by Interagency Transfers from the  
Department of Social Services for  
programmatic and fiscal support for  
pre-kindergarten services for at-risk  
four-year-olds, including seven (7) positions \$ 600,000

Payable out of the State General Fund (Direct)  
for programmatic and fiscal support for  
pre-kindergarten services for at-risk  
four-year-olds, including two (2) positions \$ 176,000

Payable out of Federal Funds to the  
Office of School and Community Support  
Program for programmatic support of the  
School Renovation grant \$ 225,000

Payable out of Federal Funds  
to the Office of Management and  
Finance Program for fiscal  
support of the School Renovation grant \$ 25,000

Payable out of the State General Fund  
by Interagency Transfers  
for fiscal support of secondary vocational  
education in the Office of  
Management and Finance Program, including  
four (4) positions \$ 175,000

Payable out of the State General Fund  
by Statutory Dedications out of the  
School and District Accountability  
Fund to the Office of Student and  
School Performance Program for the  
provision of rewards and technical support \$ 273,000

Payable out of the State General Fund  
by Statutory Dedications out of the  
School Leadership Development Fund  
to the Office of Quality Educators  
Program for further implementation  
of the school leadership development plan \$ 256,000"

AMENDMENT NO. 192

On Page 227, delete line 46, and insert the following:

"in the School and Community Support Program \$13,948,461"

AMENDMENT NO. 193

On Page 228, delete lines 6 through 10, in their entirety

AMENDMENT NO. 194

On Page 228, delete lines 14 through 18, in their entirety

AMENDMENT NO. 195

On Page 228, line 22, delete "\$9,000,000" and insert "\$13,500,000"

AMENDMENT NO. 196

On Page 228, at the end of line 27, delete "\$15,000,000" and insert "\$14,400,000"

AMENDMENT NO. 197

On Page 228, after line 38, insert the following:

"Payable out of the State General Fund (Direct)  
for St. Mary's Residential Training School in  
Rapides Parish \$ 200,000"

Provided, however, that the funds appropriated above for St. Mary's Residential Training School shall not be expended until and unless the Department of Education has certified that both the Rapides Parish School Board and St. Mary's Residential Training School have each provided \$200,000 in matching funds.

Payable out of the State General Fund (Direct)  
to the Quality Educators Program for continuing  
education costs for teacher's aides and other  
paraprofessionals who have completed all of  
their education course work and require an  
additional semester of student teaching \$ 100,000

Payable out of the State General Fund  
by Statutory Dedications from the Education  
Excellence Fund to be allocated as a per pupil  
distribution for instructional enhancement.  
Provided, however, that Types 1, 3 and 4  
Charter Schools shall also be eligible for a per  
pupil allocation in accordance with R.S.  
39:98.3(c)(3) \$ 637,854

Payable out of the State General Fund  
by Statutory Dedications from the Education

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Excellence Fund to the Disadvantaged or Disabled Student Support Program for instructional enhancement \$ 1,160,000

Payable out of the State General Fund by Interagency Transfers from the Department of Social Services to the Department of Education - Subgrantee Assistance Program for after-school tutorial programs \$ 3,150,000"

AMENDMENT NO. 198

On Page 229, at the end of line 34, delete "\$2,206,090,500" and insert "\$2,202,796,225"

AMENDMENT NO. 199

On Page 229, line 39, delete "\$96,500,000" and insert "99,794,275"

AMENDMENT NO. 200

On Page 229, between lines 40 and 41, insert the following:

"Payable out of the State General Fund (Direct) for fully funding the Minimum Foundation Program \$ 1,685,016"

AMENDMENT NO. 201

On Page 233, after line 46, insert the following:

"The commissioner of administration is hereby authorized to restructure the appropriation of the Louisiana State University Health Sciences Center - Health Care Services Division to comply with Senate Bill No. 739 of the 2001 Regular Session of the Legislature if enacted into law."

AMENDMENT NO. 202

On Page 237, at the end of line 54, delete "\$25,892,326" and insert "\$34,892,326"

AMENDMENT NO. 203

On Page 237, at the end of line 55, delete "\$85,410,970" and insert "\$76,410,970"

AMENDMENT NO. 204

On Page 240, between lines 16 and 17, and insert the following:

"Payable out of the State General Fund (Direct) for New Orleans Health Care Corporation \$ 250,000

Payable out of the State General Fund by Interagency Transfers to the LSU Health Sciences Center - Health Care Services Division for HIV/AIDS treatment \$ 644,497"

AMENDMENT NO. 205

On Page 250, between lines 7 and 8, insert the following:

Payable out of the State General Fund by Statutory Dedications out of the Washington Parish Infrastructure and Park Fund for the Washington Parish Library - Thomas Branch Construction Project \$ 50,000

Payable out of the State General Fund

by Statutory Dedications out of the Washington Parish Infrastructure and Park Fund to the Washington Parish Government for the Bogalusa Boat Ramp Repair \$ 30,000

Payable out of the State General Fund by Statutory Dedications out of the Washington Parish Economic Development and Tourist Fund to the Varnado Museum in Franklinton for constructions and repair \$ 20,000"

AMENDMENT NO. 206

On Page 250, between lines 22 and 23, insert the following:

"Payable out of the State General Fund by Statutory Dedications out of the Transportation Trust Fund - Regular for the Mass Transit Program \$ 500,000"

AMENDMENT NO. 207

On Page 253, between lines 11 and 12, insert the following:

"Payable out of the State General Fund (Direct) for restoration of the Louisiana Belle B-24 aircraft at Barksdale Air Force Base \$ 20,000

Payable out of the State General Fund (Direct) for Monroe Downtown Riverfront Development \$ 50,000

Payable out of the State General Fund (Direct) to the Louisiana Leadership Institute \$ 75,000

Payable out of the State General Fund (Direct) to the Lower Algiers Community Center, Inc., for educational activities for children in the Operation 2000 & Beyond Program \$ 50,000

Payable out of the State General Fund (Direct) to the city of Gretna for the development of a strategic plan for the Center of Environmental Research \$ 50,000

Payable out of the State General Fund (Direct) for Project Exceed in Jefferson Parish to provide educational and training services \$ 50,000

Payable out of the State General Fund (Direct) for the Walk of Fame \$ 50,000

Payable out of the State General Fund (Direct) for the Louisiana Center Against Poverty \$ 100,000

Payable out of the State General Fund (Direct) for Northeast Louisiana African-American Museum \$ 25,000

Payable out of the State General Fund (Direct) for the Southside Economic Development District \$ 75,000

Payable out of the State General Fund (Direct) for Tensas Reunion \$ 25,000

Payable out of the State General Fund (Direct) for a After-School Tutorial Program in Caddo Parish \$ 225,000

Payable out of the State General Fund (Direct) for Young Emerging Leaders	\$ 100,000
Payable out of the State General Fund (Direct) for a tutorial program in Lafayette Parish	\$ 250,000
Payable out of the State General Fund (Direct) for Martin Luther King Homemaker Program	\$ 125,000
Payable out of the State General Fund (Direct) for the New Orleans Inner City HIV/Aids Awareness Program	\$ 100,000
Payable out of the State General Fund (Direct) for expenses of the Capital Area Legal Services Corporation	\$ 100,000
Payable out of the State General Fund (Direct) for the City of Refuge	\$ 55,000
Payable out of the State General Fund (Direct) for Jefferson Economic Development Foundation	\$ 100,000
Payable out of the State General Fund (Direct) for Volunteer America Lighthouse Project	\$ 50,000"

AMENDMENT NO. 208

On Page 253, delete lines 29 through 33 and insert the following:

"Payable out of the State General Fund by Statutory Dedications out of the Pari-mutuel live Racing Facility Gaming Control Fund from the combined taxable net slot machine proceeds for deposit into the Louisiana Agricultural Finance Authority Fund for meeting the needs of the Boll Weevil Eradication Program in accordance with R.S. 27:392 (B) \$ 7,055,000"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Cleo Fields to Reengrossed House Bill No. 1 by Representative LeBlanc

AMENDMENT NO. 1

On page 240, between lines 16 and 17, insert the following:

"Provided, however, that of the funds appropriated herein and allocated for expenditure by the Earl K. Long Medical Center for a diabetic foot clinic, the Earl K. Long Medical Center shall allocate an additional \$125,000 to the expenditures on the diabetic foot clinic."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Schedler to Reengrossed House Bill No. 1 by Representative LeBlanc

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 176, proposed by the Senate Committee on Finance, and adopted by the Senate on June 6, 2001.

AMENDMENT NO. 2

On page 253, between lines 11 and 12, insert:

"Payable out of the State General Fund (Direct) to assist in the grand opening ceremonies of the Pacific Invasion Exhibit in the National D-Day Museum. \$ 300,000"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Hines to Reengrossed House Bill No. 1 by Representative LeBlanc

AMENDMENT NO. 1

On page 165, after line 53, insert the following:

"Payable out of Federal Funds to the Wildlife Program for expenses associated with revisions to the self-clearing permit system \$ 270,571"

AMENDMENT NO. 2

On page 165, after line 53, insert the following:

"Payable out of Federal Funds to the Wildlife Program for projects involving habitat restoration and enhancement for both game and non-game species and for recreational enhancements to Wildlife Management Areas \$ 505,089"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Dardenne to Reengrossed House Bill No. 1 by Representative LeBlanc

AMENDMENT NO. 1

On page 137, delete lines 10 through 12, and insert the following:

"Client Payments Program for additional Child Care Assistance Program \$17,645,063"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Schedler to Reengrossed House Bill No. 1 by Representative LeBlanc

AMENDMENT NO. 1

In Amendment No. 116 proposed by the Senate Committee on Finance and adopted by the Senate on June 6, 2001, on page 15, line 18, delete the word "tiered"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator McPherson to Reengrossed House Bill No. 1 by Representative LeBlanc

AMENDMENT NO. 1

On page 240, Between lines 12 and 13 insert the following:

"Payable out of State General Fund by interagency transfers to Huey P. Long Medical Center for professional medical services contract, including 6 positions \$ 944,622"

AMENDMENT NO. 2

On page 108 after line 14 insert the following:

EXPENDITURES:

Uncompensated Care Costs for Louisiana State University - Health Care Services Division, Huey P. Long Medical Center for professional medical services contract, including six (6) positions \$ 944,622

TOTAL EXPENDITURES \$ 944,622

MEANS OF FINANCE:

State General Fund (Direct) \$ 664,069

Federal Funds \$ 280,553

TOTAL MEANS OF FINANCING \$ 944,622

AMENDMENT NO. 3

On page 186, at the end of line 3, delete "\$8,438,616" and insert "\$8,158,063"

AMENDMENT NO. 4

On page 186, at the end of line 3, delete "\$9,264,177" and insert "\$8,983,624"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator McPherson to Reengrossed House Bill No. 1 by Representative LeBlanc

AMENDMENT NO. 1

Delete Senate Floor Amendment Nos. 1 through 4, designated as set #528, proposed by Senator McPherson and adopted by the Senate on June 7, 2001.

AMENDMENT NO. 2

On page 108, between lines 14 and 15, insert the following:

"Provided, however, that of the funds appropriated for uncompensated care payments, \$994,622 would be allocated to Huey P. Long Medical Center for professional medical services contracts and to expand medical and support personnel by six (6) positions."

AMENDMENT NO. 3

On page 240, between lines 16 and 17, insert the following:

"Provided, however, that of the interagency transfers from the Medical Vendor Payments Program for uncompensated care payments to Huey P. Long Medical Center appropriated herein, \$994,622 shall be allocated for professional medical services contracts and to expand medical and support personnel by six (6) positions."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Bajoie to Reengrossed House Bill No. 1 by Representative LeBlanc

AMENDMENT NO. 1

In Amendment No. 29 proposed by the Senate Committee on Finance and adopted by the Senate on June 6, 2001, on line 37, delete the period "." and insert the following:

"and 60,000 shall be allocated to the Civil Rights Museum."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Dardenne to Reengrossed House Bill No. 1 by Representative LeBlanc

AMENDMENT NO. 1

In Senate Committee Amendment No. 28, proposed by the Senate Committee on Finance and adopted by the Senate on June 6, 2001, on page 5, line 22, after "Legislature" and before the comma "," insert "is enacted into law"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Irons to Reengrossed House Bill No. 1 by Representative LeBlanc

AMENDMENT NO. 1

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

"Payable out of the State General Fund by Interagency Transfers for economic development and tourism projects \$ 600,000"

AMENDMENT NO. 2

On page 55, between lines 38 and 39, insert the following:

"Provided that \$600,000 out of the New Orleans Area Tourism and Economic Development Fund Statutory Dedication shall be transferred to the Department of Economic Development, Office of Business Development for economic development and tourism projects."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Bajoie to Reengrossed House Bill No. 1 by Representative LeBlanc

AMENDMENT NO. 1

In Senate Committee Amendment No. 207 proposed by the Senate Committee on Finance and adopted by the Senate on June 6, 2001, on page 31, delete lines 3 and 4.

AMENDMENT NO. 2

On page 28, between lines 27 and 28, insert the following:

"Payable out of the State General Fund (Direct) for the Martin Luther King Homemaker Program \$ 125,000"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Dardenne to Reengrossed House Bill No. 1 by Representative LeBlanc

AMENDMENT NO. 1

Delete Amendment No. 72 proposed by the Senate Committee on Finance and adopted by the Senate on June 6, 2001.

AMENDMENT NO. 2

Delete Amendment No. 73 proposed by the Senate Committee on Finance and adopted by the Senate on June 6, 2001.

AMENDMENT NO. 3

In Amendment No. 153 proposed by the Senate Committee on Finance and adopted by the Senate on June 6, 2001, delete line 31 in its entirety and insert the following:

"year collections for operating expenses including the Tax Reengineering Project and moving expenses related to the LaSalle Building \$ 8,204,937"

AMENDMENT NO. 4

In Amendment No. 154 proposed by the Senate Committee on Finance and adopted by the Senate on June 6, 2001, on page 22, delete lines 18 through 22 and insert the following:

"Payable out of the State General Fund for the Tax Collection program in the event House Bill No. 1565 of the 2001 Regular Session of the Legislature is enacted into law \$ 220,000"

AMENDMENT NO. 5

In Amendment No. 174 proposed by the Senate Committee on Finance and adopted by the Senate on June 6, 2001, on page 24, line 6, delete "10,123,253" and insert the figure "10,040,720"

AMENDMENT NO. 6

In Amendment No. 174 proposed by the Senate Committee on Finance and adopted by the Senate on June 6, 2001, on page 24, line 13, delete "559,758" and insert "642,291"

AMENDMENT NO. 7

In Amendment No. 207 proposed by the Senate Committee on Finance and adopted by the Senate on June 6, 2001, on page 31, delete lines 1 and 2 and insert in lieu thereof:

"Payable out of the State General Fund (Direct) for a Literacy and Tutorial Program in Lafayette and St. Landry Parishes \$ 150,000"

Payable out of the State General Fund (Direct) for a medicine assistance program in Lafayette and St. Landry Parishes \$ 100,000"

AMENDMENT NO. 8

On page 54, after line 37, insert the following:

"Payable out of the State General Fund by Statutory Dedication from the Louisiana Economic Development Fund to the Resource Services Program for expenses associated with the location of two Service Zone facilities \$ 6,000,000"

AMENDMENT NO. 9

On page 55, after line 50, insert the following:

"Payable out of the State General Fund (Direct) to the Administration Program for the Bicentennial Commission for preparation for the celebration of the Louisiana Purchase provided that both Senate Bill No. 239 and House Bill No. 665 of the 2001 Regular Session of the Legislature are enacted into law \$ 300,000"

AMENDMENT NO. 10

On page 55, after line 50, insert the following:

"Payable out of the State General Fund (Direct) for the Louisiana High School Rodeo Association \$ 50,000"

AMENDMENT NO. 11

On page 74, delete line 47 in its entirety and insert the following:

"for a four percent (4%) inflation adjustment provided that both Senate Bill No. 239 and House Bill No. 665 of the 2001 Regular Session of the Legislature are enacted into law \$ 602,794"

AMENDMENT NO. 12

On page 75, delete line 42 in its entirety and insert the following:

"for a four percent (4%) inflation adjustment provided that both Senate Bill No. 239 and House Bill 665 of the 2001 Regular Session of the Legislature are enacted into law \$ 587,779"

AMENDMENT NO. 13

On page 86, delete line 13 in its entirety and insert the following:

"Jones Shelter Center provided that both Senate Bill No. 239 and House Bill No. 665 of the 2001 Regular Session of the Legislature are enacted into law \$ 173,762"

AMENDMENT NO. 14

On page 86, delete line 16 in its entirety and insert the following:

"of funding for Horizon House provided that both Senate Bill No. 239 and House Bill No. 665 of the 2001 Regular Session of the Legislature are enacted into law \$ 225,362"

AMENDMENT NO. 15

On page 86, delete line 19 in its entirety and insert the following:

"of funding for the Hope Youth Ranch provided that both Senate Bill No. 239 and House Bill No. 665 of the 2001 Regular Session of the Legislature are enacted into law \$ 245,244"

AMENDMENT NO. 16

On page 86, delete line 22 in its entirety and insert the following:

"of funding for the Ware Detention Center provided that both Senate Bill No. 239 and House Bill No. 665 of the 2001 Regular Session of the Legislature are enacted into law \$ 1,314,000"

AMENDMENT NO. 17

On page 108, between lines 14 and 15, insert the following:

"EXPENDITURES:  
Uncompensated Care Costs for additional

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payments to Louisiana State University - Health Care Services Division and for Medical services	\$ 1,647,097
<b>TOTAL EXPENDITURES</b>	<b><u>\$ 1,647,097</u></b>
<b>MEANS OF FINANCE:</b>	
Interagency Transfer	\$ 489,188
Federal Funds	<u>\$ 1,157,909</u>
<b>TOTAL MEANS OF FINANCING</b>	<b><u>\$ 1,647,097</u></b>

AMENDMENT NO. 18

On page 125, line 14, delete "(110)" and insert "(116)"

AMENDMENT NO. 19

On page 138, between lines 24 and 25, insert the following:

"Provided, however, that of the funds appropriated herein for Wrap-Around Child Care the Joint Legislative Committee on the Budget shall have the authority to transfer the unspent balance of said funds to Transitional Day Care programs."

AMENDMENT NO. 20

On page 148, line 27, delete "3,424,842" and insert "2,533,665"

AMENDMENT NO. 21

On page 148, line 30, delete "3,492,000" and insert "4,383,177"

AMENDMENT NO. 22

On page 219, between lines 11 and 12, insert the following:

"Payable out of the State General Fund (Direct) to restore attrition reduction taken in the Instructional Program \$ 57,265"

AMENDMENT NO. 23

On page 223, between lines 35 and 36, insert the following:

"Payable out of the State General Fund (Direct) for equipment, maintenance, and repair for the Louisiana Youth Center at Bunkie \$ 62,500"

AMENDMENT NO. 24

On page 228, delete lines 11 through 13 and insert the following:

"Payable out of the State General Fund (Direct) not to exceed \$1,250,000 for the Delhi Charter School. Provided, however, that the level of funding for the Type 2 Delhi Charter School shall be distributed in accordance with the per pupil allocation as set forth in R.S. 17:3995.A. In the event the funding level is less than the amount herein appropriated, the commissioner of administration shall, with approval of the Joint Legislative Committee on the Budget, reduce the appropriation accordingly."

AMENDMENT NO. 25

On page 240, between lines 16 and 17, insert the following:

"EXPENDITURES:  
Uncompensated Care Costs for additional payments to Louisiana State University - Health Care Services Division and for Medical services \$ 1,647,097

**TOTAL EXPENDITURES** **\$ 1,647,097**

**MEANS OF FINANCE:**  
Interagency Transfer **\$ 1,647,097**

**TOTAL MEANS OF FINANCING** **\$ 1,647,097**

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Dardenne to Reengrossed House Bill No. 1 by Representative LeBlanc

AMENDMENT NO. 1

In Amendment No. 9 proposed by the Senate Committee on Finance and adopted by the Senate on June 6, 2001, on page 2, delete line 24 in its entirety and insert the following:

"for home assistance for the elderly \$ 200,000"

AMENDMENT NO. 2

In Senate Committee Amendment No. 15 proposed by the Senate Committee on Finance and adopted by the Senate on June 6, 2001, on page 3, line 17, delete "after line 26" and insert "between lines 26 and 27"

AMENDMENT NO. 3

In Amendment No. 20 proposed by the Senate Committee on Finance and adopted by the Senate on June 6, 2001, on page 4, line 10, delete "(in millions)"

AMENDMENT NO. 4

In Amendment No. 89 proposed by the Senate Committee on Finance and adopted by the Senate on June 6, 2001, on page 12, delete line 4 and insert the following:

"On page 88, line 18, delete "(915)" and insert "(894)"

AMENDMENT NO. 5

In Amendment No. 90 proposed by the Senate Committee on Finance and adopted by the Senate on June 6, 2001, on page 12, delete line 6 and insert the following:

"On page 88, at the end of line 18, delete "\$52,468,361" and insert "\$51,561,123"

AMENDMENT NO. 6

In Amendment No. 117 proposed by the Senate Committee on Finance and adopted by the Senate on June 6, 2001, on page 17, between lines 11 and 12, insert the following:

"State General Fund (Direct) \$ 508,177"



AMENDMENT NO. 7

In Amendment No. 117 proposed by the Senate Committee on Finance and adopted by the Senate on June 6, 2001, on page 17, delete line 15 in its entirety

AMENDMENT NO. 8

In Amendment No. 127 proposed by the Senate Committee on Finance and adopted by the Senate on June 6, 2001, page 18, line 21, delete "(1)" and insert "(7)"

AMENDMENT NO. 9

In Amendment No. 133 proposed by the Senate Committee on Finance and adopted by the Senate on June 6, 2001, on page 18, line 34, delete "\$39,411,882" and insert "\$38,702,126"

AMENDMENT NO. 10

Delete Senate Committee Amendment No. 140 proposed by the Senate Committee on Finance and adopted by the Senate on June 6, 2001

AMENDMENT NO. 11

In Amendment No. 148 proposed by the Senate Committee on Finance and adopted by the Senate on June 6, 2001, on page 20, line 33, delete "after line 31" and insert "between lines 31 and 32"

AMENDMENT NO. 12

In Amendment No. 168 proposed by the Senate Committee on Finance and adopted by the Senate on June 6, 2001, on page 23, line 16, delete "\$119,467,448" and insert "\$116,967,448"

AMENDMENT NO. 13

In Amendment No. 169 proposed by the Senate Committee on Finance and adopted by the Senate on June 6, 2001, on page 23, line 18, delete "\$119,467,448" and insert "\$116,967,448"

AMENDMENT NO. 14

In Amendment No. 170 proposed by the Senate Committee on Finance and adopted by the Senate on June 6, 2001, on page 23, line 20, delete "25" and insert "26"

AMENDMENT NO. 15

In Amendment No. 170 proposed by the Senate Committee on Finance and adopted by the Senate on June 6, 2001, on page 23, line 20, delete "\$43,168,008" and insert "\$40,668,008"

AMENDMENT NO. 16

In Amendment No. 171 proposed by the Senate Committee on Finance and adopted by the Senate on June 6, 2001, on page 23, line 22, delete "\$119,467,448" and insert "\$116,967,448"

AMENDMENT NO. 17

In Amendment No. 190 proposed by the Senate Committee on Finance and adopted by the Senate on June 6, 2001, on page 26, line 32, after "35," insert the word "and"

AMENDMENT NO. 18

In Senate Committee Amendment No. 197 proposed by the Senate Committee on Finance and adopted by the Senate on June 6, 2001, on page 28, line 39, delete "\$3,150,000" and insert "\$3,000,000"

AMENDMENT NO. 19

On page 47, line 21, change "154,344" to "\$7,209,344"

AMENDMENT NO. 20

On page 47, line 24, change "41,682,993" to "34,627,993"

AMENDMENT NO. 21

On page 54, delete lines 35 through 37 and insert the following:

"Provided, however, that of the funds appropriated above as Statutory Dedications - Louisiana Economic Development Fund, \$200,000 shall be allocated to St. Martin Parish for expenses associated with marketing, retention, and recruitment efforts."

AMENDMENT NO. 22

On page 59, delete line 38 and insert the following:

"Development Program by one (1) position and the Arts Program by one (1) position."

AMENDMENT NO. 23

On page 59, delete lines 40 and 41, and insert the following:

"through the Arts Program for the  
Monroe Symphony League \$ 18,000"

AMENDMENT NO. 24

On page 60, at the end of line 3, delete "\$857,127" and insert "\$899,267"

AMENDMENT NO. 25

On page 60, at the end of line 11, delete "\$13,321,339" and insert "\$13,442,000"

AMENDMENT NO. 26

On page 60, at the end of line 19, delete "\$1,803,428" and insert "\$1,803,429" and on page 60, at the end of line 28, delete "\$1,520,799" and insert "\$1,357,997"

AMENDMENT NO. 27

On page 61, at the end of line 3, delete "\$56,000" and insert "\$56,297"

AMENDMENT NO. 28

On page 102, between lines 6 and 7, insert the following:

"Payable out of Federal Funds  
for the federal financial participation  
in the funding of the corresponding  
administrative activities and positions  
for the Home and Community Based  
Waiver Program expansions to address  
the Barthelemy suit and for the resolution  
of access to care issue proposed in the

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Medical Vendor Payments budget \$ 508,177

Provided, however, a corresponding reduction of State General Fund in the amount of \$508,177 shall be made. Further, this appropriation and subsequent reduction shall only become effective in the event that Senate Bill No. 883 of the 2001 Regular Session of the Legislature is enacted into law."

**AMENDMENT NO. 29**

On page 140, after line 43, insert the following:

"Payable out of the State General Fund by Interagency Transfers from the Department of Social Services - Office of Family Support to the Department of Social Services - Office of Community Services for Up-front Diversion Programs \$ 2,250,000"

**AMENDMENT NO. 30**

On page 150, line 5, delete "63,532,162" and insert "61,032,162"

**AMENDMENT NO. 31**

On page 151, line 30, delete "68,928,296" and insert "66,428,296"

**AMENDMENT NO. 32**

On page 223, delete line 1 and insert the following:

"Auxiliary Account - Authorized Positions (8) \$ 843,270"

**AMENDMENT NO. 33**

On page 223, between lines 35 and 36, insert the following:

"Payable out of State General Fund by Interagency Transfers from the Department of Social Services to the Office of School and Community support program for programmatic support of after-school programs \$ 150,000"

**AMENDMENT NO. 34**

On page 229, line 42, delete \$2,000" and insert "\$2,060"

**AMENDMENT NO. 35**

On page 230, line 3, delete \$2,000" and insert "\$2,060"

**AMENDMENT NO. 36**

On page 252, delete lines 32 through 38 in their entirety

Rep. LeBlanc moved the amendments proposed by the Senate be rejected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Baldone	Heaton	Quezaire
Baudoin	Hebert	Richmond
Baylor	Hill	Riddle
Bowler	Hopkins	Romero
Broome	Hudson	Salter
Bruce	Hunter	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	LaFleur	Sneed
Damico	Lancaster	Stelly
Daniel	Landrieu	Strain
Dartez	LeBlanc	Swilling
Devillier	Lucas	Thompson
Diez	Martiny	Toomy
Doerge	McCallum	Townsend
Donelon	McMains	Triche
Durand	McVea	Waddell
Erdey	Montgomery	Walsworth
Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright
Fruge	Odinet	
Futrell	Perkins	
Total—97		

**NAYS**

Total—0

**ABSENT**

Curtis	Jackson, M	Schwegmann
Downer	Kenney	Tucker
Holden	McDonald	
Total—8		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 2 —**

BY REPRESENTATIVES HAMMETT, LEBLANC, AND THOMPSON AND SENATORS BARHAM AND DARDENNE

**AN ACT**

To provide with respect to the capital outlay budget and the capital outlay program for state government, state institutions, and other public entities; to provide for the designation of projects and improvements; to provide for the financing thereof making appropriations from certain sources; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 24 —**

BY REPRESENTATIVES STRAIN, E. ALEXANDER, BOWLER, BRUCE, BRUNEAU, CLARKSON, CROWE, DANIEL, DIEZ, DOWNER, FARRAR, FLAVIN, FRUGE, FUTRELL, HILL, HUTTER, JOHNS, KENNARD, LANCASTER, LUCAS, MARTINY, NEVERS, ODINET, POWELL, SCHNEIDER, SHAW, JANE SMITH, SNEED, STELLY, SWILLING, THOMPSON, TOOMY, TRICHE, TUCKER, WINSTON, AND WRIGHT AND SENATORS HAINKEL, CHAISSON, DARDENNE, DUPRE, ELLINGTON, GAUTREAUX, MCPHERSON, MICHOT, MOUNT, SMITH, AND THOMAS

**AN ACT**

To amend and reenact R.S. 18:1463(A), (C)(2)(introductory paragraph), and (D) and 1472(A) and to enact R.S. 18:1463(C)(4), relative to election offenses; to prohibit a person from misrepresenting that he or any committee or organization under his control speaks for or on behalf of any candidate, political party, or any employee or agent thereof; to prohibit willfully and knowingly participating in or conspiring to participate in a plan for any such misrepresentation; to provide for legal remedy and penalties; to provide for attorney fees for a petitioner who is successful in obtaining injunctive relief; to provide for the inclusion in the informational packet on election offenses for candidates of information pertaining to applicable enforcement procedures; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Dardenne to Engrossed House Bill No. 24 by Representative Strain

AMENDMENT NO. 1

On page 3, between lines 23 and 24, insert the following:

"(c) A radio or television broadcaster who broadcasts a paid political announcement or advertisement, the content of which the broadcaster had no input in or control over, is not subject to the provisions of this Paragraph."

Rep. Strain moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Frith	Murray	Wooton
Fruge	Nevers	Wright
Futrell	Odinot	
Gallot	Perkins	
Total—88		

NAYS

Alexander, E  
Total—1

ABSENT

Bruce	Hudson	Schwegmann
Carter, R	Jackson, M	Shaw
Curtis	Kenney	Strain
Donelon	Lucas	Tucker
Downer	McDonald	
Holden	Pinac	
Total—16		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 42—**  
BY REPRESENTATIVES DOWNER AND CLARKSON  
AN ACT

To amend and reenact R.S. 9:3261(B) and to enact R.S. 9:3261(A)(5), relative to leases; to provide for the rights of military personnel when terminating a residential lease in certain circumstances; to provide for submission of certain documents to the lessor; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 42 by Representative Downer

AMENDMENT NO. 1

On page 1, delete lines 16 through 18 in their entirety and insert the following:

"(5) The member is notified of the availability of government-supplied quarters which were not available to the member at the time the lease was executed, provided that the member notifies the lessor in writing that the member has a pending request or application for government supplied quarters at the time the lease is entered into."

Rep. Downer moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

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

Total—95

NAYS

Total—0

ABSENT

Alexander, R	Jackson, M	Shaw
Curtis	Kenney	Tucker
Doerge	Lucas	
Holden	Schwegmann	

Total—10

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 276—**  
BY REPRESENTATIVE MONTGOMERY  
AN ACT

To amend and reenact R.S. 4:184(D), relative to racing; to require racing associations to make purses for special accredited Louisiana bred thoroughbred races at least equal to purses for races of comparable quality; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Engrossed House Bill No. 276 by Representative Montgomery

AMENDMENT NO. 1

On page 1, line 5, after "quality;" insert the following:

"to provide relative to monies made available for breeder awards; to provide for the termination of the requirement for monies to be made available for breeder awards;"

AMENDMENT NO. 2

On page 2, between lines 24 and 25, insert the following:

"(c) The monies required to be made available by this Paragraph shall be made available until November 1, 2003."

Rep. Montgomery moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total—95

NAYS

Total—0

ABSENT

Curtis	Hudson	Pinac
Daniel	Jackson, M	Schwegmann
Erdey	Kenney	
Holden	Lucas	

Total—10

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 292—**  
BY REPRESENTATIVE MONTGOMERY  
AN ACT

To amend and reenact R.S. 4:179.2, relative to horse racing; to provide relative to horsemen's organizations; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Engrossed House Bill No. 292 by Representative Montgomery

AMENDMENT NO. 1

On page 1, line 2, after "4:179.2," insert "183(A)(4)(b), and 217(D)(1)(d),"

AMENDMENT NO. 2

On page 1, line 3, after "organizations;" insert "to provide relative to the distribution of certain monies to the Horsemen's Benevolent and Protective Association;"

AMENDMENT NO. 3

On page 1, line 5, change "4:179.2 is" to "4:179.2, 183(A)(4)(b), and 217(D)(1)(d) are"

AMENDMENT NO. 4

On page 1, after line 14, insert the following:

\* \* \*

§183. Contracts between licensees and permittees licensed to race horses at race meetings conducted in the state

A. The monies to be distributed by a licensee as purses to permittees licensed to race horses in Louisiana and the monies to be distributed by a licensee to the Horsemen's Benevolent and Protective Association for the use and benefit of such permittees, their employees, and others, for hospital and medical benefits and for the administrative expenses in providing these benefits shall be and include:

\* \* \*

(4) The total of Paragraphs (1), (2), and (3) shall be allocated by the licensee in not less than the following percentages thereof:

\* \* \*

(b) Four percent thereof to the Horsemen's Benevolent and Protective Association for the use and benefit of such permittees, their employees, and others as medical and hospital benefits with an amount not to exceed twelve thirty percent aforesaid of the commissions and amounts received by the Horsemen's Benevolent and Protective Association to be used for administrative expenses and other costs necessary to provide the benefits.

\* \* \*

§217. Purse supplements; designation and distribution

\* \* \*

D.(1) Notwithstanding any other provision of law to the contrary, the monies designated for purses under the provisions of R.S. 4:216(C) from wagers placed at offtrack wagering facilities on special accredited Louisiana bred maiden races as defined in R.S. 4:184 shall be accounted for separately and shall be distributed as follows:

\* \* \*

(d) Two percent shall be distributed to the Horsemen's Benevolent and Protective Association for the use and benefit of such persons and other horsemen as medical and hospital benefits with an amount not to exceed fifteen thirty percent thereof to be used for administrative expenses and other costs necessary to provide the benefits.

\* \* \*

Rep. Montgomery moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns listing names of members and their counts for 'YEAS'. Includes Mr. Speaker, Alario, Alexander, E, etc., up to Murray.

NAYS

Perkins Total—1

ABSENT

Table with 3 columns listing names of absent members: Curtis, Erdy, Holden, Hudson, Jackson, M, Kenney, Lucas, Pinac, Richmond, Schwegmann, Walsworth, Wooton.

The amendments proposed by the Senate were concurred in by the House.

Suspension of the Rules

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

**HOUSE BILL NO. 461—**  
BY REPRESENTATIVES DANIEL AND CLARKSON  
AN ACT

To enact R.S. 22:215.22, relative to health insurance benefits; to prohibit exclusion by certain health insurance policies, contracts, and plans of coverage of a correctable medical condition otherwise covered by the policy, contract, or plan solely because the condition results in infertility; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Irons to Engrossed House Bill No. 461 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 2, after "22:215.22" and before the comma, "," insert "and 215.23"

AMENDMENT NO. 2

On page 1, line 6, after "infertility;" insert the following:

"to require certain health insurance policies, contracts, and plans to provide coverage for prescription birth control drugs; to provide relative to copayments or coinsurances; to provide for exclusions;"

AMENDMENT NO. 3

On page 1, line 8, after "22:215.22" delete "is" and insert "and 215.23 are"

AMENDMENT NO. 4

On page 2, after line 15, insert the following:

"§215.23. Requirement for coverage of contraceptives and contraceptive services

A. Every health insurance policy, contract, or plan specified in Subsection D of this Section which is delivered or issued for delivery in this state and which provides coverage for prescription drugs shall provide coverage for any birth control drug that is approved by the United States Food and Drug Administration and that is obtained by prescription as defined in R.S. 37:1164(44).

B. No such health insurance policy, contract, or plan shall impose a different copayment or coinsurance for a medically prescribed birth control drug other than that which is imposed for any other prescribed drug.

C.(1) Any employer which is a religious organization may request, and the issuer of a health insurance policy, plan, or contract shall grant, an exclusion from coverage under such policy, plan, or contract for coverage of birth control drugs as required by Subsection A of this Section if such coverage conflicts with the religious beliefs and practices of the organization.

(2) Every religious employer that invokes the exemption provided under this Section shall provide written notice to all employees and to all prospective employees at the time an offer of employment is made:

(a) Listing the contraceptive health services that the employer refuses to cover for religious reasons; and

(b) Describing how an employee may directly access contraceptive services under this Section.

(3) Health insurers shall allow enrollees in a health plan exempted under this Section to directly purchase coverage for birth control drugs. The cost to the enrollee shall not exceed the enrollee's pro rata share of the price the religious employer would have paid for such coverage had the religious employer not invoked the religious exemption.

(4) Nothing in this Section shall be construed to exclude coverage for prescription contraceptive supplies ordered by a health care provider for reasons other than contraceptive purposes, such as decreasing the risk of ovarian cancer or eliminating symptoms of menopause, or for prescription contraception that is necessary to preserve the life or health of the insured.

(5) A religious employer may not discriminate against an individual who chooses to obtain insurance coverage of or prescriptions for birth control drugs.

(6) Any religious employer that invokes the religious exemption provided under this Section must provide annual, written notice thereof to the commissioner. The commissioner shall maintain a separate file of all such written notices and shall make them available to any member of the public upon his or her request.

(7) For purposes of this Section, a "religious employer" is an entity for which each of the following is true:

(a) The inculcation of religious benefits is the primary purpose of the entity.

(b) The entity primarily employs persons who share the religious beliefs of the entity.

(c) The entity serves primarily persons who share the religious tenets of the entity.

(d) The entity is a nonprofit organization pursuant to the 26 U.S.C.A., §501(c)(3), as amended.

D. As used in this Section, health insurance policy, contract, or plan shall include every hospital, health, or medical expense insurance policy, hospital or medical service contract, employee welfare benefit plan, health and accident insurance policy, or any other insurance contract of this type, including a group insurance plan, the State Employees' Group Benefits Program, or any policy of group, family group, blanket, or franchise health and accident insurance, a self-insurance plan, and a contract or agreement with a health maintenance organization or a preferred provider organization.

E. The provisions of this Section shall only apply to birth control drugs and shall not be construed to apply to any antiprogestin or other abortifacient class drug.

F. The provisions of this Section shall not apply to individually underwritten, guaranteed renewable limited benefit health insurance policies.

G. The provisions of this Section shall be effective on October 1, 2001 and shall apply to every policy, contract, or plan delivered, issued for delivery, or renewed in this state on or after such date."

Rep. Daniel moved that the amendments proposed by the Senate be concurred in.

As a substitute motion, Rep. Perkins moved that the amendments proposed by the Senate be rejected.

Rep. Daniel objected.

The vote recurred on the substitute motion.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Futrell	Salter
Alario	Guillory	Scalise
Alexander, E	Hammett	Schneider
Baldone	Heaton	Shaw
Baudoin	Hopkins	Smith, G.—56th
Bowler	Hutter	Smith, J.D.—50th
Broome	Johns	Smith, J.H.—8th
Carter, R	Katz	Sneed
Cazayoux	Lancaster	Stelly
Crane	Martiny	Strain
Crowe	McCallum	Thompson
Damico	McDonald	Toomy
Diez	McMains	Townsend
Donelon	McVea	Triche
Downer	Morrish	Tucker
Durand	Nevers	Waddell
Erdey	Perkins	Welch
Faucheux	Pitre	Wooton
Flavin	Riddle	Wright
Früge	Romero	
Total—59		

**NAYS**

Alexander, R	Hebert	Morrell
Bruneau	Hill	Murray
Carter, K	Holden	Odinot
Clarkson	Hunter	Pierre
Curtis	Iles	Powell
Daniel	Jackson, L	Pratt
Devillier	Jackson, M	Quezaire
Doerge	Kennard	Richmond
Farrar	LaFleur	Swilling
Gallot	LeBlanc	Winston
Glover	Lucas	
Green	Montgomery	
Total—34		

**ABSENT**

Ansardi	Frith	Pinac
Baylor	Hudson	Schwegmann
Bruce	Kenney	Smith, J.R.—30th
Dartez	Landrieu	Walsworth
Total—12		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**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 2:00 P.M.

**ROLL CALL**

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

**PRESENT**

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	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
Curtis	Kennard	Sneed
Damico	LaFleur	Stelly
Daniel	Lancaster	Strain
Dartez	Landrieu	Swilling
Devillier	LeBlanc	Thompson
Diez	Lucas	Toomy
Doerge	Martiny	Townsend
Donelon	McCallum	Triche
Downer	McDonald	Tucker
Durand	McMains	Waddell
Erdey	McVea	Walsworth
Farrar	Montgomery	Welch
Faucheux	Morrell	Winston
Flavin	Morrish	Wooton
Frith	Murray	Wright
Früge	Nevers	
Futrell	Odinot	
Total—103		

**ABSENT**

Kenney	Schwegmann
Total—2	

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

**House Business Resumed**

**HOUSE BILL NO. 990—**  
BY REPRESENTATIVE HAMMETT  
AN ACT

To amend and reenact R.S. 47:114(B), relative to the individual income tax; to provide for semimonthly electronic filing of withholding tax returns and payments by certain third party companies; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed House Bill No. 990 by Representative Hammett

AMENDMENT NO. 1

On page 1, line 2, after "R.S." change "47:114(B)" to "23:1592(G)", after "relative to" delete "the" and after "tax" insert "deductions and withholdings"

AMENDMENT NO. 2

On page 1 delete lines 3 and 4, and insert the following:

"to provide for the deduction and withholding of federal income tax from unemployment compensation benefits payable; to limit deductions and withholdings to an amount equal to the maximum amount allowable under federal law; to provide for an"

AMENDMENT NO. 3

On page 1, line 7, after "R.S." change "47:114(B)" to "23:1592(G)"

AMENDMENT NO. 4

On page 1, delete lines 9 through 17, and on page 2, delete lines 1 through 20, and insert:

"§1592. Weekly benefit amount

\* \* \*

G. Effective for any payment of benefits made on or after January 1, 1997, an individual claimant may elect to deduct and withhold federal income tax from such payable benefits, in accordance with a manner prescribed under federal law and under a program approved by the secretary of the United States Department of Labor. Any such deduction and withholding shall be applied by an amount equal to ~~fifteen percent of such benefit payments~~ the amount allowable under federal law."

Rep. Hammett moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS', including Mr. Speaker, Alario, Alexander, E, etc.

Table listing names of representatives who voted 'NAYS', including Damico, Daniel, Dartez, etc.

Total—90

NAYS

Total—0

ABSENT

Table listing names of representatives who were 'ABSENT', including Devillier, Faucheux, Flavin, etc.

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1004— BY REPRESENTATIVE TRICHE

AN ACT

To amend and reenact R.S. 40:6(C) and to enact R.S. 40:6(D) and (E), relative to violations of the state Sanitary Code; to provide for the addition of the state health officer and the secretary of the Department of Health and Hospitals to those who may seek an injunction against violators of the state Sanitary Code; to provide for the secretary of the Department of Health and Hospitals to assess civil fines or other sanctions against violators of the state Sanitary Code; to provide for exceptions; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 1004 by Representative Triche

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 40:6(D)" delete the remainder of the line and insert ", (E), and (F), relative"

AMENDMENT NO. 2

On page 1, line 12, after "40:6(D)" delete "and (E)" and insert ", (E), and (F)"

AMENDMENT NO. 3

On page 3, line 24, after "houseboats" insert "which are classified as vessels by the United States Coast Guard"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1004 by Representative Triche



AMENDMENT NO. 1

On page 3, line 2, following "shall" and before "after" change "only be assessed" to "be assessed only"

Rep. Triche moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Fruge	Nevers
Alario	Gallot	Odinot
Alexander, E	Glover	Pierre
Alexander, R	Guillory	Pinac
Ansardi	Hammett	Pitre
Baldone	Heaton	Powell
Baudoin	Hebert	Pratt
Baylor	Hill	Richmond
Bowler	Hopkins	Romero
Broome	Hudson	Salter
Bruce	Hunter	Schneider
Bruneau	Hutter	Shaw
Carter, K	Iles	Smith, J.D.—50th
Carter, R	Jackson, L	Smith, J.H.—8th
Cazayoux	Katz	Smith, J.R.—30th
Clarkson	Kennard	Sneed
Crane	LaFleur	Stelly
Curtis	Lancaster	Strain
Damico	LeBlanc	Swilling
Daniel	Lucas	Thompson
Dartez	Martiny	Townsend
Diez	McCallum	Triche
Doerge	McDonald	Tucker
Donelon	McMains	Waddell
Downer	McVea	Walsworth
Durand	Montgomery	Welch
Erdey	Morrell	Winston
Farrar	Morrish	Wooton
Frith	Murray	Wright
Total—87		

**NAYS**

Crowe	Futrell	Perkins
Total—3		

**ABSENT**

Devillier	Jackson, M	Riddle
Faucheux	Johns	Scalise
Flavin	Kenney	Schwegmann
Green	Landrieu	Smith, G.—56th
Holden	Quezaire	Toomy
Total—15		

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

**HOUSE BILL NO. 1008—**  
BY REPRESENTATIVE R. ALEXANDER  
AN ACT

To amend and reenact R.S. 28:567(E) and R.S. 40:2103(C) and 2116.32(F)(2), relative to the licensure of health care facilities; to extend the moratorium on licensure of mental health clinics and mental health centers; to extend the moratorium on Medicaid enrollment of long-term care hospital facilities and beds; to extend

the moratorium on licensure of home health agencies; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Engrossed House Bill No. 1008 by Representative Rodney Alexander

AMENDMENT NO. 1

On page 1, line 7, after "date;" insert "to encourage competition among certain health care providers;"

AMENDMENT NO. 2

On page 3, line 9, change "2006" to "2003"

AMENDMENT NO. 3

On page 3, after line 22, insert the following:

"Section 4. The Department of Health and Hospitals shall develop a plan to encourage competition among health care providers in an attempt to reduce the cost of providing mental health services, long term care hospital services, and home health services."

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1008 by Representative Rodney Alexander

AMENDMENT NO. 1

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Health and Welfare and adopted by the Senate on May 24, 2001, on line 7 change "after line 22" to "between lines 16 and 17"

AMENDMENT NO. 2

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Health and Welfare and adopted by the Senate on May 24, 2001, on line 8 change "4" to "3"

AMENDMENT NO. 3

On page 3, line 17, following "Section" change "3" to "4"

Rep. Rodney Alexander moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:  
**YEAS**

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

Broome	Hunter	Scalise
Bruce	Hutter	Schneider
Carter, K	Iles	Shaw
Carter, R	Jackson, L	Smith, J.D.—50th
Cazayoux	Jackson, M	Smith, J.H.—8th
Clarkson	Katz	Smith, J.R.—30th
Crane	Kennard	Sneed
Crowe	LaFleur	Stelly
Curtis	Lancaster	Strain
Damico	LeBlanc	Swilling
Daniel	Lucas	Thompson
Dartez	Martiny	Toomy
Diez	McCallum	Townsend
Doerge	McDonald	Tucker
Donelon	McMains	Waddell
Downer	McVea	Walsworth
Durand	Montgomery	Welch
Farrar	Morrell	Winston
Frith	Morrish	Wooton
Fruge	Murray	Wright
Futrell	Nevers	
Gallot	Odinet	
Total—91		

NAYS

Total—0

ABSENT

Bruneau	Green	Riddle
Devillier	Johns	Schwegmann
Erdey	Kenney	Smith, G.—56th
Faucheux	Landrieu	Triche
Flavin	Quezaire	
Total—14		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1138—**

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:376(A), (B), and (C)(2) and to enact R.S. 6:351(C) and (D) and 352.1, relative to share exchanges; to provide for authorization; to provide for procedure; to provide for stockholder rights; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Engrossed House Bill No. 1138 by Representative Pinac

**AMENDMENT NO. 1**

On page 8, between lines 12 and 13 insert the following:

"Section 2. The effectiveness of this Act shall not affect (i) the validity of any plan of exchange executed prior to the effective date of this Act or (ii) the authority of the parties to a previously executed plan of exchange to consummate the share exchange under laws, regulations or orders in effect prior to the effective date of this Act and applicable to the parties to the share exchange at the time of execution of the plan of exchange."

**AMENDMENT NO. 2**

On page 8, line 13, after "Section" delete "2." and insert "3."

Rep. Pinac moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Green	Perkins
Alario	Guillory	Pierre
Alexander, E	Hammett	Pinac
Alexander, R	Heaton	Pitre
Ansardi	Hebert	Powell
Baldone	Hill	Pratt
Baudoin	Holden	Quezaire
Baylor	Hopkins	Richmond
Bowler	Hudson	Romero
Bruce	Hutter	Salter
Carter, K	Iles	Scalise
Cazayoux	Jackson, L	Schneider
Clarkson	Jackson, M	Shaw
Crane	Katz	Smith, J.D.—50th
Crowe	Kennard	Smith, J.R.—30th
Curtis	LaFleur	Sneed
Damico	Lancaster	Stelly
Daniel	Landrieu	Strain
Dartez	LeBlanc	Swilling
Diez	Lucas	Thompson
Doerge	McCallum	Toomy
Donelon	McDonald	Townsend
Durand	McMains	Triche
Erdey	McVea	Tucker
Farrar	Montgomery	Waddell
Frith	Morrell	Walsworth
Fruge	Morrish	Welch
Futrell	Murray	Winston
Gallot	Nevers	Wright
Glover	Odinet	
Total—89		

NAYS

Total—0

ABSENT

Broome	Flavin	Schwegmann
Bruneau	Hunter	Smith, G.—56th
Carter, R	Johns	Smith, J.H.—8th
Devillier	Kenney	Wooton
Downer	Martiny	
Faucheux	Riddle	
Total—16		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1140—**

BY REPRESENTATIVES CLARKSON AND WINSTON AND SENATOR BAJOIE

AN ACT

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

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Schedler to Engrossed House Bill No. 1140 by Representative Clarkson

AMENDMENT NO. 1

On page 1, line 2, after "22:215.11(A)(5)" insert "and 642.1"

AMENDMENT NO. 2

On page 1, line 7, after "22.215.11(A)(5)" insert "and 642.1" and change "is" to "are"

AMENDMENT NO. 3

On page 1, after line 17, insert the following:

\* \* \*

§642.1 Assignment of health insurance benefits

A health insurance issuer shall recognize an assignment of any benefits payable under health insurance coverage by an insured, beneficiary, subscriber, or enrollee to any health care provider and shall not include any language or provision prohibiting any such assignment in any form, policy, subscriber agreement, certificate of coverage, or evidence of coverage.

**Point of Order**

Rep. Bowler asked for a ruling from the Chair as to whether the above amendments were germane to the subject matter contained in the bill as introduced.

**Ruling of the Chair**

The Chair declined to rule on the germaneness of the amendments proposed by the Senate.

**Motion**

Rep. Ansardi moved that the bill be returned to the calendar.

Rep. Clarkson objected.

By a vote of 39 yeas and 61 nays, the House refused to return the bill to the calendar.

Rep. Clarkson moved that the amendments proposed by the Senate be concurred in.

As a substitute motion, Rep. Donelon moved that the amendments proposed by the Senate be rejected.

Rep. Clarkson objected.

The vote recurred on the substitute motion.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Flavin	Pierre
Alario	Fruge	Pinac
Ansardi	Green	Pitre
Baldone	Guillory	Powell
Baylor	Heaton	Quezaire
Bowler	Hill	Riddle
Bruneau	Holden	Romero
Carter, R	Hopkins	Shaw
Cazayoux	Hudson	Smith, G.—56th
Curtis	Hunter	Smith, J.D.—50th
Damico	Hutter	Smith, J.H.—8th
Daniel	Johns	Smith, J.R.—30th
Devillier	Kennard	Sneed
Diez	LaFleur	Stelly
Donelon	Lancaster	Triche
Downer	McVea	Tucker
Erdey	Morrell	Waddell
Farrar	Morrish	
Faucheux	Murray	
Total—55		

**NAYS**

Alexander, E	Hebert	Richmond
Alexander, R	Iles	Salter
Baudoin	Jackson, L	Scalise
Broome	Jackson, M	Schneider
Bruce	Katz	Strain
Carter, K	LeBlanc	Thompson
Clarkson	Lucas	Toomy
Crane	Martiny	Townsend
Crowe	McCallum	Walsworth
Doerge	McDonald	Welch
Durand	Montgomery	Winston
Frith	Nevers	Wooton
Futrell	Odinet	Wright
Glover	Perkins	
Hammett	Pratt	
Total—43		

**ABSENT**

Dartez	Landrieu	Swilling
Gallot	McMains	
Kenny	Schwegmann	
Total—7		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 1173—**  
BY REPRESENTATIVE BRUNEAU  
AN ACT

To amend and reenact R.S. 44:1(A)(2) and to enact R.S. 44:4.1, relative to exceptions, exemptions, and limitations to the public records law; to define "public records"; to provide for the incorporation into Chapter 1 of Title 44 of the Louisiana Revised Statutes of 1950, by citation, various exceptions, exemptions, and limitations to the laws regarding public records; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

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Amendments proposed by Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 1173 by Representative Bruneau

## AMENDMENT NO. 1

On page 3, line 7, between "3715.3," and "4687," insert "3734,"

## AMENDMENT NO. 2

On page 3, line 8, after "403.2" insert ", 403.5"

## AMENDMENT NO. 3

On page 3, line 9, delete "15:440.6," and insert "15:242, 440.6," and between "574.12," and "616," insert "578.1,"

## AMENDMENT NO. 4

On page 3, line 10, delete "17:46," and insert "17:7.2, 46," and between "1202," and "1252," insert "1237,"

## AMENDMENT NO. 5

On page 3, line 13, after "1008," insert "1210.22"

## AMENDMENT NO. 6

On page 3, line 14, between "1302," and "1409," insert "1405,"

## AMENDMENT NO. 7

On page 3, between lines 16 and 17, insert the following:

(13) R.S. 26:921

## AMENDMENT NO. 8

On page 3, line 17, change "(13)" to "(14)"

## AMENDMENT NO. 9

On page 3, line 18, change "(14)" to "(15)"

## AMENDMENT NO. 10

On page 3, line 19, change "(15)" to "(16)" and between "209.1," and "215," insert "213,"

## AMENDMENT NO. 11

On page 3, line 21, change "(16)" to "(17)"

## AMENDMENT NO. 12

On page 3, line 22, change "(17)" to "(18)"

## AMENDMENT NO. 13

On page 3, line 23, change "(18)" to "(19)"

## AMENDMENT NO. 14

On page 3, line 24, change "(19)" to "(20)"

## AMENDMENT NO. 15

On page 4, line 1, change "(20)" to "(21)" and between "37:74," and "90," insert "86,"

## AMENDMENT NO. 16

On page 4, line 2, between "1277," and "1285," insert "1278,"

## AMENDMENT NO. 17

On page 4, delete line 4 and insert in lieu thereof the following:

"(22) R.S. 38:2212.1, 2220.3, 3053, 3104"

## AMENDMENT NO. 18

On page 4, line 5, change "(22)" to "(23)"

## AMENDMENT NO. 19

On page 4, line 6, change "(23)" to "(24)" and between "41," and "526," insert "73,"

## AMENDMENT NO. 20

On page 4, line 7, after "1300.14," insert "1300.54, 1379.3,"

## AMENDMENT NO. 21

On page 4, delete line 8 and insert in lieu thereof the following:

"2009.8, 2009.14, 2010.5, 2017.9, 2018, 2019, 2106, 2109.1, 2138, 2532, 2723"

## AMENDMENT NO. 22

On page 4, line 9, change "(24)" to "(25)"

## AMENDMENT NO. 23

On page 4, line 10, change "(25)" to "(26)" and after "44:408" insert ",425"

## AMENDMENT NO. 24

On page 4, line 11, change "(26)" to "(27)", between "286.1," and "446.1," insert "439.1,", and delete "923,"

## AMENDMENT NO. 25

On page 4, line 12, between "1844," and "2134," insert "1923, 2124.1" and between "2416," and "2625," insert "2603,"

## AMENDMENT NO. 26

On page 4, line 13, change "(27)" to "(28)" and after "2605" insert ", 9006"

AMENDMENT NO. 27

On page 4, line 14, change "(28)" to "(29)"

AMENDMENT NO. 28

On page 4, line 15, change "(29)" to "(30)"

AMENDMENT NO. 29

On page 4, line 16, change "(30)" to "(31)", between "706," and "1934," insert "1404, 1926," and between "2262," and "2389" insert "2318,"

AMENDMENT NO. 30

On page 4, line 17, change "(31)" to "(32)"

AMENDMENT NO. 31

On page 4, line 18, change "(32)" to "(33)"

AMENDMENT NO. 32

On page 4, line 19, change "(33)" to "(34)"

AMENDMENT NO. 33

On page 4, line 20, change "(34)" to "(35)" and between "616," and "663," insert "616.1,"

AMENDMENT NO. 34

On page 4, line 21, between "893," and "1007," insert "920,"

AMENDMENT NO. 35

On page 4, after line 22, insert the following:

"C. The provisions of this Chapter shall not apply to any writings, records, or other accounts that reflect the mental impressions, conclusions, opinions, or theories of an attorney or an expert, obtained or prepared in anticipation of litigation or in preparation for trial."

Rep. Bruneau moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Crowe	Johns	Smith, J.R.—30th
Curtis	Katz	Sneed
Damico	Kennard	Stelly
Daniel	LaFleur	Strain
Dartez	Lancaster	Swilling
Devillier	Landrieu	Thompson
Diez	LeBlanc	Toomy
Doerge	Lucas	Townsend
Donelon	McCallum	Triche
Downer	McDonald	Tucker
Durand	McMains	Waddell
Erdey	McVea	Walsworth
Farrar	Montgomery	Welch
Faucheux	Morrell	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright
Fruge	Odinot	
Futrell	Perkins	
Total—100		

NAYS

Total—0

ABSENT

Ansardi	Martiny	Schwegmann
Kenney	Morrish	
Total—5		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1216—**  
BY REPRESENTATIVE FRITH

AN ACT

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

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Campbell to Engrossed House Bill No. 1216 by Representative Frith

AMENDMENT NO. 1

On page 1, line 14, change "June 30, 2000" to "May 1, 2001"

Rep. Frith moved that the amendments proposed by the Senate be rejected.

**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
Baldone	Hammett	Pratt
Baudoin	Heaton	Quezaire
Baylor	Hebert	Richmond

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

Total—92

NAYS

Total—0

ABSENT

Ansardi	Hudson	Schwegmann
Broome	Kenney	Smith, G.—56th
Curtis	Martiny	Toomy
Devillier	McVea	
Hill	Powell	

Total—13

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

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

AN ACT

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

Read by title.

**Motion**

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

**HOUSE BILL NO. 1318—**  
BY REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 30:2503(A)(2)(a), relative to the Louisiana Environmental Education Commission; to provide relative to membership on the commission; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1318 by Representative Damico

AMENDMENT NO. 1

On page 1, line 2, following "(a)" and before the comma "," insert "and to enact R.S. 30:2503(A)(2)(j)"

AMENDMENT NO. 2

On page 1, line 6, following "reenacted" insert "and R.S.30:2503(j) is hereby enacted"

Rep. Damico moved that the amendments proposed by the Senate be concurred in.

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

Total—94

NAYS

Total—0

ABSENT

Ansardi	Kenney	Smith, G.—56th
Curtis	Martiny	Toomy
Devillier	Morrish	Tucker
Hudson	Schwegmann	

Total—11

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1369—**

BY REPRESENTATIVE FRITH

AN ACT

To enact R.S. 15:712, relative to correctional facilities; to provide that citizens may request wardens or superintendents to intercept mail from prisoners to those citizens; to provide for a limitation of liability for wardens and superintendents for mail transmitted by prisoners; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator C. Fields to Engrossed House Bill No. 1369 by Representative Frith

AMENDMENT NO. 1

On page 1, line 5, after "prisoners;" insert "to limit warden's authority;"

AMENDMENT NO. 2

On page 2, after line 11, insert the following:

"D. Notwithstanding the provisions of this Section, a warden or superintendent described in this Section shall be limited to the review of the name and address shown on the outgoing mail for comparison to the list described in Subsection A of this Section and shall not review, censor, or otherwise modify or tamper with the contents of such outgoing mail."

Rep. Frith moved that the amendments proposed by the Senate be concurred in.

**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
Baldone	Hammitt	Pinac
Baudoin	Heaton	Pitre
Baylor	Hebert	Powell
Bowler	Hill	Pratt
Broome	Holden	Quezaire
Bruce	Hopkins	Riddle
Bruneau	Hudson	Romero
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
Damico	Katz	Smith, J.H.—8th
Daniel	Kennard	Smith, J.R.—30th
Dartez	LaFleur	Sneed
Diez	Lancaster	Stelly
Doerge	Landrieu	Strain
Donelon	LeBlanc	Thompson
Downer	Lucas	Townsend
Durand	McCallum	Triche
Erdey	McDonald	Tucker

Farrar	McMains	Waddell
Faucheux	McVea	Walsworth
Flavin	Montgomery	Welch
Frith	Morrell	Winston
Fruge	Morrish	Wooton
Futrell	Murray	Wright

Total—96

NAYS

Total—0

ABSENT

Ansardi	Kenney	Schwegmann
Curtis	Martiny	Swilling
Devillier	Richmond	Toomy

Total—9

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1436—**

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:1083(6) and (12)(b), 1087(B)(10) and (12), (C)(1)(a), (2)(a) and (d), (D)(3), and (E), 1088(C)(1)(a), (E)(3) and (4) and (F), 1090(B)(1), 1091(A), 1092(C), 1096(B), 1098(A) and (B), and R.S. 9:3560(A)(10), to enact R.S. 6:1087(F), 1088(F)(5), 1089(B)(3), 1090(E), (F), and (G), 1092(G) and (H), 1096(H), and 1099, and to repeal R.S. 6:1083(7.1) and 1087(C)(2)(b), 1088(B), 1093(C), and 1095(A)(2), relative to the Residential Mortgage Lending Act; to provide for definitions; to provide for licensure requirements, exemptions, fees, and renewals; to provide for lending restrictions; to provide for recordkeeping; to provide for refunds of authorized fees to consumers; to provide for disclosure statements; to provide for loan brokerage contracts; to provide for criminal penalties; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Reengrossed House Bill No. 1436 by Representative Pinac

AMENDMENT NO. 1

On page 2, line 12, after "application" delete "or negotiates the terms of the mortgage loan"

AMENDMENT NO. 2

On page 4, line 13, change "authorized in this state" to "and authorized" and after "mortgagee," insert "seller/servicer."

AMENDMENT NO. 3

On page 4, delete lines 16 through 20, and insert the following:

"Department of Housing and Urban Development as an approved seller, servicer, a mortgagee, or issuer, approved by such department to make loans in Louisiana, but excluding loan correspondents, or who has satisfied Veterans Administration requirements to qualify for automatic authority and is approved by the Veterans Administration to make loans in Louisiana."

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## AMENDMENT NO. 4

On page 5, line 1, after "approved" delete "seller, servicer, mortgagee, or issuer" and insert "seller, servicer, mortgagee, or issuer, but excluding loan correspondents,"

## AMENDMENT NO. 5

On page 6, line 10, after "F." delete "No" and insert "Pursuant to regulations adopted by the commissioner, no"

## AMENDMENT NO. 6

On page 6, at the end of line 22, delete the comma "," and insert a period "."

## AMENDMENT NO. 7

On page 6, line 23, delete "showing the applicant has maintained" and insert "showing The applicant has maintained shall maintain"

## AMENDMENT NO. 8

On page 10, line 3, after "F." delete "No" and insert "Pursuant to regulations adopted by the commissioner, no"

## AMENDMENT NO. 9

On page 11, line 10, after "refunds of" delete "any fee or charge that a licensee" and insert "the unauthorized portion of any fee or charge a mortgage broker or originator"

## AMENDMENT NO. 10

On page 11, delete lines 21 through 25 and insert the following:

"G. Any person who acts as a mortgage broker or originator without complying with the licensing provisions of this Chapter shall be subject to forfeiture of the compensation attributable to and received by the mortgage broker or originator in connection with residential mortgage lending activity occurring on or after August 15, 2001; provided that the forfeiture or such compensation by the mortgage broker or originator shall not impair the validity of the note and mortgage."

## AMENDMENT NO. 11

On page 12, line 4, change "Chapter" to "Title"

## AMENDMENT NO. 12

On page 13, line 15, after "parties." delete the remainder of the line and delete line 16, and insert the following:

"The mortgage broker shall retain a signed copy of the residential mortgage loan brokerage contract in the customer's file."

## AMENDMENT NO. 13

On page 14, delete lines 2 through 6 and insert:

"A. In addition to the authority to report egregious violations as provided in R.S. 6:1092(E), the commissioner may report the violations of the following provisions to the attorney general or to the district attorney of the appropriate parish, who may institute the proper proceedings to enjoin the violation and enforce the penalties provided for herein."

## AMENDMENT NO. 14

On page 14, line 7, change "Any person" to "A mortgage broker"

## AMENDMENT NO. 15

On page 14, line 19, after "borrower" insert "in violation of the provisions of this Chapter"

## AMENDMENT NO. 16

On page 14, line 13, after "application" insert "and such information is material to approval of the application,"

## AMENDMENT NO. 17

On page 15, delete lines 3 through 7, and insert:

"F. A lender, broker, or originator who knowingly operates without a license or exempt registration is guilty of a misdemeanor, and upon conviction, may be sentenced to pay a fine not less than five hundred dollars and not more than one thousand dollars, or to imprisonment not exceeding one year, or both."

## SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Reengrossed House Bill No. 1436 by Representative Pinac

## AMENDMENT NO. 1

On page 1, line 6, change "and (H)" to "(H), and (I)"

## AMENDMENT NO. 2

On page 2, line 1, change "and (H)" to "(H), and (I)"

## AMENDMENT NO. 3

On page 12, between lines 4 and 5, insert the following:

"I. The commissioner may share information about any particular entity which is chartered, licensed, or registered by the commissioner with any state or federal agency having concurrent jurisdiction over such entity with the Office of Financial Institutions."

Rep. Pinac moved that the amendments proposed by the Senate be concurred in.

## ROLL CALL

The roll was called with the following result:

## YEAS

Mr. Speaker	Futrell	Perkins
Alario	Gallot	Pierre
Alexander, E	Glover	Pinac
Alexander, R	Green	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Pratt
Baylor	Hebert	Quezaire
Bowler	Hill	Riddle
Broome	Holden	Romero
Bruce	Hopkins	Salter
Bruneau	Hudson	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	LaFleur	Stelly
Dartez	Lancaster	Strain
Devillier	Landrieu	Thompson
Diez	LeBlanc	Toomy
Doerge	Lucas	Townsend
Donelon	McCallum	Triche
Downer	McDonald	Tucker
Durand	McMains	Waddell
Erdey	McVea	Walsworth
Farrar	Montgomery	Welch
Fauchoux	Morrell	Winston
Flavin	Morrish	Wooton
Frith	Nevers	Wright
Fruge	Odinet	

Total—95

NAYS

Total—0

ABSENT

Ansardi	Kenney	Schwegmann
Curtis	Martiny	Swilling
Guillory	Murray	
Hunter	Richmond	

Total—10

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1556—**  
BY REPRESENTATIVES KENNARD AND DURAND  
AN ACT

To amend and reenact R.S. 30:2373(D)(2) and (E)(2) and 2374(B)(1), relative to the Hazardous Materials Information Development, Preparedness and Response Act; provides additional persons who may be subject to civil penalties for violations; provides applicable penalties; provides for reduction in certain fees; provides an extension date for certain fees; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Environmental Quality to Reengrossed House Bill No. 1556 by Representative Kennard

AMENDMENT NO. 1

On page 1, line 2, after "2374(B)" delete "(1)" and insert "and to enact R.S. 30:2374(B)(5)"

AMENDMENT NO. 2

On page 1, line 9, after "2374(B)" delete "(1)" and on line 10, after "reenacted" insert "and R.S. 30:2374(B)(5) is hereby enacted"

AMENDMENT NO. 3

On page 3, delete line 2, and insert the following:

~~"(2) Any facility required to pay a fee pursuant to this Section and any retail gas station exempt from reporting pursuant to R.S. 30:2370 shall not be required to pay an additional fee to the committee other than the fees already imposed by the local emergency planning committee for~~

~~the collection of information required by this Chapter. As to each and every fee paid to the state emergency planning authority by any facility subject to this Section, other than retail gas stations exempt from reporting pursuant to R.S. 30:2370, the state emergency planning authority shall remit ten percent of the amount of the total fee collected to the local emergency planning committee in the parish in which the fee was assessed and collected.~~

(3) Each parish governing authority may adopt an ordinance to impose fees or charges on owners or operators whose facilities are located within the parish and who are subject to the reporting requirements of the Superfund Amendments and Reauthorization Act of 1986, Title III, 42 U.S.C. 11022. The amount of the fee or charge imposed pursuant to this Subsection shall provide anticipated proceeds not to exceed the anticipated costs for performing the services required in this Section and the Superfund Amendments and Reauthorization Act of 1986, Title III, 42 U.S.C. 11022.

~~(3)(4)~~ (4) In the case of owners or operators reporting facilities with numbers of hazardous materials referenced above at multiple locations throughout the state, no owner or operator shall be assessed total annual fees, pursuant to this Section, in excess of more than two thousand dollars.

~~(4)(5)~~ (5) The annual per facility for small businesses as defined in this Chapter shall not exceed twenty-five dollars each for the state and any local emergency planning committee provided herein."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Fontenot to Reengrossed House Bill No. 1556 by Representative Kennard

AMENDMENT NO. 1

Delete amendments adopted by the Committee on Environmental Quality on May 22, 2001.

AMENDMENT NO. 2

On page 1, line 2, after "2374(B)" delete "(1)" and insert a comma "," and insert "to enact R.S. 30:2374(B)(5), and to repeal R.S. 30:2368(D)"

AMENDMENT NO. 3

On page 1, line 9, after "2374(B)" delete "(1)" and on line 10, after "reenacted" insert a comma "," and insert "R.S. 30:2374(B)(5) is hereby enacted and R.S. 30:2368(D) is hereby repealed."

AMENDMENT NO. 4

On page 3, delete line 2, and insert the following:

~~"(2) Any facility required to pay a fee pursuant to this Section and any retail gas station exempt from reporting pursuant to R.S. 30:2370 shall not be required to pay an additional fee to the committee other than the fees already imposed by the local emergency planning committee for the collection of information required by this Chapter. As to each and every fee paid to the state emergency planning authority by any facility subject to this Section, other than retail gas stations exempt from reporting pursuant to R.S. 30:2370, the state emergency planning authority shall remit ten percent of the amount of the total fee collected to the local emergency planning committee established pursuant to this Section in the parish in which the fee was assessed and collected.~~

(3) Each local emergency planning committee receiving funds pursuant to this Section shall utilize such funds only for performing the services required in this Chapter and the Superfund Amendments and Reauthorization Act of 1986, Title III, 42 U.S.C. 11022.

~~(3)~~(4) In the case of owners or operators reporting facilities with numbers of hazardous materials referenced above at multiple locations throughout the state, no owner or operator shall be assessed total annual fees, pursuant to this Section, in excess of more than two thousand dollars.

~~(4)~~(5) The annual per facility for small businesses as defined in this Chapter shall not exceed twenty-five dollars each for the state and any local emergency planning committee provided herein.

Section 2. R.S. 30:2368(D) is hereby repealed in its entirety."

Rep. Damico moved that the amendments proposed by the Senate be rejected.

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

**NAYS**

Total—0

**ABSENT**

Ansardi	Martiny	Swilling
Broome	McVea	
Kenney	Schwegmann	
Total—7		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 1589—**

BY REPRESENTATIVE R. ALEXANDER  
AN ACT

To amend and reenact R.S. 40:1235(A)(2)(b) and (B)(2), and to enact R.S. 40:1235(A)(2)(d), and to repeal R.S. 40:1231(18) and 1235(B)(1), (D)(1)(b) and (d), and (E), relative to qualifications and standards for ambulances; to delete references to invalid coaches; to prohibit transportation of someone on a stretcher unless in an ambulance; to delete exemptions for certain ambulances owned and operated by licensed hospitals; to delete the authority of parishes and municipalities to elect not to comply; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 1589 by Representative R. Alexander

AMENDMENT NO. 1

On page 1, line 2, between "(B)(2)," and "to" delete "and"

AMENDMENT NO. 2

On page 1, line 3, after "R.S. 40:1231(18)" delete "and" and insert a comma "," and after "1235(B)(1)," insert "and"

AMENDMENT NO. 3

On page 1, line 4, after "(d)," delete "and (E),"

AMENDMENT NO. 4

On page 1, line 8, after "hospitals;" delete the remainder of the line and at the beginning of line 9, delete "to elect not to comply;"

AMENDMENT NO. 5

On page 2, line 21, after "Section 2." delete the remainder of the line and insert the following:

"R.S. 40:1231(18), 1235(B)(1), and (D)(1)(b) and (d)"

Rep. Rodney Alexander moved that the amendments proposed by the Senate be concurred in.

**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
Carter, K	Hunter	Scalise
Carter, R	Hutter	Schneider
Cazayoux	Iles	Shaw
Clarkson	Jackson, L	Smith, G.—56th
Crane	Jackson, M	Smith, J.D.—50th
Crowe	Johns	Smith, J.H.—8th
Curtis	Katz	Smith, J.R.—30th
Damico	Kennard	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	Montgomery	Welch
Faucheux	Morrell	Winston
Flavin	Morrish	Wooton
Frith	Murray	Wright
Fruge	Nevers	
Futrell	Odinet	
Total—100		

NAYS

Total—0

ABSENT

Bruneau	McVea	Swilling
Kenney	Schwegmann	
Total—5		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1673—**  
BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:213(A)(2), 215(C), 254(A)(introductory paragraph) and (B)(introductory paragraph), 263, and 365.1(A)(1) and to enact R.S. 6:234(A)(3), 261(C), 365(A)(2)(c), 366(E), and 367, relative to state banks; to provide for articles of incorporation and amendments thereto; to provide for capital stock; to provide for stock-purchase rights; to provide for an increase in capital; to provide for cash dividends; to provide for conversions and mergers of certain institutions; to provide for purchase of assets and liabilities; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Reengrossed House Bill No. 1673 by Representative Pinac

AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 6:213(A)(2)" and insert "R.S. 6:103(C), 213(A)(2)"

AMENDMENT NO. 2

On page 1, line 4, delete "R.S. 6:234(A)(3)" and insert "R.S. 6:103(B)(8)(a), 234(A)(3)"

AMENDMENT NO. 3

On page 1, line 9, after "liabilities;" insert "to provide for the records of the office of financial institutions;"

AMENDMENT NO. 4

On page 1, line 12, delete "R.S. 6:213(A)(2)" and insert "R.S. 6:103(C), 213(A)(2)"

AMENDMENT NO. 5

On page 1, line 14, delete "R.S. 6:234(A)(3)" and insert "R.S. 6:103(B)(8)(a), 234(A)(3)"

AMENDMENT NO. 6

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

"§103. Records of the office of financial institutions

\* \* \*

B. The commissioner, in his sole discretion, may disclose or cause the employees of the office of financial institutions to disclose:

\* \* \*

(8)(a) Information about a certified public accountant, real estate appraiser, or attorney to their respective boards and associations.

\* \* \*

C. Records made by the office shall be retained by the office for seven years: except those records that pertain to the internal business operations of the office.

\* \* \*\*

Rep. Pinac moved that the amendments proposed by the Senate be concurred in.

**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	Hebert	Quezaire
Bowler	Hill	Richmond
Broome	Holden	Riddle
Bruce	Hopkins	Romero
Bruneau	Hudson	Salter
Carter, K	Hunter	Scalise
Carter, R	Hutter	Schneider
Cazayoux	Iles	Shaw
Clarkson	Jackson, L	Smith, G.—56th
Crane	Jackson, M	Smith, J.D.—50th
Curtis	Johns	Smith, J.H.—8th
Damico	Katz	Smith, J.R.—30th
Daniel	Kennard	Sneed
Dartez	LaFleur	Stelly
Devillier	Lancaster	Strain
Diez	Landrieu	Swilling
Doerge	LeBlanc	Thompson
Donelon	Lucas	Toomy
Downer	Martiny	Townsend
Durand	McCallum	Tucker
Erdey	McDonald	Waddell
Farrar	McMains	Walsworth
Faucheux	Montgomery	Welch
Flavin	Morrell	Winston
Frith	Morrish	Wooton
Fruge	Murray	Wright
Total—99		

NAYS

Total—0

ABSENT

Crowe	McVea	Schwegmann
Kenney	Nevers	Triche
Total—6		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1682—**

BY REPRESENTATIVE TOWNSEND  
AN ACT

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

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator McPherson to Engrossed House Bill No. 1682 by Representative Townsend

AMENDMENT NO. 1

On page 1, line 2, before "relative" insert "and 911.1, relative to alcohol and tobacco control, to provide"

AMENDMENT NO. 2

On page 1, line 4, after "permits;" insert "to provide for certain cash or short-term credit sales of certain tobacco products;"

AMENDMENT NO. 3

On page 1, line 7, before "are" insert ", and 911.1"

AMENDMENT NO. 4

On page 2, after line 25, insert the following:

"§911.1. Cash or short-term credit sales only; timely payment; penalty for violation

A. No wholesale dealer shall sell, offer to sell, or deliver any tobacco product to any retail dealer in this state, and no retail dealer in tobacco products shall buy or accept delivery for any such product, for any consideration other than cash or on terms requiring payment not later than the thirtieth day following that on which actual delivery is made. If any payment is not made punctually when due the vendor shall immediately notify the commissioner thereof and the commissioner shall promptly notify all wholesale dealers in the state of the default and thereafter no person shall sell any tobacco product to the retailer in default on any other terms than cash delivery, until otherwise authorized by the commissioner. Under penalty of suspension of his permit, the retailer who is in default shall pay his obligation in full within ten days from the date it became due.

B. Whoever violates any of the provisions of this Section may have his license suspended for not more than two days for the first offense and not more than ten days for a subsequent offense. Each failure of a retail dealer to make payment for any default before the expiration of the period of suspension constitutes a subsequent offense. In addition, the retail dealer may be required to make payment in cash for all tobacco products subsequently sold or delivered to him.

C. The commissioner shall make and publish rules and regulations for the enforcement of this Section."

Rep. Townsend moved that the amendments proposed by the Senate be rejected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Glover	Pierre
Alario	Green	Pinac
Alexander, E	Guillory	Pitre
Alexander, R	Hammett	Powell
Baldone	Heaton	Pratt
Baudoin	Hebert	Quezaire
Baylor	Hill	Richmond
Bowler	Holden	Riddle
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
Curtis	Katz	Sneed
Damico	Kennard	Stelly
Daniel	LaFleur	Strain
Dartez	Lancaster	Swilling
Devillier	Landrieu	Thompson
Diez	LeBlanc	Toomy
Doerge	Lucas	Townsend
Donelon	McCallum	Triche
Downer	McDonald	Tucker
Durand	McMains	Waddell
Erdey	McVea	Walsworth
Farrar	Morrell	Welch

Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright
Fruge	Odinet	
Gallot	Perkins	
Total—97		

NAYS

Montgomery	Romero
Total—2	

ABSENT

Ansardi	Futrell	Martiny
Crowe	Kenney	Schwegmann
Total—6		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 1719—**  
BY REPRESENTATIVE R. ALEXANDER  
AN ACT

To amend and reenact R.S. 39:198(D)(introductory paragraph), (3), and (9) and 1514(A)(1)(b), and to enact R.S. 39:1514(A)(1)(e), relative to multiyear contracts; to authorize the Department of Health and Hospitals to enter into ten-year contracts for fiscal intermediary services; to authorize such department to enter into five-year contracts for the administration of the Medicaid early periodic screening diagnosis and treatment program (EPSDT), primary care case management (PCCM), and home and community-based services waivers; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 1719 by Representative Rodney Alexander

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line and on line 3, delete "and 1514(A)(1)(b), and to"

AMENDMENT NO. 2

On page 1, line 4, after "contracts;" delete the remainder of the line and delete line 5 in its entirety

AMENDMENT NO. 3

On page 1, line 6, delete "services;" and delete "such department" and insert "the Department of Health and Hospitals"

AMENDMENT NO. 4

On page 1, line 12, after "Section 1." delete the remainder of the line and delete line 13 in its entirety and insert "R.S. 39:1514(A)(1)(e)"

AMENDMENT NO. 5

On page 1, delete lines 15 through 17 in their entirety

AMENDMENT NO. 6

On page 2, delete lines 1 through 26 in their entirety and on page 3, delete lines 1 through 14 in their entirety

AMENDMENT NO. 7

On page 3, delete lines 21 through 26 in their entirety

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator B. Jones to Reengrossed House Bill No. 1719 by Representative Rodney Alexander

AMENDMENT NO. 1

Delete Senate Committee Amendments 1 through 7, proposed by the Senate Health and Welfare Committee and adopted by the Senate on May 24, 2001

Rep. Rodney Alexander moved that the amendments proposed by the Senate be concurred in.

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

NAYS

Total—0

ABSENT

Johns	Schneider	Swilling
Kenney	Schwegmann	
Total—5		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1843—**  
BY REPRESENTATIVES DARTEZ AND KATZ  
AN ACT

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

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 1843 by Representatives Dartez and Katz

AMENDMENT NO. 1

On page 1, at the end of line 2, insert ", 1106(9),"

AMENDMENT NO. 2

On page 1, line 7, after "licensure;" insert "to provide for an examination fee;"

AMENDMENT NO. 3

On page 1, line 12, after "R.S. 37:1105(G)" insert ", 1106(9),"

AMENDMENT NO. 4

On page 2, line 10, after "regulatory" delete the remainder of the line

AMENDMENT NO. 5

On page 2, line 11, after "structure" delete the comma ",."

AMENDMENT NO. 6

On page 5, line 14, change "established" to "developed"

AMENDMENT NO. 7

On page 5, line 15, after "committee" insert "and approved by the board"

AMENDMENT NO. 8

On page 5, line 21, after "Education" insert "or, until June 30, 2003, the standards for marriage and family counseling or therapy established by the Council on Accreditation of Counseling and Related Educational Programs"

AMENDMENT NO. 9

On page 6, between lines 3 and 4, insert the following:

"§1106. Fees; application for license

A. The board shall collect the following fees:

\* \* \*

(9) For marriage and family license applicants, an examination fee of \$100."

AMENDMENT NO. 10

On page 6, line 6, delete "employees"

AMENDMENT NO. 11

On page 7, line 18, delete "-treasurer"

AMENDMENT NO. 12

On page 8, line 13, after "shall" delete the remainder of the line and on line 14, delete "provisions of this Chapter" and insert "recommend to the board whether to grant a license to an applicant"

AMENDMENT NO. 13

On page 8, line 16, after "in" delete the remainder of the line and delete lines 17 and 18, and insert "relation to applications for licensure."

AMENDMENT NO. 14

On page 8, line 25, between "for" and "the" insert "adoption by"

AMENDMENT NO. 15

On page 9, line 1, after "Compile" delete the comma "," and insert "and" and after "maintain" delete ", and publish"

AMENDMENT NO. 16

On page 9, line 2, change "board" to "committee"

AMENDMENT NO. 17

On page 9, line 3, after "therapy" insert "for publication by the board"

AMENDMENT NO. 18

On page 9, line 8, after "meetings" delete the comma "," and insert "and" and after "proceedings" delete the remainder of the line

AMENDMENT NO. 19

On page 9, line 9, delete "hearings"

AMENDMENT NO. 20

On page 9, delete lines 10 through 15 in their entirety

AMENDMENT NO. 21

On page 9, at the end of line 18, change "advisory" to "board"

AMENDMENT NO. 22

On page 9, line 19, delete "committee" and change "advisory" to "board"

AMENDMENT NO. 23

On page 9, line 20, delete "committee" and at the end of the line insert "board and the"

AMENDMENT NO. 24

On page 11, at the end of line 18, insert "board, through the"

AMENDMENT NO. 25

On page 11, line 19, after "committee" insert a comma " , "

AMENDMENT NO. 26

On page 12, between lines 15 and 16, insert the following:

"C. A marriage and family therapist must accrue forty clock hours of continuing education by every renewal period every two years."

AMENDMENT NO. 27

On page 12, line 16, change "C" to "D" and after "form" insert ", verification of completion of required continuing education units,"

AMENDMENT NO. 28

On page 13, line 12, after "board" delete the remainder of the line and on line 13, delete "committee."

AMENDMENT NO. 29

On page 13, lines 21, change "advisory committee" to "board"

AMENDMENT NO. 30

On page 13, line 23, change "advisory committee" to "board" and delete "promptly"

AMENDMENT NO. 31

On page 13, at the beginning of line 24, delete "recommend that the board"

AMENDMENT NO. 32

On page 14, line 2, after "apply to" delete "the advisory committee for recommendation to"

AMENDMENT NO. 33

On page 14, at the end of line 25, insert ", including Christian Science practitioners,"

AMENDMENT NO. 34

On page 15, line 12, delete ", upon"

AMENDMENT NO. 35

On page 15, line 13, delete "recommendation of the advisory committee,"

AMENDMENT NO. 36

On page 15, line 15, after "Chapter," delete the remainder of the line and insert "The board shall not be"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator B. Jones to Reengrossed House Bill No. 1843 by Representatives Dartez and Katz

AMENDMENT NO. 1

On page 1, line 2, after "37:1102" change "and" to "," and after "1103" insert "and 1104(A) and (B)"

AMENDMENT NO. 2

On page 1, line 2, change "1124" to "1122"

AMENDMENT NO. 3

On page 1, line 11 after "37:1102" change "and" to "," and after "1103" insert "and 1104(A) and (B)"

AMENDMENT NO. 4

On page 1, line 12, change "1124" to "1122"

AMENDMENT NO. 5

On page 5, line 13, after "supervision" insert "for a licensed marriage and family therapist"

AMENDMENT NO. 6

On page 5, line 17, after "institution" insert "for a licensed marriage and family therapist"

AMENDMENT NO. 7

On page 5, between lines 22 and 23, insert the following:

"§1104. Louisiana Licensed Professional Counselors Board of Examiners

A. There is hereby created in the Department of Health and Hospitals the Louisiana Licensed Professional Counselors Board of Examiners, hereafter referred to as the "board", consisting of ~~seven~~ nine members, who shall be residents of the state of Louisiana. Each term shall be for four years. Seven appointments to the board shall be made by the governor from a list of qualified candidates submitted by the executive board of the Louisiana Counseling Association. Two appointments to the board shall be made by the governor from a list of qualified candidates submitted by the Louisiana Association of Marriage and Family Therapy. Each appointment by the governor shall be submitted to the Senate for confirmation.

B.(1) The membership of the board shall consist of three licensed professional counselors, three educators who are licensed professional counselors and whose function is the training of mental health counselors in accredited programs, two licensed marriage and family therapists and one individual from the public at large. The professional membership of the board shall be licensed under this Chapter. The board shall perform such duties and exercise such powers as this Chapter prescribes and confers upon it. No member of the board shall be liable in any civil action for any act performed in good faith in the execution of his duties under this Chapter.

R.S. 37:1104(B)(2) is all proposed new law.

(2)(a) The Licensed Professional Counselor board shall establish a Marriage and Family Therapy Advisory Committee, which shall consist of the two board members appointed by the governor from a list of names submitted by the Louisiana Association of Marriage and Family and one additional non-board member appointed by the governor from

a list of names submitted by the Louisiana Association of Marriage and Family Therapy.

(b) The functions of the advisory committee shall be established by rules and regulations developed by the advisory committee, promulgated by the board, and approved jointly by the House & Senate Health and Welfare Committee.

(c) The functions and duties of the advisory board may include but are not limited to the following:

(i) Develop rules and regulations in accordance with the Administrative Procedure Act as it may deem necessary to implement the provisions of this Chapter for promulgation and implementation by the board.

(ii) Examine and qualify all applicants for licensure as marriage and family therapists and recommend to the board each successful applicant for licensure, attesting to his professional qualifications to be a marriage and family therapist.

(iii) Develop for the board application forms for licensure pursuant to this Chapter.

(iv) Maintain complete records of all meetings, proceedings, and hearings conducted by the advisory committee.

(d) The non-board member shall serve a term of three years.

\* \* \*

AMENDMENT NO. 8

On page 6, delete lines 5 through 26 and delete pages 7 and 8 in their entirety

AMENDMENT NO. 9

On page 9, delete lines 1 through 15

AMENDMENT NO. 10

On page 9, line 16, change "1118" to "1116"

AMENDMENT NO. 11

On page 10, line 22, after "institution" insert "as defined in R.S. 37:1103(12)"

AMENDMENT NO. 12

On page 10, line 23, after "institution" insert "as defined in R.S. 37:1103(12)"

AMENDMENT NO. 13

On page 11, line 2, after "supervision" insert "as defined in R.S. 37:1103(11)"

AMENDMENT NO. 14

On page 11, line 5, change "1119" to "1117"

AMENDMENT NO. 15

On page 11, line 21, change "1120" to "1118"

AMENDMENT NO. 16

On page 12, line 10, change "1121" to "1119"

AMENDMENT NO. 17

On page 12, line 19, change "1122" to "1120"

AMENDMENT NO. 18

On page 14, line 4, change "1123" to "1121"

AMENDMENT NO. 19

On page 15, line 4, change "1124" to "1122"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator B. Jones to Reengrossed House Bill No. 1843 by Representative Dartez and Katz

AMENDMENT NO. 1

On page 3, line 12, between "of" and "family" insert "psychotherapeutic and"

AMENDMENT NO. 2

On page 3, line 13, after "families," delete the remainder of the line

AMENDMENT NO. 3

On page 3, delete lines 14 through 17 in their entirety

Rep. Rodney Alexander moved that the amendments proposed by the Senate be concurred in.

**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	Hebert	Quezaire
Broome	Hill	Richmond
Bruce	Holden	Riddle
Bruneau	Hopkins	Romero
Carter, K	Hudson	Salter
Carter, R	Hunter	Scalise
Cazayoux	Hutter	Schneider
Clarkson	Iles	Shaw
Crane	Jackson, L	Smith, G.—56th
Crowe	Jackson, M	Smith, J.D.—50th
Curtis	Johns	Smith, J.H.—8th
Damico	Katz	Sneed
Daniel	Kennard	Stelly
Dartez	LaFleur	Strain
Devillier	Landrieu	Swilling
Diez	LeBlanc	Thompson
Doerge	Lucas	Toomy
Donelon	Martiny	Townsend
Downer	McDonald	Triche
Durand	McMains	Tucker
Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Fauchoux	Morrell	Welch



Flavin	Morrish	Winston
Frith	Murray	Wooton
Früge	Nevers	Wright
Total—99		

NAYS

Bowler	McCallum	Smith, J.R.—30th
Total—3		

ABSENT

Kenney	Lancaster	Schwegmann
Total—3		

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

**HOUSE BILL NO. 1886—**

BY REPRESENTATIVE JOHNS

AN ACT

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

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator McPherson to Engrossed House Bill No. 1886 by Representative Johns

**AMENDMENT NO. 1**

On page 1, line 2, delete "To enact R.S. 44:4(29), relative to" and insert the following:

"To amend and reenact R.S. 37:1241(A)(17) and to enact R.S. 37:1226.1 and R.S. 44:4(29), 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; to provide for the"

**AMENDMENT NO. 2**

On page 1, line 6, after "Section 1." delete the remainder of the line and insert the following:

"R.S. 37:1226.1 is hereby enacted to read as follows:

§1226.1. Prescription drug returns, exchanges, and redispensing; prohibition; exceptions; transfers to provisional permitted pharmacies

A. Any drugs dispensed on prescription to a patient shall not be accepted for return, exchange, or redispensing by any pharmacist or pharmacy after such drugs have been removed from the pharmacy premises where they were dispensed except:

(1) In a hospital with a permitted hospital pharmacy on site, drugs may be returned to the pharmacy in accordance with good professional practice standards.

(2)(a) In facilities licensed by the Department of Health and Hospitals where United States Pharmacopeia (USP) storage requirements can be assured, legend drugs, except controlled substances, dispensed in unit dose or in individually sealed doses may be transferred to a provisional permitted pharmacy for relabeling and dispensing to the indigent, free of charge, pursuant to a valid prescription order.

(b) The pharmacist-in-charge of the provisional permitted pharmacy shall be responsible to determine the suitability of the product for reuse.

(i) No product where integrity cannot be assured shall be accepted for redispensing by the pharmacist.

(ii) A redispensed prescription medication shall be assigned the expiration date stated on the package.

(iii) No product shall be redispensed more than one time.

B.(1) Pursuant to a voluntary agreement between a facility licensed by the Department of Health and Hospitals and a pharmacy holding a provisional permit from the Louisiana Board of Pharmacy, legend drugs, except controlled substances, may be transferred from the facility to the pharmacy provided the following procedures are satisfied:

(a) The physical transfer shall be accomplished by a person authorized to do so by the provisional permitted pharmacy.

(b) The patient's name, prescription number, and any other identifying marks shall be obliterated from the packaging prior to removal from the facility.

(c) The drug name, strength, and expiration date shall remain on the medication package label.

(d) An inventory list of the drugs shall accompany the drugs being transferred. At a minimum, the list shall contain the medication name, strength, expiration date, and quantity.

(2) Expired drugs shall not be transferred and personnel designated by the facility shall destroy them on-site.

Section 2. R.S. 37:1241(A)(17) is hereby amended and reenacted to read as follows:

§1241. Refusal, restriction, suspension, or revocation of license

A. The board may, after due notice and hearing, assess a fine not to exceed the sum of five thousand dollars for each offense, refuse to license, register, certify, or permit any applicant, refuse to renew the license or permit of any person, or may revoke, summarily suspend, suspend, place on probation, reprimand, issue a warning against the person who was issued the license, registration, certificate, permit, or any other designation deemed necessary to engage in the practice of pharmacy upon proof that the person:

\* \* \*

(17)(a) Has knowingly selected an equivalent drug product if the practitioner or authorized prescriber instructs otherwise by any means, on the prescription drug order, by either of the following:

(i) On a written prescription drug order, handwriting a mark in a check-off box labeled with "Dispense as Written", or the abbreviation "DAW", or both, and personally handwriting his signature on a printed-single-signature line. A written prescription drug order shall indicate the

practitioner's or authorized prescriber's name, licensure designation, and practice affiliation, if any.

(ii) On an oral prescription, verbally indicating that a specific brand name drug or product is ordered by the practitioner or authorized prescriber or his agent. The pharmacist shall note such information on the file copy of the prescription.

(b) The patient shall be informed of, and consent to, the equivalent drug product interchange when the practitioner or authorized prescriber permits the equivalent drug product interchange.

(c) In order to comply with 42 CFR 447.332, for prescriptions reimbursable by Medicaid or Medicare, the practitioner or authorized prescriber may only prohibit equivalent drug product interchange by handwriting the words "brand medically necessary" or "brand necessary" directly on the written prescription drug order or on a sheet attached to the prescription. Recipients of Medicaid or Medicare prescription benefits demonstrate implied consent by their participation in the program, provided the practitioner or authorized prescriber has not prohibited equivalent drug product interchange in the manner specified in Subparagraph (a) of this Paragraph.

\* \* \*

Section 3. R.S. 44:4(29) is hereby enacted to read as follows:"

AMENDMENT NO. 3

On page 2, at the end of line 3, insert the following:

"Section 4. The provisions of Section 2 of this Act shall become effective on January 1, 2002."

Rep. Johns moved that the amendments proposed by the Senate be rejected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Gallot	Perkins
Alario	Glover	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
Curtis	Kennard	Smith, J.R.—30th
Damico	LaFleur	Sneed
Daniel	Lancaster	Stelly
Dartez	Landrieu	Strain
Devillier	LeBlanc	Swilling
Diez	Lucas	Thompson
Doerge	Martiny	Toomy
Donelon	McCallum	Townsend
Downer	McDonald	Triche

Durand	McMains	Waddell
Erdey	McVea	Walsworth
Farrar	Montgomery	Welch
Faucheux	Morrell	Winston
Flavin	Morrish	Wooton
Frith	Murray	Wright
Fruge	Nevers	
Futrell	Odinot	

Total—100

NAYS

Total—0

ABSENT

Ansardi	Kenney	Tucker
Green	Schwegmann	

Total—5

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 1924—**

BY REPRESENTATIVES PINAC, LAFLEUR, AND MURRAY  
AN ACT

To amend and reenact R.S. 6:965(C) and 966(A) and (D) through (M) and to repeal R.S. 6:966(N), relative to the procedure for repossession of motor vehicles under the Louisiana Motor Vehicle Sales Finance Act; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Reengrossed House Bill No. 1924 by Representative Pinac

AMENDMENT NO. 1

On page 2, at the end of line 7, change "three" to "two"

AMENDMENT NO. 2

On page 2, line 15, after "10:9-" delete the remainder of the line and delete lines 16 thru 22, and insert "102(a)(72)."

AMENDMENT NO. 3

On page 3, line 1, after "agreement" delete "or chattel mortgage" and on line 2, delete "importing a confession of judgement"

AMENDMENT NO. 4

On page 3, at the end of line 21, delete "chattel" and at the beginning of line 22, delete "mortgage or"

AMENDMENT NO. 5

On page 3, line 23, after "The" delete "chattel mortgage or"

AMENDMENT NO. 6

On page 4, line 24, change "within thirty days of receipt" to "over twenty days after receipt"

AMENDMENT NO. 7

On page 7, line 22, after "possessory" insert "and enforcement"

AMENDMENT NO. 8

On page 7, line 24, after "deficiency" delete "judgement"

AMENDMENT NO. 9

On page 8, line 5, delete "judgement"

AMENDMENT NO. 10

On page 8, delete lines 12 and 13, and at the beginning of line 14, delete "to the clerk's office and no others." and insert the following:

"M. The clerk shall collect only those costs and fees due to the sheriff and the clerk's office for proceedings brought pursuant to this Chapter."

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1924 by Representative Pinac

AMENDMENT NO. 1

On page 4, line 14, change "Subsections H and K" to "Subsection L"

AMENDMENT NO. 2

On page 7, line 17, following "addition," and before "seizing" insert "the"

Rep. Pinac moved that the amendments proposed by the Senate be concurred in.

**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
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	Shaw
Crane	Johns	Smith, G.—56th
Crowe	Katz	Smith, J.D.—50th
Damico	Kennard	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	Waddell
Farrar	McVea	Walsworth
Faucheux	Montgomery	Welch
Flavin	Morrell	Winston
Fruge	Morrish	Wooton
Futrell	Murray	Wright

Total—99

NAYS

Total—0

ABSENT

Curtis	Kenney	Smith, J.H.—8th
Frith	Schwegmann	Tucker

Total—6

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 1925—**  
BY REPRESENTATIVE DAMICO  
AN ACT

To amend and reenact R.S. 30:2040, R.S. 37:3155, and 3156(A) and to repeal R.S. 37:3151(6), relative to commercial solid waste disposal facilities; to provide that the Department of Environmental Quality shall classify commercial solid waste disposal facilities; to provide that the department shall determine the number of certified operators at such facilities; to prohibit the siting of certain solid or hazardous waste facilities within certain parishes; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Fontenot to Reengrossed House Bill No. 1925 by Representative Damico

AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 30:2040"

AMENDMENT NO. 2

On page 1, line 7 and 8, delete "to prohibit the siting of certain solid or hazardous waste facilities within certain parishes;"

AMENDMENT NO. 3

On page 1, delete lines 13 and 14.

AMENDMENT NO. 4

On page 2, delete lines 1 through 22.

AMENDMENT NO. 5

On page 2, line 23, change "Section 2." to "Section 1."

AMENDMENT NO. 6

On page 4, line 4, change "Section 3." to "Section 2."

Rep. Damico moved that the amendments proposed by the Senate be concurred in.

As a substitute motion, Rep. Robert Carter moved that the amendments proposed by the Senate be rejected.

Rep. Damico objected.

The vote recurred on the substitute motion.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Montgomery
Alario	Faucheux	Morrell
Ansardi	Flavin	Murray
Baldone	Frith	Nevers
Baudoin	Glover	Odinet
Bruce	Hammett	Powell
Bruneau	Hebert	Pratt
Carter, K	Hill	Richmond
Carter, R	Holden	Shaw
Cazayoux	Hudson	Smith, G.—56th
Crowe	Iles	Strain
Daniel	Jackson, M	Swilling
Dartez	Johns	Thompson
Devillier	Katz	Triche
Diez	LaFleur	Tucker
Doerge	LeBlanc	Walsworth
Downer	Lucas	Welch
Durand	McVea	Wooton
Total—54		

NAYS

Alexander, E	Hunter	Romero
Alexander, R	Hutter	Salter
Baylor	Jackson, L	Scalise
Bowler	Kennard	Schneider
Clarkson	Lancaster	Smith, J.D.—50th
Crane	Landrieu	Smith, J.H.—8th
Curtis	McCallum	Smith, J.R.—30th
Damico	McDonald	Sneed
Donelon	McMains	Stelly
Erdey	Morrish	Toomy
Früge	Perkins	Townsend
Futrell	Pierre	Waddell
Green	Pinac	Winston
Guillory	Pitre	Wright
Heaton	Quezaire	
Hopkins	Riddle	
Total—46		

ABSENT

Broome	Kenney	Schwegmann
Gallot	Martiny	
Total—5		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 2038—

BY REPRESENTATIVE PERKINS

AN ACT

To enact R.S. 14:44.2, relative to the crime of aggravated kidnapping; to create the crime of aggravated kidnapping of a child; to provide for penalties; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 2038 by Representative Perkins

AMENDMENT NO. 1

On page 1, line 18, after "abused" delete "within seventy-two hours"

Rep. Perkins moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Carter, R	Heaton	Schwegmann
Guillory	Kenney	Triche
Total—6		

The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 2051 (Substitute Bill for House Bill No. 1486 by Representative Pinac)—**  
BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 51:1923(2), (3), and (7), 1924(A), (B), (D)(2)(introductory paragraph) and (a) and (4), and (G), 1925, 1926(D), (F)(1)(introductory paragraph), (2), and (3), (G)(2), and (H), 1927(A), (B), and (C)(introductory paragraph) and (5), 1928(A) and (B)(1) and (2), 1929(introductory paragraph) and (6), 1929.1(A), 1931, 1932(A), and 1934 and to enact R.S. 51:1922.1 and 1923(10), relative to the office of financial institutions; to provide relative to the Louisiana Capital Companies Tax Credit Program; to provide relative to the administration of the program between the Department of Economic Development and the Office of Financial Institutions; to provide for definitions; to provide relative to tax credits; to provide relative to certification and continuance of certification of capital companies; to prohibit certain activities; to provide relative to decertification; to provide for the promulgation of rules and regulations; to provide relative to advisory opinions; to provide for termination of the program; to provide for certain tax exemptions; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Engrossed House Bill No. 2051 by Representative Pinac

AMENDMENT NO. 1

On page 1, line 4, after "1926" insert "(B),"

AMENDMENT NO. 2

On page 2, line 5 after "1926" insert "(B),"

AMENDMENT NO. 3

On page 6, between lines 7 and 8, insert the following:

"B. A certified Louisiana capital company shall make no investment if after making such investment, the total investment outstanding would exceed fifteen percent of the total certified capital under management plus any reserved leverage resulting from the receipt by the certified capital company of a written commitment letter from the United States Small Business Administration issued prior to refunding of the investment, unless the investment is defined to be a permissible investment for a certified Louisiana capital company. The department may promulgate rules which include a method of defining "permissible investments".

\* \* \*

Rep. Pinac moved that the amendments proposed by the Senate be rejected.

**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	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	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	Kenney	Schwegmann
Total—3		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**Motion**

Rep. Triche moved to take up House Bills and Joint Resolutions on Third Reading and Final Passage.

As a substitute motion, Rep. LeBlanc moved to suspend the rules to take up Senate Bills and Joint Resolutions on Third Reading and Final Passage.

The vote recurred on the substitute motion.

By a vote of 76 yeas and 18 nays, the House agreed to suspend the rules to take up Senate Bills and Joint Resolutions on Third Reading and Final Passage.

**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. 400—**  
BY SENATOR MALONE

AN ACT

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

Read by title.

**Motion**

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

**SENATE BILL NO. 438—**  
BY SENATORS DARDENNE, W. FIELDS, HOYT, IRONS, B. JONES, MOUNT AND THEUNISSEN

AN ACT

To amend and reenact R.S. 17:3048.1(B)(2)(a), the introductory paragraph of (b), (c), and (d), and to enact R.S. 17:3048.1(B)(2)(e), relative to the Tuition Opportunity Program for Students; to provide for initial eligibility requirement for the TOPS-Tech Award; to provide relative to the core curriculum requirements; to provide for effectiveness; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Crane to Reengrossed Senate Bill No. 438 by Senator Dardenne, et al.

AMENDMENT NO. 1

Delete House Committee Amendment No. 4, No. 5, and No. 6 proposed by the House Committee on Education and adopted by the House of Representatives on May 4, 2001.

AMENDMENT NO. 2

On page 2, line 1, after "Students," and before "the state" insert "for students graduating from high school through the 1999-2000 school year"

AMENDMENT NO. 3

On page 2, at the end of line 7, delete the colon ":" and insert the following:

"and for students graduating from high school during the 2000-2001 school year and thereafter the state shall award an amount determined by the administering agency in accordance with the provisions of Subparagraph (f) of this Paragraph for any student who enrolls on a full-time basis in an eligible college or university as defined in Subsection A of this Section to pursue skill or occupational training as defined by the Board of Regents, including a vocational or technical education certificate or diploma program or a nonacademic undergraduate degree, and who meets the following qualifications and all other applicable qualifications of this Chapter:"

AMENDMENT NO. 4

On page 2, line 18, after "Section," delete the remainder of the line and delete line 19 and at the beginning of line 20 delete "and"

AMENDMENT NO. 5

On page 3, line 2, after "desired" and before "Except" change "public postsecondary institution." to "eligible college or university."

AMENDMENT NO. 6

On page 3, line 10, after "desired" and before "The core" change "public postsecondary institution." to "eligible college or university."

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representatives Karen Carter, Alario, and Daniel to Reengrossed Senate Bill No. 438 by Senators Dardenne, et al.

AMENDMENT NO. 1

In Amendment No. 1 proposed by the House Committee on Education and adopted by the House on June 4, 2001, on page 1, line 5 after "R.S. 17:3048.1(B)(2)(e) and (f)" delete the comma "," and insert "and (V)"

AMENDMENT NO. 2

On page 1, line 6, after "requirements;" insert "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;"

AMENDMENT NO. 3

In Amendment No. 2 proposed by the House Committee on Education and adopted by the House on June 4, 2001, on page 1, line 11, after "and (f)" insert "and (V)"

AMENDMENT NO. 4

On page 5, between lines 20 and 21, insert the following:

"V.(1) Any student graduating during the 2001-2002 school year or thereafter from a Louisiana public high school or nonpublic high school which has been approved by the State Board of Elementary and Secondary Education and, if from a nonpublic high school the nonpublic high school also meets any applicable provisions of Subsection T of this Section, shall be eligible for an Associate Award provided the student meets all initial and continuing requirements of this Chapter for an Opportunity Award except that the student has a composite score on the 1990 version of the American College Test of

at least eighteen, but lower than that required for the Opportunity Award, or an equivalent concordant value on an enhanced or revised version of such test or on the Scholastic Aptitude Test.

(2) Notwithstanding any provision of this Section to the contrary, a student receiving an Associate Award shall be limited to enrolling at an eligible college or university that does not offer academic degrees at the baccalaureate level or higher to pursue an academic undergraduate degree at the associate degree level or skill or occupational training, including a vocational or technical education certificate or diploma program or a nonacademic undergraduate degree. Program eligibility for any such student shall be limited to no more than four semesters or an equivalent period of time at an institution operating on other than a semester system.

(3)(a) For any student who receives an Associate Award and who has enrolled at any public college or university in the state which meets the requirements of this Subsection, the state shall award an amount determined by the administering agency to equal the tuition charged by the public college or university attended.

(b) For any student who receives an Associate Award and who has enrolled at any regionally accredited independent college or university in the state meeting the requirements of this Subsection and which is a member of the Louisiana Association of Independent Colleges and Universities, the state shall award, as may be applicable, an amount to be determined by the administering agency to equal the weighted average of amounts paid under this Subsection for students attending public colleges and universities meeting the requirements of this Subsection that offer academic undergraduate degrees at the associate degree level or an amount to be determined by the administering agency to equal the weighted average of amounts paid under this Subsection for students attending public colleges and universities meeting the requirements of this Subsection that offer the permitted skill or occupational training."

Rep. Karen Carter moved the adoption of the amendments.

Rep. Crane objected.

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Green	Pierre
Alario	Guillory	Pinac
Alexander, E	Hammett	Pitre
Alexander, R	Heaton	Powell
Ansardi	Hebert	Pratt
Baldone	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	Katz	Smith, J.D.—50th
Crane	Kennard	Smith, J.H.—8th
Crowe	LaFleur	Smith, J.R.—30th
Curtis	Lancaster	Sneed
Damico	Landrieu	Stelly

Daniel	LeBlanc	Strain
Dartez	Lucas	Swilling
Devillier	Martiny	Thompson
Doerge	McCallum	Toomy
Donelon	McDonald	Townsend
Downer	McMains	Triche
Durand	McVea	Tucker
Erdey	Montgomery	Waddell
Farrar	Morrell	Walsworth
Faucheux	Morrish	Welch
Frith	Murray	Winston
Futrell	Nevers	Wooton
Gallot	Odinet	Wright
Glover	Perkins	
Total—98		

NAYS

Fruge  
Total—1

ABSENT

Baudoin	Flavin	Kenney
Diez	Johns	Schwegmann
Total—6		

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. 525—**  
BY SENATOR ELLINGTON

**AN ACT**

To amend and reenact R.S. 36:477(C)(1) and to enact R.S. 40:600.6(A)(24), relative to the transfer of the authority to administer the federal grants for energy assistance and weatherization services for low income persons; to transfer that authority from the Department of Social Services to the Louisiana Housing Finance Agency; to authorize the transfer of all books, records, money, and other property used by the Department of Social Services in the administration of the program to the Louisiana Housing Finance Agency; and to provide for related matters.

Read by title.

Rep. Rodney Alexander moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

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Clarkson	Katz	Smith, G.—56th
Crane	Kennard	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
Doerge	McCallum	Toomy
Donelon	McDonald	Townsend
Downer	McMains	Triche
Durand	McVea	Tucker
Erdey	Montgomery	Waddell
Farrar	Morrell	Walsworth
Faucheux	Morrish	Welch
Frith	Murray	Winston
Fruge	Nevers	Wooton
Futrell	Odinet	Wright
Total—96		

NAYS

Iles  
Total—1

ABSENT

Baudoin	Glover	Schwegmann
Diez	Johns	Swilling
Flavin	Kenney	
Total—8		

The Chair declared the above bill was finally passed.

Rep. Rodney Alexander 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. 592—**  
BY SENATOR MICHOT

AN ACT

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

Read by title.

Rep. Scalise moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinet
Alario	Futrell	Perkins
Alexander, E	Gallot	Pierre
Alexander, R	Guillory	Pinac
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	Katz	Smith, J.R.—30th
Crowe	Kennard	Sneed
Curtis	LaFleur	Stelly
Damico	Lancaster	Strain
Daniel	Landrieu	Swilling
Dartez	LeBlanc	Thompson
Devillier	Lucas	Toomy
Diez	Martiny	Townsend
Doerge	McCallum	Triche
Donelon	McDonald	Tucker
Downer	McMains	Waddell
Durand	McVea	Walsworth
Erdey	Montgomery	Welch
Farrar	Morrell	Winston
Faucheux	Morrish	Wooton
Frith	Murray	Wright
Total—96		

NAYS

Total—0

ABSENT

Flavin	Johns	Pitre
Glover	Kenney	Powell
Green	Nevers	Schwegmann
Total—9		

The Chair declared the above bill was finally passed.

Rep. Scalise 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. 633—**  
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 37:752(7), 753(G), 760(A)(1) and (9), 761(A)(1) and (4), 764(A)(2) and (5), 766, 767, 774, 777(A)(24), 780(B)(2), 781(A), 782, 783(B) and (C), 785, 789(A) and (B), 793(A)(1)(d) and (e), (D)(1) and (3), (E), and (G)(2), to enact R.S. 37:760(C), and to repeal R.S. 37:788(D), relative to the practice of dentistry; to provide for definitions; to provide for appointments and powers and duties of the Louisiana State Board of Dentistry; to provide for requirements for applicants for dental and dental hygienist license; to provide for employment of a dental hygienist; to provide for disclosure of name of a licensee; to provide for a board hearing, notice, penalty and charges; to provide relative to the issuance of subpoenas; to provide for criminal actions and injunctions simultaneous with proceedings before the board; to provide for violations and penalties; to provide for administration of nitrous oxide inhalation analgesia, conscious sedation with parenteral drugs, deep sedation, general anesthesia and for definitions, reporting, permits, fees for permits, limitations and exceptions thereof; to make certain technical changes to correct citations; and to provide for related matters.

Read by title.

Rep. Walsworth moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Nevers
Alario	Futrell	Odinet
Alexander, E	Gallot	Perkins



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

Total—99  
NAYS  
Total—0  
ABSENT

Hammett	Kenney	Stelly
Iles	Schwegmann	Wooton

Total—6

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. 722—**  
BY SENATORS HAINKEL AND SCHEDLER  
AN ACT

To enact R.S. 40:1058.3(C), relative to certification of substance abuse/addiction treatment facilities; to declare a moratorium on the certification of methadone maintenance clinics; to prohibit such certification during the moratorium; to authorize certification of such clinics approved prior to the effective date of the moratorium; to require the Department of Health and Hospitals to study the need for and the criteria for such clinics during the moratorium; to provide an effective date; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Lydia Jackson to Engrossed Senate Bill No. 722 by Senator Hainkel

AMENDMENT NO. 1

On page 2, line 3, after "2001" insert a comma ",."

AMENDMENT NO. 2

On page 2, line 6, after "completed" and before "not" insert the following:

"and a report thereon submitted to the House Committee on Health and Welfare and to the Senate Committee on Health and Welfare"

AMENDMENT NO. 3

On page 2, line 7, change "July 1," to "January 15,"

AMENDMENT NO. 4

On page 2, lines 8 and 9, delete "pending the completion of such study"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total—97  
NAYS

Holden	Richmond
--------	----------

Total—2

ABSENT

Hebert	Jackson, L	Lancaster
--------	------------	-----------

Iles Kenney Schwegmann  
Total—6

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 732—**  
BY SENATOR HINES

AN ACT

To amend and reenact R.S. 40:1300.144(A)(2), relative to the Rural Hospital Preservation Act; to provide for reimbursement of rural hospitals under the medical assistance program; to provide for rules and regulations related thereto; and to provide for related matters.

Read by title.

Rep. Rodney Alexander 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	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	LaFleur	Sneed
Daniel	Lancaster	Stelly
Dartez	Landrieu	Strain
Devillier	LeBlanc	Swilling
Diez	Lucas	Thompson
Doerge	Martiny	Townsend
Donelon	McCallum	Triche
Downer	McDonald	Waddell
Durand	McMains	Walsworth
Erdey	McVea	Welch
Farrar	Montgomery	Winston
Fauchoux	Morrell	Wooton
Flavin	Morrish	Wright
Frith	Murray	
Fruge	Nevers	
Total—100		

NAYS

Total—0

ABSENT

Green Schwegmann Tucker

Kenney Toomy  
Total—5

The Chair declared the above bill was finally passed.

Rep. Rodney Alexander 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.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to Senate Bill No. 892: Reps. Hudson, Romero, and Toomy.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Concurrent Resolution No. 180: Reps. Futrell, Lancaster, and Diez.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Concurrent Resolution No. 111: Reps. Nevers, Crane, and Jane Smith.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to Senate Bill No. 560: Reps. Durand, Rodney Alexander, and Riddle.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to Senate Bill No. 730: Reps. Townsend, Rodney Alexander, and Welch.

**SENATE BILL NO. 751—**  
BY SENATOR MOUNT

AN ACT

To enact Chapter 15 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:1451 through 1459, relative to the establishment of residences for transitional youth; to establish a system of licensure for such residences; to provide for the adoption of regulations; to establish fees and provide for inspections; to provide for penalties for operation without a license or in violation of regulations; and to provide for related matters.

Read by title.

**Motion**

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

**SENATE BILL NO. 755—**  
BY SENATORS C. JONES AND CRAVINS

AN ACT

To amend and reenact R.S. 33:2737.73(A), relative to school boards; to continue the authority of school boards in certain parishes to levy a sales tax; and to provide for related matters.

Read by title.

Rep. Hunter moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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	Shaw
Carter, R	Jackson, L	Smith, G.—56th
Cazayoux	Jackson, M	Smith, J.D.—50th
Clarkson	Johns	Smith, J.H.—8th
Crane	Katz	Smith, J.R.—30th
Curtis	Kennard	Sneed
Damico	LaFleur	Stelly
Daniel	Lancaster	Strain
Dartez	Landrieu	Swilling
Devillier	LeBlanc	Thompson
Diez	Lucas	Toomy
Doerge	Martiny	Townsend
Donelon	McCallum	Triche
Durand	McMains	Tucker
Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Welch
Frith	Morrish	Winston
Fruge	Murray	Wooton
Futrell	Nevers	Wright
Gallot	Odinet	
Glover	Perkins	
Total—97		

**NAYS**

Schneider  
Total—1

**ABSENT**

Mr. Speaker	Flavin	Schwegmann
Crowe	Kenney	
Downer	McDonald	
Total—7		

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.

**SENATE BILL NO. 792—**  
BY SENATOR IRONS

**AN ACT**

To enact R.S. 17:282.3, relative to a program of youth suicide prevention; to establish a program of youth suicide prevention administered by the state Department of Education in cooperation with state and local agencies; to require the State Board of Elementary and Secondary Education to adopt rules and regulations for the development of a state plan; to provide relative to services provided to students under a program; to authorize local

programs; to provide for funding; and to provide for related matters.

Read by title.

Rep. Pratt 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
Baudoin	Heaton	Quezaire
Baylor	Hebert	Richmond
Bowler	Hill	Riddle
Broome	Holden	Romero
Bruce	Hopkins	Salter
Bruneau	Hunter	Scalise
Carter, K	Hutter	Schneider
Carter, R	Iles	Shaw
Cazayoux	Jackson, L	Smith, J.D.—50th
Clarkson	Jackson, M	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Crowe	Kennard	Sneed
Curtis	LaFleur	Stelly
Damico	Lancaster	Strain
Daniel	Landrieu	Swilling
Dartez	LeBlanc	Thompson
Devillier	Lucas	Toomy
Diez	Martiny	Townsend
Doerge	McCallum	Triche
Donelon	McDonald	Tucker
Downer	McMains	Waddell
Durand	McVea	Walsworth
Erdey	Montgomery	Welch
Farrar	Morrell	Winston
Faucheux	Murray	Wooton
Flavin	Nevers	Wright
Frith	Odinet	
Futrell	Perkins	
Total—97		

**NAYS**

Total—0

**ABSENT**

Alexander, E	Katz	Schwegmann
Fruge	Kenney	Smith, G.—56th
Hudson	Morrish	
Total—8		

The Chair declared the above bill was finally passed.

Rep. Pratt 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. 803—**  
BY SENATOR DARDENNE

**AN ACT**

To amend and reenact R.S. 4:732(G), relative to amusements and sports; to continue the applicability of progressive mega jackpot bingo games in certain parishes; and to provide for related matters.

Read by title.

**Motion**

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

**SENATE BILL NO. 816—**  
BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 46:56(F)(5), relative to confidential child welfare information; to provide authorization for the Department of Social Services to release confidential child welfare information to certain researchers; and to provide for related matters.

Read by title.

**Motion**

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

**SENATE BILL NO. 866—**  
BY SENATOR CAMPBELL

AN ACT

To amend and reenact R.S. 14:102.5(C) and to enact R.S. 14:102.5(A)(7) and (E), relative to dogfighting; to define the crime of dog fighting; to provide for prima facie evidence of dogfighting; to provide exceptions; and to provide for related matters.

Read by title.

**Motion**

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

**SENATE BILL NO. 884—**  
BY SENATOR MARIONNEAUX

AN ACT

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

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Martiny to Engrossed Senate Bill No. 884 by Senator Marionneaux

AMENDMENT NO. 1

On page 5, line 14, change "twenty-five" to "fifty"

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Perkins
Alario	Green	Pierre

Alexander, E  
Alexander, R  
Ansardi  
Baldone  
Baudoin  
Baylor  
Bowler  
Broome  
Bruce  
Bruneau  
Carter, K  
Carter, R  
Cazayoux  
Clarkson  
Crane  
Crowe  
Curtis  
Damico  
Daniel  
Dartez  
Doerge  
Donelon  
Downer  
Durand  
Erdey  
Farrar  
Faucheux  
Flavin  
Fruge  
Futrell  
Gallot  
Total—97

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

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

NAYS

Total—0

ABSENT

Devillier  
Diez  
Frith  
Total—8

Heaton  
Kenney  
Schwegmann

Townsend  
Wooton

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. 962—**  
BY SENATOR IRONS

AN ACT

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

Read by title.

**Motion**

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

**SENATE BILL NO. 866—**  
BY SENATOR CAMPBELL

AN ACT

To amend and reenact R.S. 14:102.5(C) and to enact R.S. 14:102.5(A)(7) and (E), relative to dogfighting; to define the crime

of dog fighting; to provide for prima facie evidence of dogfighting; to provide exceptions; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Faucheux moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Fruge  
Total—1

**ABSENT**

Curtis	Kenney	Schwegmann
Diez	Martiny	
Erdey	Schneider	
Total—7		

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. 974—**  
BY SENATOR ULLO

**AN ACT**

To repeal Part XVI of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:559 through 559.11, Part IV of Chapter 4 of Title 4 of the Louisiana Revised Statutes of 1950, comprised of R.S. 4:250 through 265, R.S. 17:10.1(C), (D) and (E), R.S. 17:1903 and 1904, R.S. 18:1907, Chapter 12 of Title 23 of the Louisiana Revised Statutes of 1950, comprised of R.S. 23:2001 through 2008, Chapter 4-B of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:321 through 322, Chapter 14 of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:671 through 675, R.S. 30:2005, R.S. 30:2523, R.S. 33:2740.20, R.S. 33:4567.1 through 4567.5, Chapter 25-A of Title 33 of the Louisiana Revised Statutes of 1950, comprised of R.S. 33:8031 through 8037, Chapter 16 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:1851 through 1857, Chapter 22 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:2151 through 2157, Chapter 39 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:3201 through 3208, Chapter 45 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:3351 through 3356, R.S. 36:651(G)(3), Chapter 16-A of Title 37 of the Louisiana Revised Statutes of 1950, comprised of R.S. 37:1391 through 1401, Chapter 36-B of Title 37 of the Louisiana Revised Statutes of 1950, comprised of R.S. 37:2861 through 2887, Chapter 15 of Title 38 of the Louisiana Revised Statutes of 1950, comprised of R.S. 38:3201, Chapter 19 of Title 38 of the Louisiana Revised Statutes of 1950, comprised of R.S. 38:3361 through 3369, R.S. 40:2194.2(2), R.S. 40:2194.3, R.S. 40:2194.4, Chapter 8-D of Title 45 of the Louisiana Revised Statutes of 1950, comprised of R.S. 45:835 through 838, R.S. 46:153.3(C), Chapter 11 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:1501 through 1515, Chapter 14 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:1631 through 1644, Chapter 21 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:1811 through 1814, Chapter 22 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:1821 through 1827, Subpart G-3 of Part VII of Chapter 1 of Title 56 of the Louisiana Revised Statutes of 1950, comprised of R.S. 56:580.1 through 580.6, all relative to boards and commissions in state government; to abolish certain inactive boards and commissions; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Hammett to Reengrossed Senate Bill No. 974 by Senator Ullo

AMENDMENT NO. 1

On page 1, at the end of line 13, delete "Chapter 16" and delete line 14, and on line 15, delete "R.S. 34:1851 through 1857,"

AMENDMENT NO. 2

On page 3, at the end of line 8, delete "Chapter" and delete line 9, and on line 10, delete "34:1851 through 1857,"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Gallot	Perkins
Alario	Glover	Pierre
Alexander, E	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	LaFleur	Sneed
Daniel	Lancaster	Stelly
Dartez	Landrieu	Strain
Devillier	LeBlanc	Swilling
Diez	Lucas	Thompson
Doerge	Martiny	Toomy
Donelon	McCallum	Townsend
Downer	McDonald	Triche
Durand	McMains	Tucker
Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Welch
Flavin	Morrish	Winston
Frith	Murray	Wooton
Fruge	Nevers	Wright
Futrell	Odinet	
Total—101		
	<b>NAYS</b>	
Total—0		
	<b>ABSENT</b>	
Curtis	Kenney	
Green	Schwegmann	
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. 1007—**  
BY SENATORS BEAN AND HINES  
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 Practical Nurse Examiners from the public records law; 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	Glover	Odinet
Alario	Green	Perkins
Alexander, E	Guillory	Pierre
Alexander, R	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	Shaw
Crane	Katz	Smith, J.D.—50th
Crowe	Kennard	Smith, J.H.—8th
Damico	LaFleur	Smith, J.R.—30th
Daniel	Lancaster	Sneed
Dartez	Landrieu	Stelly
Devillier	LeBlanc	Strain
Diez	Lucas	Swilling
Doerge	Martiny	Thompson
Donelon	McCallum	Toomy
Downer	McDonald	Townsend
Durand	McMains	Triche
Erdey	McVea	Tucker
Farrar	Montgomery	Waddell
Faucheux	Morrell	Walsworth
Frith	Morrish	Welch
Fruge	Murray	Winston
Gallot	Nevers	Wooton
Total—96		
	<b>NAYS</b>	
Total—0		
	<b>ABSENT</b>	
Ansardi	Futrell	Schwegmann
Curtis	Johns	Smith, G.—56th
Flavin	Kenney	Wright
Total—9		

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. 816—**  
BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 46:56(F)(5), relative to confidential child welfare information; to provide authorization for the Department of Social Services to release confidential child welfare information to certain researchers; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Murray moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Odinet
Alario	Guillory	Perkins
Alexander, E	Hammett	Pinac
Alexander, R	Heaton	Pitre
Baldone	Hebert	Powell
Baudoin	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	Shaw
Clarkson	Jackson, M	Smith, J.D.—50th
Crane	Johns	Smith, J.H.—8th
Crowe	Katz	Smith, J.R.—30th
Damico	Kennard	Sneed
Dartez	LaFleur	Stelly
Devillier	Lancaster	Strain
Diez	Landrieu	Swilling
Doerge	LeBlanc	Thompson
Donelon	Lucas	Toomy
Downer	McCallum	Townsend
Erday	McDonald	Triche
Farrar	McMains	Tucker
Faucheux	McVea	Waddell
Flavin	Montgomery	Walsworth
Frith	Morrell	Welch
Fruge	Morrish	Winston
Gallot	Murray	Wooton
Glover	Nevers	
Total—92		

NAYS

Total—0

ABSENT

Ansardi	Futrell	Schwegmann
Baylor	Kenney	Smith, G.—56th
Curtis	Martiny	Wright
Daniel	Pierre	
Durand	Schneider	
Total—13		

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 1011—**  
BY SENATOR LENTINI

AN ACT

To enact R.S. 15:571.35, relative to incarceration; to require the Department of Public Safety and Corrections to establish a pilot program of home incarceration and electronic monitoring; to provide criteria for eligibility for participation in such program; to require the promulgation of rules and regulations for the implementation and administration of such program; to require compliance with administrative procedures; to require the inclusion of certain conditions within such rules and regulations; to require an evaluation of the program and a report regarding the program to be provided to certain legislative committees; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Odinet to Engrossed Senate Bill No. 1011 by Senator Lentini

AMENDMENT NO. 1

On page 1, line 2, delete "enact R.S. 15:571.35," and insert "amend and reenact R.S. 14:98(D)(1), (E)(1), and (3), (G), (I), (J), and (K) and Code of Criminal Procedure Article 894.2(J) and to enact Code of Criminal Procedure Article 894.2(K) and R.S. 14:98(D)(3) and (E)(4) and 15:571.35,"

AMENDMENT NO. 2

On page 1, at the end of line 10, insert "to require substance abuse treatment for certain DWI offenders; to require home incarceration for certain DWI offenders; to provide for the specific requirements of home incarceration for such offenders, to require the installation of interlock devices and to provide for the issuance of restricted driver's licenses in certain circumstances; to provide for the payment of costs of substance abuse treatment, home incarceration court-approved driver improvement programs; "

AMENDMENT NO. 3

On page 4, after line 6, insert the following:

"Section 2. R.S. 14:98(D)(1), (E)(1) and (3), (G), (I), (J), and (K) are hereby amended and reenacted and R.S. 14:98(D)(3) and (E)(4) are hereby enacted to read as follows:

"§98. Operating a vehicle while intoxicated

\* \* \*

D.(1) On a conviction of a third offense, notwithstanding any other provision of law to the contrary and regardless of whether the offense occurred before or after an earlier conviction, the offender shall be imprisoned with or without hard labor required to undergo an evaluation to determine the nature and extent of the offender's substance abuse disorder. The treatment professional performing the evaluation shall recommend appropriate treatment modalities which shall include substance abuse treatment at an inpatient facility recommended by the Department of Health and Hospitals, office for addictive disorders and approved by the Department of Public Safety and Corrections for a

period of not less than four weeks nor more than six weeks. The offender may be sentenced to additional follow-up substance abuse treatment services to meet the offender's needs if determined to be necessary by the offender's treating physician, for a period not to exceed twelve months. The follow-up treatment shall be provided in a manner to gradually decrease the intensity of treatment services. Upon successful completion of the inpatient substance abuse treatment required by this Paragraph, the offender shall be sentenced to home incarceration for not less than one year nor more than five years as provided in Paragraph (3) of this Subsection and shall be fined two thousand dollars. If the offender fails to complete the substance abuse treatment required by the provisions of this Paragraph or violates any condition of home incarceration, he shall be imprisoned with or without hard labor for not less than one year nor more than five years. At least six months of the sentence of imprisonment imposed shall be without benefit of probation, parole, or suspension of sentence. If a portion of the sentence is imposed with benefit of probation, parole, or suspension of sentence, the court shall require the offender to participate in a court-approved substance abuse program and participate in a court-approved driver improvement program at the expense of the offender.

\* \* \*

(3)(a) An offender sentenced to home incarceration shall be supervised and shall be subject to any of the conditions of probation. The court shall specify the conditions of home incarceration which shall include but shall not be limited to the following:

- (i) Electronic monitoring.
- (ii) Curfew restrictions.
- (iii) Home visitation at least once per month by the Department of Public Safety and Corrections.

(b) The court shall also require the offender to obtain employment and to participate in a court-approved driver improvement program at his expense. The activities of the offender outside of his home shall be limited to traveling to and from work, church services, Alcoholics Anonymous meetings, or a court-approved driver improvement program.

(c) In the event that the offender fails to complete substance abuse treatment or violates a provision of home incarceration required under the provisions of this Section and is subsequently sentenced to a term of imprisonment, the offender shall not receive credit for time served under home incarceration.

(d) Offenders sentenced to home incarceration required under the provisions of this Section shall be subject to all other applicable provisions of Code of Criminal Procedure Article 894.2.

E.(1) ~~On~~ Except as otherwise provided in Subparagraph (4)(b) of this Subsection, on a conviction of a fourth or subsequent offense, notwithstanding any other provision of law to the contrary and regardless of whether the fourth offense occurred before or after an earlier conviction, the offender shall be sentenced to imprisonment at hard labor required to undergo an evaluation to determine the nature and extent of the offender's substance abuse disorder. The treatment professional performing the evaluation shall recommend appropriate treatment modalities, which shall include substance abuse treatment at an inpatient facility recommended by the Department of Health and Hospitals, office for addictive disorders and approved by the Department of Public Safety and Corrections for a period of not less than four weeks nor more than six weeks. The offender may be sentenced to additional follow-up substance abuse treatment services to meet the offender's needs if determined to be necessary by the offender's treating physician, for a period not to exceed twelve months. The follow-up treatment shall be provided in a manner to gradually decrease the intensity of treatment

services. Upon successful completion of the inpatient substance abuse treatment required by this Paragraph, the offender shall be sentenced to home incarceration for not less than ~~ten one~~ nor more than ~~thirty five~~ years in accordance with Paragraph (3) of this Subsection and shall be fined five thousand dollars. If the offender fails to complete the substance abuse treatment required by the provisions of this Paragraph or violates any condition of home incarceration, he shall be imprisoned in accordance with Paragraph (4) of this Subsection.

\* \* \*

(3)(a) An offender sentenced to home incarceration shall be supervised and shall be subject to any of the conditions of probation. The court shall specify the conditions of home incarceration which shall include but shall not be limited to the following:

- (i) Electronic monitoring.
- (ii) Curfew restrictions.
- (iii) Home visitation at least once per month by the Department of Public Safety and Corrections.

(b) The court shall also require the offender to obtain employment and to participate in a court-approved driver improvement program at his expense. The activities of the offender outside of his home shall be limited to traveling to and from work, church services, Alcoholics Anonymous meetings, or a court-approved driver improvement program.

(c) In the event that the offender fails to complete substance abuse treatment or violates a provision of home incarceration required under the provisions of this Section and is subsequently sentenced to a term of imprisonment, the offender shall not receive credit for time served under home incarceration.

(d) Offenders sentenced to home incarceration required under the provisions of this Section shall be subject to all other applicable provisions of Code of Criminal Procedure Article 894.2.

~~(3)~~(4)(a) If the offender violates any of the conditions of home incarceration or fails to complete the substance abuse treatment required by the provisions of this Subsection, or has previously been required to participate in substance abuse treatment and home incarceration for a third or subsequent offense, then he shall be imprisoned at hard labor for not less than ten nor more than thirty years. At least two years of the sentence shall be imposed without benefit of suspension of sentence, probation, or parole. In the discretion of the court, any additional portion or all of the sentence may be imposed without benefit of suspension of sentence, probation, or parole. If a portion of the sentence is imposed with benefit of suspension of sentence, probation, or parole, the court shall require the offender to participate in a court-approved substance abuse program and a court-approved driver improvement program at the expense of the offender.

(b) If the offender has previously been required to participate in either or both of such programs substance abuse treatment and home incarceration pursuant to Subsection D of this Section, the offender shall not be sentenced to substance abuse treatment and home incarceration for a fourth or subsequent offense, but shall be imprisoned at hard labor for not less than ten nor more than thirty years, and at least three years of the sentence shall be imposed without benefit of suspension of sentence, probation, or parole.

(c) If the offender has previously been required to participate in either or both of such programs under Subsection B or C of this Section, but not under Subsection D, at least two years of the sentence shall be imposed without benefit of suspension of sentence, probation, or parole.



(c) If the offender has previously received the benefit of suspension of sentence, probation, or parole as a fourth offender, no part of the sentence may be imposed with benefit of suspension of sentence, probation, or parole, and no portion of the sentence shall be imposed concurrently with the remaining balance of any sentence to be served for a prior conviction for any offense.

\* \* \*

G. The legislature hereby finds and declares that conviction of a third or subsequent DWI offense is presumptive evidence of the existence of a substance abuse disorder in the offender posing a serious threat to the health and safety of the public. Further, the legislature finds that there are successful treatment methods available for treatment of addictive disorders. Court-approved substance abuse programs provided for in Subsections B, C, and D of this Section shall include a screening procedure to determine the portions of the program which may be applicable and appropriate for individual offenders and shall assess the offender's degree of alcohol abuse.

\* \* \*

I. An offender ordered to participate in a substance abuse program required by the provisions of this Section shall pay the cost incurred in participating in the program. Failure to make such payment shall subject the offender to revocation of probation, unless the court determines that the offender is unable to pay. If the court determines that the offender is unable to pay, the state shall pay for the cost of the substance abuse treatment required by this Section. An offender sentenced to home incarceration and to participate in a driver improvement program shall pay the cost incurred in participating in home incarceration and a driver improvement program unless the court determines that the offender is unable to pay.

J. This Subsection shall be cited as the "Child Endangerment Law". When the state proves in addition to the elements of the crime as set forth in Subsection A of this Section that a minor child twelve years of age or younger was a passenger in the motor vehicle, aircraft, watercraft, vessel, or other means of motorized conveyance at the time of the commission of the offense, of the sentence imposed by the court, the execution of the minimum mandatory sentence provided by Subsection B; or C, or D of this Section, as appropriate, shall not be suspended. If imprisonment is imposed pursuant to the provisions of Subsection D, the execution of the minimum mandatory sentence shall not be suspended. For the fourth conviction, if imprisonment is imposed pursuant to the provisions of Subsection E, at least two years of the sentence shall be imposed without benefit of suspension of sentence.

K.(1) In addition to any penalties imposed under this Section, upon conviction of a second or subsequent offense, any vehicle, while being operated by the offender, shall be equipped with a functioning ignition interlock device in accordance with the provisions of R.S. 15:306. This requirement shall remain in effect for a period of not less than six months. In addition, the device shall remain installed and operative during any period that the offender's operator's license is suspended under law and for any additional period as determined by the court.

(2)(a) Notwithstanding the provisions of Paragraph (1) of this Subsection and R.S. 32:414(D)(1)(b), upon conviction of a third or subsequent offense of the provisions of this Section, any motor vehicle, while being operated by the offender, shall be equipped with a functioning ignition interlock device in accordance with the provisions of R.S. 15:306. The ignition interlock device shall remain installed and operative until the offender has completed the requirements of substance abuse treatment and home incarceration under the provisions of Subsections D and E of this Section.

(b) Any offender convicted of a third or subsequent offense of the provisions of this Section shall after one year of suspension required by R.S. 32:414(D)(1)(a), upon proof to the Department of Public Safety and Corrections that the motor vehicles being operated by the offender are equipped with functioning interlock devices, be issued a restricted driver's license. The restricted license shall be effective for the period of time that the offender's driver's license is suspended. The restricted license shall entitle the offender to operate the vehicles equipped with a functioning interlock device in order to earn a livelihood and to travel to and from the places designated in Paragraphs (D)(3) and (E)(3) of this Section.

(3) The provisions of this Subsection shall not require installation of an ignition interlock device in any vehicle described in R.S. 32:378.2(I).

Section 3. Code of Criminal Procedure Article 894.2(J) is hereby amended and reenacted and Code of Criminal Procedure Article 894.2(K) is hereby enacted to read as follows:

Art. 894.2. Home incarceration; requirements

\* \* \*

J. The provisions of this Article shall not be applicable to a defendant who has been convicted of any second or subsequent violation of any state or local driving-while-intoxicated law committed within five years of the commission of any prior driving-while-intoxicated violation until the defendant has first served a minimum of forty-eight consecutive hours of imprisonment.

K. Paragraphs A and G of this Article shall not apply to a defendant who has been convicted of any third or subsequent violation of any state law or local ordinance prohibiting driving while intoxicated committed within five years of the commission of any prior driving while intoxicated violation. Such defendants shall be subject to home incarceration as provided for in R.S. 14:98.

Section 4. Nothing contained in this Act shall be construed to limit the authority of the Department of Public Safety and Corrections in recommending those persons incarcerated on or before August 15, 2001 to participate in home incarceration in accordance with Code of Criminal Procedure Article 894.2."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Gallot	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

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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	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	Kenney	Schwegmann
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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. 1028—**

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 40:1300.52(D)(1)(a) and 1300.53(A)(1)(a), relative to criminal history checks conducted by the office of state police, or other authorized agencies, on certain nonlicensed persons and licensed ambulance personnel; to authorize the office of state police or other authorized agency to provide the criminal history records of such persons to certain employers if the records reveal conviction of certain acts; to prohibit such employers from hiring or contracting with such a person if he has been convicted of such offense; 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

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	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	
Gallot	Odinot	

Total—100

NAYS

Total—0

ABSENT

Ansardi	Kenney	Swilling
Curtis	Schwegmann	

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. 1032—**

BY SENATOR MALONE

AN ACT

To authorize school boards in parishes with a population between two hundred fifty-one thousand and two hundred fifty-three thousand to rename stadiums and buildings within those parishes; and to provide for related matters.

Read by title.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total—98

NAYS

Total—0

ABSENT

Ansardi	Kenney	Schwegmann
Curtis	LeBlanc	
Fruge	Odinet	

Total—7

The Chair declared the above bill was finally passed.

Rep. Jane Smith 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. 1036—**  
BY SENATOR BAJOIE

AN ACT

To amend and reenact R.S. 40:2133(A) and 2136, relative to ambulatory surgical centers; to expand the definition of "ambulatory surgical center"; to provide for promulgation of rules, regulations, and minimum standards; to provide an effective date; and to provide for related matters.

Read by title.

Rep. Pratt moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

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

Total—101

NAYS

Scalise	Tucker
---------	--------

Total—2

ABSENT

Kenney	Schwegmann
--------	------------

Total—2

The Chair declared the above bill was finally passed.

Rep. Pratt 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. 1042—**  
BY SENATOR SCHEDLER

AN ACT

To enact Part X of Chapter 1 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:221 through 236, relative to mental health; to provide for advance directives for mental health treatment; to provide for definitions; to provide for making of an advance directive and for period of validity; to provide for designation of a representative for decisions relative to mental health treatment; to provide for execution of advance directive and for witnesses thereof; to provide for operation of an advance directive and for physician and providers to act in accordance therewith; to provide for determination of incapacity; to provide for a representative's scope of authority and his powers, duties, and limitation on liability; to provide for prohibition against requiring a person to execute or refrain from executing an advance directive as a criterion for insurance, for receiving treatment, or discharging from a health care facility; to require an advance directive to be part of a person's medical record, for provider compliance, and for withdrawal of the provider; to provide circumstances for disregarding an advance directive; to provide for revocation; to provide for limitations on liability of physicians and other providers; to prohibit certain individuals from serving as representatives and from serving as witnesses; to provide for withdrawal of representatives and rescinding the withdrawal; to provide for a form; 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. 1042 by Senator Schedler

AMENDMENT NO. 1

On page 10, line 20, change "Illustrative form" to "Form"

AMENDMENT NO. 2

On page 10, delete lines 22 through 27 in their entirety and insert the following:

"The Department of Health and Hospitals, in consultation with the Mental Health Advocacy Service, shall develop a form to implement the provisions of this Part."

AMENDMENT NO. 3

Delete pages 11 through 18 in their entirety

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Faucheux to Reengrossed Senate Bill No. 1042 by Senator Schedler

AMENDMENT NO. 1

On page 4, line 12, change "thereby invoked and is in effect" to "the principal has been determined to be incapable pursuant to R.S. 28:226,"

AMENDMENT NO. 2

On page 4, line 25, after "incapable" and before the period "." insert "pursuant to R.S. 28:226"

AMENDMENT NO. 3

On page 5, line 16, after "incapable" and before the period "." insert "pursuant to R.S. 28:226"

AMENDMENT NO. 4

On page 8, line 10, change "the principal" to "a principal determined to be incapable pursuant to R.S. 28:226"

AMENDMENT NO. 5

On page 10, line 19, after "principal's" and before "provider" insert "physician or"

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	Futrell	Murray
Alario	Gallot	Nevers
Alexander, E	Glover	Odinet
Alexander, R	Green	Perkins
Ansardi	Guillory	Pierre
Baldone	Hammett	Pitre
Baudoin	Heaton	Powell
Baylor	Hebert	Pratt
Bowler	Hill	Quezaire
Broome	Holden	Richmond
Bruce	Hopkins	Riddle
Bruneau	Hudson	Romero
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.R.—30th
Damico	Kennard	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
Flavin	Montgomery	Welch
Frith	Morrell	Winston
Fruge	Morrish	Wright
Total—99		

NAYS

Total—0

ABSENT

Faucheux	Pinac	Smith, J.H.—8th
Kenney	Schwegmann	Wooton
Total—6		

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. 1052—**  
BY SENATORS SMITH AND ELLINGTON  
**AN ACT**

To enact R.S. 17:105.1, relative to the assignment, transfer, and continuance of pupils; to provide for the transfer of a pupil to a school system adjoining the one in which he resides under certain circumstances; to provide certain limitations and restrictions; to provide for the transfer of certain funding; and to provide for related matters.

Read by title.

Rep. Thompson moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Odinet
Alario	Gallot	Perkins
Alexander, E	Glover	Pinac
Alexander, R	Green	Pitre
Ansardi	Guillory	Powell
Baldone	Hammett	Riddle
Baudoin	Heaton	Romero
Bowler	Hebert	Salter
Bruce	Hill	Scalise
Bruneau	Hopkins	Schneider
Carter, K	Hunter	Shaw
Carter, R	Hutter	Smith, G.—56th
Cazayoux	Iles	Smith, J.D.—50th
Clarkson	Jackson, M	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Crowe	Katz	Sneed
Damico	Kennard	Stelly
Daniel	LaFleur	Strain
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Doerge	Lucas	Triche
Downer	Martiny	Tucker
Durand	McCallum	Waddell
Erdey	McDonald	Walsworth
Farrar	McMains	Winston
Faucheux	McVea	Wooton
Flavin	Montgomery	Wright
Frith	Morrish	
Frige	Nevers	
Total—88		

NAYS

Baylor	Murray	Richmond
Broome	Pierre	Swilling
Holden	Pratt	Welch
Jackson, L	Quezaire	
Total—11		

ABSENT

Curtis	Hudson	Morrell
Donelon	Kenney	Schwegmann
Total—6		

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 50—**  
BY SENATOR MARIONNEAUX  
AN ACT

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

Read by title.

Rep. Devillier moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Frige	Odinet
Alario	Futrell	Perkins
Alexander, E	Gallot	Pierre
Alexander, R	Green	Pinac
Ansardi	Guillory	Pitre
Baldone	Hammett	Pratt
Baudoin	Heaton	Quezaire
Baylor	Hebert	Richmond
Bowler	Hill	Riddle
Broome	Holden	Romero
Bruce	Hudson	Salter
Bruneau	Hunter	Scalise
Carter, K	Hutter	Shaw
Carter, R	Iles	Smith, G.—56th
Clarkson	Jackson, L	Smith, J.D.—50th
Crane	Jackson, M	Smith, J.H.—8th
Crowe	Johns	Smith, J.R.—30th
Curtis	Lancaster	Sneed
Damico	Landrieu	Stelly
Daniel	LeBlanc	Swilling
Dartez	Lucas	Thompson
Devillier	Martiny	Townsend
Diez	McCallum	Triche
Donelon	McDonald	Tucker
Downer	McVea	Welch
Erdey	Montgomery	Winston
Farrar	Morrell	Wooton
Faucheux	Morrish	Wright
Flavin	Murray	
Frith	Nevers	
Total—88		

NAYS

Hopkins	McMains	Strain
Katz	Powell	Waddell
Kennard	Schneider	Walsworth
Total—9		

ABSENT

Cazayoux	Glover	Schwegmann
Doerge	Kenney	Toomy
Durand	LaFleur	
Total—8		

The Chair declared the above bill was finally passed.

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.

**SENATE BILL NO. 252—**  
BY SENATOR CRAVINS  
AN ACT

To enact R.S. 33:2476.2, relative to civil service; to provide with respect to fire and police civil service boards; to provide relative to compensation of members of the fire and police civil service board in the municipality of Opelousas; to authorize compensation of members of the board for attendance at meetings; to provide limitations; and to provide for related matters.

Read by title.

Rep. Hudson moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Dartez	Glover	Kenney
Diez	Hebert	Martiny
Doerge	Katz	Schwegmann
Total—9		

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 451—**  
BY SENATOR BOISSIERE

AN ACT

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

Fund balances; to provide with respect to offsets against final compensation; to provide with respect to survivor benefits; to provide for an effective date; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Crowe to Reengrossed Senate Bill No. 451 by Senator Boissiere

AMENDMENT NO. 1

On page 1, line 5, between "R.S. 11:1941(4)," and "1961(3)," insert "1755(E)."

AMENDMENT NO. 2

On page 1, line 7, after "Louisiana" delete the semi-colon ";" insert in lieu thereof:

"and the Municipal Employees' Retirement System of Louisiana; 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;"

AMENDMENT NO. 3

On page 2, line 6, between "R.S. 11:1941(4)," and "1961(3)," insert "1755(E)."

AMENDMENT NO. 4

On page 3, between lines 21 and 22, insert:

"§1755. Creditable service; service certificate; adjusted service date; repayment of withdrawn contributions

\* \* \*

E.(1)(a) The provisions of this Subsection are limited in scope and shall only apply to members of this system whose employing municipality irrevocably elects such coverage. The board of trustees shall cause to be promulgated all regulations necessary to govern the procedures for municipalities to irrevocably elect coverage under the provisions of this Subsection.

(b) All unused earned annual and sick leave which has been accrued and accumulated by an employee, except as hereinafter provided, and for which payment cannot be made in accordance with law, ordinance, or any civil service rule at the time of retirement, shall be credited at the time of retirement to the member on the following basis:

<u>Days</u>	<u>Percentage of a Year</u>
<u>1- 26</u>	<u>10</u>
<u>27- 52</u>	<u>20</u>
<u>53- 78</u>	<u>30</u>
<u>79-104</u>	<u>40</u>
<u>105-130</u>	<u>50</u>
<u>131-156</u>	<u>60</u>
<u>157-182</u>	<u>70</u>
<u>183-208</u>	<u>80</u>
<u>209-234</u>	<u>90</u>
<u>235-260</u>	<u>100</u>

(2) There shall be no limit on the amount of unused earned sick and annual leave that a member may convert to retirement credit on the basis of the above formula. No member, survivor, or beneficiary shall use any unused earned sick and annual leave to attain eligibility for any benefits provided by this Chapter.

(3) At the time the member retires, the employer shall submit to the board a report of unused earned sick and annual leave, computed in days only, plus unreported earnings and contributions.

(4) When extending credit for unused earned leave, fractional days of one-half or more shall be granted as one day and less than one-half day shall be disregarded. Any member who had previously terminated his employment for any period of time, but who later becomes reemployed as an active contributing member in this system, shall have contributed to the system for not less than eighteen months subsequent to his reemployment date before using converted unused earned sick and annual leave for purposes of benefit computation. Additional membership service obtained by conversion of unused earned sick and annual leave shall not be used in computation of average compensation.

(5) The annual actuarial cost of providing the conversion authorized by this Subsection shall be borne solely by and shall be paid by the municipality that employed the member.

\* \* \*

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Montgomery to Reengrossed Senate Bill No. 451 by Senator Boissiere

AMENDMENT NO. 1

On page 1, line 3, delete "1938(F) and (J)(1)," and insert "1938(B), (F), and (J)(1),"

AMENDMENT NO. 2

On page 1, line 14, between "balances;" and "to" insert "to provide with respect to the use of reciprocally recognized credit for purposes of eligibility to participate in the Deferred Retirement Option Plan;"

AMENDMENT NO. 3

On page 2, line 4, delete "1938(F) and (J)(1)," and insert "1938(B), (F), and (J)(1),"

AMENDMENT NO. 4

On page 6, between lines 18 and 19, insert:

"B.(1) For purposes of this Section, except as provided in Paragraph (2) of this Section, creditable service shall not include service credit reciprocally recognized under R.S. 11:142.

(2) Any member whose service in this system when combined with service in any other state or statewide public retirement system exceeds thirty years shall be eligible to include reciprocally recognized service credit for purposes of this Section.

\* \* \*

On motion of Rep. Montgomery, 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	Gallot	Perkins
Alario	Glover	Pierre
Alexander, E	Green	Pinac
Alexander, R	Guillory	Pitre
Ansardi	Hammett	Powell
Baldone	Heaton	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, J.D.—50th
Clarkson	Johns	Smith, J.H.—8th
Crane	Katz	Smith, J.R.—30th
Crowe	Kennard	Sneed
Curtis	LaFleur	Stelly
Damico	Lancaster	Strain
Daniel	Landrieu	Swilling
Dartez	LeBlanc	Thompson
Devillier	Lucas	Toomy
Diez	Martiny	Townsend
Donelon	McCallum	Triche
Downer	McDonald	Tucker
Durand	McMains	Waddell
Erdey	McVea	Walsworth
Farrar	Montgomery	Welch
Faucheux	Morrell	Winston
Flavin	Morrish	Wooton
Frith	Murray	Wright
Fruge	Nevers	
Futrell	Odinet	
Total—100		

**NAYS**

Total—0

**ABSENT**

Doerge	Kenney	Smith, G.—56th
Hebert	Schwegmann	
Total—5		

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. 512—**  
BY SENATOR SCHEDLER

**AN ACT**

To enact R.S. 33:2955(A)(1)(h), relative to investments by political subdivisions; to authorize investment in certain additional investment instruments; and to provide for related matters.

Read by title.

Rep. Tucker 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	Heaton	Powell
Baldone	Hebert	Pratt
Baudoin	Hill	Quezaire
Baylor	Holden	Richmond
Broome	Hopkins	Riddle
Bruce	Hudson	Romero
Bruneau	Hunter	Salter
Carter, K	Hutter	Scalise
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
Curtis	LaFleur	Sneed
Damico	Landrieu	Stelly
Daniel	LeBlanc	Strain
Dartez	Lucas	Swilling
Devillier	Martiny	Thompson
Diez	McCallum	Toomy
Donelon	McDonald	Townsend
Downer	McMains	Triche
Durand	McVea	Tucker
Erdey	Montgomery	Waddell
Faucheux	Morrell	Walsworth
Flavin	Morrish	Welch
Frith	Murray	Winston
Fruge	Nevers	Wooton
Futrell	Odinet	Wright
Total—96		

**NAYS**

Bowler	Hammett	Schneider
Farrar	Lancaster	
Total—5		

**ABSENT**

Doerge	Kenney
Kennard	Schwegmann
Total—4	

The Chair declared the above bill was finally passed.

Rep. Tucker 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. 621—**  
BY SENATOR HAINKEL

**AN ACT**

To enact R.S. 40:1498(F), relative to fire protection districts; to provide for an increase in per diem for governing board members of a fire protection district with a population of more than one hundred thousand persons; and to provide for related matters.

Read by title.

Rep. Winston moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	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	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	Kennard	Smith, J.R.—30th
Curtis	LaFleur	Sneed
Damico	Lancaster	Stelly
Daniel	Landrieu	Strain
Dartez	LeBlanc	Swilling
Devillier	Lucas	Thompson
Diez	Martiny	Toomy
Donelon	McCallum	Townsend
Downer	McDonald	Triche
Durand	McMains	Tucker
Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Welch
Flavin	Morrish	Winston
Frith	Murray	Wooton
Fruge	Nevers	Wright
Futrell	Odinet	
Total—101		

**NAYS**

Total—0

**ABSENT**

Doerge	Kenney
Katz	Schwegmann
Total—4	

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 751—**  
BY SENATOR MOUNT

**AN ACT**

To enact Chapter 15 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:1451 through 1459, relative to the establishment of residences for transitional youth; to establish a system of licensure for such residences; to provide for the adoption of regulations; to establish fees and provide for inspections; to provide for penalties for operation without a license or in violation of regulations; and to provide for related matters.

Called from the calendar.

Read by title.



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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Perkins to Engrossed Senate Bill No. 751 by Senator Mount

**AMENDMENT NO. 1**

On page 5, at the end of line 8, insert "The department shall not adopt any rule or regulation that would prohibit the placement of transitional youth in a faith-based transitional youth residence program that complies with R.S. 46:1455 and R.S. 46:1456."

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

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

NAYS

Bowler  
Total—1

ABSENT

Heaton	Kenney	Scalise
Jackson, M	Lucas	Schwegmann
Total—6		

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 624—**

BY SENATOR MOUNT (BY REQUEST) AND REPRESENTATIVES JOHNS AND STELLY

AN ACT

To enact R.S. 33:2481.2, relative to the office of police chief of the city of Lake Charles; to provide a specified term for the office; to provide for the applicability of civil service provisions to the office; and to provide for related matters.

Read by title.

Rep. Stelly moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinet
Alario	Fruge	Perkins
Alexander, E	Gallot	Pierre
Alexander, R	Glover	Pinac
Ansardi	Green	Pitre
Baldone	Guillory	Powell
Baudoin	Hammett	Pratt
Baylor	Hebert	Quezaire
Bowler	Holden	Richmond
Broome	Hopkins	Romero
Bruce	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
Curtis	Kennard	Sneed
Damico	LaFleur	Stelly
Daniel	Lancaster	Thompson
Dartez	Landrieu	Toomy
Devillier	LeBlanc	Townsend
Diez	Martiny	Triche
Doerge	McCallum	Tucker
Donelon	McDonald	Waddell
Downer	McVea	Walsworth
Durand	Montgomery	Welch
Erdey	Morrell	Winston
Farrar	Morrish	Wooton
Faucheux	Murray	Wright
Flavin	Nevers	
Total—95		

NAYS

Total—0

ABSENT

Futrell	Lucas	Strain
Heaton	McMains	Swilling
Hill	Riddle	
Kenney	Schwegmann	
Total—10		

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 653—**  
BY SENATOR DUPRE

**AN ACT**

To amend and reenact Code of Civil Procedure Art. 4912, relative to trial courts of limited jurisdiction; to provide with respect to justice of the peace courts; to provide with respect to possession or ownership of movable property; to increase the jurisdictional amounts in certain instances; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Pitre to Engrossed Senate Bill No. 653 by Senator Dupre

AMENDMENT NO. 1

On page 2, delete lines 3 through 6

AMENDMENT NO. 2

Delete House Committee Amendment No. 1 proposed by the House Committee on Judiciary and adopted by the House of Representatives on June 5, 2001.

AMENDMENT NO. 3

In House Committee Amendment No. 2 proposed by the House Committee on Judiciary and adopted by the House of Representatives on June 5, 2001, on line 5, change "(b)" to "(2)"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Gallot	Perkins
Alario	Glover	Pierre
Alexander, E	Green	Pinac
Alexander, R	Guillory	Pitre
Ansardi	Hammett	Powell
Baldone	Heaton	Pratt
Baudoin	Hebert	Quezaire
Baylor	Hill	Richmond
Bowler	Holden	Riddle
Broome	Hopkins	Romero
Bruce	Hudson	Salter
Bruneau	Hunter	Scalise
Carter, K	Hutter	Schneider
Carter, R	Iles	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
Curtis	Kennard	Sneed
Damico	LaFleur	Stelly
Daniel	Lancaster	Strain

Dartez	Landrieu	Swilling
Devillier	LeBlanc	Thompson
Diez	Lucas	Toomy
Doerge	Martiny	Townsend
Donelon	McCallum	Triche
Downer	McDonald	Tucker
Durand	McMains	Waddell
Erdey	McVea	Walsworth
Farrar	Montgomery	Welch
Faucheux	Morrell	Winston
Flavin	Morrish	Wooton
Frith	Murray	Wright
Fruge	Nevers	
Futrell	Odinot	
Total—103		

NAYS

Total—0

ABSENT

Kenney	Schwegmann
Total—2	

The Chair declared the above bill was finally passed.

Rep. Baldone 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. 695—**  
BY SENATOR HOYT

**AN ACT**

To amend and reenact R.S. 33:2955(A)(1)(d), relative to investments by political subdivisions; to remove the minimum interest rate requirement for certain time certificates of deposit; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Frith to Engrossed Senate Bill No. 695 by Senator Hoyt

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 33:2955(A)(1)(d)" delete the remainder of the line and at the beginning of line 3, delete "political subdivisions;" and insert "and R.S. 39:1213, relative to funds of political subdivisions, including investments and deposits thereof;"

AMENDMENT NO. 2

On page 1, line 4, after "deposit" and before "and" delete the semicolon ";" and insert "and for such rates in certain districts; to provide for the type of fiscal agencies designated for local depositing authorities;"

AMENDMENT NO. 3

On page 2, at the beginning of line 2, after "(d)" and before "Time" insert "(i)"

AMENDMENT NO. 4

On page 2, between lines 13 and 14, insert the following:

"(ii) Notwithstanding any other provision of law to the contrary, the Southeast Water District Number Two of Vermilion Parish shall be entitled to a rate of interest on funds made available for investment in time certificates of deposits at a rate of not less than fifty basis points below the prevailing market interest rate on direct obligations of the United States Treasury with a similar length of maturity or the prevailing rate of interest on time certificates of deposit that are offered by the bank to its other customers, whichever is greater."

**AMENDMENT NO. 5**

On page 2, after line 14, insert the following:

"Section 2. R.S. 39:1213 is hereby amended and reenacted to read as follows:

§1213. Fiscal agencies designated

The fiscal agency with which funds are deposited shall be a bank stock owned federally insured depository institution organized under the laws of this state or of any other state of the United States, or under the laws of the United States, as may be selected by the depositing authority under the provisions of this Chapter."

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

Rep. Frith 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
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	LaFleur	Sneed
Daniel	Lancaster	Stelly
Dartez	Landrieu	Strain
Devillier	LeBlanc	Swilling
Diez	Lucas	Thompson
Doerge	Martiny	Toomy
Donelon	McCallum	Townsend
Downer	McDonald	Triche
Durand	McMains	Waddell
Erdey	McVea	Walsworth
Farrar	Montgomery	Welch
Flavin	Morrell	Winston
Frith	Morrish	Wooton
Fruge	Murray	Wright
Futrell	Nevers	
Total—101		

**NAYS**

Tucker  
Total—1

**ABSENT**

Faucheux  
Total—3

Kenney  
Schwegmann

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. 718—**  
BY SENATOR HOYT

**AN ACT**

To enact Subpart B-29 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.561 through 130.570, relative to economic development in Vermilion Parish; to create and comprehensively provide relative to the Vermilion Parish Economic Development District; to provide for the composition, appointment, and terms of office of the board of commissioners of the district; to provide for the powers, duties, and functions of the board; to provide for the levy and collection of taxes and parcel fees and the issuance of debt; 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	Perkins
Alario	Gallot	Pierre
Alexander, E	Glover	Pinac
Alexander, R	Green	Pitre
Ansardi	Guillory	Powell
Baudoin	Heaton	Pratt
Baylor	Hill	Quezaire
Bowler	Holden	Richmond
Broome	Hopkins	Riddle
Bruce	Hudson	Romero
Bruneau	Hunter	Salter
Carter, K	Hutter	Scalise
Carter, R	Iles	Schneider
Cazayoux	Jackson, L	Shaw
Clarkson	Jackson, M	Smith, J.D.—50th
Crane	Johns	Smith, J.H.—8th
Crowe	Kennard	Smith, J.R.—30th
Curtis	LaFleur	Sneed
Damico	Lancaster	Stelly
Daniel	Landrieu	Strain
Dartez	LeBlanc	Swilling
Devillier	Lucas	Thompson
Diez	Martiny	Toomy
Donelon	McCallum	Townsend
Downer	McDonald	Triche
Durand	McMains	Walsworth
Erdey	McVea	Welch
Farrar	Morrell	Winston
Faucheux	Morrish	Wooton
Flavin	Murray	Wright

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Frith  
Fruge  
Total—94

Nevers  
Odinet

NAYS

Total—0

ABSENT

Baldone  
Doerge  
Hammett  
Hebert  
Total—11

Katz  
Kenney  
Montgomery  
Schwegmann

Smith, G.—56th  
Tucker  
Waddell

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. 725—**  
BY SENATOR HINES

AN ACT

To enact R.S. 33:2012, relative to municipalities and parishes; to provide with respect to firemen and policemen; to provide for occupational diseases or infirmities; and to provide for related matters.

Read by title.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Pierre
Alario	Glover	Pinac
Alexander, E	Guillory	Pitre
Alexander, R	Hammett	Powell
Ansardi	Heaton	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
Curtis	LaFleur	Sneed
Damico	Lancaster	Stelly
Daniel	Landrieu	Strain
Devillier	LeBlanc	Swilling
Diez	Lucas	Thompson
Doerge	Martiny	Toomy
Donelon	McCallum	Townsend
Downer	McDonald	Triche
Durand	McMains	Tucker
Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Welch
Flavin	Murray	Winston
Frith	Nevers	

Fruge  
Futrell  
Total—98

Odinet  
Perkins

NAYS

Total—0

ABSENT

Baldone  
Dartez  
Green  
Total—7

Hebert  
Kenney  
Morrish

Schwegmann

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 742—**  
BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 40:1502.14, relative to fire protection districts; to continue exemption from having proof of a current service charge receipt; to obtain reduced insurance premium rate in certain fire protection districts; and to provide for related matters.

Read by title.

Rep. McDonald moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Perkins
Alario	Glover	Pierre
Alexander, E	Green	Pinac
Alexander, R	Guillory	Pitre
Ansardi	Hammett	Powell
Baudoin	Heaton	Pratt
Baylor	Hebert	Quezaire
Bowler	Hill	Richmond
Broome	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	LaFleur	Sneed
Daniel	Lancaster	Stelly
Dartez	Landrieu	Strain
Devillier	Lucas	Swilling
Diez	Martiny	Thompson
Donelon	McCallum	Toomy
Downer	McDonald	Townsend
Durand	McMains	Triche
Erdey	McVea	Tucker
Farrar	Montgomery	Waddell
Faucheux	Morrell	Walsworth
Flavin	Morrish	Welch
Frith	Murray	Winston

Fruge Futrell Total—99	Nevers Odinet	Wooton Wright
NAYS		
Total—0		
ABSENT		
Baldone Doerge Total—6	Holden Kenney	LeBlanc Schwegmann

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 770—**  
BY SENATOR GAUTREAUX

AN ACT

To amend and reenact R.S. 26:493.1, relative to alcoholic beverages; to provide relative to municipal authority to regulate the closing time at bars in certain parishes; to decrease the required population of a parish in which a municipality shall be authorized to enact ordinances relative to such regulations; 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	Glover	Pinac
Alario	Green	Pitre
Alexander, E	Guillory	Powell
Ansardi	Heaton	Pratt
Baudoin	Hill	Quezaire
Baylor	Holden	Richmond
Bowler	Hopkins	Riddle
Broome	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	LaFleur	Sneed
Daniel	Landrieu	Stelly
Devillier	LeBlanc	Strain
Diez	Lucas	Swilling
Doerge	Martiny	Thompson
Donelon	McCallum	Toomy
Downer	McDonald	Townsend
Durand	McMains	Triche
Erdey	Montgomery	Tucker
Farrar	Morrell	Waddell
Faucheux	Morrish	Walsworth
Flavin	Murray	Welch
Frith	Nevers	Winston
Fruge	Odinet	Wooton
Futrell	Perkins	Wright

Gallot Total—95	Pierre	
NAYS		
Total—0		
ABSENT		
Alexander, R Baldone Bruce Dartez Total—10	Hammett Hebert Kenney Lancaster	McVea Schwegmann

The Chair declared the above bill was finally passed.

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.

**SENATE BILL NO. 833—**  
BY SENATOR HOYT

AN ACT

To amend and reenact R.S. 11:2258(B)(1), relative to the Firefighters' Retirement System; to provide with respect to disability retirement benefits, including but not limited to the conversion of regular retirement benefits to disability benefits, the standard of evidence used to demonstrate a disability, and the required actuarial neutrality of the transaction; 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. 833 by Senator Hoyt

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 11:2258(B)(1)" delete the comma "," and insert "and to repeal R.S. 11:2218.1, 2254.1, and 2269,"

AMENDMENT NO. 2

On page 1, at the end of line 2, add "Retirement System and the Municipal Police Employees"

AMENDMENT NO. 3

On page 1, line 3, between "System;" and "to" insert "to repeal the provisions regarding the granting of credit for certain military service without cost to the employee or by the payment of employee contributions only and the provisions regarding the restoration of certain service credit based on the repayment of refunded contributions; to provide for the repayment of certain refunded contributions and the receipt of credit for certain military service; "

AMENDMENT NO. 4

On page 3, delete line 21 in its entirety and insert in lieu thereof:

"(iv) The authority of a retired member or a Deferred Retirement Option Plan participant to convert from a service retirement to a service connected disability retirement pursuant to the provisions of this Subparagraph shall cease on July 1, 2006. The Public Retirement Systems' Actuarial Committee shall publish a report as part of the actuarial valuation of this system and the report shall include the results

of a study of the actuarial impact of all such conversions occurring between July 1, 2001, and July 1, 2006.

\* \* \*

Section 2.(A)(1) Any member of the Firefighters' Retirement System who elects to repay a refund to the Firefighters' Retirement System based on the provisions of R.S. 11:2254.1 shall submit a written application for such repayment to the board of trustees of the Firefighters' Retirement System on or before August 31, 2001. Except as provided in Paragraph (2) of this Subsection, the authority for any repayment of refunds pursuant to the provisions of R.S. 22:2254.1 shall cease on September 1, 2001, and no such authority shall exist thereafter.

(2) Any member whose completed, written application for repayment of a refund pursuant to the provisions of R.S. 22:2254.1 is received by the board of trustees for the Firefighters' Retirement System on or before August 31, 2001, shall have until December 31, 2001, to complete the repayment of the refund. Any member who does not repay the total amount of such refunded contributions on or before December 31, 2001, shall not be eligible to repay such refund pursuant to the provisions of R.S. 22:2254.1 and shall not receive credit in the Firefighters' Retirement System pursuant to the provisions of R.S. 22:2254.1, notwithstanding that his application for such repayment was received by the board of trustees on or before August 31, 2001.

(B) Any member whose written application to repay a refund pursuant to the provisions of R.S. 22:2254.1 is not received by the board of trustees for the Firefighters' Retirement System on or before August 31, 2001, and any member whose application for such a repayment is received on or after September 1, 2001, shall not be eligible to repay any such refund pursuant to the provisions of R.S. 22:2254.1.

Section 3. Any person who is an active contributing member of the Firefighters' Retirement System on December 31, 2001, and who would otherwise be eligible for service credit in the Firefighters' Retirement System based on the provisions of R.S. 11:2269(A) is hereby deemed to have such service credited to his account.

Section 4. Any person who on or before December 31, 2001, has any service properly credited to his account based on the provisions of R.S. 11:2218.1, 2254.1, 2269, or any combination of those provisions, and who is otherwise eligible for such credit, shall be eligible to use such credit on or after January 1, 2002, for any purpose allowable by any applicable provision of Title 11 of the Louisiana Revised Statutes of 1950, notwithstanding the repeal of R.S. 11:2218.1, 2254.1, and 2269 pursuant to the provisions of Section 5 of this Act.

Section 5. The provisions of R.S. 11:2218.1, 2254.1, and 2269 are hereby repealed in their entirety. The provisions of this Section shall become effective on January 1, 2002."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Baylor	Hill	Quezaire
Bowler	Holden	Richmond
Broome	Hopkins	Riddle
Bruce	Hunter	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.D.—50th
Crowe	Kennard	Smith, J.H.—8th
Curtis	LaFleur	Smith, J.R.—30th
Damico	Lancaster	Sneed
Daniel	Landrieu	Stelly
Devillier	LeBlanc	Strain
Diez	Lucas	Swilling
Doerge	Martiny	Thompson
Donelon	McCallum	Toomy
Downer	McDonald	Townsend
Durand	McMains	Triche
Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Fauchoux	Morrell	Welch
Flavin	Morrish	Winston
Frith	Murray	Wooton
Fruge	Nevers	Wright
Futrell	Odinet	

Total—98

NAYS

Total—0

ABSENT

Baldone	Hudson	Tucker
Dartez	Kenney	
Hebert	Schwegmann	
Total—7		

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. 898—**  
BY SENATOR C. FIELDS

AN ACT

To amend and reenact Code of Civil Procedure Art. 5001, and Code of Criminal Procedure Art. 912.1(B), relative to appeals; to provide for certain appeals from certain city courts to be taken to the parish district court of original jurisdiction; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Welch to Engrossed Senate Bill No. 898 by Senator C. Fields

AMENDMENT NO. 1

On page 1, line 3, after "Art. 912.1(B)" and before the comma "," insert "and to enact R.S. 13:992.1"

AMENDMENT NO. 2

On page 1, line 2, after "relative to" and before "to provide" delete "appeals;" and insert in lieu thereof "the Nineteenth Judicial District Court"

AMENDMENT NO. 3

On page 1, line 5, after "jurisdiction;" and before "and to" insert "to provide with regard to the authorization of the Nineteenth Judicial District Court and the clerk of court of the Nineteenth Judicial District Court to impose additional costs of court and service charges in certain civil matters; to provide for collection of such costs and charges; to establish a judicial building fund; to provide for the dedication and disbursement of such funds;"

AMENDMENT NO. 4

On page 2, after line 20, insert the following:

"Section 3. R.S. 13:992.1 is hereby enact to read as follows:

§992.1. Judicial building fund

A. The Nineteenth Judicial District Court and the clerk of court of the Nineteenth Judicial District are hereby authorized to impose the following additional costs of court and service charges provided for in Subsection B of this Section in all cases over which the court has jurisdiction. The costs and charges may be up to and include the maximum amount set forth and shall be imposed on order of the judges en banc. Such costs and charges shall be paid to the clerk of court when the filing is made.

<u>B. Service Provided</u>	<u>Amount of Cost Authorized</u>
<u>(1) Recordings</u>	<u>Up to twenty dollars per recordation</u>
<u>(2) Civil Filings</u>	<u>Up to one hundred dollars per civil filing</u>
<u>(3) Jury Trials</u>	<u>Up to two hundred dollars per jury requested</u>
<u>(4) Class Actions</u>	<u>Up to two thousand five hundred dollars per class certified</u>

C. The monies generated pursuant to this Section shall be forwarded by the clerk of court to the Nineteenth Judicial District Court and placed in a separate account within the judicial expense fund created under the provisions of R.S. 13:992 and dedicated to the acquisition, construction, equipping, and maintenance of a new judicial facility for the Nineteenth Judicial District Court, the East Baton Rouge Family Court, the clerk of court of the Nineteenth Judicial District, and other ancillary agencies and for the maintenance and payment of any bond indebtedness on the new facility. For purposes of this Section, "equipping" shall include but not be limited to expenditures for the purchase and maintenance of computer software and hardware for the agencies housed in the judicial facility.

D. In the event that the state does not, before July 1, 2003, provide an appropriation, directly or indirectly, of state funds for the support of the purposes set forth in Subsection C of this Section, the authority to impose the additional fees provided in this Section shall cease effective July 1, 2003, with the funds remaining in the separate account in the judicial expense fund created pursuant to this Section being available for the maintenance, renovation, or equipping of the current facilities of the Nineteenth Judicial District Court, the East Baton Rouge Family Court, the clerk of court of the Nineteenth Judicial District, and any other ancillary agencies."

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

Rep. Michael Jackson moved the final passage of the bill, as amended.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Gallot	Nevers
Alario	Glover	Odinot
Alexander, E	Guillory	Pierre
Alexander, R	Hammett	Pinac
Ansardi	Heaton	Pitre
Baudoin	Hill	Powell
Baylor	Holden	Pratt
Bowler	Hopkins	Richmond
Broome	Hudson	Riddle
Bruce	Hunter	Romero
Bruneau	Hutter	Salter
Carter, K	Iles	Scalise
Cazayoux	Jackson, L	Schneider
Clarkson	Jackson, M	Shaw
Crane	Johns	Smith, J.D.—50th
Crowe	Katz	Smith, J.H.—8th
Curtis	Kennard	Smith, J.R.—30th
Damico	LaFleur	Stelly
Daniel	Lancaster	Strain
Diez	Landrieu	Swilling
Doerge	LeBlanc	Thompson
Donelon	Lucas	Toomy
Downer	Martiny	Townsend
Durand	McCallum	Triche
Farrar	McDonald	Tucker
Faucheux	McVea	Waddell
Flavin	Montgomery	Welch
Frith	Morrell	Winston
Fruge	Morrish	Wooton
Futrell	Murray	Wright
Total—89		

**NAYS**

Total—0

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ABSENT

Baldone Hebert Smith, G.—56th
Carter, R Kenney Sneed
Dartez McMains Walsworth
Devillier Perkins
Erdey Quezaire
Green Schwegmann
Total—16

The Chair declared the above bill was finally passed.

Rep. Michael Jackson 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. 911— BY SENATOR BOISSIERE

AN ACT

To amend R.S. 34:25, relative to navigation and shipping; to provide with respect to ports and harbors; to provide for the force and effect of ordinances of New Orleans passed by the Board of Commissioners of the Port of New Orleans; to limit the jurisdiction of certain courts over the trial and punishment of certain violations of ordinances passed by the board; and to provide for related matters.

Read by title.

Rep. Toomy moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0
ABSENT
Mr. Speaker Hebert Stelly
Baldone Kenney Swilling
Dartez Schwegmann
Erdey Smith, J.H.—8th
Total—10

The Chair declared the above bill was finally passed.

Rep. Toomy 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. 933— BY SENATOR DARDENNE

AN ACT

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

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Schneider to Engrossed Senate Bill No. 933 by Senator Dardenne

AMENDMENT NO. 1

In House Committee Amendment No. 2 proposed by the House Retirement Committee and adopted by the House of Representatives on June 5, 2001, on line 5, between "reporter" and "either" delete "from" and insert "employed by"

AMENDMENT NO. 2

In House Committee Amendment No. 3 proposed by the House Retirement Committee and adopted by the House of Representatives on June 5, 2001, on line 11, between "reporter" and "either" delete "from" and insert "employed by"

AMENDMENT NO. 3

In House Committee Amendment No. 3 proposed by the House Retirement Committee and adopted by the House of Representatives on June 5, 2001, on line 15, after "such" delete the remainder of the line and delete line 16 in its entirety and insert in lieu thereof "contributions were paid to the fund and the per-page transcription payments that were earned by such reporters shall be used for determining"

AMENDMENT NO. 4

Delete House Committee Amendment No. 4 proposed by the House Retirement Committee and adopted by the House of Representatives on June 5, 2001.



**AMENDMENT NO. 5**

On page 3, line 18, after "payments" delete the remainder of the line and insert in lieu thereof "earned by the reporter on or before July 1, 2001, for which employee and employer contributions have not been previously paid to the fund, an amount"

**AMENDMENT NO. 6**

On page 3, line 21, after "fund" delete the period and insert in lieu thereof "by the employee and employer."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total—103

**NAYS**

Total—0

**ABSENT**

Kenney Schwegmann

Total—2

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 956—**

BY SENATOR MICHOT

**AN ACT**

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

Read by title.

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

Total—98

**NAYS**

Total—0

**ABSENT**

Crowe Kenney Schwegmann

Erdey Nevers

Hebert Riddle

Total—7

The Chair declared the above bill was finally passed.

Rep. Jane Smith 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. 978—**  
BY SENATOR THOMAS AND REPRESENTATIVE STRAIN  
AN ACT

To enact Part V-D of Chapter 2 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:727, relative to the revocation, sale or exchange of certain immovable property in the town of Abita Springs; to establish the procedure for disposition of such property; and to provide for related matters.

Read by title.

Rep. Strain moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Futrell	Nevers
Alario	Gallot	Odinet
Alexander, E	Glover	Perkins
Alexander, R	Green	Pierre
Ansardi	Guillory	Pinac
Baldone	Hammett	Pitre
Baudoin	Heaton	Powell
Baylor	Hebert	Pratt
Bowler	Hill	Quezaire
Broome	Holden	Richmond
Bruce	Hopkins	Riddle
Bruneau	Hudson	Romero
Carter, K	Hunter	Salter
Carter, R	Hutter	Scalise
Cazayoux	Iles	Schneider
Clarkson	Jackson, L	Shaw
Crane	Jackson, M	Smith, G.—56th
Curtis	Johns	Smith, J.D.—50th
Damico	Katz	Smith, J.R.—30th
Daniel	Kennard	Sneed
Dartez	LaFleur	Stelly
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	Murray	Wright
Total—99		

**NAYS**

Total—0

**ABSENT**

Crowe	Morrish	Smith, J.H.—8th
Kenny	Schwegmann	Swilling
Total—6		

The Chair declared the above bill was finally passed.

Rep. Strain 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. 979—**  
BY SENATOR BOISSIERE  
AN ACT

To amend and reenact R.S. 13:2571(A) and (B), relative to administrative adjudication of parking violations; to authorize the Board of Commissioners of the Port of New Orleans to prescribe civil fines for violation of ordinances under certain conditions; to authorize the commissioners to establish an administrative adjudication hearing procedure; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Toomy to Engrossed Senate Bill No. 979 by Senator Boissiere

AMENDMENT NO. 1

Delete House Committee Amendments No. 1 and 2 proposed by the House Committee on Judiciary and adopted by the House of Representatives on June 5, 2001.

AMENDMENT NO. 2

On page 1, line 2, change "R.S. 13:2571(A) and (B)" to "R.S. 34:25(D) and to enact R.S. 13:2571.1"

AMENDMENT NO. 3

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

"Section 1. R.S. 13:2571.1 is hereby enacted to read as follows:

§2571. Port of New Orleans; parking violations; administrative adjudication; procedure; appeal; penalties

R.S. 13:2571.1 is all proposed new law.

A. The board of commissioners of the Port of New Orleans may prescribe civil fines for violation of ordinances prohibiting parking, stopping, or standing in certain areas of the jurisdiction of the port pursuant to the procedures for administrative adjudication provided in this Chapter.

B. The board may adopt an ordinance establishing an administrative adjudication hearing procedure under this Chapter. Each ordinance shall provide a time period for persons charged with violating a parking, stopping, or standing ordinance to have a hearing under this Chapter. The ordinance shall provide for appointment of hearing officers who shall have been licensed to practice law in Louisiana for five years and who may administer oaths and affirmations and to issue orders compelling the attendance of witnesses and the production of documents. Any order compelling the attendance of witnesses or the production of documents may be enforced by the appellate court in the parish in which the violation is alleged to have occurred.

C.(1) If the ordinance provides for an instanter hearing at any time within fifteen days of the alleged violation for those denying liability for the violation, then the ticket or summons shall inform the person ticketed of the right to and place of such instanter hearing; however, the

officer issuing the summons or ticket need not be present and the ticket shall be prima facie proof of its contents.

(2) The ticket or summons shall also provide information as to the time and place of an administrative adjudication hearing, at which the officer issuing the summons, citation, or ticket is present. The failure of any person charged with a violation to appear at the hearing shall be considered an admission of liability for the charged violation. The original summons, citation, ticket, or any carbon, machine, or true copy thereof is a record kept in the ordinary course of business of the port, and shall be rebuttable proof of the facts contained therein. D. Any administrative adjudication hearing held under this Chapter shall be conducted in accordance with the rules of evidence of the Administrative Procedure Act. Testimony by any person shall be taken under oath or by affirmation. The person charged with the ordinance violation may present any relevant evidence and testimony at such hearing; however, his physical presence shall not be required at the hearing if documentary evidence is submitted to the hearing officer prior to the date of the hearing.

E. The hearing officer shall issue an order stating whether or not the person charged is liable for violation of the parking, stopping, or standing ordinance and the amount of any fine, penalty, costs, or fee assessed against him, which order may be filed with the port. Any such order filed with this port may be enforced by immobilization of the offending vehicle.

F. Any order or decision of the hearing officer filed under this Chapter with the port shall be maintained in a separate index and file. These orders or decisions may be recorded utilizing computer printouts, microfilm, microfiche, or other similar data processing techniques.

G. The ordinance shall provide for the amount and disposition of fines, penalties, costs and fees.

H. Any person determined by the hearing officer to be in violation of a parking, stopping, or standing ordinance may appeal this determination to the appellate court in the parish in which the violation is alleged to have occurred. The appeal shall be instituted by filing, within thirty days of the filing of the hearing officer's order, a petition with the clerk along with payment of such reasonable costs as may be required by the clerk. After filing a petition for appeal, the clerk shall schedule a hearing and notify all parties of the date, time, and place of such hearing. Service of notice of appeal under this Subsection shall not stay the enforcement and collection of the judgment unless the person who files the appeal posts bond prior to filing notice of appeal with the agency of the port designated by ordinance to accept payments of violations of parking, stopping, or standing ordinances.

I. As used in this Section:

(1) "Appellate court" means a city court in Orleans Parish, a parish court in Jefferson Parish, or a justice of the peace court in St. Bernard Parish.

(2) "Clerk" means the clerk of a city court in Orleans Parish, the clerk of a parish court in Jefferson Parish, and the justice of the peace in St. Bernard Parish."

AMENDMENT NO. 4

On page 1, line 10, change "Section 1. R.S. 13:2571(A) and (B) are" to "Section 2. R.S. 34:25(D) is"

ABSENT

AMENDMENT NO. 5

On page 1, delete lines 12 through 16, delete page 2 in its entirety, on page 3, delete lines 1 through 7, and insert the following:

"§25. Ordinances of New Orleans; force and effect; enforcement of ordinances of board

\* \* \*

D. ~~The~~ Except as provided in R.S. 13:2571.1, Criminal District Court for the parish of Orleans or the municipal or traffic court of the city of New Orleans shall have jurisdiction of the trial and punishment of all violations of the ordinances passed by the board committed within the parish of Orleans; and the district courts of the parishes within the limits of the Port of New Orleans shall have jurisdiction of the trial and punishment of all violations of such ordinances committed within their respective districts."

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

Rep. Toomy 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	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, 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
Curtis	Kennard	Sneed
Damico	LaFleur	Stelly
Daniel	Lancaster	Strain
Dartez	Landrieu	Swilling
Devillier	LeBlanc	Thompson
Diez	Lucas	Toomy
Doerge	Martiny	Townsend
Donelon	McCallum	Triche
Downer	McDonald	Tucker
Durand	McMains	Waddell
Erdey	McVea	Walsworth
Farrar	Montgomery	Welch
Flavin	Morrell	Winston
Frith	Morrish	Wooton
Fruge	Murray	Wright
Futrell	Nevers	

Total—98

NAYS

Total—0

Carter, R	Kenney	Smith, J.R.—30th
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Faucheux Perkins  
Hudson Schwegmann  
Total—7

The Chair declared the above bill was finally passed.

Rep. Toomy 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. 989—**  
BY SENATOR MICHOT

AN ACT

To enact Subpart F-2 of Part II of Chapter 9 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4065.11 through 4065.14, relative to sewerage disposal districts; to create the Broussard Environmental Service and Enhancement District within Lafayette Parish; to provide for the composition, term, compensation and quorum of the district; to provide for the district's powers and funding; and to provide for related matters.

Read by title.

**Motion**

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

**SENATE BILL NO. 1000—**  
BY SENATOR C. JONES

AN ACT

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

Read by title.

**Motion**

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

**SENATE BILL NO. 1006—**  
BY SENATOR HOYT

AN ACT

To authorize the Vermilion Parish Police Jury to lease a portion of a public building to the previous owner of the building; and to provide for related matters.

Read by title.

Rep. Pinac moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Bruneau	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	LaFleur	Sneed
Daniel	Lancaster	Stelly
Dartez	Landrieu	Strain
Devillier	LeBlanc	Swilling
Diez	Lucas	Thompson
Doerge	Martiny	Toomy
Donelon	McCallum	Townsend
Downer	McDonald	Triche
Durand	McMains	Tucker
Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Flavin	Morrell	Welch
Frith	Morrish	Winston
Fruge	Murray	Wooton
Futrell	Nevers	Wright
Gallot	Odinet	
Glover	Perkins	
Total—100		

NAYS

Total—0

ABSENT

Carter, K	Faucheux	Schwegmann
Crowe	Kenney	
Total—5		

The Chair declared the above bill was finally passed.

Rep. Pinac 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. 1016—**  
BY SENATOR LENTINI

AN ACT

To enact R.S. 13:2590.2 and R.S. 42:66(O), relative to public officials; to provide relative to the clerk of court of Jefferson Parish; to provide that the clerk shall also serve as the ex officio clerk of court for a consolidated Justice of the Peace Litter Court of Jefferson Parish; to provide for exemptions from dual office holding; and to provide for related matters.

Read by title.

Rep. Martiny moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Perkins
Alario	Hammett	Pierre
Alexander, R	Heaton	Pinac
Ansardi	Hebert	Pitre
Baldone	Hill	Powell
Baudoin	Holden	Pratt
Baylor	Hopkins	Quezaire
Bowler	Hudson	Richmond
Broome	Hunter	Romero
Bruce	Hutter	Salter

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

Total—96

NAYS

Alexander, E  
Total—2

Fruge

ABSENT

Carter, K  
Crowe  
Faucheux  
Total—7

Frith  
Kenney  
Riddle

Schwegmann

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.

### Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 461: Reps. Daniel, Donelon, and Winston.

### Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1041: Reps. McMains, Green, and Strain.

### Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1140: Reps. Clarkson, Donelon, and Ansardi.

### Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1216: Reps. Frith, Rodney Alexander, and Devillier.

### Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1556: Reps. Kennard, Damico, and Durand.

### Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1682: Reps. Townsend, Toomy, and Winston.

### Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1886: Reps. Johns, Lancaster, and Rodney Alexander.

### Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 2051: Reps. Pinac, Doerge, and Tucker.

### SENATE BILL NO. 1017— BY SENATOR LENTINI

#### AN ACT

To enact R.S. 13:2562.25, relative to parish courts; to provide with respect to the First and Second Parish Courts for the parish of Jefferson; to authorize the filing of paper by facsimile transmission in civil actions; 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 Engrossed Senate Bill No. 1017 by Senator Lentini

#### AMENDMENT NO. 1

On page 1, line 2, after "R.S. 13:2562.25" and before the comma "," insert "and R.S. 33:441.28 and 441.29"

#### AMENDMENT NO. 2

On page 1, line 2, after "relative to" and before "courts;" delete "parish" and insert in lieu there of "certain"

#### AMENDMENT NO. 3

On page 1, at the end of line 4, after "actions;" insert "to provide with respect to the mayors' courts in Lutchter and Gramercy; to authorize the appointment of a court magistrate;

AMENDMENT NO. 4

On page 2, between lines 19 and 20, insert the following:

"Section 2. R.S. 33:441.28 and 441.29 are hereby enacted to read as follows:

§441.28. Town of Lutcher; appointment of court magistrate; duties; salary

The board of aldermen of the town of Lutcher shall, upon request of the mayor, appoint an attorney who shall be designated as court magistrate and who shall serve at the pleasure of the mayor and may from time to time be designated by the mayor to serve in his stead as the presiding official over the mayor's court. Whenever the magistrate is so designated by the mayor to preside over the mayor's court, he shall exercise the powers and authority of the mayor over said court. The magistrate shall receive a salary fixed and paid by the board of aldermen.

§441.29. Town of Gramercy; appointment of court magistrate; duties; salary

The board of aldermen of the town of Gramercy shall, upon request of the mayor, appoint an attorney who shall be designated as court magistrate and who shall serve at the pleasure of the mayor and may from time to time be designated by the mayor to serve in his stead as the presiding official over the mayor's court. Whenever the magistrate is so designated by the mayor to preside over the mayor's court, he shall exercise the powers and authority of the mayor over said court. The magistrate shall receive a salary fixed and paid by the board of aldermen.

\* \* \*

AMENDMENT NO. 5

On page 2, line 20, change "Section 2" to "Section 3"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' for Amendment No. 5, including Mr. Speaker, Alario, Alexander, E, etc.

Table listing names of representatives who voted 'NAYS' for Amendment No. 4, including Diez, Doerge, Donelon, etc.

Total—97 NAYS

Total—0 ABSENT

Table listing names of representatives who voted 'ABSENT' for Amendment No. 4, including Ansardi, Bowler, Daniel, etc.

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. 1018— BY SENATOR SCHEDLER AN ACT

To amend and reenact R.S. 29:727(D), (E), and (F)(2) and (6) and to enact R.S. 29:737, relative to emergency assistance and disasters; to provide the powers and duties of the chief executive officer of a municipality within the municipality during an emergency; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 1037— BY SENATOR BAJOIE AN ACT

To amend and reenact R.S. 33:2740.3(D) introductory paragraph, (1) and (2), relative to special districts; to provide relative to the membership of the board of commissioners of the Downtown Development District of the City of New Orleans; to increase the number of commissioners; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Karen Carter to Reengrossed Senate Bill No. 1037 by Senator Bajoie

AMENDMENT NO. 1

In House Committee Amendment No. 2, proposed by the House Committee on Municipal, Parochial and Cultural Affairs and adopted by the House on June 5, 2001, on page 1, line 26, after "composed of" change "thirteen" to "eleven"

AMENDMENT NO. 2

In House Committee Amendment No. 2, proposed by the House Committee on Municipal, Parochial and Cultural Affairs and adopted by the House on June 5, 2001, on page 2, line 3, change "four" to "two"

AMENDMENT NO. 3

In House Committee Amendment No. 2, proposed by the House Committee on Municipal, Parochial and Cultural Affairs and adopted by the House on June 5, 2001, on page 2, delete lines 16 and 17, in their entirety

AMENDMENT NO. 4

In House Committee Amendment No. 2, proposed by the House Committee on Municipal, Parochial and Cultural Affairs and adopted by the House on June 5, 2001, on page 2, line 21, after "as follows:" delete the remainder of line 21, and on line 22, delete "shall serve an initial term of three years:"

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

Rep. Karen Carter moved the final passage of the bill, as amended.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Alario	Green	Nevers
Alexander, R	Guillory	Pierre
Baudoin	Hammett	Pinac
Bruce	Hebert	Pitre
Carter, K	Hill	Quezaire
Cazayoux	Holden	Richmond
Clarkson	Hudson	Riddle
Curtis	Jackson, L	Smith, G.—56th
Damico	Jackson, M	Smith, J.D.—50th
Dartez	LaFleur	Smith, J.R.—30th
Downer	Landrieu	Stelly
Durand	LeBlanc	Swilling
Farrar	Lucas	Townsend
Frith	McCallum	Walsworth
Futrell	McDonald	Wright
Gallot	McMains	
Glover	Montgomery	
Total—49		

**NAYS**

Mr. Speaker	Hutter	Scalise
Alexander, E	Johns	Schneider
Baylor	Katz	Shaw
Bowler	Kennard	Smith, J.H.—8th
Bruneau	Lancaster	Sneed
Crane	McVea	Strain
Crowe	Morrell	Thompson
Diez	Morrish	Toomy
Donelon	Murray	Triche
Erdey	Odinet	Tucker
Faucheux	Perkins	Waddell
Flavin	Powell	Welch
Fruge	Pratt	Winston

Heaton	Romero	Wooton
Hopkins	Salter	
Total—44		

ABSENT

Ansardi	Daniel	Iles
Baldone	Devillier	Kenney
Broome	Doerge	Martiny
Carter, R	Hunter	Schwegmann
Total—12		

Failed to pass.

Motion to reconsider pending.

**SENATE BILL NO. 1000—**

BY SENATOR C. JONES

AN ACT

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

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representatives Schneider, K. Carter, and Montgomery to Engrossed Senate Bill No. 1000 by Senator C. Jones

AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 11:565" and insert in lieu thereof "R.S. 11:62(5)(b), 444(A), and 565 and to enact Subpart C of Part VII of Chapter 1 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:601 through 606,"

AMENDMENT NO. 2

On page 1, line 4, between "Corporation" and "and" insert "to further provide with respect to the creation of a component within the system, including but not limited to participation in the component by correctional officers and probation and parole officers, the criteria used for determining eligibility for participation, contributions and benefits, and transfers of service credit; to provide an effective date;"

AMENDMENT NO. 3

On page 1, line 8, after "Section 1." delete the remainder of the line and insert in lieu thereof "R.S. 11:62(5)(b), 444(A), and 565 are hereby amended and reenacted and R.S. 11:62(5)(b) and Subpart C of Part VII of Chapter 1 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:601 through 606 is hereby enacted to read as"

AMENDMENT NO. 4

On page 1, between lines 9 and 10 insert:

"§62. Employee contributions established

Employee contributions to state and statewide public retirement systems shall be as follows:

\* \* \*

(5) Louisiana State Employees' Retirement System:

\* \* \*

~~(b)(i) Correction officers, probation and parole officers, and security officers of the Department of Public Safety and Corrections who have terminated participation in the deferred retirement option plan but not employment -- seven and one-half percent.~~

~~(ii) Correction officers, probation and parole officers, and security officers of the Department of Public Safety and Corrections who have terminated participation in the deferred retirement option plan but not employment -- seven and one-half percent.~~

(b) Public Safety Service employees as those employees are referred to as "member" or "members" in R.S. 11:601(B) -- nine percent.

\* \* \*

§444. Computation of retirement benefit

A.(1)(a) A member who retires effective July 1, 1973 and thereafter shall receive a maximum retirement allowance equal to two and one-half percent of average compensation, as determined under R.S. 11:231, for every year of creditable service, plus three hundred dollars.

(b) The ~~referenced~~ additional sum of three hundred dollars ~~referenced in Subparagraph (a) of this Paragraph~~ shall only ~~be applicable with respect to persons becoming members~~ apply to a person who ~~became a member~~ prior to July 1, 1986.

(2) Public Safety Service employees as those employees are referred to as "member" or "members" in R.S. 11:601(B) shall receive a retirement allowance computed in accordance with R.S. 11:602.

(3) In computing retirement allowances, any fractional period of service shall be taken into account and a proportionate amount of such retirement allowance, annuity, or benefit shall be granted. The retirement benefits provided ~~herein pursuant to the provisions of this Chapter~~ shall not exceed one hundred ~~percentum~~ percent of the member's average compensation.

\* \* \*

AMENDMENT NO. 5

On page 2, after line 8, add:

\*\* \* \*

SUBPART C. PUBLIC SAFETY SERVICES

§601. Application; definitions

A.(1) There is hereby created a retirement component for public safety services which is a component of the Louisiana State Employees' Retirement System.

(a) The provisions of Chapter 1 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, excluding this Subpart, shall be referred to as the "primary component".

(b) The provisions of this Subpart shall be referred to as the "secondary component".

(2) Notwithstanding any other provision of law to the contrary, and specifically the provisions of the primary component, the retirement of public safety services employees shall be governed by the provisions of the secondary component provided that, with respect to matters not specifically covered by the provisions of the secondary component, the applicable provisions of the primary component shall prevail.

B. For purposes of the secondary component, the words "member" or "members" shall mean wardens, correctional officers, probation and parole officers, and security personnel who are employed by the Department of Public Safety and Corrections and who are or who upon enrollment as an employee would be members of the primary component, but shall not include any other members of the primary component or members of any other retirement system to which the state makes contributions.

§602. Eligibility for membership

A. A member shall be eligible for retirement if he has attained at least twenty-five years of service credit, regardless of age.

B. A member shall receive a maximum retirement allowance equal to three and one-third percent of average compensation for every year of creditable service, not to exceed one hundred percent of the member's average compensation.

§603. In line of service disability

A. Upon approval of a member's retirement based upon a total and permanent disability resulting solely from injuries sustained in the performance of his official duties, a member shall receive a disability benefit equal to forty percent of his average compensation regardless of years of service.

B. If a member would have otherwise been eligible for a disability retirement under R.S. 11:461, then he shall receive the greater of either:

(1) Forty percent of his average compensation; or

(2) The amount that he would have received under the regular disability provisions of the primary component, except the accrual rate of the secondary component shall apply to the member's eligible earned service credit.

C. The procedures that apply to members of the primary component when applying for disability benefits as a result of an injury which occurred in the line of duty, the procedures for certifying the continuing eligibility for such benefits, the authority of the board of trustees to modify such benefits, and the procedures governing the restoration to active service of a formerly disabled employee, all as provided in the primary component, shall also be applicable to members of the secondary component.

D. If a member's disability occurs for reasons other than in the performance of his duties, then the member shall be entitled to the same rights and benefits to which he would have been entitled if he had been a member of the primary component, except the accrual rate of the secondary component shall apply to the member's eligible earned service credit.

§604. Survivor's benefit for members killed in the line of duty

A. If a member's death occurs in the line of duty or is a direct result of an injury sustained while in the line of duty, then survivor benefits shall be payable to qualified survivors as provided for in this Section, except that a survivor shall be eligible for benefits under this Section without regard to the amount of time that the surviving spouse was married to the deceased officer and without regard to the amount of time that the deceased officer was a member of this system. This



benefit is only payable if the injury or injuries were sustained while on active duty status.

B. When there is a surviving minor, handicapped, or mentally incapacitated child or children, the amount of the total benefit shall equal:

(1) Seventy-five percent of the member's average compensation if the member had twenty-five or more years of service credit.

(2) Sixty percent of the member's average compensation if the member had less than twenty-five years of service credit.

C. When there is a surviving spouse and no surviving child or children, the total benefit shall equal:

(1) Seventy-five percent of the member's average compensation if the member had twenty-five or more years of service credit.

(2) Sixty percent of the member's average compensation if the member had less than twenty-five years of service credit.

D. If there is a surviving spouse and a surviving child or children, one-third of the benefit shall be designated to the spouse and two-thirds shall be designated to the minor, handicapped, or mentally incapacitated child or children.

E. The surviving spouse or children of any member whose death occurs other than in the performance of his duties shall have the same pension rights as provided for survivors of members of the primary component.

#### §605. Transfer of other service credit

A. Any member of the primary component who would otherwise be eligible for benefits from the secondary component, except that he was employed prior to January 1, 2002, shall have the right to irrevocably elect to become a member of the secondary component by submitting an application to the board of trustees in the same manner as members who transfer from another retirement system.

B.(1) Any member who elects to transfer from the primary component to the secondary component pursuant to Subsection A of this Section shall have the option of transferring his service credit on an actuarial basis as if he was transferring service from another retirement system in accordance with R.S. 11:143 or he shall be given the option to transfer the service credit at the accrual rate earned in the primary component prior to the transfer and, thereafter, to begin earning the accrual rate and contributing at the employee contribution rate established for the secondary component, but only applicable to the years credited to his account after the transfer.

(2)(a) Anyone who becomes a member of the secondary component, whether or not by actuarial transfer, shall be eligible to retire pursuant to the provisions of R.S. 11:602, if he is otherwise eligible, and based on the service credit acquired. However, the retirement benefit will be calculated on the applicable accrual rate if the service credit is not actuarially transferred.

(b) A member shall be eligible to upgrade any service credit that was not actuarially transferred by paying the actuarial cost to upgrade any such service credit to the accrual rate established in the secondary component anytime prior to submitting an application to retire.

C. An employee who would otherwise be eligible to become a member of the secondary component by virtue of accepting a position which would otherwise qualify him for such membership after January 1, 2002, may irrevocably elect, in writing, not to participate in the secondary component as a result of the employee having service credit

in the primary component or another state or statewide system. The employee may only elect to remain a member of that system in which he has existing service credit.

#### §606. Deferred Retirement Option Plan participation

A. A member cannot transfer into the secondary component while participating in the Deferred Retirement Option Plan, but must complete his participation in the Deferred Retirement Option Plan under the conditions existing at the time he commenced his Deferred Retirement Option Plan participation and will not have the option to upgrade any service that was credited to his account prior to his commencement of participation in the Deferred Retirement Option Plan.

B.(1) If the member terminates his participation in the Deferred Retirement Option Plan on or after January 1, 2002, then his supplemental benefit shall accrue at the rate established in the secondary component at the employee contribution rate established for members of the secondary component.

(2) If a member has completed his participation in the Deferred Retirement Option Plan prior to January 1, 2002, then that member will have the same option that a member has under R.S. 11:605, but only as to the service credited to his account after his participation in the Deferred Retirement Option Plan. No service that was credited to a member's account prior to the commencement of his participation in the Deferred Retirement Option Plan can be upgraded under the provisions of this Subpart.

Section 2. The provisions of R.S. 11:62(5)(b), 444(A), 565, and Subpart C of Part VII of Chapter 1 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, which is comprised of R.S. 11:601 through 606, all as set forth in Section 1 of this Act, shall become effective on December 31, 2001."

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

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

#### **ROLL CALL**

The roll was called with the following result:

#### YEAS

Mr. Speaker	Gallot	Nevers
Alario	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
Crane	Jackson, L	Schneider
Crowe	Jackson, M	Shaw
Curtis	Johns	Smith, G.—56th
Damico	Kennard	Smith, J.D.—50th
Daniel	LaFleur	Smith, J.H.—8th
Dartez	Landrieu	Smith, J.R.—30th
Devillier	LeBlanc	Sneed
Diez	Lucas	Swilling
Doerge	Martiny	Thompson
Donelon	McCallum	Townsend

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Durand	McDonald	Triche
Erdey	McMains	Waddell
Farrar	McVea	Walsworth
Faucheux	Montgomery	Welch
Flavin	Morrell	Winston
Frith	Morrish	Wooton
Futrell	Murray	Wright
Total—93		

NAYS

Alexander, E	Katz	Tucker
Downer	Strain	
Frige	Toomy	
Total—7		

ABSENT

Clarkson	Lancaster	Stelly
Kenney	Schwegmann	
Total—5		

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.

**SENATE BILL NO. 1047—**

BY SENATOR MCPHERSON

AN ACT

To enact Part III of Chapter 10 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:1081 through 1083, relative to hospital service districts; to create a parish hospital service district in certain parishes and provide for the powers, duties, functions, and responsibilities of the district; to provide for a governing board of commissioners of each district and for membership of the board; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Farrar to Engrossed Senate Bill No. 1047 by Senator McPherson

**AMENDMENT NO. 1**

On page 2, line 4, after "thirty-five thousand" and before "and shall" insert "persons, as of the latest federal decennial census,"

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

Rep. Farrar 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	Gallot	Odinet
Alexander, E	Glover	Perkins
Alexander, R	Green	Pierre
Ansardi	Guillory	Pinac
Baldone	Hammett	Pitre
Baudoin	Heaton	Powell
Baylor	Hebert	Pratt
Bowler	Hill	Quezaire

Broome	Holden	Richmond
Bruce	Hopkins	Riddle
Bruneau	Hudson	Romero
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	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	Wooton
Frige	Murray	Wright
Total—102		

NAYS

Total—0

ABSENT

Kenney	Schwegmann	Winston
Total—3		

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. 1018—**

BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 29:727(D), (E), and (F)(2) and (6) and to enact R.S. 29:737, relative to emergency assistance and disasters; to provide the powers and duties of the chief executive officer of a municipality within the municipality during an emergency; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Downer to Reengrossed Senate Bill No. 1018 by Senator Schedler

AMENDMENT NO. 1

On page 3, line 16, after "disaster." delete the remainder of the line and delete lines 17 through 19 in their entirety

AMENDMENT NO. 2

On page 4, line 13, after "any" insert "municipal"

AMENDMENT NO. 3

On page 4, delete lines 24 through 26 in their entirety

AMENDMENT NO. 4

On page 4, line 27, change "(5)" to "(4)"

AMENDMENT NO. 5

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

AMENDMENT NO. 6

On page 5, line 5, change "(7)" to "(6)"

AMENDMENT NO. 7

On page 5, line 8, change "(8)" to "(7)"

AMENDMENT NO. 8

On page 5, delete lines 10 through 14 in their entirety and insert in lieu thereof the following:

"C. The state of emergency shall continue until the mayor or chief executive officer finds that the threat of danger has been dealt with to the extent that emergency conditions no longer exist. The state of emergency may be terminated by executive order or proclamation, but no state of emergency may continue for longer than thirty days unless extended by the mayor or chief executive officer. The state of emergency or disaster may be terminated by the governor, parish president, a petition signed by a majority of the surviving members of either house of the legislature, a majority of the surviving members of the parish governing authority or a majority of the surviving members of the municipal governing authority. The document terminating the state of emergency or disaster may establish a period during which no other declaration of emergency or disaster may be issued. All executive orders or proclamations issued under this Subsection shall indicate the nature of the emergency, the area or areas which are or may be affected, and the conditions which brought it about. Any order or proclamation declaring, continuing, or terminating a local disaster or emergency shall be given prompt and general publicity and shall be filed promptly with the state and local office of emergency preparedness and the office of the clerk of court.

D. Notwithstanding any other provision of this Chapter, when the mayor or chief executive officer declares a local disaster or emergency within such subdivision the mayor or chief executive officer shall carry out the provisions of this Chapter. Nothing contained herein shall be construed to confer upon the mayor or chief executive officer any authority to control or direct the activities of any state or parish agency. When the disaster or emergency is beyond the capabilities of the local government, the mayor or chief executive officer shall request assistance from the state or local office of emergency preparedness. The

declaration of a local emergency will serve to activate the response and recovery program of the local government.

E. No organization for emergency preparedness established under this Chapter shall be employed directly or indirectly for political purposes."

On motion of Rep. Downer, 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	Glover	Odinot
Alario	Green	Perkins
Alexander, E	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	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	LaFleur	Sneed
Dartz	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
Flavin	Montgomery	Walsworth
Frith	Morrell	Welch
Fruge	Morrish	Winston
Futrell	Murray	Wooton
Gallot	Nevers	Wright
Total—99		

NAYS

Total—0

ABSENT

Alexander, R	Faucheux	Romero
Curtis	Kenney	Schwegmann
Total—6		

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. 1080—**

BY SENATOR DUPRE

AN ACT

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

Read by title.

Rep. Baldone 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	Schneider
Carter, K	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	LaFleur	Sneed
Daniel	Lancaster	Stelly
Dartez	Landrieu	Strain
Devillier	LeBlanc	Swilling
Diez	Lucas	Thompson
Doerge	Martiny	Toomy
Donelon	McCallum	Townsend
Downer	McDonald	Triche
Durand	McMains	Tucker
Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Welch
Flavin	Morrish	Wooton
Frith	Murray	Wright
Futrell	Nevers	
Gallot	Odinet	
Total—97		

NAYS

Total—0

ABSENT

Carter, R	Kennard	Schwegmann
Curtis	Kenney	Winston
Fruge	Scalise	
Total—8		

The Chair declared the above bill was finally passed.

Rep. Baldone 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. 1084—**

BY SENATOR SCHEDLER (BY REQUEST)

AN ACT

To enact R.S. 33:22, relative to planning and zoning by local governmental subdivisions; to require periodic training for members of planning and zoning commissions and similar entities; and to provide for related matters.

Read by title.

**Motion**

Rep. Walsworth moved that the bill be returned to the calendar.

Rep. Schneider objected.

By a vote of 59 yeas and 33 nays, the House returned the bill to the calendar.

**Acting Speaker Jane Smith in the Chair**

**SENATE BILL NO. 1105 (Substitute for Senate Bill No. 812 by Senator Schedler)—**

BY SENATOR SCHEDLER

AN ACT

To enact Part XXV of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1131 through 1139, relative to professional employer organizations; to provide for regulation of insurance operations; to authorize professional employer organizations; to provide benefit plans under certain circumstances; to require workers' compensation insurance coverage on employees; to provide for licensing requirements; to provide for exemptions; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Stelly to Reengrossed Senate Bill No. 1105 by Senator Schedler

AMENDMENT NO. 1

On page 7, line 5, after "(3)" delete the remainder of the line and delete line 6 and insert in lieu thereof

"All policies shall be written by an admitted insurer and shall be coordinated and have a common expiration date."

Rep. Stelly moved the adoption of the amendments.

Rep. Bowler objected.

By a vote of 79 yeas and 19 nays, the amendments were adopted.

**Speaker DeWitt in the Chair**

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Bowler to Reengrossed Senate Bill No. 1105 by Senator Schedler

AMENDMENT NO. 1

On page 8, after line 16 insert the following:

"E. A PEO registered under this Chapter that obtains coverage in the voluntary workers' compensation market from a carrier that is authorized to do business in Louisiana may, with the carrier's knowledge and consent, elect to secure the coverage on covered employees through a master policy issued to the PEO. The insurer of the PEO may take all reasonable steps to ascertain exposure under the policy and collect the appropriate premium through any of the following procedures:

(1) a complete description of the PEO's operations;

(2) periodic reporting of covered client's payroll, classifications, experience rating modification factors, and jurisdictions with exposure; this reporting may be supplemented by a requirement to submit to the carrier Internal Revenue Service Form 941 or its equivalent on a quarterly basis;

(3) audit of the PEO's operations; and

(4) any other reasonable measures to determine the appropriate premium.

Any PEO that makes the election to provide workers' compensation to its covered employees through a master policy issued to the PEO alone, shall include the name of the carrier issuing such a master policy and a statement that it has a master policy in its registration statements required by R.S. 23:1137 of this Title and Chapter. Nothing in this Chapter shall prevent a PEO from providing a master policy to cover one group of clients, multiple coordinated policies for another group of clients, separate individual policies for other clients, or any combination thereof."

Rep. Bowler moved the adoption of the amendments.

Rep. Stelly objected.

By a vote of 41 yeas and 57 nays, the amendments were rejected.

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

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Murray to Reengrossed Senate Bill No. 1105 by Senator Schedler

#### AMENDMENT NO. 1

In House Committee Amendment No. 6 proposed by the House Committee on Labor and Industrial relations and adopted by the House on June 5, 2001 on page 4 delete lines 49 through 52 in their entirety and on page 5, delete lines 1 and 2 in their entirety

Rep. Murray moved the adoption of the amendments.

Rep. Bowler objected.

By a vote of 88 yeas and 13 nays, the amendments were adopted.

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

#### ROLL CALL

The roll was called with the following result:  
YEAS

Mr. Speaker	Guillory	Nevers
Alario	Hammett	Odinet
Alexander, E	Heaton	Pierre
Alexander, R	Hebert	Pinac

Baldone	Hill	Pitre
Broome	Holden	Powell
Bruce	Hopkins	Pratt
Bruneau	Hudson	Quezaire
Carter, R	Hunter	Richmond
Cazayoux	Hutter	Romero
Clarkson	Iles	Salter
Crane	Jackson, L	Schneider
Crowe	Jackson, M	Shaw
Curtis	Johns	Smith, G.—56th
Damico	Katz	Smith, J.H.—8th
Daniel	Kennard	Smith, J.R.—30th
Devillier	Landrieu	Stelly
Diez	LeBlanc	Strain
Doerge	Lucas	Thompson
Donelon	McCallum	Toomy
Downer	McDonald	Townsend
Faucheux	McMains	Triche
Flavin	McVea	Walsworth
Frith	Montgomery	Welch
Futrell	Morrell	Winston
Gallot	Morrish	Wooton
Green	Murray	
Total—80		

NAYS

Ansardi	Lancaster	Sneed
Baudoin	Martiny	Tucker
Bowler	Perkins	Waddell
Farrar	Riddle	Wright
Glover	Scalise	
LaFleur	Smith, J.D.—50th	
Total—16		

ABSENT

Baylor	Durand	Kenney
Carter, K	Erdey	Schwegmann
Dartez	Fruge	Swilling
Total—9		

The Chair declared the above bill was finally passed.

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

#### Conference Committee Reports Received

Conference Committee Reports were received for the following legislative instruments:

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

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

#### 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.

**SENATE BILL NO. 501—**

BY SENATOR FONTENOT

AN ACT

To enact R.S. 32:418, relative to driver licenses; to authorize certain persons to register with the United States Selective Service when applying for a driver's license or identification card; to require the office of motor vehicles to electronically forward certain information to the Selective Service System; to provide for an effective date; and to provide for related matters.

**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.

**SENATE BILL NO. 704—**

BY SENATOR FONTENOT AND REPRESENTATIVES DANIEL AND PINAC

AN ACT

To amend and reenact R.S. 51:911.21, 911.22, 911.23, 911.24(A)(1), (2), (3), (5), (6), the introductory paragraph of R.S. 51:911.24(B), 911.24(B)(5), (C), the introductory paragraph of R.S. 51:911.24(D), (D)(3), E, the introductory paragraph of R.S. 51:911.24(F), (F)(3), (G), and (H), 911.24.I, 911.25(A) and (B), the introductory paragraph of R.S. 51:911.28(A), (A)(3), (4), (8), (B), (C), 911.29, 911.30, 911.32(A), (B), (D), and (E), 911.33, 911.34(A) and (C), 911.35, 911.36, 911.38, 911.39(A), 911.42, 911.43, 911.44, 911.46, 912.21, the introductory paragraph of R.S. 51:912.22, 912.22(2), (3), (5), 912.23(1)(a) and (h), the introductory paragraph of R.S. 51:912.24, 912.24(2)(g), (4)(b) and (e), the introductory paragraph of R.S. 51:912.25, 912.26, 912.27, 912.28(A), and 912.29 and the Title to Part XIV-B of Chapter 2 of Title 51 of the Louisiana Revised Statutes of 1950, and to enact R.S. 51:911.26 and 912.30, and to repeal R.S. 51:911.27 and 911.37, all relative to manufactured homes and mobile homes; to provide for definitions; to create the Louisiana Manufactured Housing Commission and provide for its powers and duties; to provide for standards and codes applicable to manufactured housing; to provide for standards for installation of manufactured housing; to provide for enforcement of standards and codes; to provide for warranties; and to provide for related matters.

**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.

**SENATE BILL NO. 776—**

BY SENATORS B. JONES, DARDENNE, HOYT, IRONS, MOUNT AND THEUNISSEN AND REPRESENTATIVES STELLY, DOWNER, NEVERS, SCHWEGMANN AND JANE SMITH

AN ACT

To enact R.S. 17:24.10 and to repeal R.S. 17:24.7, relative to early childhood education; to provide for eligibility for such classes; to provide for the establishment of such classes; to provide for the mandatory standards for such classes; to provide for the eligibility of students to attend such classes; to provide for the staffing, materials, facilities, and other resources required for such classes; to provide for the funding of such classes; to provide for the duties of participating school systems; to provide for the duties of the state Department of Education; and to provide for related matters.

**SENATE BILL NO. 360—**

BY SENATOR HAINKEL

AN ACT

To enact R.S. 42:1123(28), relative to the Code of Governmental Ethics; to exempt immediate family members of public servants from the prohibition against performing volunteer work or donating property to that public servant's agency; and to provide for related matters.

**HOUSE BILL NO. 1796—**

BY REPRESENTATIVE FRUGE

AN ACT

To enact R.S. 42:1123(28), relative to an exception to the ethics code; to provide for an exception to the ethics code to allow a public servant, legal entity in which he has a controlling interest, or member of his immediate family to donate services, moveable property, or funds to his agency; and to provide for related matters.

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

**Suspension of the Rules**

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

**Petitions, Memorials and Communications**

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

**Message from the Senate**

**HOUSE CONCURRENT RESOLUTIONS**

June 12, 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. 174  
Returned without amendments.

House Concurrent Resolution No. 230  
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III

Secretary of the Senate

**Message from the Senate**

**HOUSE BILLS**

June 12, 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. 103  
Returned without amendments.

House Bill No. 107  
Returned with amendments.

House Bill No. 134  
Returned without amendments.

House Bill No. 226  
Returned without amendments.

House Bill No. 278  
Returned without amendments.

House Bill No. 312  
Returned without amendments.

House Bill No. 328  
Returned without amendments.

House Bill No. 331  
Returned with amendments.

House Bill No. 339  
Returned without amendments.

House Bill No. 348  
Returned with amendments.

House Bill No. 357  
Returned without amendments.

House Bill No. 363  
Returned without amendments.

House Bill No. 365  
Returned without amendments.

House Bill No. 382  
Returned without amendments.

House Bill No. 389  
Returned with amendments.

House Bill No. 419  
Returned with amendments.

House Bill No. 422  
Returned without amendments.

House Bill No. 423  
Returned without amendments.

House Bill No. 496  
Returned without amendments.

House Bill No. 569  
Returned without amendments.

House Bill No. 601  
Returned with amendments.

House Bill No. 602  
Returned without amendments.

House Bill No. 612  
Returned without amendments.

House Bill No. 622  
Returned without amendments.

House Bill No. 658  
Returned without amendments.

House Bill No. 720  
Returned with amendments.

House Bill No. 721  
Returned without amendments.

House Bill No. 722  
Returned without amendments.

House Bill No. 738  
Returned without amendments.

House Bill No. 757  
Returned without amendments.

House Bill No. 762  
Returned with amendments.

House Bill No. 767  
Returned without amendments.

House Bill No. 776  
Returned with amendments.

House Bill No. 777  
Returned without amendments.

House Bill No. 778  
Returned without amendments.

House Bill No. 808  
Returned without amendments.

House Bill No. 819  
Returned without amendments.

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House Bill No. 855  
Returned with amendments.

House Bill No. 860  
Returned without amendments.

House Bill No. 908  
Returned without amendments.

House Bill No. 914  
Returned with amendments.

House Bill No. 921  
Returned without amendments.

House Bill No. 934  
Returned with amendments.

House Bill No. 935  
Returned without amendments.

House Bill No. 937  
Returned without amendments.

House Bill No. 943  
Returned without amendments.

House Bill No. 953  
Returned with amendments.

House Bill No. 959  
Returned without amendments.

House Bill No. 963  
Returned with amendments.

House Bill No. 974  
Returned without amendments.

House Bill No. 1005  
Returned without amendments.

House Bill No. 1023  
Returned without amendments.

House Bill No. 1028  
Returned without amendments.

House Bill No. 1030  
Returned without amendments.

House Bill No. 1031  
Returned without amendments.

House Bill No. 1034  
Returned without amendments.

House Bill No. 1075  
Returned without amendments.

House Bill No. 1121  
Returned with amendments.

House Bill No. 1131  
Returned without amendments.

House Bill No. 1142  
Returned without amendments.

House Bill No. 1148  
Returned without amendments.

House Bill No. 1175  
Returned without amendments.

House Bill No. 1178  
Returned with amendments.

House Bill No. 1186  
Returned without amendments.

House Bill No. 1197  
Returned with amendments.

House Bill No. 1243  
Returned without amendments.

House Bill No. 1258  
Returned without amendments.

House Bill No. 1261  
Returned without amendments.

House Bill No. 1276  
Returned without amendments.

House Bill No. 1287  
Returned without amendments.

House Bill No. 1299  
Returned without amendments.

House Bill No. 1306  
Returned without amendments.

House Bill No. 1308  
Returned with amendments.

House Bill No. 1314  
Returned without amendments.

House Bill No. 1331  
Returned without amendments.

House Bill No. 1349  
Returned without amendments.

House Bill No. 1355  
Returned with amendments.

House Bill No. 1384  
Returned without amendments.

House Bill No. 1385  
Returned with amendments.

House Bill No. 1393  
Returned with amendments.

House Bill No. 1442  
Returned without amendments.

House Bill No. 1502  
Returned without amendments.

House Bill No. 1522  
Returned with amendments.



House Bill No. 1527  
Returned without amendments.

House Bill No. 1610  
Returned with amendments.

House Bill No. 1613  
Returned without amendments.

House Bill No. 1643  
Returned without amendments.

House Bill No. 1674  
Returned without amendments.

House Bill No. 1686  
Returned without amendments.

House Bill No. 1721  
Returned with amendments.

House Bill No. 1727  
Returned with amendments.

House Bill No. 1800  
Returned with amendments.

House Bill No. 1803  
Returned without amendments.

House Bill No. 1833  
Returned without amendments.

House Bill No. 1850  
Returned without amendments.

House Bill No. 1858  
Returned without amendments.

House Bill No. 1864  
Returned with amendments.

House Bill No. 1895  
Returned without amendments.

House Bill No. 1899  
Returned without amendments.

House Bill No. 1981  
Returned without amendments.

House Bill No. 2012  
Returned with amendments.

House Bill No. 2040  
Returned without amendments.

House Bill No. 2053  
Returned with amendments.

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

**Message from the Senate**

**DISAGREEMENT TO SENATE BILL**

June 12, 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. 616 by Sen. Heitmeier, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**DISAGREEMENT TO SENATE BILL**

June 12, 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. 905 by Sen. Hainkel, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**DISAGREEMENT TO SENATE BILL**

June 12, 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. 1041 by Sen. Schedler, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**DISAGREEMENT TO SENATE BILL**

June 12, 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. 1064 by Sen. Hainkel, 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**

**ADOPTION OF  
CONFERENCE COMMITTEE REPORT**

June 12, 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 Concurrent Resolution No. 92.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**ADOPTION OF  
CONFERENCE COMMITTEE REPORT**

June 12, 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 Senate Bill No. 176.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**ADOPTION OF  
CONFERENCE COMMITTEE REPORT**

June 12, 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 Senate Bill No. 177.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**ADOPTION OF**

**CONFERENCE COMMITTEE REPORT**

June 12, 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 Senate Bill No. 776.

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Message from the Senate**

**ASKING CONCURRENCE IN  
SENATE CONCURRENT RESOLUTIONS**

June 12, 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. 161

Respectfully submitted,

MICHAEL S. BAER, III  
Secretary of the Senate

**Suspension of the Rules**

On motion of Rep. Morrish, 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. 161—**

BY SENATOR THEUNISSEN

**A CONCURRENT RESOLUTION**

To recognize and commend the Baton Rouge Cadet Squadron, Louisiana Wing, on being honored in 2000 as the Civil Air Patrol Squadron of Distinction, and to recognize Major Joe Muffoletto on being honored as the commander of the squadron with the F. Ward Reilly Leadership Award.

Read by title.

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

**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. 124—**  
BY REPRESENTATIVE HOLDEN

**A RESOLUTION**

To request the House Committee on Administration of Criminal Justice to study the elimination of the death penalty for criminals who are mentally retarded and to report its finding thirty days prior to the 2003 Regular Session.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 231—**  
BY REPRESENTATIVE DIEZ

**A CONCURRENT RESOLUTION**

To urge and request the Louisiana Department of Transportation and Development to submit a joint application with Arkansas to the Route Numbering Committee of the American Association of State Highway and Transportation Officials to request a route numbering change for certain portions of US 165.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 232—**  
BY REPRESENTATIVE LAFLEUR AND SENATOR HINES

**A CONCURRENT RESOLUTION**

To commend and congratulate the players, coaches, managerial personnel, and statisticians of the Sacred Heart High School Lady Trojans softball team upon its excellence during the 2000-2001 season that culminated in its winning the Class AA state softball championship.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 233—**  
BY REPRESENTATIVE FRITH

**A CONCURRENT RESOLUTION**

To urge and request the Department of Wildlife and Fisheries to study the feasibility of a recreational cast netting license and the use of the fees collected for such license to construct and maintain restroom facilities near certain waterways.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 234—**

BY REPRESENTATIVE GLOVER

**A CONCURRENT RESOLUTION**

To create and provide with respect to a task force to study and make recommendations regarding the safe relinquishment of newborns.

Read by title.

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

**Reports of Committees**

The following reports of committees were received and read:

**Report of the Committee on  
House and Governmental Affairs**

June 12, 2001

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on House and Governmental Affairs to submit the following report:

Senate Bill No. 5, by Campbell (Joint Resolution)  
Reported with amendments. (12-2) (Regular)

CHARLES D. LANCASTER, JR.  
Chairman

**Report of the Committee on Education**

June 12, 2001

To the Speaker and Members of the House of Representatives:

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

Senate Concurrent Resolution No. 139, by Theunissen  
Reported with amendments. (11-0)

CARL CRANE  
Chairman

**Suspension of the Rules**

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

**Senate Concurrent Resolutions  
Reported by Committee**

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

**SENATE CONCURRENT RESOLUTION NO. 139—**

BY SENATOR THEUNISSEN

**A CONCURRENT RESOLUTION**

To provide for legislative approval of the formula developed by the State Board of Elementary and Secondary Education and adopted by the board on May 24, 2001, to determine the cost of a minimum foundation program of education in all public elementary and secondary schools as well as to equitably allocate the funds to parish and city school systems.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Education to Engrossed Senate Concurrent Resolution No. 139 by Senator Theunissen

AMENDMENT NO. 1

On page 8, line 17, after "B." and before "REDUCTION" insert "ONE-TIME ONLY"

AMENDMENT NO. 2

On page 8 delete lines 20 through 25 in their entirety and insert in lieu thereof the following:

"Any district whose 2001-02 Level 1 and 2 allocation of state funding increase over the prior year exceeds the amount necessary to fulfill the requirements of Section III.A.1-2 and for which consideration of an adjustment for increased membership has been made shall receive a one-time only reduction in the excess amount. In the event this Resolution remains in effect in the 2002-03 fiscal year or thereafter, this Section will not apply."

AMENDMENT NO. 3

On page 11, line 2, after "D." and before "Provisions" insert the following:

"Increased funds provided are to be directed to certificated staff pay raises for a minimum of \$2,060 per full-time-equivalent certificated employee as defined in Section III.1.a."

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

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

**Report of the Committee on Health and Welfare**

June 12, 2001

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Health and Welfare to submit the following report:

Senate Bill No. 108, by Hines  
Reported favorably. (10-0) (Regular)

Senate Bill No. 460, by Smith  
Reported favorably. (10-0) (Regular)

Senate Bill No. 880, by McPherson  
Reported with amendments. (10-0) (Regular)

RODNEY ALEXANDER  
Chairman

The above Senate Bills reported favorably or with amendments except Senate Bill No. 108, were referred to the Legislative Bureau.

**Suspension of the Rules**

On motion of Rep. Rodney Alexander, the rules were suspended in order to take up and consider Senate Bills on Second Reading Reported by Committee at this time.

**Senate Bills on Second Reading  
Reported by Committee**

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

**SENATE BILL NO. 108—**  
BY SENATOR HINES

AN ACT

To enact Part LVII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.181 through 1300.191, relative to the Louisiana Seniors Pharmacy Assistance Program; to provide definitions; to create the Louisiana Seniors Pharmacy Assistance Program; to provide for eligibility, services, denial, modification, and suspension or termination of services and an appeal procedure and judicial review; to provide for reimbursement and recovery of costs for services provided; to provide for the powers, duties, and responsibilities of the Department of Health and Hospitals including funding; to provide for annual reporting; to provide for promulgation of rules and regulations; to provide for implementation; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Under the rules, the bill was recommitted to the Committee on Appropriations.

**Suspension of the Rules**

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

**House Bills and Joint Resolutions on  
Third Reading and Final Passage**

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

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

AN ACT

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

Called from the calendar.

Read by title.

**Motion**

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

**Privileged Report of the Committee on Enrollment**

June 12, 2001

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

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

The following House Resolutions have been properly enrolled:

**HOUSE RESOLUTION NO. 114—**  
BY REPRESENTATIVE PITRE

A RESOLUTION

To memorialize the Louisiana congressional delegation and the United States Congress to express its desire to the National Marine Fisheries Service that the pending charter boat moratorium in the Gulf of Mexico not be implemented.

**HOUSE RESOLUTION NO. 115—**  
BY REPRESENTATIVES JACK SMITH AND RIDDLE

A RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to adopt a policy to exempt certain students with disabilities from the requirement of passing the graduation exit exam as a prerequisite to high school graduation and to report in writing to the House Committee on Education by not later than October 1, 2001, on any action taken in this regard.

**HOUSE RESOLUTION NO. 116—**  
BY REPRESENTATIVES SCHNEIDER, CURTIS, DANIEL, DOERGE, JOHNS, MCDONALD, SHAW, SWILLING, AND TRICHE

A RESOLUTION

To request the House Committee on Retirement to meet and study the effective use of taxpayer funds that are contributed to the state and statewide public retirement systems and to study their overall management, organization, and expenses, as well as each system's investment management structure, performance, and expenses.

**HOUSE RESOLUTION NO. 117—**  
BY REPRESENTATIVE SCHNEIDER

A RESOLUTION

To request the House Committee on Retirement to meet and study the actuarial impact of House Bill No. 1028 of the 2001 Regular Session of the Legislature, if it is enacted into law, and to study the concept of Back-DROP as a whole and specifically whether a Back-DROP feature is feasible for all state and statewide public retirement systems and for the City of New Orleans Firefighters' Retirement System.

**HOUSE RESOLUTION NO. 118—**  
BY REPRESENTATIVE GALLOT

A RESOLUTION

To urge and request the Louisiana Student Financial Assistance Commission to study the desirability and feasibility of establishing a loan repayment program for certain loans involving graduate level study for social workers.

**HOUSE RESOLUTION NO. 119—**  
BY REPRESENTATIVE GUILLORY

A RESOLUTION

To express the sincere condolences of the House of Representatives of the Legislature of Louisiana upon the death of Malcolm Dewitt "Man" Jones, Jr. of Lake Charles.

**HOUSE RESOLUTION NO. 120—**  
BY REPRESENTATIVE TRICHE

A RESOLUTION

To commend and congratulate Thomas Benton Harang for being selected for the Thibodaux Chamber of Commerce's Teenager of the Year Award for the year 2000.

**HOUSE RESOLUTION NO. 121—**  
BY REPRESENTATIVES DOWNER, BRUNEAU, R. CARTER, DONELON, FAUCHEUX, MARTINY, AND GARY SMITH

A RESOLUTION

To commend Justice Harry Lemmon upon the occasion of his retirement from the Supreme Court of Louisiana.

**HOUSE RESOLUTION NO. 122—**  
BY REPRESENTATIVES PINAC AND NEVERS

A RESOLUTION

To urge and request the State Licensing Board for Contractors and the Louisiana Data Base Commission to study the feasibility and practicality of issuing building permits electronically, to coordinate such study with the Louisiana Municipal Association, the Louisiana Home Builders Association, the Building Officials Association of Louisiana, the Associated General Contractors, and the Associated Builders and Contractors and to report their findings to the legislature prior to the convening of the 2003 Regular Session.

**HOUSE RESOLUTION NO. 123—**  
BY REPRESENTATIVE BROOME

A RESOLUTION

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

Respectfully submitted,

DONALD RAY KENNARD  
Chairman

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

**Privileged Report of the Committee on Enrollment**

June 12, 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. 140—**  
BY REPRESENTATIVE M. JACKSON

A CONCURRENT RESOLUTION

To memorialize the United States Congress to increase and provide for advanced funding for the federal Weatherization Assistance Program for Low-Income Persons ("WAP") and the Low-Income Home Energy Assistance Program ("LIHEAP").

**HOUSE CONCURRENT RESOLUTION NO. 157—**  
BY REPRESENTATIVE DAMICO

A CONCURRENT RESOLUTION

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

**HOUSE CONCURRENT RESOLUTION NO. 181—**  
BY REPRESENTATIVES MCMAINS, JOHNS, CLARKSON, SNEED, AND DOWNER

A CONCURRENT RESOLUTION

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

**HOUSE CONCURRENT RESOLUTION NO. 187—**  
BY REPRESENTATIVES STRAIN, KENNEY, AND SCHNEIDER

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.

**HOUSE CONCURRENT RESOLUTION NO. 188—**  
BY REPRESENTATIVES TOOMY, KATZ, AND GARY SMITH AND SENATOR HOLLIS

A CONCURRENT RESOLUTION

To memorialize the United States Congress to support House Resolution 527 making changes to Section 527 of the Internal Revenue Code, relative to reports by state and local political committees.

**HOUSE CONCURRENT RESOLUTION NO. 189—**  
BY REPRESENTATIVES ERDEY AND MCMAINS

A CONCURRENT RESOLUTION

To direct the Louisiana State Law Institute to study disavowal actions by the husband of the mother and related matters and make specific recommendations for revisions of Louisiana laws to the Louisiana Legislature prior to January 1, 2003.

**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.

**HOUSE CONCURRENT RESOLUTION NO. 203—**  
BY REPRESENTATIVES DAMICO, PERKINS, GARY SMITH, BAUDOIN, GALLOT, KENNEY, MORRISH, SHAW, JANE SMITH, STRAIN, WADDELL, AND WOOTON AND SENATORS CAIN, DEAN, FONTENOT, GAUTREAUX, AND MALONE

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.

**HOUSE CONCURRENT RESOLUTION NO. 206—**  
BY REPRESENTATIVE MARTINY AND SENATOR CAIN

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections to study the feasibility of transferring certain geriatric inmates to private nursing homes.

**HOUSE CONCURRENT RESOLUTION NO. 208—**  
BY REPRESENTATIVES ANSARDI AND MURRAY

A CONCURRENT RESOLUTION

To urge and request the Department of Revenue to take all actions which are reasonable and necessary to collect all income taxes owed to the state which are attributable to the income of nonresident professional athletes and professional sports franchises.

**HOUSE CONCURRENT RESOLUTION NO. 209—**

BY REPRESENTATIVES ALARIO, E. ALEXANDER, R. ALEXANDER, ANSARDI, BALDONE, BAUDOIN, BAYLOR, BOWLER, BROOME, BRUCE, BRUNEAU, K. CARTER, R. CARTER, CAZAYOUX, CLARKSON, 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 AND SENATORS BARHAM, IRONS, B. JONES, LAMBERT, SMITH, THEUNISSEN, AND THOMAS

A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Revenue to take every possible action within the boundaries of the law to ensure that no additional state tax burden is placed on the citizens of Louisiana as a result of the passage of federal income tax relief and the mailing of tax rebate checks.

**HOUSE CONCURRENT RESOLUTION NO. 214—**  
BY REPRESENTATIVE GALLOT

A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors for the University of Louisiana System to adhere without waiver to board policies and procedures relative to personnel actions to fill chief executive vacancies at institutions under its supervision and management.

**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.

**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.

**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.

**HOUSE CONCURRENT RESOLUTION NO. 227—**

BY REPRESENTATIVE HOLDEN

**A CONCURRENT RESOLUTION**

To urge and request the Federal Emergency Management Administration (FEMA) to expedite an emergency declaration in Louisiana by the President of the United States to make flood victims eligible for federal funds and to send additional personnel to affected areas of the state to assist flood victims in filing claims.

**HOUSE CONCURRENT RESOLUTION NO. 229—**

BY REPRESENTATIVES TRICHE, DOWNER, AND CHAISSON

**A CONCURRENT RESOLUTION**

To express the sincere condolences of the Legislature of Louisiana upon the death of Maxine Gros Giardina of Thibodaux.

**HOUSE CONCURRENT RESOLUTION NO. 16—**

BY REPRESENTATIVES RICHMOND AND SWILLING

**A CONCURRENT RESOLUTION**

To direct the Department of Transportation and Development to install lighting on the northern and southern sides of Chef Menteur Highway from Downman Road to Bullard Avenue in Orleans Parish.

**HOUSE CONCURRENT RESOLUTION NO. 65—**

BY REPRESENTATIVES MCDONALD, KATZ, AND TOWNSEND

**A CONCURRENT RESOLUTION**

To direct the Department of Transportation and Development to donate at least twenty percent of reclaimed asphalt to local governments for use on local roads.

**HOUSE CONCURRENT RESOLUTION NO. 130—**

BY REPRESENTATIVE THOMPSON

**A CONCURRENT RESOLUTION**

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

**HOUSE CONCURRENT RESOLUTION NO. 146—**

BY REPRESENTATIVE FAUCHEUX

**A CONCURRENT RESOLUTION**

To urge and request the State Board of Elementary and Secondary Education to study the feasibility of implementing the Student Achievement Guarantee in Education (SAGE) program in public schools and to report the study findings and recommendations, in writing, to the House Committee on Education and the Senate Committee on Education at least sixty days prior to the beginning of the 2002 Regular Session.

**HOUSE CONCURRENT RESOLUTION NO. 202—**

BY REPRESENTATIVES WALSWORTH, DOWNER, STELLY, AND KATZ

**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.

**HOUSE CONCURRENT RESOLUTION NO. 230—**

BY REPRESENTATIVES R. ALEXANDER, GALLOT, AND MCCALLUM AND

SENATORS B. JONES AND SMITH

**A CONCURRENT RESOLUTION**

To recognize the Smurfit-Stone mill in Hodge for receiving the Smurfit-Stone Container Mill of the Year 2000 Award for the Containerboard Mill Division.

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 12, 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. 57—**

BY REPRESENTATIVES ANSARDI AND BOWLER

**AN ACT**

To repeal R.S. 13:4751(C)(2)(d), relative to the petition for name change of a minor; to remove the requirement of service of process when a parent has failed to communicate without just cause for ten years.

**HOUSE BILL NO. 98—**

BY REPRESENTATIVE R. CARTER

**AN ACT**

To amend and reenact R.S. 8:655(A)(1), relative to the right of disposal of human remains; to provide for preference of a surviving spouse subject to certain conditions; and to provide for related matters.

**HOUSE BILL NO. 101—**

BY REPRESENTATIVE HILL

**AN ACT**

To amend and reenact Civil Code Article 2347 and to enact R.S. 3:4278.2(F), relative to community property; to require the concurrence of both spouses for the alienation, encumbrance, lease, or harvest of community timber; and to provide for related matters.

**HOUSE BILL NO. 191—**

BY REPRESENTATIVE BRUNEAU

**AN ACT**

To amend and reenact Civil Code Articles 870 and 1611, to enact Civil Code Article 1484, and to repeal R.S. 9:2501, relative to successions; to provide relative to the law governing succession rights; to provide relative to the revocation of a legacy or testament; to provide for the legal effect of terms used in a testament; and to provide for related matters.

**HOUSE BILL NO. 234—**

BY REPRESENTATIVE PERKINS  
AN ACT

To amend and reenact R.S. 9:237, relative to matrimonial regime laws; to provide for the license-issuing officer to deliver to each prospective spouse a summary of the covenant marriage law; and to provide for related matters.

**HOUSE BILL NO. 254—**

BY REPRESENTATIVE DAMICO  
AN ACT

To amend and reenact R.S. 30:2413(A)(8) and to enact R.S. 30:2413(A)(9), relative to solid waste management facility fees; removes the authority of the secretary of the Department of Environmental Quality to adopt certain fees; to provide for fees necessary to administer waste tire activities; to provide for collection and distribution of data and information; and to provide for related matters.

**HOUSE BILL NO. 255—**

BY REPRESENTATIVE DIEZ  
AN ACT

To amend and reenact R.S. 48:251(B) and 252(A)(introductory paragraph), relative to the Department of Transportation and Development; to provide relative to contracts for construction and maintenance projects; to increase the contract limit for such projects; to increase the minimum aggregate estimated cost of contracts over which the department must send invitations for quotations; and to provide for related matters.

**HOUSE BILL NO. 680—**

BY REPRESENTATIVE PINAC  
AN ACT

To amend and reenact R.S. 6:1011, 1031, 1032, 1033(A), 1034(introductory paragraph), 1035(1) and (2), 1036(introductory paragraph), 1037(A)(introductory paragraph) and (1), (B), (C), and (G)(1), 1038, 1039, 1040(A) and (B), 1041(B), 1042, 1047(introductory paragraph) and (3), 1048, 1051(A) and (B), 1052(A), and 1053(A)(2) and R.S. 36:108(C) and to enact R.S. 6:1034(3), relative to the sale of checks and money transmission; to provide relative to currency exchange services; to provide for definitions; to provide for licensure requirements and exemptions from licensure; to provide relative to qualifications for licensure and the submission of applications; to provide relative to licensure fees, renewal fees, delinquency charges, and bonding requirements; to provide relative to investigation of applicants; to provide relative to the maintenance of a bond; to provide relative to the liability of licensees; to provide relative to an annual report filed with the commissioner; to provide for trusts imposed on proceeds; to provide relative to suspension or revocation of licenses; to provide relative to accounts opened by licensees; to provide relative to reports made to the commissioner; to provide for the functions of the office of financial institutions; and to provide for related matters.

**HOUSE BILL NO. 846—**

BY REPRESENTATIVES MCMAINS AND ANSARDI  
AN ACT

To amend and reenact R.S. 9:1789, 1891(A), 1932, 1961(C), 2026(2), 2030, 2045 and 2088(A) and to enact R.S. 9:1784, relative to the Louisiana Trust Code; to provide for the removal of a trustee; to provide for class trusts; to provide for the donation of property; to provide for the interest of the income beneficiary; to provide for the termination or modification of a trust; to provide for combination and division of trusts; to provide for the delegation of the right to revoke a trust; to provide for accountings; to provide for jurisdiction over the trustee; and to provide for related matters

**HOUSE BILL NO. 868—**

BY REPRESENTATIVE GREEN  
AN ACT

To amend and reenact R.S. 37:2706(A)(2), 2707(A)(2), and 2708(A)(2), relative to social workers; to provide for licensure and certification; to provide for graduates of nonaccredited schools with five years of work experience to qualify for certification and licensure; and to provide for related matters.

**HOUSE BILL NO. 873—**

BY REPRESENTATIVE HOLDEN  
AN ACT

To amend and reenact R.S. 30:2014(A)(3) and to enact R.S. 30:2014.4, relative to permits; to provide for commercial hazardous waste facilities and landfills; to require disclosure of the transfer of commercial hazardous waste permits; to authorize permits for facilities used in shipping sulphur; and to provide for related matters.

**HOUSE BILL NO. 883—**

BY REPRESENTATIVE RIDDLE  
AN ACT

To enact R.S. 9:2715, relative to the transfer of structured settlement payment rights; to provide for definitions; to provide for a procedure for transfer; to provide for ex parte orders; to provide for requirements for transfer; to provide for the payment of costs; to provide for the effect of certain provisions; and to provide for related matters.

**HOUSE BILL NO. 892—**

BY REPRESENTATIVE MORRISH  
AN ACT

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

**HOUSE BILL NO. 965—**

BY REPRESENTATIVE MARTINY AND SENATOR LENTINI  
AN ACT

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

**HOUSE BILL NO. 968—**

BY REPRESENTATIVE MARTINY AND SENATOR LENTINI  
AN ACT

To amend and reenact R.S. 15:574.8(B) and 574.9(E), relative to parole; to provide that parolees arrested for violation of parole conditions may be held in state prison; and to provide for related matters.

**HOUSE BILL NO. 980—**

BY REPRESENTATIVES TRICHE AND FRITH  
AN ACT

To amend and reenact R.S. 9:315.40(4), (5), and (8), 315.41, 315.42(B), 315.43, 315.44(A)(introductory paragraph) and (3), 315.45, and 315.47, to enact R.S. 9:315.40(9), and to repeal R.S. 9:315.48, relative to administrative suspension of licenses for nonpayment of child support; to extend the authority of the Department of Social Services, Support Enforcement Services Program, office of family support, to suspend motor vehicle operator licenses and professional, occupational, business, or



industrial licenses; and to repeal certain provisions relative to rulemaking; and to provide for related matters.

**HOUSE BILL NO. 999—**  
BY REPRESENTATIVE R. ALEXANDER  
AN ACT

To amend and reenact R.S. 46:450.2(A) and (B), relative to nonemergency, nonambulance transportation for Medicaid recipients; to provide for items included in an annual inspection; to provide for vehicle inspection; to provide for rulemaking by the department; and to provide for related matters.

**HOUSE BILL NO. 1083—**  
BY REPRESENTATIVES MCMAINS AND ANSARDI  
AN ACT

To amend and reenact R.S. 9:2082, 2086, 2087, 2090, 2127, and 2142, to authorize and direct the Louisiana State Law Institute to redesignate Subpart E of Part V of Chapter 1 of Code Title II of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950 as Subpart F and to enact a new Subpart E of Part V of Chapter 1 of Code Title II of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950 to be comprised of R.S. 9:2158 through 2163, and to repeal R.S. 9:2116, relative to the Louisiana Trust Code, to provide for a duty of impartiality in the administration of a trust; to provide for self-dealing by a corporate trustee; to provide for delegating performance; to provide for prudent administration; to provide for the standard of care in investing and management; to provide for income and principal; to provide for remedies when a trustee has abused his discretion; to provide for effective dates and transitional provisions; and to provide for related matters.

**HOUSE BILL NO. 1169—**  
BY REPRESENTATIVE DAMICO  
AN ACT

To amend and reenact R.S. 30:2158(A)(1) and to repeal R.S. 30:2154(B)(6), 2161(D), and 2301 through 2326, R.S. 33:4169.1(F), and R.S. 36:239(G) and 804(1), relative to the Louisiana Resource and Recovery Development Authority; to provide for its dissolution; and to provide for related matters.

**HOUSE BILL NO. 1179—**  
BY REPRESENTATIVE FARRAR  
AN ACT

To amend and reenact R.S. 30:2057(B)(5), to provide authority for municipalities of less than five thousand persons to burn trees, brush, grass, or other vegetable matter within their corporate limits; and to provide for related matters.

**HOUSE BILL NO. 1237—**  
BY REPRESENTATIVE PINAC  
AN ACT

To enact R.S. 6:121.8, relative to financial institutions; to make unlawful the submission of false information on certain applications to the commissioner; to provide for certain penalties; and to provide for related matters.

**HOUSE BILL NO. 1238—**  
BY REPRESENTATIVE PINAC  
AN ACT

To amend and reenact R.S. 9:2130(A), relative to transfer of fiduciary accounts; to change the filing fee for transfer of fiduciary account agreements; and to provide for related matters.

**HOUSE BILL NO. 1254—**  
BY REPRESENTATIVES CLARKSON, ALARIO, DAMICO, ODINET, TOOMY,  
AND TUCKER AND SENATOR ULLO  
AN ACT

To enact R.S. 44:4(29), relative to exemptions from the public records law; to provide that the personal information of toll patrons of the Crescent City Connection and the Greater New Orleans

Expressway is exempt from the public records law; and to provide for related matters.

**HOUSE BILL NO. 1289—**  
BY REPRESENTATIVE PINAC  
AN ACT

To enact R.S. 6:532(10.1), relative to bank structure; to provide for definitions; to repeal certain criteria for determining whether to grant a certificate of authority for a branch office; and to provide for related matters.

**HOUSE BILL NO. 1313—**  
BY REPRESENTATIVE PINAC  
AN ACT

To amend and reenact R.S. 6:243(B)(2) and (4), and (D)(1)(introductory paragraph), 822(3)(d), and 1230(A) and to enact R.S. 6:243(D)(1)(c) relative to financial institutions; to provide for the holding of immovable property by certain financial institutions; to provide for property valuations and appraisals; and to provide for related matters.

**HOUSE BILL NO. 1481—**  
BY REPRESENTATIVE JOHNS  
AN ACT

To amend and reenact R.S. 56:322(A) and (B), relative to the saltwater and freshwater division; to provide for the boundary of the saltwater and freshwater division; to provide for specific water bodies; and to provide for related matters.

**HOUSE BILL NO. 1517—**  
BY REPRESENTATIVES CLARKSON, BRUCE, AND MURRAY AND  
SENATOR BAJOE  
AN ACT

To enact Chapter 28-A of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2151, relative to dating violence; to provide that victims of dating partners are entitled to the same benefits as family and household members under the Protection from Family Violence Act; to provide for the definition of a "dating partner"; and to provide for related matters.

**HOUSE BILL NO. 1520—**  
BY REPRESENTATIVE PINAC  
AN ACT

To enact R.S. 9:3565(E), relative to notification fees; to provide for payment of fees and penalties prior to issuance of a new license; and to provide for related matters.

**HOUSE BILL NO. 1620—**  
BY REPRESENTATIVE PINAC  
AN ACT

To enact R.S. 6:121.7, relative to troubled financial institutions and holding companies; to allow the addition of directors and executive officers; to provide for definitions; to provide for notice; and to provide for related matters.

**HOUSE BILL NO. 1668—**  
BY REPRESENTATIVE PINAC  
AN ACT

To amend and reenact R.S. 6:1137(N) and 1163(A)(1), relative to savings banks; to provide for definitions; to provide for articles of incorporation; and to provide for related matters.

**HOUSE BILL NO. 1749—**  
BY REPRESENTATIVE DURAND  
AN ACT

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

**HOUSE BILL NO. 1776—**

BY REPRESENTATIVE DURAND  
AN ACT

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

**HOUSE BILL NO. 1857—**

BY REPRESENTATIVE LANCASTER  
AN ACT

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

**HOUSE BILL NO. 1907—**

BY REPRESENTATIVE FRITH  
AN ACT

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

**HOUSE BILL NO. 1935—**

BY REPRESENTATIVE LANCASTER  
AN ACT

To amend and reenact R.S. 18:1491.6(D)(1) and to enact R.S. 18:1491.6(I), relative to reporting pursuant to the Campaign Finance Disclosure Act; to provide with regard to the reports required by the Campaign Finance Disclosure Act; and to provide for related matters.

**HOUSE BILL NO. 24—**

BY REPRESENTATIVES STRAIN, E. ALEXANDER, BOWLER, BRUCE, BRUNEAU, CLARKSON, CROWE, DANIEL, DIEZ, DOWNER, FARRAR, FLAVIN, FRUGE, FUTRELL, HILL, HUTTER, JOHNS, KENNARD, LANCASTER, LUCAS, MARTINY, NEVERS, ODINET, POWELL, SCHNEIDER, SHAW, JANE SMITH, SNEED, STELLY, SWILLING, THOMPSON, TOOMY, TRICHE, TUCKER, WINSTON, AND WRIGHT AND SENATORS HAINKEL, CHAISSON, DARDENNE, DUPRE, ELLINGTON, GAUTREAUX, MCPHERSON, MICHOT, MOUNT, SMITH, AND THOMAS  
AN ACT

To amend and reenact R.S. 18:1463(A), (C)(2)(introductory paragraph), and (D) and 1472(A) and to enact R.S. 18:1463(C)(4), relative to election offenses; to prohibit a person from misrepresenting that he or any committee or organization under his control speaks for or on behalf of any candidate, political party, or any employee or agent thereof; to prohibit willfully and knowingly participating in or conspiring to participate in a plan for any such misrepresentation; to provide for legal remedy and penalties; to provide for attorney fees for a petitioner who is successful in obtaining injunctive relief; to provide for the inclusion in the informational packet on election offenses for candidates of information pertaining to applicable enforcement procedures; and to provide for related matters.

**HOUSE BILL NO. 276—**

BY REPRESENTATIVE MONTGOMERY  
AN ACT

To amend and reenact R.S. 4:184(D), relative to racing; to require racing associations to make purses for special accredited Louisiana bred thoroughbred races at least equal to purses for races of comparable quality; and to provide for related matters.

**HOUSE BILL NO. 292—**

BY REPRESENTATIVE MONTGOMERY  
AN ACT

To amend and reenact R.S. 4:179.2, relative to horse racing; to provide relative to horsemen's organizations; and to provide for related matters.

**HOUSE BILL NO. 328—**

BY REPRESENTATIVE KENNARD  
AN ACT

To enact R.S. 32:171(H), relative to railroad grade crossings; to authorize certain persons to report railroad grade crossing violations; to authorize reporting of railroad grade crossing violations by certain means; to require certain information to be reported; to authorize law enforcement to issue citations for violations; to provide for certain deadlines; and to provide for related matters.

**HOUSE BILL NO. 339—**

BY REPRESENTATIVE DANIEL  
AN ACT

To enact Code of Civil Procedure Article 376, relative to expert witnesses; to provide relative to the immunity of court-appointed expert witnesses; to provide a limitation of immunity for certain actions; and to provide for related matters.

**HOUSE BILL NO. 365—**

BY REPRESENTATIVE DIEZ  
AN ACT

To amend and reenact R.S. 48:253(A) and (E) and 255(D)(2) and (3) and (F)(2) and to repeal R.S. 48:253(D), relative to the Department of Transportation and Development; to provide relative to contracts for construction and maintenance projects; to provide relative to certain bonds and other guarantees relative to such contracts; to provide relative to companies which may write such bonds; to provide relative to issuance of work orders; and to provide for related matters.

**HOUSE BILL NO. 423—**

BY REPRESENTATIVE FAUCHEUX  
AN ACT

To authorize and provide for the transfer or lease of certain state property in St. John the Baptist Parish to the descendants of and buyers from the original owner from the Department of Transportation and Development; and to provide for related matters.

**HOUSE BILL NO. 569—**

BY REPRESENTATIVE MCCALLUM  
AN ACT

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

**HOUSE BILL NO. 721—**

BY REPRESENTATIVES MCMAINS AND ANSARDI  
AN ACT

To amend and reenact Code of Civil Procedure Article 2166(D) and to enact Code of Civil Procedure Article 2166(E), relative to the filing of applications of writs of certiorari to the supreme court; to allow any other party to apply for certiorari within certain delays after the filing of the initial application; and to provide for related matters.

**HOUSE BILL NO. 722—**

BY REPRESENTATIVES MCMAINS, ANSARDI, AND WALSWORTH  
AN ACT

To amend and reenact Code of Civil Procedure Articles 2332 and 2336, relative to the appraisal and sale of seized property; to provide for the sale of collateral through a writ of fieri facias without appraisal in an ordinary proceeding under certain circumstances; to provide exceptions; and to provide for related matters.

**HOUSE BILL NO. 808—**

BY REPRESENTATIVE PITRE

AN ACT

To enact R.S. 23:1310.5(F), relative to workers' compensation; to require publication of opinions from circuit courts of appeal workers' compensation hearings; and to provide for related matters.

**HOUSE BILL NO. 935—**

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 32:408(A)(4)(a), relative to drivers' licenses; to authorize certain third parties to administer skills tests for Class "A", "B", or "C" commercial drivers' licenses; and to provide for related matters.

**HOUSE BILL NO. 937—**

BY REPRESENTATIVE DIEZ

AN ACT

To repeal R.S. 40:1321(I)(3) and (4), relative to special identification cards; to remove the late fee for renewal of an expired special identification card by mail or by electronic commerce; and to remove provisions for the disposition of that fee.

**HOUSE BILL NO. 938—**

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 32:412(D)(3), relative to driver's license renewals; to remove the prohibition of renewal by mail or electronic commerce of Class "D" or "E" operators' licenses for persons with certain traffic violations; and to provide for related matters.

**HOUSE BILL NO. 943—**

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 32:295.1(D)(2)(a), relative to the use of seat belts; to require the commissioner of motor vehicles to indicate on the face of the applicant's driver's license that the applicant is not required to use a seat belt due to a permanent disability; and to provide for related matters.

**HOUSE BILL NO. 959—**

BY REPRESENTATIVES GUILLORY, BOWLER, CLARKSON, MURRAY, NEVERS, PERKINS, PITRE, POWELL, SCALISE, STELLY, AND TUCKER AND SENATOR C.JONES

AN ACT

To amend and reenact R.S. 49:191(13) and to repeal R.S. 49:191(11)(e), relative to the Department of Labor, including provisions to provide for the re-creation of the Department of Labor and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

**HOUSE BILL NO. 1004—**

BY REPRESENTATIVE TRICHE

AN ACT

To amend and reenact R.S. 40:6(C) and to enact R.S. 40:6(D) and (E), relative to violations of the state Sanitary Code; to provide for the addition of the state health officer and the secretary of the Department of Health and Hospitals to those who may seek an injunction against violators of the state Sanitary Code; to provide for the secretary of the Department of Health and Hospitals to assess civil fines or other sanctions against violators of the state Sanitary Code; to provide for exceptions; and to provide for related matters.

**HOUSE BILL NO. 1023—**

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 32:299(A) and (C), relative to off-road vehicles; to delete certain off-road vehicle permits; to delete certain permit fees; to delete requirement for promulgation of rules; to authorize off-road vehicles to travel along certain highways without permits; and to provide for related matters.

**HOUSE BILL NO. 1384—**

BY REPRESENTATIVE RIDDLE

AN ACT

To amend and reenact R.S. 23:1021(10)(f), relative to workers' compensation; to determine wages when considering income taxes; and to provide for related matters.

**HOUSE BILL NO. 1502—**

BY REPRESENTATIVE WADDELL

AN ACT

To enact R.S. 32:1521(E)(11) and (12), relative to the transportation of hazardous materials; to provide additional routes on which certain carriers may transport hazardous materials within Caddo and Bossier parishes; and to provide for related matters.

**HOUSE BILL NO. 1527—**

BY REPRESENTATIVE BROOME

AN ACT

To amend and reenact R.S. 43:111(A)(7), relative to authorization for advertising within the Department of Culture, Recreation and Tourism; to authorize the executive office of the secretary, the office of cultural development, the office of film and video, the office of the state library, and the office of state museums to advertise when funds have been appropriated for that purpose; and to provide for related matters.

**HOUSE BILL NO. 1613—**

BY REPRESENTATIVE GUILLORY

AN ACT

To amend and reenact R.S. 23:1291(C)(3) and to repeal R.S. 23:1291(C)(6), relative to the Department of Labor; to consolidate sections within the department; and to provide for related matters.

**HOUSE BILL NO. 1895—**

BY REPRESENTATIVE PIERRE

AN ACT

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

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. Lancaster, the rules were suspended to permit the Committee on House and Governmental Affairs to meet on Wednesday, June 13, 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:

House Resolution No. 112

House Concurrent Resolution Nos. 226 and 234

Senate Bill No. 80

Senate Concurrent Resolution Nos. 148 and 156

### **Suspension of the Rules**

On motion of Rep. Hammett, the rules were suspended to permit the Committee on Ways and Means to meet on Wednesday, June 13, 2001, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

Senate Bill No. 619

### **Leave of Absence**

Rep. Schwegmann - 1 day

Rep. Kenney - 1 day

### **Adjournment**

On motion of Rep. Riddle, at 6:50 P.M., the House agreed to adjourn until Wednesday, June 13, 2001, at 10:00 A.M.

The Speaker of the House declared the House adjourned until 10:00 A.M., Wednesday, June 13, 2001.

ALFRED W. SPEER  
Clerk of the House