

OFFICIAL JOURNAL
OF THE
HOUSE OF REPRESENTATIVES

OF THE
STATE OF LOUISIANA

FORTY-EIGHTH DAY'S PROCEEDINGS

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

House of Representatives
State Capitol
Baton Rouge, Louisiana

Friday, June 15, 2001

The House of Representatives was called to order at 9:00 A.M., by the Honorable Charlie DeWitt, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

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

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

Total—105

ABSENT

Total—0

The Speaker announced that there were 105 members present and a quorum.

Prayer

Prayer was offered by Rep. Lucas.

Pledge of Allegiance

Rep. Katz 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. Scalise, and under a suspension of the rules, the Journal of June 13, 2001, was corrected to reflect him as voting nay on adoption of the Conference Committee Report for Senate Bill No. 776.

On motion of Rep. Frith, the Journal of June 14, 2001, was adopted.

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 and House Concurrent Resolutions

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

**HOUSE RESOLUTION NO. 131—
BY REPRESENTATIVES SALTER AND NEVERS
A RESOLUTION**

To urge and request the conferees appointed to resolve the differences between the House of Representative and the Senate regarding House Bill No. 1565 of the 2001 Regular Session to report the bill in a form that reflects all actions taken by the Senate on this measure relative to the compensation of public elementary and secondary school support personnel.

Read by title.

Motion

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

**HOUSE CONCURRENT RESOLUTION NO. 236—
BY REPRESENTATIVE JOHNS
A CONCURRENT RESOLUTION**

To direct the Department of Insurance to investigate reimbursement of the provider fee by insurance or third party payors to pharmacy providers as mandated in Acts 1992, No. 260 and to take whatever actions are necessary to ensure compliance with reimbursement of the provider fee by such insurance or third party payors.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Johns to Original House Concurrent Resolution No. 236 by Representative Johns

AMENDMENT NO. 1

On page 1, line 2, at the beginning of the line change "To direct" to "To urge and request"

AMENDMENT NO. 2

On page 2, line 7 after "hereby" change "direct" to "urge and request"

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

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

Ordered to the Senate.

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 160—

BY SENATOR IRONS

A CONCURRENT RESOLUTION

To urge and request the commissioner of agriculture and forestry and the appropriate officials of Alabama, California, Florida, Georgia, Hawaii, Mississippi, North Carolina, South Carolina, Tennessee, and Texas to join together to develop an approach to fighting the Formosan termite.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 163—

BY SENATOR ROMERO

A CONCURRENT RESOLUTION

To commend Dauterive Hospital in New Iberia, Louisiana on receiving the Voluntary Protection Program Award (VPP) from the Occupational Safety and Health Administration (OSHA).

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 164—

BY SENATORS HAINKEL AND BARHAM

A CONCURRENT RESOLUTION

To recognize and commend the Louisiana State University baseball team, the players individually, and coaching staff on an outstanding regular season and for advancing to the Super Regional in 2001, and to commend Lane Mestepey on being honored as the National Co-Freshman of the Year.

Read by title.

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

House Bills and Joint Resolutions on Second Reading to be Referred

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

Motion

On motion of Rep. McMains, the Committee on Civil Law and Procedure was discharged from further consideration of House Bill No. 514.

HOUSE BILL NO. 514—

BY REPRESENTATIVE TRICHE

A JOINT RESOLUTION

Proposing to amend Article XII, Section 6(A) of the Constitution of Louisiana, relative to the proceeds derived from the operation of a state lottery; to dedicate such lottery proceeds to various purposes; to provide for the distribution of such proceeds; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

On motion of Rep. McMains, and under a suspension of the rules, the bill was ordered passed to its third reading.

Senate Bills and Joint Resolutions on Second Reading to be Referred

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

Motion

On motion of Rep. McMains, the Committee on Civil Law and Procedure was discharged from further consideration of Senate Bill No. 5.

SENATE BILL NO. 5—

BY SENATORS CAMPBELL AND MCPHERSON

A JOINT RESOLUTION

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

Read by title.

Motion

On motion of Rep. McMains, and under a suspension of the rules, the bill was referred to the Legislative Bureau.

Privileged Report of the Legislative Bureau

June 15, 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. 5
Reported without amendments.

Respectfully submitted,

JOE SALTER
Chairman

Senate Instruments on Second Reading Returned from the Legislative Bureau

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

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

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

Read by title.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

Reconsideration

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

SENATE BILL NO. 409— BY SENATORS DUPRE, MOUNT AND SCHEDLER AN ACT

To amend and reenact R.S. 32:295(A),(B)(2), (C), and (D); and to enact R.S. 32:295(B)(3) and (I), relative to child passenger restraint systems in motor vehicles; to provide for the age at which certain child restraint systems shall be used; to provide for definitions; to provide for situations in which passenger side airbag systems are activated; to provide for an effective date; and to provide for related matters.

Read by title.

On motion of Rep. Hutter, 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.

Suspension of the Rules

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

SENATE BILL NO. 1107 (Substitute for Senate Bill No. 972 by Senator Hainkel)— BY SENATOR HAINKEL

AN ACT

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

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Donelon to Reengrossed Senate Bill No. 1107 by Senator Hainkel

AMENDMENT NO. 1

On page 1, line 13, after "(8)" and before ", R.S. 32:430(M)" insert "and 1395(A)"

AMENDMENT NO. 2

On page 1, at the end of line 16, delete "R.S."

AMENDMENT NO. 3

On page 2, at the beginning of line 1, delete "23:1395(A),"

AMENDMENT NO. 4

On page 65, line 16, after "(8)" and before "are" insert "and 1395(A)"

AMENDMENT NO. 5

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On page 66, between lines 18 and 19 insert the following:

"§1395. Exemptions; rate regulation; surplus; reserves; guaranty funds

A. The corporation shall be exempt from rate regulation by the Louisiana Insurance Rating Commission Department of Insurance.

* * *

AMENDMENT NO. 6

On page 70, line 5, after "1450.4," delete "1450.5 and R.S. 23:1395(A)," and insert "and 1450.5"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Reengrossed Senate Bill No. 1107 by Senator Hainkel

AMENDMENT NO. 1

On page 39, line 22, after "C." and before "Each" delete "(1)"

AMENDMENT NO. 2

On page 40, delete lines 2 through 5 in their entirety

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Donelon to Reengrossed Senate Bill No. 1107 by Senator Hainkel

AMENDMENT NO. 1

On page 41, line 16, after "disapproved" and before "under" insert "or not acted upon within thirty days from the date of receipt by the division"

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

Motion

Rep. Hebert moved that the bill be indefinitely postponed.

Rep. Donelon objected.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. Speaker, Hill, Smith, G.—56th; Alario, Hopkins, Smith, J.D.—50th; Carter, K, Kennard, Strain; Dartez, Landrieu, Townsend; Downer, LeBlanc, Tucker; Flavin, Odinet, Wooton; Frith, Romero, Wright; Hebert, Scalise

Total—23

NAYS

Table with 3 columns: Alexander, E; Alexander, R; Ansardi; Baldone; Baudoin; Baylor; Bowler; Broome; Bruce; Bruneau; Carter, R; Cazayoux; Crane; Crowe; Curtis; Damico; Daniel; Diez; Doerge; Donelon; Durand; Erdey; Fauchoux; Fruge; Futrell; Gallot; Green; Guillory; Hammett; Heaton; Holden; Hudson; Hunter; Hutter; Iles; Jackson, L; Jackson, M; Johns; Katz; Kenney; Lancaster; Lucas; Martiny; McCallum; McDonald; McMains; McVea; Montgomery; Morrell; Morrish; Murray; Nevers; Perkins; Pierre; Pinac; Pitre; Powell; Pratt; Quezaire; Richmond; Riddle; Salter; Schneider; Schwegmann; Smith, J.H.—8th; Sneed; Stelly; Swilling; Thompson; Triche; Waddell; Walsworth; Welch; Winston

Total—74

ABSENT

Table with 3 columns: Clarkson; Devillier; Farrar; Glover; LaFleur; Shaw; Smith, J.R.—30th; Toomy

Total—8

The House refused to indefinitely postpone the bill.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Alexander, E; Alexander, R; Ansardi; Baldone; Baudoin; Bowler; Broome; Bruce; Bruneau; Carter, R; Cazayoux; Clarkson; Crane; Crowe; Curtis; Damico; Daniel; Devillier; Doerge; Donelon; Erdey; Farrar; Fauchoux; Green; Heaton; Hill; Holden; Hudson; Hunter; Iles; Jackson, L; Jackson, M; Johns; Katz; Kenney; LaFleur; Lancaster; Lucas; Martiny; McCallum; McDonald; McMains; McVea; Morrell; Morrish; Murray; Pinac; Pitre; Powell; Pratt; Richmond; Riddle; Romero; Salter; Schneider; Schwegmann; Shaw; Smith, G.—56th; Smith, J.H.—8th; Smith, J.R.—30th; Sneed; Stelly; Strain; Swilling; Thompson; Triche; Waddell; Walsworth; Welch

Fruge	Nevers	Winston
Futrell	Perkins	
Gallot	Pierre	
Total—76		

NAYS

Mr. Speaker	Frith	Montgomery
Alario	Guillory	Odinet
Baylor	Hammett	Quezaire
Carter, K	Hebert	Scalise
Dartez	Hopkins	Smith, J.D.—50th
Diez	Hutter	Townsend
Downer	Kennard	Tucker
Durand	Landrieu	Wooton
Flavin	LeBlanc	Wright
Total—27		

ABSENT

Glover	Toomy
Total—2	

The Chair declared the above bill was finally passed.

Rep. Donelon 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. 331—
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 23:1035(A), 1063, and 1163(B); relative to workers' compensation; to limit the exemption of a sole proprietor from the workers' compensation provision under certain circumstances; to provide for indemnification of the principal in certain circumstances; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Scalise to Engrossed Senate Bill No. 331 by Senator Michot

AMENDMENT NO. 1

On page 1, line 2, after "reenact", delete the remainder of the line, and insert "R.S. 23:1021(12), 1035(A), 1063, 1081(1)(c), 1163(B), 1221(3)(d)(iii), 1272, and 1310.1(A) and to enact R.S. 23:1021(10)(g) and 1035.1(4) and to repeal R.S. 23:1021(13), 1081(1)(d), and 1144; relative to"

AMENDMENT NO. 2

On page 1, between lines 5 and 6, insert the following:

"to redefine the date of an accident involving a claim; to authorize certain employees to elect Louisiana workers' compensation as an exclusive state remedy under certain circumstances; to provide for certain supplemental earnings benefits; to provide for certain procedures involving approvals of lump sum or compromise settlements involving claims; to provide for court approval of certain attorney fees involving compensation matters;"

AMENDMENT NO. 3

On page 1, line 8, after "R.S." delete the remainder of the line and delete line 9 and insert the following:

"23:1021(12), 1035(A), 1063, 1081(1)(c), 1163(B), 1221(3)(d)(iii), 1272, and 1310.1(A) are hereby amended and reenacted and R.S. 23:1021(10)(g) and 1035.1(4) are hereby enacted to read as follows:

§1021. Terms defined

As used in this Chapter, unless the context clearly indicates otherwise, the following terms shall be given the meaning ascribed to them in this Section:

* * *

(10) "wages" means average weekly wage at the time of the accident. The average weekly wage shall be determined as:

* * *

R.S. 23:1021(10)(g) is all proposed new law.

(g) Date of accident. In occupational disease claims the date of the "accident" for purposes of determining the employee's average weekly wage shall be the date of the employee's last employment with the employer from whom benefits are claimed or the date of his last injurious exposure to conditions in his employment, whichever date occurs later.

* * *

~~(12) "Hearing officer" means the administrative hearing officer described in this Chapter.~~

~~(13)~~(12) "Professional athlete" means a person who receives any type of remuneration or pay to take part in the competitive sport of football in the National Football League.

* * *

AMENDMENT NO. 4

On page 2, after line 27, insert the following:

"R.S. 23:1035.1(4) is all proposed new law.

(4) Notwithstanding the above, an employee may elect as his exclusive state workers' compensation remedy the provisions of Louisiana's workers' compensation law provided all the following items occur:

(a) This election is clearly stated in a written employment contract signed by the employee prior to the occurrence of an accident or occupational disease as defined in this Chapter.

(b) Louisiana's workers' compensation law has jurisdiction over the accident or occupational disease under its conflict of laws or extraterritorial law.

(c) The employee was domiciled in the state of Louisiana at the time of the accident or the injurious exposure to conditions causing an occupational disease.

* * *

AMENDMENT NO. 5

On page 3, between lines 19 and 20, insert the following:

"§1081. Defenses

Defenses.

(1) No compensation shall be allowed for an injury caused:

* * *

~~(c) by the injured employee's deliberate failure to use an adequate guard or protection against accident provided for him, or~~

~~(c) to the initial physical aggressor in an unprovoked physical altercation, unless excessive force was used in retaliation against the initial aggressor.~~

* * *

AMENDMENT NO. 6

On page 4, between lines 6 and 7, insert the following:

"§1221. Temporary total disability; permanent total disability; supplemental earnings benefits; permanent partial disability; schedule of payments

Compensation shall be paid under this Chapter in accordance with the following schedule of payments:

* * *

(3) Supplemental earnings benefits

* * *

(d) The right to supplemental earnings benefits pursuant to this Paragraph shall in no event exceed a maximum of five hundred twenty weeks, but shall terminate:

* * *

~~(iii) When the employee retires or begins to receive old age insurance benefits under Title II of the Social Security Act whichever comes first; however, the period during which supplemental earnings benefits may be payable shall not be less than one hundred four weeks.~~

* * *

§1272. Approval of lump sum or compromise settlements by the workers' compensation judge

A. A lump sum or compromise settlement entered into by the parties under R.S. 23:1271 shall be presented to the workers' compensation judge for approval through a petition signed by all parties and verified by the employee or his dependent, or by recitation of the terms of the settlement and acknowledgment by the parties in open court which is capable of being transcribed from the record of the proceeding. ~~The workers' compensation judge shall determine whether the employee or his dependent understands the terms and conditions of the proposed settlement.~~

~~B. If the workers' compensation judge finds the settlement agreement to be fair, equitable, and consistent with this Chapter, he shall approve it by order, and the order shall not thereafter be set aside or modified except for fraud or misrepresentation made by any party. The workers' compensation judge may refuse to approve a settlement if he finds that it does not provide substantial justice to all parties. When the employee or his dependent is represented by counsel, and if attached to the petition presented to the workers' compensation judge are~~

affidavits of the employee or his dependent and of his counsel certifying each one of the following items:

(1) The attorney has explained the rights of the employee or dependent and the consequences of the settlement to him.

(2) That such employee or dependent understands his rights and the consequences of entering into the settlement, the workers' compensation judge shall approve the settlement by order, and the order shall not thereafter be set aside or modified except for fraud or misrepresentation made by any party.

~~C. If suit has been filed against a third party pursuant to the provisions of R.S. 23:1101, the district court hearing the third party suit shall have the authority to approve a lump sum or compromise settlement of the worker's compensation claim under the same conditions and terms set forth in this Section for approval of such settlements by a workers' compensation judge. When the employee or his dependent is not represented by counsel, the workers' compensation judge shall determine whether the employee or his dependent understands the terms and conditions of the proposed settlement, and shall approve it by order, unless he finds that it does not provide substantial justice to all parties, and the order shall not thereafter be set aside or modified except for fraud or misrepresentation made by any party.~~

~~D. All compensable medical expenses incurred prior to the date of the settlement shall be paid by the payor unless the terms of the settlement specifically provide otherwise. If a suit has been filed against a third party pursuant to the provisions of R.S. 23:1101, the district court hearing the third party suit shall have the authority to approve a lump sum or compromise settlement of the workers' compensation claim under the same conditions and terms set forth in this Section for approval of such settlements by a workers' compensation judge. The fees of the attorney representing the employee in the workers' compensation matter shall be approved by the district court judge.~~

R.S. 23:1272(E) is all proposed new law.

~~E. All compensable medical expenses incurred prior to the date of the settlement shall be paid by the payor unless the terms of the settlement specifically provide otherwise.~~

* * *

§1310.I. Workers' compensation judges; creation; tenure; qualification; presiding officer; rules and regulations; hearings; director

A. There is hereby created ~~nine~~ workers' compensation judge positions comprised of at least ten judges within the office of workers' compensation administration.

* * *

Section 2. R.S. 23:1021(13), 1081(1)(d), and 1144 are hereby repealed."

AMENDMENT NO. 7

On page 4, line 7, change "Section 2" to "Section 3"

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

Rep. Pitre 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	Hammett	Pitre
Alexander, R	Heaton	Powell
Bowler	Hebert	Riddle
Bruce	Hill	Salter
Bruneau	Hopkins	Scalise
Clarkson	Hudson	Schneider
Crane	Hutter	Schwegmann
Crowe	Jackson, M	Shaw
Curtis	Johns	Smith, G.—56th
Damico	Katz	Smith, J.D.—50th
Daniel	Kennard	Smith, J.H.—8th
Dartez	Kenney	Smith, J.R.—30th
Devillier	Lancaster	Sneed
Diez	LeBlanc	Stelly
Doerge	Lucas	Strain
Donelon	Martiny	Swilling
Downer	McCallum	Thompson
Durand	McDonald	Townsend
Erdey	McMains	Triche
Farrar	McVea	Tucker
Faucheux	Montgomery	Walsworth
Flavin	Morrell	Winston
Frith	Morrish	Wooton
Fruge	Nevers	Wright
Total—78		

NAYS

Ansardi	Green	Murray
Baldone	Guillory	Odinet
Baudoin	Holden	Pratt
Baylor	Hunter	Quezaire
Broome	Iles	Richmond
Carter, K	Jackson, L	Romero
Carter, R	LaFleur	Welch
Cazayoux	Landrieu	
Total—23		

ABSENT

Glover	Toomy
Pinac	Waddell
Total—4	

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 401—
BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 11:542(C)(1) and (2), relative to the Louisiana State Employees' Retirement System; to provide with respect to a cost-of-living adjustment; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Reengrossed Senate Bill No. 401 by Senator Fontenot

AMENDMENT NO. 1

On page 2, line 2, between "Committee." and "The", insert "The cost-of-living increase shall be limited to and shall only be payable based on an amount not to exceed seventy thousand dollars of the retiree's annual benefit."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Stelly and Schneider to Reengrossed Senate Bill No. 401 by Senator Fontenot

AMENDMENT NO. 1

On page 2, line 2, between "Committee." and "The" insert "The cost-of-living increase which is authorized by this Subsection shall be limited to the lesser of either two percent or an amount as determined in Paragraph (2) of this Subsection in or for any year in which the system does not earn at least eight and one-quarter percent interest on the investment of the system's assets."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Odinet
Alario	Gallot	Perkins
Alexander, E	Green	Pierre
Alexander, R	Guillory	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	Schwegmann
Cazayoux	Jackson, L	Shaw
Clarkson	Jackson, M	Smith, G.—56th
Crane	Katz	Smith, J.D.—50th
Crowe	Kennard	Smith, J.H.—8th
Curtis	Kenney	Smith, J.R.—30th
Damico	LaFleur	Sneed
Daniel	LaFleur	Stelly
Dartez	Lancaster	Strain
Devillier	Landrieu	Swilling
Diez	LeBlanc	Thompson
Doerge	Lucas	Toomy
Donelon	Martiny	Townsend
Downer	McCallum	Triche
Durand	McDonald	Tucker
Erdey	McMains	Waddell
Farrar	McVea	Walsworth
Faucheux	Montgomery	Welch
Flavin	Morrell	Winston
	Morrish	

Page 8 HOUSE

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Frith	Murray	Wooton
Frige	Nevers	Wright
Total—102		
	NAYS	
Total—0		
	ABSENT	
Glover	Johns	Pinac
Total—3		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 821— BY SENATOR HOYT

AN ACT

To amend and reenact R.S. 11:2257(H), relative to Firefighters' Retirement System of Louisiana; to create an alternative retirement option under the deferred retirement option plan; 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. 821 by Senator Hoyt

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 11:2257(H)" 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 "System and the Municipal Police Employees' Retirement"

AMENDMENT NO. 3

On page 1, line 3, between "Louisiana;" 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 2, after line 11, add:

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Engrossed Senate Bill No. 821 by Senator Hoyt

AMENDMENT NO. 1

On page 1, line 2, after "reenact" change "R.S. 11:2257(H)" to "R.S. 11:62(3), 103(C)(2)(b)(i), 2257(H), and 2259(A)"

AMENDMENT NO. 2

On page 1, line 4, after the semicolon ";" insert the following:

"to provide with respect to retirement options for members who are employed by the Jefferson Parish Fire Department; to create a 50% spousal option for such members; to increase contributions to pay for the cost of such benefit; to provide for an effective date;"

AMENDMENT NO. 3

On page 1, line 9, after "Section 1." change "R.S. 11:2257(H) is" to "R.S. 11:62(3), 103(C)(2)(b)(i), 2257(H), and 2259(A) are"

AMENDMENT NO. 4

On page 1, between lines 8 and 9 insert the following:

"§62. Employee contributions established

Employee contributions to state and statewide public retirement systems shall be as follows:

* * *

(3)(a) Firefighters' Retirement System--8%.

(b) Firefighters Retirement System, but limited to only those members who are employed by the Jefferson Parish East Bank Consolidated Fire Department--8.3%

* * *

§103. Employer contributions; determination; payment not guaranteed

* * *

C. The net direct actuarially required employer contribution for each fiscal year, commencing with fiscal year ending 1997, shall be that dollar amount equal to the contribution rate specified in Subparagraph (2)(b) of Subsection C, if any, increased by the cost itemized in Paragraph C(1), reduced by the contributions itemized in Paragraph C(2), rounded to the nearest one-quarter percent:

* * *

(2) Elements of the gross employer contributions:

* * *

(b) Targeted portion of the net direct employer's contributions:

(i)(aa) Firefighters' Retirement System--9%

(bb) Firefighters Retirement System, but limited to only the Jefferson Parish East Bank Consolidated Fire Department--9.3%

* * *

AMENDMENT NO. 5

On page 2, after line 11, insert the following:

"§2259. Optional allowances

A. With the provision that no optional selection shall be effective in case a beneficiary dies within thirty days after retirement and that such a beneficiary shall be considered as an active member at the time of death, until the first payment on account of any benefit becomes due, any member may elect to receive his benefit in a retirement allowance payable throughout life, or he may elect to receive the actuarial equivalent at the time of his retirement allowance in a reduced allowance payable throughout life, with the provision that:

* * *

Option 5A. Upon retirement, ninety-five percent of the member's maximum benefit, reduced by one percent for each whole multiple of five years the member's age exceeds that of his spouse, and upon death, if survived by a surviving spouse to whom the member was married at the time of retirement, fifty percent of the member's reduced benefit shall be paid to the surviving spouse during the spouse's lifetime.

Option 5B. Upon retirement, a benefit actuarially equivalent to the benefit provided under Option 5A; however, upon the death of the member, if survived by a surviving spouse to whom the member was married at the time of retirement, the full amount of the member's

reduced benefit shall be paid to the surviving spouse during said spouse's lifetime.

Option 5-Limited Liability. The provisions of Option 5A and Option 5B shall only be available for election by members who are employed by the Jefferson Parish Fire Department and whose contributions are made by and on behalf of such employees pursuant to the provisions of R.S. 11:62(3)(b) and R.S. 11:103(C)(2)(b)(i)(bb).

* * *

Section 2. The provisions of this Act shall become effective July 1, 2001."

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

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	Odinet
Alario	Green	Perkins
Alexander, E	Guillory	Pierre
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	Schwegmann
Clarkson	Jackson, M	Shaw
Crane	Katz	Smith, G.—56th
Crowe	Kennard	Smith, J.D.—50th
Curtis	Kenney	Smith, J.H.—8th
Damico	LaFleur	Smith, J.R.—30th
Daniel	Lancaster	Sneed
Dartez	Landrieu	Stelly
Devillier	LeBlanc	Strain
Diez	Lucas	Swilling
Doerge	Martiny	Thompson
Donelon	McCallum	Toomy
Downer	McDonald	Townsend
Durand	McMains	Triche
Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Welch
Frith	Morrish	Winston
Fruge	Murray	Wooton
Futrell	Nevers	Wright
Total—99		

NAYS

Total—0

ABSENT

Ansardi	Glover	Pinac
Flavin	Johns	Tucker
Total—6		

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. 887—
BY SENATOR IRONS AND REPRESENTATIVE CLARKSON
AN ACT

To amend and reenact R.S. 25:745(A)(1) and to enact R.S. 25:746, relative to historic preservation districts; to provide for the review of certain historic preservation district or commission decisions; to authorize jurisdiction for appeals of such decisions to district court; to provide for actions in the court of appeal and supreme court; to provide rights and obligations of owners, business agents, and lessees of immovable property located within a district; to authorize actions to compel the repair and care of immovable property within a district; and to provide for related matters.

Read by title.

Rep. Richmond moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alexander, E	Futrell	Pitre
Alexander, R	Gallot	Powell
Ansardi	Heaton	Pratt
Baldone	Hebert	Quezaire
Baudoin	Hill	Richmond
Baylor	Holden	Romero
Bowler	Hudson	Salter
Broome	Hutter	Scalise
Bruce	Iles	Schneider
Cazayoux	Jackson, L	Schwegmann
Clarkson	Johns	Smith, J.D.—50th
Crane	Kennard	Smith, J.H.—8th
Crowe	Kenney	Smith, J.R.—30th
Curtis	Lancaster	Sneed
Damico	Lucas	Stelly
Daniel	McCallum	Strain
Dartez	McDonald	Swilling
Diez	McMains	Townsend
Donelon	McVea	Triche
Downer	Montgomery	Tucker
Durand	Morrell	Waddell
Farrar	Morrish	Walsworth
Faucheux	Odinet	Welch
Flavin	Perkins	Winston
Frith	Pierre	Wooton
Fruge	Pinac	Wright
Total—78		

NAYS

Alario	Katz	Riddle
Erdey	Landrieu	
Hammett	Murray	
Total—7		

ABSENT

Mr. Speaker	Green	Martiny
Bruneau	Guillory	Nevers
Carter, K	Hopkins	Shaw
Carter, R	Hunter	Smith, G.—56th
Devillier	Jackson, M	Thompson
Doerge	LaFleur	Toomy
Glover	LeBlanc	
Total—20		

The Chair declared the above bill was finally passed.

Rep. Richmond 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. 1008—
BY SENATOR CAIN
AN ACT

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

Read by title.

Rep. John 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	Hammett	Powell
Ansardi	Heaton	Pratt
Baldone	Hebert	Quezaire
Baudoin	Hill	Richmond
Baylor	Holden	Riddle
Bowler	Hopkins	Romero
Broome	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Hutter	Schneider
Carter, K	Iles	Schwegmann
Carter, R	Jackson, L	Shaw
Cazayoux	Jackson, M	Smith, G.—56th
Clarkson	Johns	Smith, J.D.—50th
Crane	Katz	Smith, J.H.—8th
Crowe	Kennard	Smith, J.R.—30th
Curtis	Kenney	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
Frige	Nevers	
Futrell	Odinot	
Total—103		

NAYS

Total—0

ABSENT

Guillory	Pitre
Total—2	

The Chair declared the above bill was finally passed.

Rep. John 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. 1045—
BY SENATOR BOISSIERE

AN ACT

To enact R.S. 11:553(17) and 559(3), relative to the Louisiana State Employees' Retirement System; to provide with respect to membership of certain employees of the traffic courts for the parish of Orleans; to authorize credit in the judicial retirement plan of the Louisiana State Employees' Retirement System for service as a judicial administrator for the traffic courts for the parish of Orleans and each deputy of the administrator; 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. 1045 by Senator Boissiere

AMENDMENT NO. 1

On page 1, line 2, between "To" and "relative" delete "R.S. 11:553(17) and 559(3)," and insert in lieu thereof "amend and reenact R.S. 11:502, 502.2(A)(1)(introductory paragraph) and (B)(1), 502.4, and Subsection 2(B) of Act No. 1320 of the 1999 Regular Session of the Legislature, and to enact R.S. 11:502.2(A)(1)(c), 553(17) and 559(3)."

AMENDMENT NO. 2

On page 1, line 8, between "administrator;" and "and" insert "to further provide with respect to the Optional Retirement Plan, including but not limited to membership and those classes of employees that are eligible for such membership; to provide an effective date;"

AMENDMENT NO. 3

On page 1, line 11, after "Section 1." delete the remainder of the line and insert in lieu thereof "R.S. 11:502, 502.2(A)(1)(introductory paragraph) and (B)(1), 502.4, and Subsection 2(B) of Act No. 1320 of the 1999 Regular Session of the Legislature are hereby amended and reenacted and R.S. 11:502.2(A)(1)(c), 553(17) and 559(3) are hereby enacted to read as"

AMENDMENT NO. 4

On page 1, between lines 12 and 13, insert:

"§502. Creation of optional retirement plan

There is created an optional retirement plan for certain ~~unclassified~~ state employees who would otherwise be eligible to become members of the Louisiana State Employees' Retirement System. Those eligible employees who select this optional benefit shall not be considered eligible for any benefits provided by the defined benefit plan and cannot maintain any service credit in the defined benefit plan once this option is elected.

* * *

§502.2. Eligibility; irrevocable election

A.(1) The following ~~unclassified~~ state employees shall be eligible to make an irrevocable election to participate in this optional retirement plan:

* * *

(c) Any member of the Executive Career Service established by the State Civil Service Commission.

* * *

B.(1)(a) ~~Any~~ Except as provided in Subparagraph (b) of this Paragraph, any participating member of the defined benefit plan who would otherwise be eligible to participate in this optional retirement plan under the provisions of Subsection A of this Section may irrevocably elect to participate in this optional retirement plan under the provisions of this Subpart, but any such election shall be filed in writing with the Louisiana State Employees' Retirement System prior to September 1, 2000, or the member shall remain in the defined benefit plan.

(b) Any member of the Executive Career Service established by the State Civil Service Commission who is a participating member of the defined benefit plan shall have sixty days following the effective date of such member's appointment to the Executive Career Service to make and file the election set forth in Subparagraph (a) of this Paragraph.

* * *

§502.4. Limitations; unclassified employees

Any eligible ~~unclassified~~ employee who elects to participate in this optional retirement plan shall always be ineligible for membership in the defined benefit plan, even if he is employed in a position covered by the defined benefit plan and shall only be entitled to those benefits set out in this Subpart. If any such optional retirement plan participant assumes a new position covered by the retirement plan, then he shall continue to participate in the optional retirement plan, notwithstanding the provisions of R.S. 11:417. If any such optional retirement plan participant assumes a new position in state service not covered by the defined benefit plan, he must at that time begin membership in the retirement system which provides benefits for that position in state service."

AMENDMENT NO. 5

On page 2, after line 13, add:

"Section 2. Subsection 2(B) of Act No. 1320 of the 1999 Regular Session of the Legislature is hereby amended and reenacted to read as follows:

Section 2.

* * *

B. The authority for enrollment of employees in the Optional Retirement Plan, as set forth in R.S. 11:502.2 in Section 1 of this Act, shall terminate on July 1, 2001, and, thereafter except as provided in Section 3 of the Act which originated as House Bill No. 1395 of the 2001 Regular Session of the Legislature, no further employees shall be enrolled or transferred for participation therein. Those employees who either enrolled in or transferred into the Optional Retirement Plan on or before June 30, 2001, shall continue participation therein in accordance with the provisions of law applicable thereto.

Section 3. Notwithstanding any provision of Subsection B of Act No. 1320 of the 1999 Regular Session of the Legislature, as amended, to the contrary, the authority for enrollment of members of the Executive Career Service established by the State Civil Service Commission in the Optional Retirement Plan, as set forth in R.S. 11:502.2(A)(1)(c) in Section 1 of this Act, shall terminate sixty days following the effective date of each such member's appointment to the Executive Career Service. Those members who either enrolled in or transferred into the Optional Retirement Plan on or before July 1, 2002, shall continue participation therein in accordance with the provisions of law applicable thereto.

Section 4. This Act shall become effective on July 1, 2001; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2001, or on the day following such approval by the legislature, whichever is later."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Odinet
Alario	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	Schwegmann
Crane	Jackson, M	Shaw
Crowe	Johns	Smith, G.—56th
Curtis	Katz	Smith, J.D.—50th
Damico	Kennard	Smith, J.R.—30th
Daniel	Kenney	Sneed
Dartez	LaFleur	Stelly
Devillier	Lancaster	Strain
Diez	Landrieu	Swilling
Doerge	LeBlanc	Thompson
Donelon	Martiny	Toomy
Downer	McCallum	Townsend
Durand	McDonald	Triche
Erdey	McMains	Tucker
Farrar	McVea	Waddell
Fauchoux	Montgomery	Walsworth

Flavin	Morrell	Welch
Frith	Morrish	Winston
Fruge	Murray	Wooton
Futrell	Nevers	Wright
Total—102		

NAYS

Alexander, E
Total—1

ABSENT

Lucas	Smith, J.H.—8th
Total—2	

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. 1096—
BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 11:153(F) and 768(B)(2), relative to the Teachers Retirement System of Louisiana; to authorize military service time as creditable service time; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 200—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 39:461.4(A) and (B) and 461.5, and to enact R.S. 39:461.9, relative to the Interim Emergency Board; to authorize the board to make certain changes to capital outlay projects in a capital outlay act and capital outlay budget upon approval of the legislature by mail ballot; to require the written request of certain legislators and agencies; and to provide for related matters.

Read by title.

Rep. Hammett moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

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

NAYS

Total—0

ABSENT

Bruneau	Lucas	Schneider
Curtis	Murray	
Total—5		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 240—

BY SENATORS ELLINGTON AND SCHEDLER
A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, relative to the prohibited use of funds, credit, property or things of value of the state or political subdivisions; to provide an exception for purposes of investment of a portion of the Medicaid Trust Fund for the Elderly; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

Rep. Rodney Alexander moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Carter, R	Iles	Schwegmann
Cazayoux	Jackson, L	Shaw
Clarkson	Jackson, M	Smith, G.—56th
Crane	Johns	Smith, J.D.—50th
Crowe	Katz	Smith, J.H.—8th
Curtis	Kennard	Smith, J.R.—30th
Damico	Kenney	Sneed
Daniel	LaFleur	Stelly
Dartez	Landrieu	Strain
Devallier	LeBlanc	Swilling
Diez	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
Futrell	Nevers	Wooton
Gallot	Odinet	Wright
Total—99		

NAYS

Bowler	Lancaster
Total—2	

ABSENT

Doerge	Lucas
Flavin	Pierre
Total—4	

The chair declared the above bill, having received a two-thirds vote of the elected members, 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. 244—

BY SENATOR MALONE
A JOINT RESOLUTION

Proposing to add Article VII, Section 10.11 of the Constitution of Louisiana, relative to providing funds for the support of farming; to authorize the legislature by law to establish and implement programs to assist certain farmers; to authorize the legislature by law to provide for and maintain a permanent trust fund to provide revenue to fund such assistance; to specify an election for submission of the proposition to electors and provide a ballot proposition; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Salter to Reengrossed Senate Bill No. 244 by Senator Malone

AMENDMENT NO. 1

On page 2, line 8, after "forgo" and before "agricultural" insert "irrigating with groundwater for"

AMENDMENT NO. 2

On page 2, line 25, after "forgo" and before "agricultural" insert "irrigating with groundwater for"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Alario, Alexander, E, Alexander, R, Ansardi, Baldone, Baudoin, Baylor, Bowler, Broome, Bruce, Bruneau, Carter, K, Carter, R, Cazayoux, Clarkson, Crane, Crowe, Curtis, Damico, Daniel, Dartez, Devillier, Diez, Doerge, Donelon, Downer, Durand, Erdey, Farrar, Faucheux, Flavin, Frith, Fruge, Futrell, Total—104.

NAYS

Total—0

ABSENT

Swilling
Total—1

The chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

Rep. Salter 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. 289—
BY SENATOR ULLO

AN ACT

To enact R.S. 15:832.1(A)(3) and to enact R.S. 39:128(D), relative to the capital construction projects; to exempt the construction of buildings to house inmate work programs from the capital outlay budget process under certain circumstances; to exempt the use of inmate labor to construct such facilities on prison grounds from maximum cost limits; to provide for an annual report to the legislature; 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

Table with 3 columns of names: Mr. Speaker, Alario, Alexander, E, Ansardi, Baldone, Baudoin, Baylor, Bowler, Broome, Bruce, Bruneau, Carter, K, Carter, R, Cazayoux, Clarkson, Crane, Crowe, Curtis, Damico, Daniel, Dartez, Devillier, Diez, Doerge, Donelon, Downer, Durand, Erdey, Farrar, Faucheux, Flavin, Frith, Fruge, Futrell, Total—100.

NAYS

Total—0

ABSENT

Alexander, R Kennard Morrell
Hudson Lucas
Total—5

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. 332—
BY SENATOR MICHOT

AN ACT

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

Read by title.

Rep. Pinac moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Faucheux	Lucas	Smith, G.—56th
Hudson	Morrell	Wooton
Total—6		

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. 460—
BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 46:1906, relative to public welfare and assistance; to provide with respect to the Division of Youth Services; to permit rather than require local governing authorities to pay detention centers excess costs for juveniles committed to the Department of Public Safety and Corrections; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Salter to Reengrossed Senate Bill No. 460 by Senator Smith

AMENDMENT NO. 1

On page 3, line 5, between "the" and "state" insert "amount paid"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Carter, K	Hudson	Smith, G.—56th
Diez	LeBlanc	Waddell
Faucheux	Lucas	
Frith	Morrell	
Total—10		

The Chair declared the above bill was finally passed.

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

Speaker Pro Tempore Bruneau in the Chair

SENATE BILL NO. 619—
BY SENATOR HAINKEL

AN ACT

To enact R.S. 33:2841.1 relative to enforcement of taxes; to provide that local governing authorities may privatize collection of delinquent ad valorem taxes; to provide for civil penalties; to provide relative to notice of taxes due; to provide for the recovery costs, expenses and attorney fees; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Landrieu to Reengrossed Senate Bill No. 619 by Senator Hainkel

AMENDMENT NO. 1

Delete House Committee Amendment No. 1 proposed by the House Committee on Ways and Means and adopted by the House of Representatives on June 13, 2001.

AMENDMENT NO. 2

On page 1, line 2, between "that" and "local" insert "certain"

AMENDMENT NO. 3

In House Committee Amendment No. 2 proposed by the House Committee on Ways and Means and adopted by the House of Representatives on June 13, 2001, on page 1, delete line 6 and insert "local governing authority"

AMENDMENT NO. 4

On page 1, line 12, between "A" and "or the" delete "municipality," and insert "local governing authority as defined in Subsection F of this Section,"

AMENDMENT NO. 5

On page 2, line 7, between "a" and "or the" delete "municipality," and insert "local governing authority as defined in Subsection F of this Section,"

AMENDMENT NO. 6

On page 2, line 23, between "the" and "or" delete "municipality," and insert "local governing authority as defined in Subsection F of this Section,"

AMENDMENT NO. 7

In House Committee Amendment No. 14 proposed by the House Committee on Ways and Means and adopted by the House of Representatives on June 13, 2001, on page 2, at the end of line 8, delete "municipality," and insert "local governing authority,"

AMENDMENT NO. 8

In House Committee Amendment No. 16 proposed by the House Committee on Ways and Means and adopted by the House of Representatives on June 13, 2001, on page 2, delete line 15, and insert "to any local governing authority within a parish with a population of less than seventy-two"

AMENDMENT NO. 9

In House Committee Amendment No. 16 proposed by the House Committee on Ways and Means and adopted by the House of Representatives on June 13, 2001, on page 2, delete lines 18 and 19 and insert the following:

"Section 2. The provisions of this Act shall not apply to ad valorem taxes which become delinquent after July 1, 2005."

On motion of Rep. Landrieu, 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. 619 by Senator Hainkel

AMENDMENT NO. 1

On page 2, line 26, after "to" and before "each" insert "the last mailing address on file, or on record in the tax collector's office of"

AMENDMENT NO. 2

On page 2, line 27, after "him," and before "to" insert "or"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Walsworth to Reengrossed Senate Bill No. 619 by Senator Hainkel

AMENDMENT NO. 1

On page 3, after line 5, insert:

"G. Ad valorem taxes timely protested by any taxpayer pursuant to the provisions of Subtitle III of Title 47 shall not be considered delinquent taxes. Notwithstanding any other provision of law to the contrary, such protested taxes shall be segregated and held pending the final outcome of such dispute."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Perkins to Reengrossed Senate Bill No. 619 by Senator Hainkel

AMENDMENT NO. 1

On page 1, line 13, after "contract" and before "with" insert "through a request for proposals process"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Reengrossed Senate Bill No. 619 by Senator Hainkel

AMENDMENT NO. 1

On page 3, after line 5, insert the following:

"G. The provisions of this Section shall not apply to ad valorem taxes which become delinquent prior to August 15, 2001."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Flavin	Murray
Alexander, R	Futrell	Pitre
Baldone	Gallot	Powell
Baudoin	Hammett	Pratt
Baylor	Heaton	Quezaire
Bruce	Hill	Richmond
Bruneau	Holden	Riddle
Carter, K	Jackson, L	Salter
Carter, R	Jackson, M	Smith, G.—56th
Crane	Kennard	Smith, J.D.—50th
Damico	Kenney	Smith, J.R.—30th
Dartez	Landrieu	Thompson
Diez	Martiny	Townsend
Downer	McCallum	Triche
Farrar	McDonald	Winston
Faucheux	Montgomery	Wooton
Total—48		

NAYS

Alexander, E	Hopkins	Pinac
Bowler	Hudson	Romero
Broome	Hunter	Scalise
Cazayoux	Hutter	Schneider
Clarkson	Iles	Schwegmann
Crowe	Katz	Smith, J.H.—8th
Curtis	Lancaster	Sneed
Daniel	Lucas	Strain
Devillier	McMains	Swilling
Doerge	McVea	Tucker
Durand	Morrell	Waddell
Frith	Morrish	Walsworth
Fruge	Nevers	Welch
Green	Odinet	Wright
Guillory	Perkins	
Hebert	Pierre	
Total—46		

ABSENT

Mr. Speaker	Glover	Shaw
Ansardi	Johns	Stelly
Donelon	LaFleur	Toomy
Erdey	LeBlanc	
Total—11		

Failed to pass.

Motion to reconsider pending.

SENATE BILL NO. 1096—

BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 11:153(F) and 768(B)(2), relative to the Teachers Retirement System of Louisiana; to authorize military service time as creditable service time; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Schneider moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Ansardi	Townsend
Smith, J.D.—50th	Tucker
Total—4	

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. 681—
BY SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 34:3471(A) and (B)(7), 3476(B), 3479(C)(5) and (9), 3482(B) and (C), and 3483(A)(1), (6), and (14), and to enact R.S. 34:3479(C)(11), relative to the Millennium Port Authority; to provide with respect to budgeting; to authorize the funding of various revenues into obligations and the types of obligations; and to provide for related matters.

Read by title.

Rep. Hammett moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Odinot
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	Schwegmann
Cazayoux	Iles	Shaw
Clarkson	Jackson, L	Smith, G.—56th
Crane	Jackson, M	Smith, J.H.—8th
Crowe	Johns	Smith, J.R.—30th
Curtis	Katz	Sneed
Damico	Kennard	Stelly
Daniel	Kenney	Strain
Dartez	LaFleur	Swilling
Devillier	Lancaster	Thompson
Diez	Landrieu	Toomy
Doerge	LeBlanc	Triche
Donelon	Lucas	Tucker
Downer	Martiny	Waddell
Durand	McCallum	Walsworth
Erdey	McDonald	Welch
Farrar	McMains	Winston
Fauchoux	McVea	Wooton
Flavin	Montgomery	Wright
Frith	Murray	
Fruge	Nevers	
Total—100		

NAYS

Schneider
Total—1

ABSENT

Morrell
Morrish
Smith, J.D.—50th
Townsend

Total—4

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 739—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 17:1519.2(B), 1519.4(A)(1), (C)(1) and (2), and (E)(1) and to repeal R.S. 17:1519.4(B)(1), relative to hospitals operated by the Louisiana State University Health Sciences Center; to provide requirements on appropriations schedules; to provide that the Health Care Services Fund be a restricted fund; to authorize the center to retain excess revenues; to delete provisions requiring a memorandum of understanding between the health care services division and the Department of Health and Hospitals; to delete restrictions on Medicaid collections by the division; and to provide for related matters. Except as provided herein, all reporting and regulatory provisions of Act 3 of 1997 shall remain in force and effect.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LeBlanc to Reengrossed Senate Bill No. 739 by Senator Schedler

AMENDMENT NO. 1

In Amendment No. 3 of the set of 22 amendments proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 13, 2001, on page 1, at the end of line 12, after "provide" insert "any"

AMENDMENT NO. 2

In Amendment No. 3 of the set of 22 amendments proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 13, 2001, on page 1, line 13, after "care" and before "in" change "services" to "service"

AMENDMENT NO. 3

In Amendment No. 3 of the set of 22 amendments proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 13, 2001, on page 1, line 14, after "annual" and before "expenditures" insert "budgeted"

AMENDMENT NO. 4

In Amendment No. 3 of the set of 22 amendments proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 13, 2001, on page 1, line 22, after "Budget" and before "no", insert "and the Department of Health and Hospitals"

AMENDMENT NO. 5

In Amendment No. 3 of the set of 22 amendments proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 13, 2001, on page 1, at the end of line 32, delete the quotation mark " " and insert the following:

"The reports shall also include, for each hospital and the executive administration and general support program for the current quarter and the next three quarters, projections of the costs that will be eligible for reimbursement from Medicaid payments or uncompensated care payments to be made by the Department of Health and Hospitals."

AMENDMENT NO. 6

In Amendment No. 20 of the set of 22 amendments proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 13, 2001, on page 3, at the end of line 35, after "Session" insert a period "." and delete lines 36 through 40 in their entirety

AMENDMENT NO. 7

In Amendment No. 21 of the set of 22 amendments proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 13, 2001, on page 4, at the end of line 18, after "Act" delete "of 1997"

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

Rep. Rodney Alexander moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Baldone	Hudson	Townsend
Total—3		

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. 858—
BY SENATOR CRAVINS

AN ACT

To enact R.S. 42:456(A)(3) and 456.2, relative to public officers and employees; to provide for payroll deductions in certain situations; to provide for competitive selection of payroll deduction insurance products; and to provide for related matters.

Read by title.

Rep. Donelon 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	Hunter	Salter
Bruneau	Hutter	Scalise
Carter, K	Iles	Schneider
Carter, R	Jackson, L	Schwegmann
Cazayoux	Jackson, M	Shaw
Clarkson	Johns	Smith, G.—56th
Crane	Katz	Smith, J.D.—50th
Crowe	Kennard	Smith, J.H.—8th
Curtis	Kenney	Smith, J.R.—30th
Damico	LaFleur	Sneed
Daniel	Lancaster	Stelly
Dartez	Landrieu	Strain
Devillier	LeBlanc	Swilling
Diez	Lucas	Thompson
Doerge	Martiny	Toomy
Donelon	McCallum	Townsend
Downer	McDonald	Triche
Durand	McMains	Tucker
Erdey	McVea	Walsworth
Farrar	Montgomery	Welch
Faucheux	Morrell	Winston
Flavin	Morrish	Wooton
Frith	Murray	Wright
Fruge	Nevers	
Futrell	Odinot	
Total—103		

NAYS

Total—0

ABSENT

Hudson Waddell
Total—2

The Chair declared the above bill was finally passed.

Rep. Donelon 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. 880—
BY SENATORS MCPHERSON AND HINES
AN ACT

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

Read by title.

Rep. Farrar moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Futrell Nevers Wright
Total—105

NAYS

Total—0

ABSENT

Total—0

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. 904—
BY SENATOR HAINKEL
AN ACT

To amend and reenact R.S. 47:1512, relative to the powers and duties of the secretary of the Department of Revenue; to provide for the powers and duties of the secretary; to provide for the rates paid to private counsel hired to collect taxes; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 936—
BY SENATOR C. JONES
AN ACT

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

Read by title.

Rep. Hunter moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:
YEAS

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

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

Total—104

NAYS

Total—0

ABSENT

Faucheux
Total—1

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. 987—
BY SENATOR JOHNSON

AN ACT

To enact Subpart B-1 of Part I of Chapter 1 of Code Title XXIV of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:5633, relative to the improvement of blighted property; to provide for applicability; to provide for the ownership of an immovable which has been declared blighted; to provide for the improvement of the property by the possessor; to provide for acquisitive prescription of three years under certain circumstances; to provide certain requisites and procedures for acquiring blighted property; to provide for security interests; to provide for certain causes of action; and to provide for related matters.

Read by title.

Rep. Murray moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Nevers
Alario	Gallot	Odinet
Alexander, E	Glover	Pierre
Alexander, R	Green	Pinac
Ansardi	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Pratt
Baylor	Hill	Quezaire
Broome	Holden	Richmond
Bruce	Hopkins	Riddle
Bruneau	Hudson	Romero
Carter, K	Hunter	Salter
Carter, R	Hutter	Scalise
Cazayoux	Jackson, L	Schwegmann

Clarkson	Jackson, M	Shaw
Crane	Johns	Smith, G.—56th
Crowe	Kennard	Smith, J.D.—50th
Curtis	Kenney	Smith, J.H.—8th
Damico	Lancaster	Smith, J.R.—30th
Daniel	Landrieu	Sneed
Diez	LeBlanc	Stelly
Doerge	Lucas	Strain
Donelon	Martiny	Swilling
Downer	McCallum	Thompson
Durand	McMains	Townsend
Farrar	McVea	Triche
Faucheux	Montgomery	Tucker
Flavin	Morrell	Waddell
Frith	Morrish	Welch
Fruge	Murray	Winston

Total—90

NAYS

Bowler	Iles	Schneider
Dartez	Katz	Walsworth
Erdey	McDonald	Wooton
Hebert	Perkins	Wright

Total—12

ABSENT

Devillier	LaFleur	Toomy
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Total—3

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. 1086—
BY SENATOR LENTINI

AN ACT

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

Read by title.

Rep. Alario moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Odinot
Alario	Glover	Perkins
Alexander, E	Green	Pierre
Alexander, R	Guillory	Pinac
Ansardi	Hammett	Pitre
Baldone	Heaton	Powell
Baudoin	Hebert	Pratt
Baylor	Hill	Quezaire
Bowler	Holden	Richmond
Broome	Hopkins	Riddle
Bruce	Hudson	Romero
Bruneau	Hunter	Salter
Carter, K	Hutter	Scalise
Carter, R	Iles	Schneider
Cazayoux	Jackson, L	Schwegmann
Clarkson	Jackson, M	Shaw
Crane	Johns	Smith, G.—56th
Crowe	Katz	Smith, J.D.—50th
Curtis	Kennard	Smith, J.H.—8th
Damico	Kenney	Smith, J.R.—30th
Daniel	LaFleur	Sneed
Dartez	Lancaster	Stelly
Devillier	Landrieu	Strain
Diez	LeBlanc	Swilling
Doerge	Lucas	Thompson
Donelon	Martiny	Toomy
Downer	McCallum	Townsend
Durand	McDonald	Triche
Erdey	McMains	Tucker
Farrar	McVea	Waddell
Faucheux	Montgomery	Walsworth
Flavin	Morrell	Welch
Frith	Morrish	Winston
Fruge	Murray	Wooton
Futrell	Nevers	Wright
Total—105		

NAYS

Total—0

ABSENT

Total—0

The chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

Rep. Alario 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. 514—
BY SENATOR JOHNSON

AN ACT

To enact Chapter 10-A of Title 18 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 18:1473 through 1475, and 1511.4(E), relative to election offenses; to prohibit certain acts impacting candidates for elective office, their employees and relatives; to provide for reporting and investigations; to provide for a letter of reprimand or censure; to provide for civil remedies; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Reengrossed Senate Bill No. 514 by Senator Johnson

AMENDMENT NO. 1

Delete the set of amendments proposed by the House Committee on House and Governmental Affairs and adopted by the House on May 21, 2001

AMENDMENT NO. 2

On page 1, delete lines 2 through 7 and insert the following:

"To enact R.S. 18:1505.2(O), relative to limitations on the expenditure of campaign funds; to prohibit the use of campaign funds to pay fines, fees, and penalties assessed pursuant to the Campaign Finance Disclosure Act; and to provide for related matters."

AMENDMENT NO. 3

On page 1, delete lines 9 through 16 and delete pages 2 through 6 and insert the following:

"Section 1. R.S. 18:1505.2(O) is hereby enacted to read as follows:

§1505.2. Contributions; expenditures; certain prohibitions and limitations

* * *

R.S. 18:1505.2(O) is all proposed new law.

O.(1) No person shall use contributions received by, or other campaign funds of, an elected official or a candidate or the principal or a subsidiary campaign committee of an elected official or a candidate to pay any fine, fee, or penalty, civil or criminal, assessed pursuant to this Chapter.

(2) However, the provisions of Paragraph (1) of this Subsection shall not be applicable to the first fine, fee, or penalty assessed against a person or committee after the effective date of this Act.

Section 2. This Act shall become effective July 1, 2001; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2001, or on the day following such approval by the legislature, whichever is later."

Rep. Daniel moved the adoption of the amendments.

Rep. Murray objected.

By a vote of 90 yeas and 10 nays, 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	Flavin	McMains
Alario	Frith	McVea
Alexander, R	Futrell	Montgomery
Ansardi	Gallot	Morrell

Baldone	Green	Murray
Baudoin	Guillory	Nevers
Baylor	Hammett	Perkins
Bowler	Heaton	Pierre
Broome	Hill	Pinac
Bruce	Holden	Pitre
Bruneau	Hopkins	Pratt
Carter, K	Hudson	Quezaire
Carter, R	Hunter	Richmond
Cazayoux	Iles	Riddle
Clarkson	Jackson, L	Romero
Crane	Jackson, M	Salter
Crowe	Johns	Schneider
Damico	Kennard	Schwegmann
Daniel	Kenney	Shaw
Diez	LaFleur	Smith, J.H.—8th
Doerge	Lancaster	Sneed
Donelon	Landrieu	Swilling
Downer	LeBlanc	Thompson
Durand	Lucas	Triche
Erdey	Martiny	Waddell
Farrar	McCallum	Welch
Faucheux	McDonald	
Total—80		

NAYS

Alexander, E	Odinot	Tucker
Dartez	Powell	Walsworth
Devillier	Scalise	Winston
Fruge	Smith, G.—56th	Wooton
Glover	Smith, J.D.—50th	Wright
Hebert	Strain	
Katz	Townsend	
Total—19		

ABSENT

Curtis	Morrish	Stelly
Hutter	Smith, J.R.—30th	Toomy
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. 1026—
BY SENATOR CHAISSON

AN ACT

To enact R.S. 45:561 through 564, relative to railroads; to provide for requirements for railroads crossing public roads; to provide for enforcement and certification by the Louisiana Public Service Commission; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gary Smith to Reengrossed Senate Bill No. 1026 by Senator Chaisson

AMENDMENT NO. 1

On page 1, line 13, after "constructed," and before "to" insert "by or on behalf of the various parishes,"

AMENDMENT NO. 2

On page 2, at the end of line 3, insert "The cost for the crossing shall be borne by the parish or the developer who is constructing such public road to be dedicated to the parish."

AMENDMENT NO. 3

On page 2, line 9, after "road" and before "in" insert "or a road to be built and dedicated as a public road to a parish"

On motion of Rep. Gary Smith, the amendments were adopted.

Rep. Martiny moved that the bill, as amended, be recommitted to the Committee on Transportation, Highways and Public Works.

Rep. Gary Smith objected.

By a vote of 61 yeas and 31 nays, the House agreed to recommit the bill, as amended, to the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 904—
BY SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 47:1512, relative to the powers and duties of the secretary of the Department of Revenue; to provide for the powers and duties of the secretary; to provide for the rates paid to private counsel hired to collect taxes; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Fruge to Reengrossed Senate Bill No. 904 by Senator Hainkel

AMENDMENT NO. 1

Delete Amendment No. 2 proposed by the House Committee on Ways and Means and adopted by the House on June 13, 2001

AMENDMENT NO. 2

On page 1, line 5, after "taxes;" insert "to provide for the payment of attorney's fees;"

AMENDMENT NO. 3

On page 1, at the end of line 9, after "counsel" insert a semi-colon ";" and "attorney's fees"

AMENDMENT NO. 4

On page 1, line 10, change "(A)" to "A."

AMENDMENT NO. 5

On page 1, delete line 15 and on page 2, delete lines 1 through 8 and insert in lieu thereof the following:

"attorney fees in the amount of ten percent of the taxes, penalties and interest due, shall be paid by the tax debtor."

AMENDMENT NO. 6

On page 2, delete lines 9 through 15 in their entirety and insert in lieu thereof the following:

"B. Any taxpayer who successfully defends against an assessment or other proceeding initiated to collect a tax, penalty, or interest shall be entitled to the recovery of attorney's fees in the amount of ten percent of the taxes, interest, and penalties demanded and ultimately determined not to be due.

C. Any taxpayer who successfully appeals the denial of a refund claim or receives a refund of amounts paid under protest shall be entitled to the recovery of attorney's fees in the amount of ten percent of the amount refunded to the taxpayer, including interest."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Fruge to Reengrossed Senate Bill No. 904 by Senator Hainkel

AMENDMENT NO. 1

Delete Amendment No. 2 proposed by the House Committee on Ways and Means and adopted by the House on June 13, 2001

AMENDMENT NO. 2

On page 1, line 10, change "(A)" to "A."

AMENDMENT NO. 3

On page 2, line 9, change "(B)" to "B."

AMENDMENT NO. 4

On page 2, delete lines 11 through 15 in their entirety

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Walsworth to Reengrossed Senate Bill No. 904 by Senator Hainkel

AMENDMENT NO. 1

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

"D. For any taxes that become delinquent prior to August 15, 2001, the additional charge for attorney fees shall not exceed ten percent."

Point of Order

Rep. Tucker asked for a ruling from the Chair as to the number of votes necessary to pass the bill.

Ruling of the Chair

The Chair ruled that the Constitution of 1974 states that bills which impose civil penalties require the favorable vote of two-thirds of the elected members.

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Baudoin	Hammett	Murray
Carter, K	Hunter	Odinot
Carter, R	Jackson, L	Pinac
Curtis	Landrieu	Powell
Gallot	Montgomery	Pratt
Glover	Morrish	Richmond
Total—18		

NAYS

Alario	Futrell	Riddle
Alexander, E	Guillory	Romero
Alexander, R	Hebert	Salter
Baldone	Hill	Scalise
Baylor	Holden	Schneider
Bowler	Hopkins	Schwegmann
Broome	Hudson	Shaw
Bruce	Hutter	Smith, G.—56th
Bruneau	Iles	Smith, J.D.—50th
Cazayoux	Johns	Smith, J.H.—8th
Crane	Katz	Smith, J.R.—30th
Crowe	Kennard	Sneed
Damico	Kenney	Stelly
Daniel	LaFleur	Strain
Dartez	Lancaster	Thompson
Devillier	Lucas	Townsend
Diez	Martiny	Triche
Doerge	McCallum	Tucker
Downer	McDonald	Waddell
Durand	McMains	Walsworth
Erdey	Morrell	Welch
Farrar	Nevers	Winston
Faucheux	Perkins	Wooton
Flavin	Pierre	Wright
Frith	Pitre	
Fruge	Quezaire	
Total—76		

ABSENT

Mr. Speaker	Green	McVea
Ansardi	Heaton	Swilling
Clarkson	Jackson, M	Toomy
Donelon	LeBlanc	
Total—11		

The chair declared the above bill, not having received a two-thirds vote of the elected members, failed to pass.

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

Speaker DeWitt in the Chair

Suspension of the Rules

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

**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. 18—

BY REPRESENTATIVES BRUNEAU, FAUCHEUX, LANCASTER, SCALISE, HOPKINS, PITRE, SNEED, AND WELCH AND SENATORS HOLLIS, DUPRE, AND ELLINGTON

AN ACT

To amend and reenact Part I of Chapter 2 of Title 18 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 18:18 through 20, R.S. 18:23(A)(4) and (E)(1), 31, 44(B)(introductory paragraph) and (2), 45(A), 431.1(B), 552(A)(1), 574(A)(3), 1302(3), 1353, 1372, 1392(B), 1400.6(B) and (C), and 1402(C), R.S. 36:741(C), R.S. 42:62(6), and R.S. 44:4(23); to enact R.S. 36:744(R); and to repeal R.S. 36:4(A)(15) and 8(E)(2)(d), Chapter 16 of Title 36 of the Louisiana Revised Statutes of 1950, comprised of R.S. 36:661 through 663, R.S. 39:291(C)(4)(c), and R.S. 49:191(11)(i) and 968(B)(7), relative to the commissioner of elections and the Department of Elections and Registration; to provide for the appointment in lieu of election of the commissioner of elections; to provide, pursuant to Article IV, Section 20 of the Constitution of Louisiana, for the merger and consolidation of the Department of Elections and Registration with the Department of State and for the transfer of such department and its powers, duties, functions, and responsibilities to the Department of State; to provide for implementation; 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. 18 by Representative Bruneau

AMENDMENT NO. 1

On page 4, at the beginning of line 10, after "secretary of state" delete "and" and insert "subject to Senate confirmation. He"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senators Dardenne and Campbell to Engrossed House Bill No. 18 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 7, after "36:" and before "744(R)" insert "742.1 and"

AMENDMENT NO. 2

On page 1, line 13, after "elections;" insert "to provide for prohibitions against political activities;"

AMENDMENT NO. 3

On page 16, line 11, after "36:" and before "744(R)" insert "742.1 and"

AMENDMENT NO. 4

On page 16, line 11, change "is" to "are"

AMENDMENT NO. 5

On page 16, between lines 18 and 19, insert the following:

"§742.1. Prohibitions against political activities: elections

A. Neither the secretary of state nor the commissioner of elections nor any other employee who is in the unclassified state service under the secretary's supervision shall participate or engage in any political activity, make or solicit any contributions for any political party, faction, or candidate, or take active part in the management of the affairs of a political party, faction, candidate, or any political campaign in any election that is supervised, regulated, or conducted by the office of the secretary of state. Nothing in this Section shall be construed to prohibit the secretary of state from being a candidate for nomination or election to any public office not otherwise prohibited by the Constitution of Louisiana of 1974, and engaging in political activity in the conduct of such candidacy, exercising his right as a citizen to express his opinion privately, or casting his vote as he desires. As used in this Section, "political activity" shall have the meaning ascribed to it in Article X, Section 9(C) of the Constitution of Louisiana of 1974.

B. All other employees of the secretary of state who are in the classified state service shall be subject to the constitution and laws, and the regulations adopted pursuant thereto, affecting political activities by persons in the classified state service.

* * *

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	Fruge	Nevers
Alario	Guillory	Odinot
Alexander, E	Hammett	Perkins
Alexander, R	Heaton	Pierre
Ansardi	Hill	Pitre
Baldone	Holden	Powell
Baylor	Hopkins	Pratt
Bowler	Hunter	Richmond
Broome	Hutter	Riddle
Bruce	Iles	Salter
Bruneau	Jackson, L	Scalise
Carter, K	Jackson, M	Schneider
Carter, R	Johns	Shaw
Cazayoux	Katz	Smith, J.D.—50th

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Crane	Kennard	Smith, J.H.—8th
Crowe	Kenney	Smith, J.R.—30th
Curtis	LaFleur	Sneed
Damico	Lancaster	Stelly
Daniel	Landrieu	Strain
Devillier	LeBlanc	Swilling
Diez	Lucas	Thompson
Donelon	Martiny	Townsend
Downer	McCallum	Triche
Durand	McDonald	Tucker
Erdey	McMains	Walsworth
Farrar	McVea	Welch
Faucheux	Montgomery	Winston
Flavin	Morrish	Wooton
Frith	Murray	
Total—86		

NAYS

Dartez	Pinac	Smith, G.—56th
Doerge	Quezaire	Wright
Glover	Romero	
Hebert	Schwegmann	
Total—10		

ABSENT

Baudoin	Gallot	Morrell
Clarkson	Green	Toomy
Futrell	Hudson	Waddell
Total—9		

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. 51—
BY REPRESENTATIVE E. ALEXANDER
AN ACT

To enact R.S. 47:463.83, relative to motor vehicles; to provide relative to license plates; to create the Festival International de Louisiane prestige license plate; to provide for the color and design of such plates; to provide for a minimum number of applicants; to provide for fees for such plates; to designate the use of such fees; to authorize the promulgation of rules and regulations; 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 Transportation, Highways, and Public Works to Engrossed House Bill No. 51 by Representative E. Alexander

AMENDMENT NO. 1

On page 1, line 16, change "hundred" to "thousand"

Rep. Ernie 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	Green	Pierre

Alexander, E	Guillory	Pinac
Alexander, R	Hammett	Pitre
Ansardi	Heaton	Powell
Baldone	Hebert	Pratt
Baudoin	Hill	Quezaire
Baylor	Holden	Richmond
Bowler	Hopkins	Riddle
Broome	Hudson	Romero
Bruce	Hunter	Salter
Bruneau	Hutter	Scalise
Carter, K	Iles	Schneider
Carter, R	Jackson, L	Schwegmann
Cazayoux	Jackson, M	Shaw
Clarkson	Johns	Smith, G.—56th
Crane	Katz	Smith, J.D.—50th
Curtis	Kennard	Smith, J.H.—8th
Damico	Kenney	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
Flavin	Morrish	Welch
Fruge	Murray	Winston
Futrell	Nevers	Wooton
Gallot	Odinot	Wright
Total—102		

NAYS

Total—0

ABSENT

Crowe	Frith	LaFleur
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. 96—
BY REPRESENTATIVE BRUNEAU
AN ACT

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

Read by title.

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 Engrossed House Bill No. 96 by Representative Bruneau

AMENDMENT NO. 1

On page 2, delete lines 6 through 8 in their entirety and insert the following:

"C. Should either of the notices as provided in Subsections A and/or B hereof, but not both, contain errors or omissions which make

it legally deficient to accomplish the requirements of notice as provided by law then in such event the advertisement which is legally sufficient to accomplish notice as provided by law shall be sufficient to fulfill the notice requirements of law notwithstanding that only one such notice was in proper form and published correctly."

AMENDMENT NO. 2

On page 2, line 10, after "judicial" insert "sale,"

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

Total—105

NAYS

Total—0

ABSENT

Total—0

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

HOUSE BILL NO. 258—

BY REPRESENTATIVE DURAND

AN ACT

To enact R.S. 47:463.83, relative to motor vehicles; to provide relative to license plates; to create the Charity School of Nursing prestige license plate; to provide for the issuance of such plate; to provide for the design and color of such plate; to provide relative to the fees for such plate, including a royalty fee for the use of the organizational design and logo on such plates; to designate the use of such royalty fees; to authorize the promulgation of rules and regulations; to require a contract relative to royalty 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 Transportation, Highways, and Public Works to Engrossed House Bill No. 258 by Representative Durand

AMENDMENT NO. 1

On page 1, line 16, change "hundred" to "thousand"

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

Fruge	Nevers	Wright
Futrell	Odinot	
Gallot	Perkins	
Total—100		
	NAYS	
Total—0		
	ABSENT	
Carter, K	Lancaster	Winston
Curtis	Lucas	
Total—5		

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. 279—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To enact R.S. 47:463.83 and R.S. 47:463.84, relative to motor vehicle prestige license plates; to create the retired employees of the Department of Transportation and Development prestige license plate; to create the Louisiana Water and Waste Water Operators prestige license plate; to provide for the issuance of designs, colors, and fees for plates; to authorize the promulgation of rules and regulations; 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 Transportation, Highways, and Public Works to Reengrossed House Bill No. 279 by Representative Montgomery

AMENDMENT NO. 1

On page 1, line 17, change "hundred" to "thousand"

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

Curtis	Kenney	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	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright
Fruge	Odinot	
Futrell	Perkins	
Total—103		

NAYS

Total—0

ABSENT

Gallot	Morrell
Total—2	

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. 285—
BY REPRESENTATIVE JOHN SMITH
AN ACT

To enact R.S. 47:463.83, relative to motor vehicles prestige license plates; to create the Rotary International prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to the fees for such plate; to authorize the promulgation of rules and regulations; 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 Transportation, Highways, and Public Works to Engrossed House Bill No. 285 by Representative John Smith

AMENDMENT NO. 1

On page 1, line 14, change "hundred" to "thousand"

Rep. John Smith 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	Green	Pierre
Alexander, E	Guillory	Pinac
Alexander, R	Hammett	Pitre
Ansardi	Heaton	Pratt
Baudoin	Hebert	Quezaire

Baylor	Hill	Richmond
Bowler	Holden	Riddle
Broome	Hopkins	Romero
Bruce	Hudson	Salter
Bruneau	Hunter	Scalise
Carter, K	Iles	Schwegmann
Carter, R	Jackson, L	Shaw
Cazayoux	Jackson, M	Smith, G.—56th
Clarkson	Johns	Smith, J.D.—50th
Crane	Katz	Smith, J.H.—8th
Crowe	Kennard	Smith, J.R.—30th
Curtis	Kenney	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	Welch
Farrar	Montgomery	Winston
Faucheux	Morrish	Wooton
Flavin	Murray	Wright
Frith	Nevers	
Futrell	Odinet	
Total—97		

NAYS

Total—0

ABSENT

Baldone	Hutter	Schneider
Früge	Morrell	Walsworth
Gallot	Powell	
Total—8		

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. 394—
BY REPRESENTATIVES DOWNER, CLARKSON, FUTRELL, LANDRIEU, PERKINS, SCALISE, WINSTON, AND POWELL
AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to create the U.S. Naval Academy prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to the fees for such plate, including a royalty fee for use of the academy's seal and design; to require a contract relative to royalty fees; to authorize the promulgation of rules and regulations; 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 Transportation, Highways, and Public Works to Engrossed House Bill No. 394 by Representative Downer

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:463.83" insert "and 463.84"

AMENDMENT NO. 2

On page 1, line 3, after "plate;" insert "to create the American Legion prestige license plate;"

AMENDMENT NO. 3

On page 1, line 10, change "is" to "and 463.84 are"

AMENDMENT NO. 4

On page 3, line 1, change "hundred" to "thousand"

AMENDMENT NO. 5

On page 3, after line 8, insert the following:

"§463.84. Special prestige license plates; American Legion

A. The secretary of the Department of Public Safety and Corrections shall establish prestige license plates for motor vehicles, which may be issued upon application of any citizen of Louisiana who is a member of the American Legion, provided that there is a minimum of one thousand applicants for such plate. These license plates shall be restricted to passenger cars, pickup trucks, recreational vehicles, and vans. The license plate shall be of a color and design selected by the American Legion of Louisiana provided it is in compliance with R.S. 47:463(A)(3).

B. The charge for this special license plate shall be the standard motor vehicle license tax imposed by Article VII, Section 5 of the Constitution of Louisiana, and a handling fee of three dollars and fifty cents which shall be retained by the department to offset the administrative costs associated with such plate.

C. The secretary shall promulgate rules and regulations necessary to implement the provisions of this Section in accordance with the Administrative Procedure Act, including rules and regulations governing the transfer and disposition of the license plates upon the death of the recipient and governing the design of the plate."

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

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

Total—103

NAYS

Crane
Total—1

ABSENT

Hudson
Total—1

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. 432—

BY REPRESENTATIVE MURRAY

AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for the creation of the Most Worshipful Prince Hall Grand Lodge F & AM organization prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to the fees for such plate, including a royalty fee for use of the organization's logo; to provide for the use of such fees; to require a contract relative to royalty fees; to authorize the promulgation of rules and regulations; 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 Transportation, Highways, and Public Works to Engrossed House Bill No. 432 by Representative Murray

AMENDMENT NO. 1

On page 3, line 8, change "hundred" to "thousand"

Rep. Murray 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	Holden	Richmond
Bowler	Hopkins	Riddle
Broome	Hudson	Romero
Bruce	Hunter	Salter
Bruneau	Hutter	Scalise
Carter, K	Jackson, L	Schneider
Carter, R	Jackson, M	Schwegmann
Cazayoux	Johns	Shaw
Clarkson	Katz	Smith, G.—56th
Crane	Kennard	Smith, J.D.—50th
Crowe	Kenney	Smith, J.H.—8th
Curtis	LaFleur	Smith, J.R.—30th
Damico	Lancaster	Sneed
Daniel	Landrieu	Stelly
Dartez	LeBlanc	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	Nevers	Wooton
Futrell	Odinet	Wright

Total—102

NAYS

Total—0

ABSENT

Doerge
Total—3
Hill
Iles

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. 433—

BY REPRESENTATIVE MURRAY

AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for creation of the Esther Grand Chapter Order of Eastern Star- Prince Hall Affiliation prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to fees for such plate, including a royalty fee for use of the organization's logo; to provide for the use of such fees; to require a contract relative to royalty fees; to authorize the promulgation of rules and regulations; 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 Transportation, Highways, and Public Works to Engrossed House Bill No. 433 by Representative Murray

AMENDMENT NO. 1

On page 3, line 8, change "hundred" to "thousand"

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

Total—100

NAYS

Total—0

ABSENT

Crowe	Hebert	McDonald
Diez	Landrieu	

Total—5

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. 435—
BY REPRESENTATIVES NEVERS AND MURRAY
AN ACT

To amend and reenact R.S. 23:1210, relative to workers' compensation; to provide for an increase in the maximum burial expenses paid by employers for work-related deaths; 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 Labor and Industrial Relations to Engrossed House Bill No. 435 by Representative Nevers

AMENDMENT NO. 1

On page 1, line 4, between "deaths;" and "and to" insert the following:

"to provide for disposition of monies not used for burial expenses;"

AMENDMENT NO. 2

On page 1, line 9, before "In" insert "A."

AMENDMENT NO. 3

On page 1, below line 12, add the following:

"B. If the reasonable expenses for the burial of an employee are less than seven thousand five hundred dollars, the difference between such reasonable expenses and seven thousand five hundred dollars shall be paid or caused to be paid by the employer to the heirs of the deceased employee and such payment shall be in addition to any other benefits paid by the employer or his insurer on behalf of the deceased employee."

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

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Futrell Odinet
 Total—103
 NAYS
 Total—0
 ABSENT
 Lancaster Wooton
 Total—2

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

HOUSE BILL NO. 446—
 BY REPRESENTATIVE GARY SMITH
 AN ACT

To enact R.S. 47:463.83 and R.S. 56:10(B)(11), relative to motor vehicle prestige license plates; to create the white tail deer prestige license plate; to provide for the issuance of such plate; to provide relative to the fees for such plate; to create a special account in the Conservation Fund and to provide for remittance of certain fees to the account; to authorize the promulgation of rules and regulations; 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 Transportation, Highways, and Public Works to Engrossed House Bill No. 446 by Representative Gary Smith

AMENDMENT NO. 1

On page 2, line 16, change "hundred" to "thousand"

Rep. Gary Smith 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	Murray
Alario	Gallot	Nevers
Alexander, E	Glover	Odinot
Alexander, R	Green	Perkins
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	Schwegmann
Crane	Jackson, M	Shaw
Crowe	Johns	Smith, G.—56th
Curtis	Katz	Smith, J.D.—50th
Damico	Kennard	Smith, J.H.—8th
Daniel	Kenny	Sneed

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

Total—102
 NAYS

Total—0
 ABSENT

Pierre Smith, J.R.—30th Walsworth
 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. 448—
 BY REPRESENTATIVES JOHN SMITH AND ILES
 AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for creation of the Kiwanis International prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to the fees for such plate; to authorize the promulgation of rules and regulations; 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 Transportation, Highways, and Public Works to Engrossed House Bill No. 448 by Representative John Smith

AMENDMENT NO. 1

On page 1, line 14, change "hundred" to "thousand"

Rep. John Smith 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	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

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

Total—100

NAYS

Total—0

ABSENT

Bruce	Kennard	Smith, J.H.—8th
Crowe	Schwegmann	
Total—5		

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. 510—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 11:2221(A), relative to the Municipal Police Employees' Retirement System; to provide with respect to the Deferred Retirement Option Plan, including but not limited to the age and service criteria used for determining eligibility for participation; to provide an effective date; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Boissiere to Engrossed House Bill No. 510 by Representative Montgomery

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 11:" insert "2214(A)(2)(a) and" and after "2221(A)" insert "and to enact R.S. 11:2221(N)"

AMENDMENT NO. 2

On page 1, line 3, after "System;" insert "to provide with respect to membership eligibility;"

AMENDMENT NO. 3

On page 1, line 5, after "participation;" insert "to authorize the recalculation of the retirement benefit under certain situations;"

AMENDMENT NO. 4

On page 1, line 11, change "R.S. 11: 2221(A) is" to "R.S. 11:2214(A)(2)(a) and 2221(A) are" and after "reenacted" insert "and R.S. 11:2221(N) is hereby enacted"

AMENDMENT NO. 5

On page 1, between lines 12 and 13, insert the following:

"§2214. Membership

A. The membership of the retirement system shall be composed as follows:

* * *

(2)(a) Except as provided further in this Paragraph, any person who becomes an employee as defined in R.S. 11:2213 on and after September 9, 1977, shall become a member as a condition of his employment, ~~provided he is under fifty years of age at the date of employment~~ regardless of age.

* * *

AMENDMENT NO. 6

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

"N. Any member who has terminated participation in the plan and is continuing employment may enter into an agreement to terminate employment on a date not more than three years after termination of participation in the plan and to not again become employed in a position of employment eligible for membership in the system. If the member complies with the agreement and terminates employment, the member's retirement benefit shall be recalculated for all years of credited services at the new final average compensation established during the period of employment after termination of participation in the deferred retirement option plan. After the recalculation of the member's benefit, should the member become employed in a position of employment eligible for membership in this system, the retirement benefit being paid shall cease. Upon subsequent termination of employment, the member's benefit shall revert to the benefit being paid at the time of DROP entry, plus a supplemental benefit based upon the years of service credit and salary earned after DROP participation.

Section 2. Any member who has terminated participation in the plan and continued employment prior to the effective date of this Act, shall have until September 30, 2001 to sign an agreement to terminate employment on a date not more than three years after completion of DROP or on September 30, 2001, whichever is longer, as specified under this Act.

Section 3. The actuarial cost associated with the recalculation of benefits authorized by this Act shall be funded by direct payment from the Insurance Premium Tax Fund, established in R.S. 22:1419.

Section 4. The provisions of R.S. 11:2221(N) as set forth in Section 1 of this Act and the provisions of Sections 2 and 3 shall become effective on July 1, 2001.

Section 5. The authority to establish a new average final compensation pursuant to R.S. 11:2221(N) and other related provisions shall cease on July 1, 2003, thereafter Public Retirement Systems Actuarial Committee shall study the actuarial impact and report its findings to the legislature."

AMENDMENT NO. 8

On page 2, line 5, after "Section" change "2" to "6" and delete "This" and insert "The provisions of R.S. 2221(A) as set forth in Section 1 of this"

Rep. Montgomery moved that the amendments proposed by the Senate be rejected.

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	Quezairé
Baylor	Holden	Richmond
Bowler	Hopkins	Riddle
Broome	Hudson	Romero
Bruce	Hunter	Salter
Bruneau	Hutter	Scalise
Carter, R	Iles	Schneider
Cazayoux	Jackson, L	Schwegmann
Clarkson	Jackson, M	Shaw
Crane	Johns	Smith, G.—56th
Curtis	Katz	Smith, J.D.—50th
Damico	Kennard	Smith, J.H.—8th
Daniel	Kenney	Smith, J.R.—30th
Dartez	LaFleur	Sneed
Devillier	Landrieu	Stelly
Diez	LeBlanc	Strain
Doerge	Lucas	Swilling
Donelon	Martiny	Thompson
Downer	McCallum	Toomy
Durand	McDonald	Townsend
Erdey	McMains	Triche
Farrar	McVea	Tucker
Faucheux	Montgomery	Waddell
Flavin	Morrell	Walsworth
Frith	Morrish	Welch
Früge	Murray	Winston
Futrell	Nevers	Wooton
Gallot	Odinot	Wright
Total—102		

NAYS

Total—0

ABSENT

Carter, K	Crowe	Lancaster
Total—3		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 542—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 13:970(L) and to enact R.S. 13:961(F)(1)(I), relative to court reporters in the Twenty-Sixth Judicial District Court; to authorize an increase in per page fees

charged for transcription of testimony and for copies thereof in civil and criminal cases in Bossier Parish and Webster Parish; 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 Engrossed House Bill No. 542 by Representative Montgomery

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 13:961(F)(1)(I)" and before the comma "," insert "and 964.2"

AMENDMENT NO. 2

On page 1, at the beginning of line 3, after "relative to court" delete the remainder of the line in its entirety and insert in lieu thereof "reporter fees;"

AMENDMENT NO. 3

On page 1, line 5, after "cases in" and before "Bossier" insert "the Twenty-Sixth Judicial District Court, in"

AMENDMENT NO. 4

On page 1, line 6, after "Parish and" insert "in" and after "Webster Parish;" and before "and to" insert "to authorize an increase in the fees charged per page for transcription of testimony and for copies thereof in civil and criminal cases in certain parishes;"

AMENDMENT NO. 5

On page 1, at the beginning of line 12, after "13:961(F)(1)(I)" and before "hereby" delete "is" and insert in lieu thereof "and 964.2 are"

AMENDMENT NO. 6

On page 2, between lines 3 and 4, insert the following:

"§964.2. Reporter's fees; certain parish

A. Notwithstanding the provisions of R.S. 13:964(H) to the contrary, in any parish having a population of between one hundred eighty thousand and one hundred eighty-seven thousand people according to the most recent U.S. Decennial Census in all cases which are reported and transcribed for appeal, a fee of two dollars and fifty cents per page for originals, and fifty cents per page for each copy, shall be charged by and paid to the reporter. In those cases which are reported but not transcribed, one-half of the fees provided herein for originals shall be charged by and paid to the reporter. Such fees shall be retained by the reporter as compensation, in addition to the salary provided for in R.S. 13:964(G), and shall be taxed as costs of the suit in which the testimony is taken.

B. Notwithstanding the provisions of R.S. 13:964.1(B) to the contrary, court reporters in a parish having a population of between one hundred eighty thousand and one hundred eighty-seven thousand people according to the most recent U.S. Decennial Census shall be paid two dollars and fifty cents per thirty-one-line page for such work, and fifty-cents per page for each copy, as funds become available, all such payments to be made from the criminal indigent transcript fund by the court administrator.

* * *

AMENDMENT NO. 7

On page 2, at the end of line 10, after "reporters" change "." to "₂"

AMENDMENT NO. 8

On page 2, at the end of line 13, after "costs" and before "and" insert a comma ",,"

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	Futrell	Nevers
Alario	Gallot	Odinet
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	Schwegmann
Cazayoux	Iles	Shaw
Clarkson	Jackson, L	Smith, G.—56th
Crane	Johns	Smith, J.D.—50th
Crowe	Katz	Smith, J.H.—8th
Curtis	Kennard	Smith, J.R.—30th
Damico	Kenney	Sneed
Daniel	LaFleur	Stelly
Dartez	Lancaster	Strain
Devillier	Landrieu	Swilling
Diez	LeBlanc	Thompson
Doerge	Lucas	Toomy
Donelon	Martiny	Townsend
Downer	McCallum	Triche
Durand	McDonald	Tucker
Erdey	McMains	Waddell
Farrar	McVea	Walsworth
Faucheux	Montgomery	Welch
Flavin	Morrell	Winston
Frith	Morrish	Wooton
Fruge	Murray	Wright
Total—102		

NAYS

Perkins
Total—2

Schneider

ABSENT

Jackson, M
Total—1

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

HOUSE BILL NO. 598—

BY REPRESENTATIVES CROWE AND STRAIN
AN ACT

To amend and reenact R.S. 30:2180(D)(1) and R.S. 40:4(A)(2)(b) and to enact R.S. 30:2180(D)(2)(i), to require the Department of Environmental Quality to clean up spills or discharges of infectious wastes; to provide for recovery of the costs of cleanup; to provide for transportation of infectious medical wastes by transporters permitted by the Department of Health and Hospitals; 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. 598 by Representative Crowe and Strain

AMENDMENT NO. 1

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

"The generator of the infectious medical waste shall be responsible for any costs incurred by the department for any spills or discharges where the transporter was not licensed or permitted by the Department of Health and Hospitals as required by law and the regulations."

Rep. Crowe 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	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	Schwegmann
Clarkson	Jackson, M	Shaw
Crane	Johns	Smith, G.—56th
Crowe	Katz	Smith, J.D.—50th
Curtis	Kennard	Smith, J.H.—8th
Damico	Kenney	Smith, J.R.—30th
Daniel	LaFleur	Sneed
Dartez	Lancaster	Stelly
Devillier	Landrieu	Strain
Diez	LeBlanc	Swilling
Doerge	Lucas	Thompson
Donelon	Martiny	Toomy
Downer	McCallum	Townsend
Durand	McDonald	Triche
Erdey	McMains	Tucker
Farrar	McVea	Waddell

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Faucheux	Montgomery	Walsworth
Flavin	Morrell	Welch
Frith	Morrish	Winston
Frige	Murray	Wooton
Futrell	Nevers	Wright

Total—105

NAYS

Total—0

ABSENT

Total—0

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

HOUSE BILL NO. 629—

BY REPRESENTATIVE M. JACKSON
AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for creation of the Kappa Alpha Psi Fraternity, Incorporated prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to the fees for such plate; to provide for the creation of the "Kappa Kamp" fund within the state treasury; to provide for the deposit of certain monies into the fund; to provide for the use of such monies; to authorize the promulgation of rules and regulations; 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 Transportation, Highways, and Public Works to Engrossed House Bill No. 629 by Representative Michael Jackson

AMENDMENT NO. 1

On page 2, line 1, change "hundred" to "thousand"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 629 by Representative Michael Jackson

AMENDMENT NO. 1

On page 2, line 19, following "Article" and before the end of the line change "VIII" to "VII"

Rep. Michael Jackson 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	Odinot
Alario	Green	Perkins
Alexander, E	Hammett	Pinac
Alexander, R	Heaton	Pitre
Ansardi	Hebert	Powell
Baldone	Hill	Pratt
Baudoin	Holden	Quezaire

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

Total—98

NAYS

Total—0

ABSENT

Crowe	Guillory	Smith, G.—56th
Doerge	Pierre	
Erdey	Riddle	

Total—7

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. 632—

BY REPRESENTATIVES MCMAINS AND ANSARDI
AN ACT

To enact Chapter 13 of Title III of Book VI of the Louisiana Code of Civil Procedure, to be comprised of Code of Civil Procedure Articles 3396 through 3396.20, and 5251(14), relative to probate procedure; to provide for the independent administration of estates; to provide definitions; to provide the scope of independent administration; to provide for the designation of an independent executor by the testator; to provide for the testator's failure to designate an independent executor; to provide for the independent executor's rights, powers, and duties; 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. 632 by Representative McMains

AMENDMENT NO. 1

On page 10, at the beginning of line 7, delete "publication of notice,"

Rep. McMains moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Perkins
Alario	Glover	Pierre
Alexander, E	Green	Pinac
Alexander, R	Guillory	Pitre
Ansardi	Hammett	Powell
Baldone	Heaton	Pratt
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	Johns	Smith, J.D.—50th
Crane	Katz	Smith, J.H.—8th
Crowe	Kennard	Smith, J.R.—30th
Curtis	Kenney	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	Morrell	Welch
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright
Fruge	Odinet	
Total—101		

NAYS

Total—0

ABSENT

Gallot	Montgomery
Jackson, M	Schwegmann
Total—4	

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 638—

BY REPRESENTATIVE RICHMOND
AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to create the Crescent City prestige license plate; to provide for the issuance of such plate; to provide for the design and color of such plate; to provide relative to the fees for such plates; to designate the use of such fees; to authorize the promulgation of rules and regulations; 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 Transportation, Highways, and Public Works to Engrossed House Bill No. 638 by Representative Richmond

AMENDMENT NO. 1

On page 1, line 13, change "hundred" to "thousand"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Pinac
Alario	Hammett	Pitre
Alexander, E	Heaton	Powell
Baldone	Hebert	Pratt
Bowler	Hill	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	Schwegmann
Crane	Johns	Shaw
Crowe	Katz	Smith, G.—56th
Curtis	Kennard	Smith, J.D.—50th
Damico	Kenney	Smith, J.H.—8th
Daniel	LaFleur	Smith, J.R.—30th
Dartez	Lancaster	Sneed
Devillier	Landrieu	Stelly
Diez	LeBlanc	Strain
Doerge	Lucas	Swilling
Donelon	Martiny	Thompson
Durand	McCallum	Toomy
Erdey	McDonald	Townsend
Farrar	McMains	Triche
Faucheux	McVea	Tucker
Flavin	Montgomery	Waddell
Frith	Morrell	Walsworth
Fruge	Morrish	Welch
Futrell	Murray	Winston
Gallot	Nevers	Wooton
Glover	Odinet	Wright
Green	Pierre	
Total—98		

NAYS

Total—0

ABSENT

Alexander, R	Baylor	Perkins
Ansardi	Downer	
Baudoin	Holden	
Total—7		

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. 665—
BY REPRESENTATIVES ODINET AND WOOTON
AN ACT

To amend and reenact Code of Criminal Procedure Article 894.2(J) and R.S. 14:98(D)(1), (E)(1) and (3), (I), (J), and (K) and to enact Code of Criminal Procedure Article 894.2(K) and R.S. 14:98(D)(3) and (E)(4), relative to operating a vehicle while intoxicated (DWI); 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, and court-approved driver improvement programs; 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 Reengrossed House Bill No. 665 by Representative Odinet

AMENDMENT NO. 1

On page 1, line 3, after "(3)," add "(G),"

AMENDMENT NO. 2

On page 2, line 15, after "(3)," add "(G),"

AMENDMENT NO. 3

On page 2, line 23, after "undergo" insert "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"

AMENDMENT NO. 4

On page 2, line 24, after "facility" insert "recommended by the Department of Health and Hospitals, office for addictive disorders and"

AMENDMENT NO. 5

On page 2, line 25, after "than" insert "four weeks nor more than"

AMENDMENT NO. 6

On page 3, line 1, after "treatment" add "services to meet the offender's needs"

AMENDMENT NO. 7

On page 3, line 2, after the period "." insert "The follow-up treatment shall be provided in a manner to gradually decrease the intensity of treatment services."

AMENDMENT NO. 8

On page 3, line 3, after "the" change "six-week inpatient" to "inpatient"

AMENDMENT NO. 9

On page 4, line 20, after "undergo" add "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"

AMENDMENT NO. 10

On page 4, line 21, after "facility" insert "recommended by the Department of Health and Hospitals, office for addictive disorders and"

AMENDMENT NO. 11

On page 4, line 22, after "than" insert "four weeks nor more than"

AMENDMENT NO. 12

On page 4, line 23, after "treatment" insert "services to meet the offender's needs"

AMENDMENT NO. 13

On page 4, line 25, after the period "." insert "The follow-up treatment shall be provided in a manner to gradually decrease the intensity of treatment services."

AMENDMENT NO. 14

On page 4, line 26, after "the" delete "six-week"

AMENDMENT NO. 15

On page 7, between lines 14 and 15, insert the following:

"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.

* * *

AMENDMENT NO. 16

On page 9, line 8, after "shall" insert "after one year of suspension required by R.S. 32:414(D)(1)(a)"

AMENDMENT NO. 17

On page 9, at the end of line 10, delete "shall"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 665 by Representative Odinet

AMENDMENT NO. 1

In Senate Committee Amendment No.16 proposed by the Senate Committee on Judiciary C and adopted by the Senate on May 9, 2001, on line 25 following "after" and before "insert" change "'shall'" to "'shall,'" and following "of" and before "suspension" insert "the"

AMENDMENT NO. 2

In Senate Committee Amendment No.16 proposed by the Senate Committee on Judiciary C and adopted by the Senate on May 9, 2001, on line 26 following "(a)" insert a comma ",."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chaisson to Reengrossed House Bill No. 665 by Representative Odinet

AMENDMENT NO. 1

On page 1, line 3, after "14:" delete "98" and insert "32.1(A), 39.1(A), 39.2(A), 98(A)(1)(b), (c) and (2), and"

AMENDMENT NO. 2

On page 1, line 4, after "14:98" and before "(D)(3)" insert "(A)(1)(d) and (e), and"

AMENDMENT NO. 3

On page 1, line 8, after "offenders;" insert the following:

"to provide relative to the offense of vehicular homicide; to provide relative to the offense of vehicular injuring; to provide relative to the offense of first degree vehicular injuring; to add the presence of a combination of alcohol and certain controlled dangerous substances to the determination of such offenses; to add the presence of any drug or combination of drugs obtainable without a prescription to the determination of such offenses; to provide that the legal entitlement to use alcohol, drugs or a combination of both is not a defense against charges of such offenses;"

AMENDMENT NO. 4

On page 2, line 15, after "14:" delete "98" and insert "32.1(A), 39.1(A), 39.2(A), 98(A)(1)(b), (c) and (2), and"

AMENDMENT NO. 5

On page 2, line 16, after "14:98" and before "(D)(3)" insert "(A)(1)(d) and (e), and"

AMENDMENT NO. 6

On page 2, between lines 17 and 18, add the following:

"§32.1. Vehicular homicide

A.(1) Vehicular homicide is the killing of a human being caused proximately or caused directly by an offender engaged in the operation of, or in actual physical control of, any motor vehicle, aircraft, watercraft, or other means of conveyance, whether or not the offender had the intent to cause death or great bodily harm, whenever any of the following conditions exists:

(a) The operator is under the influence of alcoholic beverages as determined by chemical tests administered under the provisions of R.S. 32:662.

(b) The operator's blood alcohol concentration is 0.08 percent or more by weight based upon grams of alcohol per one hundred cubic centimeters of blood.

(c) The operator is under the influence of any controlled dangerous substance listed in Schedule I, II, III, IV, or V as set forth in R.S. 40:964.

(d) The operator is under the influence of alcoholic beverages and has fled the scene of the accident.

(e) The operator is under the combined influence of alcohol and any other drug or drugs, whether or not a controlled dangerous substance or a drug or drugs obtainable without a prescription, to a degree that renders the person incapable of safely driving.

(f) The operator is under the influence of any drug or combination of drugs, whether or not a controlled dangerous substance or a drug or drugs obtainable without a prescription.

(2) The fact that any person charged with violating this Section is or has been legally entitled to use alcohol or drugs or any combination of both shall not constitute a defense against any charge of violating this Section.

* * *

§39.1. Vehicular negligent injuring

A.(1) Vehicular negligent injuring is the inflicting of any injury upon the person of a human being when caused proximately or caused directly by an offender engaged in the operation of, or in actual physical control of, any motor vehicle, aircraft, watercraft, or other means of conveyance whenever any of the following conditions exists:

(a) The offender is under the influence of alcoholic beverages.

(b) The offender's blood alcohol concentration is ~~0.10~~ 0.08 percent or more by weight based upon grams of alcohol per one hundred cubic centimeters of blood.

(c) The offender is under the influence of any controlled dangerous substance listed in Schedule I, II, III, IV, or V as set forth in R.S. 40:964.

(d) The operator is under the combined influence of alcohol and any drug or drugs, whether or not a controlled dangerous substance or a drug or drugs obtainable without a prescription, to a degree that renders the person incapable of safely driving.

(e) The operator is under the influence of any drug or combination of drugs, whether or not a controlled dangerous substance or a drug or drugs obtainable without a prescription.

(2) The fact that any person charged with violating this Section is or has been legally entitled to use alcohol or drugs or any combination of both shall not constitute a defense against any charge of violating this Section.

* * *

§39.2. First degree vehicular negligent injuring

A.(1) First degree vehicular negligent injuring is the inflicting of serious bodily injury upon the person of a human being when caused proximately or caused directly by an offender engaged in the operation of, or in actual physical control of, any motor vehicle, aircraft, watercraft, or other means of conveyance whenever any of the following conditions exists:

~~(1)~~(a) The offender is under the influence of alcoholic beverages.

~~(2)~~(b) The offender's blood alcohol concentration is 0.08 percent or more by weight based upon grams of alcohol per one hundred cubic centimeters of blood.

~~(3)~~(c) The offender is under the influence of any controlled dangerous substance listed in Schedule I, II, III, IV, or V as set forth in R.S. 40:964, or any abused substance.

(d) The operator is under the combined influence of any alcohol and any other drug or drugs, whether or not a controlled dangerous substance or a drug or drugs obtainable without a prescription, to the degree that renders the person incapable of safely driving.

(e) The operator is under the influence of any drug or combination of drugs, whether or not a controlled dangerous substance or a drug or drugs obtainable without a prescription.

(2) The fact that any person charged with violating this Section is or has been legally entitled to use alcohol or drugs or any combination of both shall not constitute a defense against any charge of violating this Section.

* * *

§98. Operating a vehicle while intoxicated

A.(1) The crime of operating a vehicle while intoxicated is the operating of any motor vehicle, aircraft, watercraft, vessel, or other means of conveyance when:

* * *

(b) The operator's blood alcohol concentration is ~~0.10~~ 0.08 percent or more by weight based on grams of alcohol per one hundred cubic centimeters of blood; or

(c) The operator is under the influence of any controlled dangerous substance listed in Schedule I, II, III, IV, or V as set forth in R.S. 40:964: ; or

(d) The operator is under the combined influence of alcohol and any drug or drugs whether or not a controlled dangerous substance or a drug or drugs obtainable without a prescription to a degree that renders the person incapable of safely driving; or

(e) The operator is under the influence of any drug or combination of drugs whether or not a controlled dangerous substance or a drug or drugs obtainable without a prescription.

(2)(a) A valid driver's license shall not be an element of the offense, and the lack thereof shall not be a defense to a prosecution for operating a vehicle while intoxicated.

(b) The fact that any person charged with violating this Section is or has been legally entitled to use alcohol or drugs or any combination of both shall not constitute a defense against any charge of violating this Section.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chaisson to Reengrossed House Bill No.665 by Representative Odinet

AMENDMENT NO. 1

On page 2, line 23, after "be" insert the following:

"imprisoned with or without hard labor for not less than one year nor more than five years and shall be fined two thousand dollars. At least thirty days of the sentence of imprisonment imposed shall be without benefit of probation, parole, or suspension of sentence. The balance of the sentence of imprisonment shall be suspended and the offender shall be"

AMENDMENT NO. 2

On page 2, line 26, change "follow-up" to "out-patient"

AMENDMENT NO. 3

On page 3, line 5, after "less than", delete the remainder of the line, and insert "the period of time remaining on the offender's suspended sentence as"

AMENDMENT NO. 4

On page 3, line 6, after "Subsection" delete the remainder of the line and insert a period "."

AMENDMENT NO. 5

On page 3, line 7, delete "thousand dollars."

AMENDMENT NO. 6

On page 3, line 9, change "with or without" to "for the original term of his suspended sentence with no credit for time served under home incarceration."

AMENDMENT NO. 7

On page 3, delete lines 10 through 16 in their entirety

AMENDMENT NO. 8

On page 4, delete lines 7 through 11 in their entirety

AMENDMENT NO. 9

On page 4, line 12, change "(d)" to "(c)"

AMENDMENT NO. 10

On page 4, line 19, after "be" insert the following:

"imprisoned with or without hard labor for not less than ten years nor more than thirty years and shall be fined five thousand dollars. At least sixty days of the sentence of imprisonment imposed shall be without benefit of probation, parole, or suspension of sentence. The balance of the sentence of imprisonment shall be suspended and the offender shall be"

AMENDMENT NO. 11

On page 5, line 2, change "one" to "two"

AMENDMENT NO. 12

On page 5, line 6, delete "in accordance with" and line 7, in its entirety and insert the following:

"for the original term of his suspended sentence with no credit for time served under home incarceration."

AMENDMENT NO. 13

On page 5, delete lines 23 through 25 and on page 6, delete lines 1 and 2

AMENDMENT NO. 14

On page 6, line 3, change "(d)" to (c)"

AMENDMENT NO. 15

On page 6, delete lines 6 through 20

AMENDMENT NO. 16

On page 6, line 21, change "(b)" to "(4)(a)"

AMENDMENT NO. 17

On page 7, line 8, change "(c)" to "(b)"

Rep. Odinet moved that the amendments proposed by the Senate be rejected.

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

Fruge	Murray	Wooton
Futrell	Nevers	Wright
Gallot	Odinet	
Glover	Perkins	
Total—103		

NAYS

Total—0

ABSENT

Erdey	Frith
Total—2	

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 670—

BY REPRESENTATIVE LUCAS

AN ACT

To amend and reenact R.S. 47:463.4(F), relative to vehicle parking privileges for mobility-impaired persons; to increase the time a mobility-impaired person may remain parked in a time-restricted parking place; 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 Transportation, Highways, and Public Works to Engrossed House Bill No. 670 by Representative Lucas

AMENDMENT NO. 1

On page 1, line 15, change "~~two~~ four hours" to "two hours, three hours in the Parish of Orleans."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Engrossed House Bill No. 670 by Representative Lucas

AMENDMENT NO. 1

In Amendment No. 1 proposed by the Senate Committee on Transportation, Highways and Public Works and adopted by the Senate on June 5, 2001, line 2, change "the" to "a municipality with a population in excess of four hundred seventy-five thousand" and delete line 3 in its entirety

Rep. Lucas 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	Green	Pierre
Alexander, E	Guillory	Pinac
Alexander, R	Hammett	Pitre
Ansardi	Heaton	Powell
Baldone	Hebert	Pratt

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

Total—104

NAYS

Total—0

ABSENT

Diez
Total—1

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

HOUSE BILL NO. 765—
BY REPRESENTATIVES SALTER AND DOWNER
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the final judgment in the suit entitled "Natchitoches Parish Port Commission v. Deblieux & Kelley, Inc."; to provide for interest and other costs; 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. 765 by Representative Salter

AMENDMENT NO. 1

On page 1, line 4, following "Inc." and before "; to provide" insert ", et al."

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

Total—105

NAYS

Total—0

ABSENT

Total—0

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

HOUSE BILL NO. 838—
BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:2220(F) and (G) and R.S. 22:1419(A)(3) and to enact R.S. 11:2220(H), relative to the Municipal Police Employees' Retirement System, but limited to members who were merged into the system from the Police Pension Fund for the Police Department of the City of New Orleans; to provide with respect to benefits and cost-of-living adjustments; to provide for payment of certain benefits from certain funds derived from an assessment on the gross premiums collected by insurers; 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. 838 by Representative Schneider

AMENDMENT NO. 1

On page 1, line 2, delete "and R.S. 22:1419(A)(3)"

AMENDMENT NO. 2

On page 2, after line 26, add:

"(4) The cost-of-living adjustments that are paid as a component of benefits pursuant to the provisions of this Subsection shall be considered as a remaining portion of actuarially required contributions and shall be paid from funds allocated to this system pursuant to the provisions of R.S. 11:2219(A)."

AMENDMENT NO. 3

On page 3, delete lines 11 through 25 in their entirety and on page 4, delete lines 1 through 20 in their entirety

Rep. Schneider 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	Odinot
Alario	Glover	Perkins
Alexander, E	Green	Pierre
Alexander, R	Guillory	Pinac
Ansardi	Hammitt	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	Schwegmann
Clarkson	Johns	Shaw
Crane	Katz	Smith, G.—56th
Crowe	Kennard	Smith, J.D.—50th
Curtis	Kenney	Smith, J.H.—8th
Damico	LaFleur	Smith, J.R.—30th
Daniel	Lancaster	Sneed
Dartez	Landrieu	Stelly
Devillier	LeBlanc	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

Diez Jackson, M Strain
Total—3

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

HOUSE BILL NO. 844—

BY REPRESENTATIVE JOHNS

AN ACT

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

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 844 by Representative Johns

AMENDMENT NO. 1

On page 2, line 20, after "B," and before "Notwithstanding" insert "(1)"

AMENDMENT NO. 2

On page 3, between lines 8 and 9 insert the following:

"(2) However, if the person has been employed in departmental service for at least five years in any classified police position with the primary duty or responsibility of law enforcement, a position as chief or assistant chief, or a position as an intradepartmental division, bureau, squad, platoon, or company officer of the police department, then all service of such person in any classified police position with the primary duty or responsibility of police headquarters desk service, jailer, police matron, operations and maintenance of radio, police alarm, or signal system, automotive or police apparatus repairs, secretary to the chief, or department records clerk shall be counted by the municipal fire and police civil service board of the city of Sulphur in determining the total seniority in the departmental service of such person for purposes of ranking the name of that person on a promotional employment list."

AMENDMENT NO. 3

On page 3, at the end of line 12, delete "unless the" and delete lines 13 through 17 in their entirety and insert a period "."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Mr. Speaker	Curtis	Welch
Alexander, R	Diez	
Total—5		

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

HOUSE BILL NO. 895—
BY REPRESENTATIVE CAZAYOUX
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the certain judgments and recommendations for payment rendered by the Board of Tax Appeals 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 Finance to Engrossed House Bill No. 895 by Representative Cazayoux

AMENDMENT NO. 1

On page 1, line 7, after "Section 1." change "Seventy-six Thousand Three Hundred Eighty and No/100" to "Seventeen Thousand Six Hundred Seventy-eight and No/100"

AMENDMENT NO. 2

On page 1, line 8, change "\$76,380.00" to "\$17,678.00"

Rep. Cazayoux 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	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	Schwegmann
Clarkson	Jackson, M	Shaw
Crane	Johns	Smith, G.—56th
Crowe	Katz	Smith, J.D.—50th
Curtis	Kenney	Smith, J.H.—8th
Damico	Kenney	Smith, J.R.—30th
Daniel	LaFleur	Sneed
Dartez	Lancaster	Stelly
Devillier	Landrieu	Strain
Diez	LeBlanc	Swilling
Doerge	Lucas	Thompson
Donelon	Martiny	Toomy
Downer	McCallum	Townsend
Durand	McDonald	Triche
Erdey	McMains	Tucker
Farrar	McVea	Waddell
Faucheux	Montgomery	Walsworth
Flavin	Morrell	Welch
Frith	Morrish	Winston
Fruge	Murray	Wooton
Futrell	Nevers	Wright
Total—105		

NAYS

Total—0

ABSENT

Total—0

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

HOUSE BILL NO. 904—

BY REPRESENTATIVE HOPKINS

AN ACT

To enact R.S. 33:381(C)(21), relative to the town of Greenwood; to provide for the appointment of the chief of police of the town of Greenwood, including provisions relative to the qualifications, selection, employment contract, compensation, and duties of said appointed chief of police; 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 Local and Municipal Affairs to Reengrossed House Bill No. 904 by Representative Hopkins

AMENDMENT NO. 1

On page 1, delete lines 16 through 19 and on page 2, delete lines 1 through 12 and insert the following:

"(21)(a) Notwithstanding any provision of law to the contrary, the board of aldermen of the town of Greenwood may, upon recommendation of the mayor, determine that the chief of police shall not be elected at large but shall be appointed by the mayor upon approval by majority vote of the board of aldermen. No such action shall affect the term of an elected chief of police. If the office is vacant or filled by an officer temporarily appointed at the time of such action by the board, the appointment shall be effective immediately.

(b) If the board decides to make the office of police chief an appointed position, the salary of the appointed chief of police shall be established by the board of aldermen upon recommendation by the mayor. The board of aldermen shall enter into a contract with the appointed chief of police to provide for the terms of employment. The mayor and board of aldermen shall establish the duties and responsibilities of the appointed chief of police and he shall report directly to the mayor. The term of office of the appointed chief shall be concurrent with that of the appointing mayor and aldermen. The appointed chief of police need not reside within the municipal limits of the municipality."

Rep. Hopkins 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	Odinot
Alario	Green	Perkins
Alexander, E	Guillory	Pierre
Alexander, R	Hammitt	Pinac
Ansardi	Heaton	Pitre
Baldone	Hebert	Powell
Baudoin	Hill	Pratt
Baylor	Holden	Quezaire
Bowler	Hopkins	Richmond
Broome	Hudson	Riddle
Bruce	Hunter	Romero
Carter, K	Hutter	Salter
Carter, R	Iles	Scalise
Cazayoux	Jackson, L	Schneider

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

Total—101

NAYS

Total—0

ABSENT

Bruneau	Smith, J.H.—8th
Crowe	Wooton
Total—4	

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

HOUSE BILL NO. 960—

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 13:843.1, relative to court costs in civil suits; to shorten the time period for the clerk of a district court to refund unused advance deposits or issue a demand payment for accrued costs; 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 Engrossed House Bill No. 960 by Representative Diez

AMENDMENT NO. 1

On page 1, at the end of line 10, delete "receipt of"

AMENDMENT NO. 2

On page 1, at the beginning of line 11, delete "written verification of"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ellington to Engrossed House Bill No. 960 by Representative Diez

AMENDMENT NO. 1

Delete Senate Committee Amendments Nos. 1 and 2 proposed by Senate Committee on Judiciary A and adopted by the Senate on June 5, 2001

Rep. Diez moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Alario, Alexander, E, Alexander, R, Ansardi, Baldone, Baudoin, Baylor, Bowler, Broome, Bruce, Bruneau, Carter, K, Carter, R, Cazayoux, Clarkson, Crane, Curtis, Damico, Daniel, Dartez, Devillier, Diez, Doerge, Donelon, Downer, Durand, Erdey, Farrar, Fauchoux, Flavin, Frith, Fruge, Futrell, Total—102

NAYS

Total—0

ABSENT

Table with 3 columns of names: Crowe, Total—3, Hammett, Wooton

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1015—

BY REPRESENTATIVE WRIGHT

AN ACT

To amend and reenact R.S. 47:322.35(B), relative to the disposition of certain sales tax collections in LaSalle Parish; to provide for use of monies in the LaSalle Economic Development District Fund; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1036—

BY REPRESENTATIVE DARTEZ

AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for the creation of Rotary District 6200 prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to the fees for such plate, including a royalty fee for use of the organization's logo; to provide for the use of such fees; to require a contract relative to royalty fees; to authorize the promulgation of rules and regulations; 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 Transportation, Highways, and Public Works to Engrossed House Bill No. 1036 by Representative Dartez

AMENDMENT NO. 1

On page 2, line 23, change "hundred" to "thousand"

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

Farrar	McMains	Welch
Fauchoux	McVea	Winston
Flavin	Montgomery	Wooton
Frith	Morrell	Wright
Fruge	Murray	
Total—101		
	NAYS	
Total—0		
	ABSENT	
Morrish	Smith, J.H.—8th	
Perkins	Thompson	
Total—4		

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. 1103—
BY REPRESENTATIVES LEBLANC AND DEWITT
AN ACT

To amend and reenact R.S. 47:1580(A)(4) and (C), relative to suspension and interruption of the prescription period for payment of any state tax, license, excise, interest, penalty, or other charge; to provide for the actions which constitute the filing of a false or fraudulent return; to provide that prescription is interrupted with the failure to file any state tax return; 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 FLOOR AMENDMENTS

Amendments proposed by Senator B. Jones to Engrossed House Bill No. 1103 by Representative LeBlanc

AMENDMENT NO. 1

On page 2, at the bottom of the page, insert:

"(3) The provisions of this Subsection shall only apply to use tax returns when the amount due exceeds five hundred dollars for the tax levied."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator B. Jones to Engrossed House Bill No. 1103 by Representatives LeBlanc and DeWitt

AMENDMENT NO. 1

On page 1, line 2, after "(C)" insert "and to enact R.S. 47:1523"

AMENDMENT NO. 2

On page 1, line 3, after "period for" insert ", and controversies concerning the" and after "payment of" insert a comma ","

AMENDMENT NO. 3

On page 1, line 7, after "return" insert:

"to provide for creation of a tax settlement oversight committee; to provide for powers, duties and membership of the committee;"

AMENDMENT NO. 4

On page 1, line 11, after "reenacted" insert "and R.S. 47:1523 is hereby enacted"

AMENDMENT NO. 5

On page 1, between lines 11 and 12, insert the following:

"§1523. Settlement to be approved by settlement oversight committee

R.S. 47:1523 is all proposed new law.

A. When the secretary of the Department of Revenue and a taxpayer have agreed to the terms of a proposed settlement of a matter concerning money owed the state or money which has been paid under protest and placed into an escrow account as provided by law which is either in litigation or is in dispute after a notice of assessment has been sent in accordance with R.S. 47:1565(A), and the amount in controversy, including interest and penalties, is two million dollars or more, the secretary of the Department of Revenue may settle the tax dispute only upon the approval of the tax settlement oversight committee.

B. The tax settlement oversight committee shall consist of:

- (1) The president of the Senate, or his designee.
- (2) The state attorney general, or his designee.
- (3) The speaker of the House of Representatives, or his designee.

C. Settlement oversight committee procedures

(1) The secretary shall send a notice of the proposed settlement by certified mail, return receipt requested, to all members of the settlement oversight committee. The notice shall include the identity of the taxpayer, the amount in controversy, the amount of the settlement, and the reasons for the settlement. The secretary shall also send an approval form that each member shall complete and return to the secretary within thirty days of the date of mailing.

(2)(a) If the secretary receives forms approving the settlement from a majority of the members of the committee, the secretary may settle the tax dispute in accordance with the terms of the proposed settlement. However, if two members of the committee provide a written request for a meeting of the committee to the secretary within thirty days of the mailing of the notice provided for in Paragraph (1) of this Subsection, the secretary shall issue a written call for such meeting to the members of the committee within thirty days of receipt of the request and the mail ballots shall be disregarded.

(b) If the secretary does not receive forms in which a majority of the committee either approves or disapproves the proposed settlement by the thirtieth day after the mailing of the notice provided for in Paragraph (1) of this Subsection, the secretary shall issue a written call for a meeting to the members of the committee within thirty days of that date.

(3) A majority of the members of the committee shall constitute a quorum. All decisions of the settlement oversight committee shall be by a majority vote of the members. In the event there is a failure to make a quorum on the meeting date or a failure to come to a decision on the part of the committee at a meeting, the secretary shall issue a written call for a second meeting within thirty days. At the second meeting, should there be a failure to reach a quorum or a decision, the proposed settlement shall be deemed disapproved.

D. The confidentiality of all records, files, and documents of the secretary and the committee shall be preserved and maintained in accordance with R.S. 47:1508 and 1508.1, and R.S. 44:425, and all

meetings of the committee shall be considered strategy sessions concerning prospective litigation, the public discussion of which would have a detrimental effect on the bargaining or litigating position of the secretary.

E. The committee is authorized to adopt rules and regulations to administer this Section.

* * *

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

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

NAYS

Total—0

ABSENT

Carter, K	Downer	Romero
Crowe	Lancaster	
Total—5		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1132—

BY REPRESENTATIVE WELCH

AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for the creation of the Alpha Kappa Alpha Sorority prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to the fees for such plate, including a royalty fee for use of the organization's logo; to provide for the use of such fees; to require a contract relative to royalty fees; to authorize the promulgation of rules and regulations; 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 Transportation, Highways, and Public Works to Engrossed House Bill No. 1132 by Representative Welch

AMENDMENT NO. 1

On page 3, line 13, change "hundred" to "thousand"

Rep. Welch moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

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

Fruge Murray Wright
Futrell Nevers
Gallot Odinet
Total—103

NAYS

Total—0

ABSENT

Crowe Wooton
Total—2

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1187—

BY REPRESENTATIVE ALARIO

AN ACT

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

Read by title.

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. 1187 by Representative Alario

AMENDMENT NO. 1

On page 1, at the end of line 2, after "and (2)," insert "and 863.1(B)"

AMENDMENT NO. 2

On page 1, line 7, after "and (2)" insert "and 863.1(B)"

AMENDMENT NO. 3

On page 4, after line 12, insert the following:

"§863.1. Evidence of compulsory motor vehicle liability security contained in vehicle; enforcement; penalty; fees

* * *

B.(1) When a law enforcement officer stops a vehicle at an administrative violations checkpoint, or in connection with an alleged violation of the law, or for any other reason, or when a law enforcement officer investigates an accident, the law enforcement officer shall determine if the owner or lessee of each vehicle is in compliance with the provisions of this Section which require evidence of liability insurance or other security to be contained in the vehicle. If the owner or lessee is not in compliance with those provisions, the law enforcement officer shall take the actions specified in this Section.

(2) The provisions of this Section shall not apply to automobiles which are legally parked on private property.

* * *"

Rep. Alario 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	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	Hutter	Scalise
Carter, K	Iles	Schneider
Cazayoux	Jackson, L	Schwegmann
Clarkson	Jackson, M	Shaw
Crane	Johns	Smith, G.—56th
Crowe	Katz	Smith, J.D.—50th
Curtis	Kennard	Smith, J.H.—8th
Damico	Kenney	Smith, J.R.—30th
Daniel	LaFleur	Sneed
Dartez	Lancaster	Strain
Devillier	Landrieu	Swilling
Diez	LeBlanc	Thompson
Doerge	Lucas	Toomy
Donelon	Martiny	Townsend
Downer	McCallum	Triche
Durand	McDonald	Tucker
Erdey	McMains	Waddell
Farrar	McVea	Walsworth
Faucheux	Montgomery	Welch
Flavin	Morrell	Winston
Frith	Morrish	Wright
Fruge	Murray	
Futrell	Nevers	
Total—100		

NAYS

Total—0

ABSENT

Carter, R	Perkins	Wooton
Hunter	Stelly	
Total—5		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1196—

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 37:2163(A)(1) and R.S. 48:252, relative to bidding requirements of the Department of Transportation and Development; to authorize digital signatures on electronic bid proposals by certain parties; to provide relative to contracts with certain aggregate estimated costs; to authorize use of an electronic bid system; to provide relative to electronic bid advertisements; to provide relative to delivery of bids through an electronic bid system; to provide additional means for issuance of addenda for certain contracts; 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 Transportation, Highways, and Public Works to Engrossed House Bill No. 1196 by Representative Diez

AMENDMENT NO. 1

On page 1, line 9, after "contracts;" insert "to provide for the value of reclaimed materials in bids;"

AMENDMENT NO. 2

On page 3, between lines 9 and 10, insert the following:

"(6) If an invitation for quotation specifies that reclaimed material, including asphalt to be removed from a state road or highway, shall be retained by the contractor, then the bidder shall indicate in his bid the value of the reclaimed material that he used in calculating his bid."

AMENDMENT NO. 3

On page 3, line 16, after "state" change "or" to "and"

AMENDMENT NO. 4

On page 3, line 18, after "advertisement" change "or" to "and"

Rep. Diez 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 of names: Mr. Speaker, Alario, Alexander, E, etc. and corresponding names like Futrell, Gallot, Glover, etc.

Table with 3 columns of names: Farrar, Fauchoux, Flavain, Frith, Fruge, Total-102, McVea, Montgomery, Morrell, Morrish, Murray, Walsworth, Welch, Winston, Wooton, Wright

NAYS

Total-0

ABSENT

Table with 3 columns of names: Lucas, Total-3, Smith, G.-56th, Waddell

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

HOUSE BILL NO. 1211- BY REPRESENTATIVES PRATT, LANDRIEU, AND K. CARTER AND SENATOR BAJOIE

AN ACT

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

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Bajoie to Engrossed House Bill No. 1211 by Representative Pratt

AMENDMENT NO. 1

On page1, line 2, after "767(B)," insert " and R.S. 33:2740.3(D) introductory paragraph, (1), and (2)"

AMENDMENT NO. 2

On page 1, at the end of line 2, delete "historic"

AMENDMENT NO. 3

On page 1, at the beginning of line 3, change "preservation districts" to "special districts" and delete the remainder of the line

AMENDMENT NO. 4

On page 1, at the beginning of line 4 change "area of New Orleans;" to "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;"

AMENDMENT NO. 5

On page 1 delete lines 8 through 10 in their entirety

AMENDMENT NO. 6

On page 1, line 12, after "767(B)" insert " and R.S. 33:2740.3(D) introductory paragraph, (1), and (2)"

AMENDMENT NO. 7

On page 2 after line 20 insert the following:

"§2740.3. The Downtown Development District of the City of New Orleans; creation, composition, and powers; preparation of plans; levy of ad valorem taxes and issuance of bonds

* * *

D. The board shall be composed of ~~nine~~ eleven members, at least ~~seven~~ nine of whom shall be qualified voters of the city of New Orleans, and shall have their principal place of business in, or own property in, the Downtown Development District. Such members shall possess additional qualifications and shall be appointed as follows:

(1) ~~All~~ (a) Nine of the members shall be appointed by the mayor with the approval of the city council, provided, however, that the mayor will select five of such members from a list of eight nominees named by the central area council of the chamber of commerce of the New Orleans area, or its successor.

(b) Two members shall be jointly appointed by the state senators and state representatives who represent the district in such manner that both members are residents of the district and at least one member has his principal place of business in the district.

(2)(a) The members of the board initially appointed by the mayor shall be appointed as follows: two members for one year each, two members for two years each, two members for three years each, two members for four years each, and one member for five years, the length of the term for each individual appointed to be determined by lot. They shall serve until their successors have been appointed and qualified. The members of the board thereafter appointed upon the expiration of the respective terms of the initial appointees shall be selected and appointed in accordance with the procedures herein prescribed for the selection and appointment of the original members for the term of five years. However, vacancies from among the members named by the central area council of the chamber of commerce of the New Orleans area shall be filled from nominations submitted by the central area council of the chamber of commerce of the New Orleans area in the following manner. The mayor shall select and appoint one of two names submitted to him by the central area council for each of the five vacancies for which the council is to submit nominees. If the selection and appointment by the mayor does not take place within thirty days following submission of the nominees by the central area council, the selection and appointment shall be made by the city council.

(b) Vacancies from among the members appointed by the state senators and state representatives who represent the district shall be filled by the state senators and state representatives who represent the district. Any vacancy which occurs prior to the expiration of the term for which a member of the board has been appointed shall be filled in accordance with the procedures as set forth herein.

* * *

Section 2. The two additional members of the board initially appointed pursuant to this Act shall serve a five-year term and until their successors have been appointed and qualified."

Rep. Pratt moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Carter, K
Total—1

ABSENT

Smith, J.R.—30th
Total—1

The amendments proposed by the Senate were rejected.
Conference committee appointment pending.

HOUSE BILL NO. 1245—
BY REPRESENTATIVE DONELON
AN ACT

To amend and reenact R.S. 9:2781 and Code of Civil Procedure Article 1702.1(A), relative to suits on open accounts; to provide for the method of notifying debtors of claims against them; to provide for attorney fees; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1247—

BY REPRESENTATIVES LEBLANC AND DEWITT
AN ACT

To amend and reenact R.S. 17:3995(E), relative to charter school funding; to require charter schools that fail to open or that close for any reason to refund all cash on hand to the state or local school district as appropriate; 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 W. Fields to Engrossed House Bill No. 1247 by Representative LeBlanc

AMENDMENT NO. 1

On page 1, line 13, between "all" and "cash" insert "equipment and"

Rep. LeBlanc 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
Ansardi	Hammett	Pratt
Baldone	Heaton	Quezaire
Baudoin	Hebert	Richmond
Baylor	Holden	Riddle
Bowler	Hopkins	Romero
Broome	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Hutter	Schneider
Carter, K	Iles	Schwegmann
Carter, R	Jackson, L	Shaw
Cazayoux	Jackson, M	Smith, G.—56th
Clarkson	Johns	Smith, J.D.—50th
Crane	Katz	Smith, J.H.—8th
Crowe	Kennard	Smith, J.R.—30th
Curtis	Kenney	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	Murray	Wooton
Frith	Nevers	Wright
Fruge	Odinot	
Futrell	Perkins	
Total—103		

NAYS

Total—0

ABSENT

Hill Morrish
Total—2

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

HOUSE BILL NO. 1335—

BY REPRESENTATIVE WELCH
AN ACT

To enact R.S. 47:463.83 relative to motor vehicle prestige license plates; to provide for the creation of the Laborers' International Union of North America (LIUNA) organization prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to the fees for such plate; to provide for the use of such fees; to require a contract relative to the issuance of the plate; to authorize the promulgation of rules and regulations; 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 Transportation, Highways, and Public Works to Engrossed House Bill No. 1335 by Representative Welch

AMENDMENT NO. 1

On page 2, line 21, change "hundred" to "thousand"

Rep. Welch 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	Green	Pierre
Alexander, E	Guillory	Pinac
Alexander, R	Hammett	Pitre
Ansardi	Heaton	Powell
Baldone	Hebert	Pratt
Baudoin	Hill	Quezaire
Baylor	Holden	Richmond
Bowler	Hopkins	Riddle
Broome	Hudson	Romero
Bruce	Hunter	Salter
Bruneau	Hutter	Scalise
Carter, K	Iles	Schneider
Carter, R	Jackson, L	Schwegmann
Cazayoux	Jackson, M	Shaw
Clarkson	Johns	Smith, G.—56th
Crane	Katz	Smith, J.D.—50th
Crowe	Kennard	Smith, J.R.—30th
Curtis	Kenney	Sneed
Damico	LaFleur	Stelly
Daniel	Lancaster	Strain
Dartez	Landrieu	Swilling

Devillier	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	Murray	Wooton
Futrell	Nevers	Wright
Gallot	Odinet	
Total—101		

NAYS

Total—0

ABSENT

Diez	Morrish
Faucheux	Smith, J.H.—8th
Total—4	

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. 1398—

BY REPRESENTATIVES CLARKSON, DEVILLIER, MCMAINS, PRATT AND SCHWEGMANN AND SENATORS ELLINGTON AND SCHEDLER

AN ACT

To amend and reenact R.S. 9:311, 312, Subpart A of Part I-A of Chapter 1 of Code Title V of Code Book I of Title 9 of the Louisiana Revised Statutes of 1950 formerly consisting of R.S. 9:315 through 315.15, to be comprised of R.S. 9:315 through 315.20, 315.22(C), and 374(A) and (B) and Civil Code Article 142 and to repeal R.S. 9:337, relative to child support; to provide for guidelines for determining the amount of child support and economic data and principles upon which the guidelines are based; to provide for definitions; to provide for the addition of health insurance premiums, extraordinary medical expenses, and other extraordinary expenses to the basic obligation; to provide for deductions for income of the child; to provide for the calculation of total child support obligation; to provide worksheets; to provide the effect of joint and shared custodial arrangement; to provide for the effect of split custodial arrangement; to provide for a voluntarily unemployed or underemployed party; to provide for second jobs and overtime; to provide for amounts not set forth in or exceeding schedule; to provide a mandatory minimum child support award; to provide a review of guidelines; to provide for a standard of appellate review; to provide a schedule of child support; to provide for the termination of child support upon majority or emancipation; to provide for possession and use of the family residence; to provide for the modification or termination of child support award; 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. 1398 by Representative Clarkson

AMENDMENT NO. 1

On page 24, delete lines 4 through 52 in their entirety and insert the following:

"7800.00	940	1462	1831	2059	<u>2243</u>	2406
7850.00	944	1467	1838	2066	<u>2246</u>	<u>2409</u>

7900.00	947	1473	1845	<u>2069</u>	<u>2249</u>	<u>2412</u>
7950.00	950	1478	1852	<u>2072</u>	<u>2252</u>	<u>2415</u>
8000.00	954	1484	1859	<u>2075</u>	<u>2255</u>	<u>2418</u>
8050.00	957	1490	1866	<u>2078</u>	<u>2258</u>	<u>2421</u>
8100.00	960	1493	1871	<u>2081</u>	<u>2261</u>	<u>2424</u>
8150.00	962	1497	1875	<u>2084</u>	<u>2264</u>	<u>2427</u>
8200.00	965	1501	1880	<u>2087</u>	<u>2267</u>	<u>2430</u>
8250.00	967	1505	1882	<u>2090</u>	<u>2270</u>	<u>2433</u>
8300.00	970	1509	1884	<u>2093</u>	<u>2273</u>	<u>2436</u>
8350.00	972	1512	1886	<u>2096</u>	<u>2276</u>	<u>2439</u>
8400.00	975	1516	1888	<u>2099</u>	<u>2279</u>	<u>2442</u>
8450.00	977	1520	1890	<u>2102</u>	<u>2282</u>	<u>2445</u>
8500.00	980	1523	1892	<u>2105</u>	<u>2285</u>	<u>2448</u>
8550.00	982	1526	1894	<u>2108</u>	<u>2288</u>	<u>2451</u>
8600.00	985	1529	1896	<u>2111</u>	<u>2291</u>	<u>2454</u>
8650.00	987	1532	1898	<u>2114</u>	<u>2294</u>	<u>2457</u>
8700.00	990	1535	1900	<u>2117</u>	<u>2297</u>	<u>2460</u>
8750.00	992	1538	1902	<u>2120</u>	<u>2300</u>	<u>2463</u>
8800.00	995	1541	1904	<u>2123</u>	<u>2303</u>	<u>2466</u>
8850.00	997	1544	1906	<u>2126</u>	<u>2306</u>	<u>2469</u>
8900.00	1000	1547	1908	<u>2129</u>	<u>2309</u>	<u>2472</u>
8950.00	1003	1550	1910	<u>2132</u>	<u>2312</u>	<u>2475</u>
9000.00	1005	1553	1912	<u>2135</u>	<u>2315</u>	<u>2478</u>
9050.00	1008	1556	1914	<u>2138</u>	<u>2318</u>	<u>2481</u>
9100.00	1011	1559	1916	<u>2141</u>	<u>2321</u>	<u>2484</u>
9150.00	1013	1562	1918	<u>2144</u>	<u>2324</u>	<u>2487</u>
9200.00	1016	1565	1920	<u>2147</u>	<u>2327</u>	<u>2490</u>
9250.00	1019	1568	1922	<u>2150</u>	<u>2330</u>	<u>2493</u>
9300.00	1022	1571	1924	<u>2153</u>	<u>2333</u>	<u>2496</u>
9350.00	1024	1574	1926	<u>2156</u>	<u>2336</u>	<u>2499</u>
9400.00	1028	1577	1928	<u>2159</u>	<u>2339</u>	<u>2502</u>
9450.00	1033	1580	1930	<u>2162</u>	<u>2342</u>	<u>2505</u>
9500.00	1038	1583	1932	<u>2165</u>	<u>2345</u>	<u>2508</u>
9550.00	1043	1586	1934	<u>2168</u>	<u>2348</u>	<u>2511</u>
9600.00	1048	1589	1936	<u>2171</u>	<u>2351</u>	<u>2514</u>
9650.00	1053	1592	1938	<u>2174</u>	<u>2354</u>	<u>2517</u>
9700.00	1058	1595	1940	<u>2177</u>	<u>2357</u>	<u>2520</u>
9750.00	1063	1598	1942	<u>2180</u>	<u>2360</u>	<u>2523</u>
9800.00	1068	1601	1944	<u>2183</u>	<u>2363</u>	<u>2526</u>
9850.00	1073	1604	1946	<u>2186</u>	<u>2366</u>	<u>2529</u>
9900.00	1078	1607	1948	<u>2189</u>	<u>2369</u>	<u>2532</u>
9950.00	1083	1610	1950	<u>2192</u>	<u>2372</u>	<u>2535</u>
10000.00	1088	1613	1952	<u>2195</u>	<u>2375</u>	<u>2538</u>
10050.00	1095	1615	1954	<u>2197</u>	<u>2377</u>	<u>2540</u>
10100.00	1102	1617	1956	<u>2199</u>	<u>2379</u>	<u>2542</u>
10150.00	1109	1619	1958	<u>2201</u>	<u>2381</u>	<u>2544</u>
10200.00	1115	1621	1960	<u>2203</u>	<u>2383</u>	<u>2546</u>
10250.00	1119	1623	1962	<u>2205</u>	<u>2385</u>	<u>2548</u>
10300.00	1123	1625	1964	<u>2207</u>	<u>2387</u>	<u>2550</u>
10350.00	1127	1630	1966	<u>2209</u>	<u>2389</u>	<u>2552</u>
10400.00	1131	1636	1968	<u>2211</u>	<u>2391</u>	<u>2554</u>
10450.00	1135	1642	1970	<u>2213</u>	<u>2393</u>	<u>2556</u>
10500.00	1138	1647	1972	<u>2215</u>	<u>2395</u>	<u>2558</u>
10550.00	1142	1653	1974	<u>2217</u>	<u>2397</u>	<u>2560</u>
10600.00	1146	1659	1976	<u>2219</u>	<u>2399</u>	<u>2562</u>
10650.00	1150	1665	1978	<u>2221</u>	<u>2400</u>	<u>2564</u>
10700.00	1154	1670	1982	<u>2223</u>	<u>2402</u>	<u>2566</u>
10750.00	1158	1676	1984	<u>2225</u>	<u>2404</u>	<u>2568</u>
10800.00	1162	1682	1986	<u>2227</u>	<u>2406</u>	<u>2570</u>
10850.00	1166	1687	1988	<u>2229</u>	<u>2408</u>	<u>2572</u>
10900.00	1170	1693	1994	<u>2231</u>	<u>2410</u>	<u>2574</u>
10950.00	1174	1698	2001	<u>2233</u>	<u>2412</u>	<u>2576</u>
11000.00	1178	1704	2008	<u>2235</u>	<u>2414</u>	<u>2578</u>
11050.00	1182	1710	2014	<u>2237</u>	<u>2416</u>	<u>2582</u>
11100.00	1186	1715	2021	<u>2239</u>	<u>2421</u>	<u>2590</u>
11150.00	1190	1721	2027	<u>2241</u>	<u>2429</u>	<u>2599"</u>

AMENDMENT NO. 2

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On page 25, delete lines 1 through 19 in their entirety

AMENDMENT NO. 3

On page 16, line 25, change "(3)" to "(2)"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ellington to Reengrossed House Bill No. 1398 by Representative Clarkson

AMENDMENT NO. 1

On page 19, line 9, change "R.S. 9:315.9(B)" to "R.S. 9:315.9"

AMENDMENT NO. 2

On page 29, line 4, delete ", 315.9(A)"

AMENDMENT NO. 3

On page 30, line 13, delete "(B)"

AMENDMENT NO. 4

On page 30, line 36, delete "(B)"

AMENDMENT NO. 5

On page 31, line 6, delete "(B)"

AMENDMENT NO. 6

On page 31, line 23, delete "(B)"

AMENDMENT NO. 7

On page 31, line 28, change "(B)(5)" to "(4)"

AMENDMENT NO. 8

On page 31, line 35, delete "(B)"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ellington to Reengrossed House Bill No. 1398 by Representative Clarkson

AMENDMENT NO. 1

On page 4, line 9, after "cause" and before the comma ", " insert "based upon the expenditure of child support for the six months immediately prior to the filing of the motion"

AMENDMENT NO. 2

Page 4, line 10, after "accounting" insert a period "." and delete the remainder of the line and delete lines 11 and 12 in their entirety

AMENDMENT NO. 3

page 4, line 13, change "by the recipient of child support" to "ordered by the court after the hearing"

AMENDMENT NO. 4

Page 12, line 7, after "party" and before the period "." insert ", provided such request is filed in a reasonable time prior to the hearing. Failure to timely file the request shall not be grounds for a continuance"

Rep. Devillier 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 under the YEAS column, including Mr. Speaker, Alario, Alexander, E, etc.

NAYS

Table listing names of representatives under the NAYS column, including Baylor, Hopkins, Morrell, Walsworth.

ABSENT

Table listing names of representatives under the ABSENT column, including Glover, Pitre, Swilling.

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

HOUSE BILL NO. 1408— BY REPRESENTATIVE SCHNEIDER AN ACT

To amend and reenact R.S. 11:2269(B)(1), relative to the Firefighters' Retirement System; to provide with respect to military service credit, including but not limited to changing the dates during which certain military service must have occurred in order to

purchase credit for such service; to provide an effective date; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 1408 by Representative Schneider

AMENDMENT NO. 1

On page 1, line 2, after "reenact R.S." change "11:2269(B)(1)," to "11:2260(A)(2)(f) and 2269(B)(1), 22:1419(A)(3) and (4), and to enact R.S. 33:2489.1"

AMENDMENT NO. 2

On page 1, line 6, after "service;" insert "to provide for selection of the retiree member to the board of trustees; to provide relative to assessments levied by the Louisiana Insurance Rating Commission against the gross direct premiums received by all insurers doing business in this state which are applied for use by the Municipal Police Employees Retirement System, the Sheriffs' Pension and Relief Fund, the Firefighters' Retirement System, and the State Police Pension and Retirement System, including but not limited to provisions for the amount of the assessment that can be used in any one year for mergers of certain retirement systems and the use of such funds for meeting the actuarial required contributions of the systems; to provide with respect to the transfers between departments;"

AMENDMENT NO. 3

On page 1, between lines 10 and 11, insert the following:

"Section 1. R.S. 11:2260(A)(2)(f) is hereby amended and reenacted to read as follows:

§2260. Administration

A. Board of trustees:

* * *

(2) The board shall consist of eight trustees as follows:

* * *

(f)(i) A retiree of the system, who shall be elected by a majority vote of the members of the board from at least three nominees submitted by the retired members of the system, for a term of five years, commencing on January 1, 1989. The term of office of the retiree who on July 1, 2001, is serving pursuant to this Subsubparagraph (i) shall expire on December 31, 2003. If a vacancy in this office occurs at any time during the period from July 1, 2001, and extending through December 31, 2003, then the vacancy shall be filled for the remainder of the unexpired term by the election of a retiree of the system, who shall be elected by a majority vote of the retired members of the system. In any event, the provisions of this Subsubparagraph (i) shall be null and without effect of law on and after January 1, 2004, and thereafter all elections for this office shall be conducted pursuant to Subsubparagraph (ii) of this Subparagraph.

(ii) A retiree of the system, who shall be elected by a majority vote of the retired members of the system, for a five-year term of office. The

first term of office of any retiree member elected pursuant to this Item shall commence on January 1, 2004.

* * *

AMENDMENT NO. 4

On page 1, line 11, change "Section 1." to "Section 2."

AMENDMENT NO. 5

On page 2, between lines 5 and 6, insert:

"Section 3. R.S. 22:1419(A)(3) and (4) are hereby amended and reenacted to read as follows:

§1419. Assessments against insurers; dedications

A.

* * *

(3) Regardless of the percentage assessed by the commission, an amount equal to seven-tenths of one percent of the gross direct premiums received in this state, in the preceding year, by insurers doing business in this state and subject to this Part, less returned premiums shall be deposited by the commission with the state treasurer ~~to the account on behalf of the Municipal Police Employees' Retirement System, the Sheriffs' Pension and Relief Fund, and the Firefighters' Retirement System for the exclusive use of these retirement systems or funds; and allocated as follows:~~

(a) First, five percent of the assessment shall be used for funding the annual actuarial cost incurred by the State Police Pension and Retirement System with regard to implementation of the Act which originated as House Bill No. 495 of the 2001 Regular Session of the Legislature.

(b) Second, the assessment shall be used for funding of mergers of local retirement systems with these statewide retirement systems, such mergers to be funded over a period of thirty years, unless the Public Retirement Systems' Actuarial Committee deems a shorter period appropriate. Such shorter period shall not use more than five percent of the total assessment in any one year, nor shall the aggregate of all mergers being funded in any one year use more than twenty-five percent of the total assessment in any one year.

(c)(i) first, Third, any funds that remain after the allocation provided for in Subparagraph (a) of this Paragraph shall be used as provided for in Item (ii) of this Subparagraph, in meeting the remaining portion of the actuarially required contributions after receipt of the employee contributions at the rate established in R.S. 11:62(3), (6), and (9), after receipt of the employer contributions at the rate established in R.S. 11:103(C), and after receipt of all dedicated funds and taxes referred to in R.S. 11:103(C)(2)(a), in the amounts determined by the Public Retirement Systems' Actuarial Committee. ~~Second, the assessment shall be used for funding of mergers of local retirement systems or funds with these statewide systems or funds, such mergers to be funded over a period of thirty years, unless the Public Retirement Systems' Actuarial Committee deems a shorter period appropriate. Such shorter period shall not use more than five percent of the total assessment in any one year, nor shall the aggregate of all mergers being funded in any one year use more than twenty-five percent of the total assessment in any one year.~~

(ii)(aa) Any funds that remain after the allocation provided for in Subparagraphs (3)(a) and (b) of this Paragraph shall be divided into three thirds and, then, a one-third portion shall be allocated separately to each

of the three systems. Except as otherwise provided in this Item, each such system shall not receive a greater portion than one-third.

(bb) It is hereby acknowledged that any one system may not need the entire one-third portion that it receives each year to meet the remaining portion of its actuarially required contributions. In that event, any unused allocated funds shall be reallocated to such other system or systems of the three systems that have a need for additional funds to meet the remaining portion of the actuarially required contributions.

(cc) If one system does not need its total annual allocated portion, but two other systems do use their total annual allocated portions to meet the remaining portion of the actuarially required contributions and need additional funds for that purpose, then the unused allocated portion of the system that did not use its total annual allocated portion shall be divided equally between the two systems that need additional funds to meet the remaining portion of their actuarially required contributions, except that any funds not needed by either such system shall be reallocated to the other such system to meet the remaining portion of the actuarially required contributions.

(dd) Funds that are reallocated to a system pursuant to Subitems (bb) or (cc) of this Item shall be limited to the amount that is necessary to meet the remaining portion of the actuarially required contributions of the receiving system.

(d) The phrase "retirement system" or "system" as used in Paragraphs (3), (4), and (5) of this Subsection shall include the Sheriffs' Pension and Retirement Fund, as applicable, notwithstanding that it is technically a retirement fund and not a retirement system.

(4) After payment of the amounts established by the Public Retirement Systems' Actuarial Committee to the retirement systems as provided for in Paragraph (3) of this Subsection, all remaining funds shall be remitted to the state general fund.

* * *

Section 4. R.S. 33:2489.1 is hereby enacted to read as follows:

§2489.1. Transfers between departments

Notwithstanding the provisions of this Chapter, or any other provision of law to the contrary, any employee who is employed as a full-time firefighter in the classified service, who transfers from one fire department to another shall not have his benefits reduced nor lose his seniority status as a result of such department to department transfer. The employee shall retain seniority status in the department to which he transfers, or is transferred. However, for purposes of promotions, no more than four years of service shall be used for seniority purposes. Further, the transferring employee shall receive credit for all years of service in the retirement system."

AMENDMENT NO. 6

On page 2, line 6, after "Section" change "2" to "5" and after "provisions of" insert "Section 2 of"

Rep. Schneider moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:
YEAS

Alario	Futrell	Odinot
Alexander, E	Gallot	Perkins
Ansardi	Green	Pierre

Baldone	Guillory	Pinac
Baudoin	Hammett	Pitre
Baylor	Heaton	Powell
Bowler	Hebert	Pratt
Broome	Hill	Quezaire
Bruce	Holden	Riddle
Bruneau	Hopkins	Romero
Carter, K	Hudson	Salter
Carter, R	Hunter	Scalise
Cazayoux	Hutter	Schneider
Clarkson	Iles	Schwegmann
Crane	Jackson, L	Smith, G.—56th
Crowe	Jackson, M	Smith, J.D.—50th
Curtis	Johns	Smith, J.H.—8th
Damico	Kenney	Smith, J.R.—30th
Daniel	LaFleur	Sneed
Dartez	Lancaster	Stelly
Devillier	Landrieu	Strain
Diez	LeBlanc	Thompson
Doerge	Lucas	Toomy
Donelon	Martiny	Townsend
Downer	McDonald	Triche
Durand	McMains	Tucker
Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Welch
Flavin	Morrish	Winston
Frith	Murray	Wright
Fruge	Nevers	
Total—95		

NAYS

Total—0

ABSENT

Mr. Speaker	Kennard	Swilling
Alexander, R	McCallum	Wooton
Glover	Richmond	
Katz	Shaw	
Total—10		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1537—
BY REPRESENTATIVE PIERRE
AN ACT

To amend and reenact R.S. 13:1000(A), (B), and (C), relative to legal assistance programs in civil and family matters; to authorize the judges of district and family courts, by rule, to establish certain legal services programs which would qualify for specified funds generated by the clerk of court's office; to provide for an additional fee to the costs of docketing each civil suit; to delete requirements for apportionment of funds collected; to require submission of reports and audits; 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 Engrossed House Bill No. 1537 by Representative Pierre

AMENDMENT NO. 1

On page 1, line 2, after "(C)" and before the comma "," insert "and 2007 and to enact R.S. 13:1911"

AMENDMENT NO. 2

On page 1, line 8, after "audits;" and before "and" insert "to provide for fees to fund pro bono projects within the jurisdiction of each of the city courts; and to provide for deposit and disbursement of civil costs in the City Court of Shreveport;"

AMENDMENT NO. 3

On page 1, line 11, after "(C)" and before "are" "and 2007"

AMENDMENT NO. 4

On page 1, line 12, after "reenacted" and before "to read" insert "and R.S. 13:1911 is hereby enacted"

AMENDMENT NO. 5

On page 1, line 19, after "Corporation" insert "and by the state's protection and advocacy system for persons with disabilities"

AMENDMENT NO. 6

On page 2, line 6, after "project" delete "or" and insert "," and after "program" insert "or the state's protection and advocacy system for persons with disabilities"

AMENDMENT NO. 7

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

"§1911. Legal assistance program; additional filing fee in civil matters

A. The judges of the city courts, by court rule, may establish a legal assistance program to provide fiscal support for qualified pro bono projects of local bar associations within the jurisdiction of their courts. For purposes of this Section, a qualified pro bono project means a program or project that is designed to provide free legal services for the poor in civil and family matters and that is qualified as a nonprofit organization pursuant to Section 501(c)(3) of the Internal Revenue Code. A court electing to establish a legal assistance program shall provide by rule the means to assure that persons served by a qualified pro bono project are determined to be financially unable to afford the services of legal counsel, either in advance or as costs of such services might accrue.

B. In cities in which the judges of the city court have elected to establish a legal assistance program, the clerk of court shall add to the initial cost of docketing each civil suit the sum of three dollars. The court by rule shall designate an account for the deposit of such funds.

C. The court shall apportion the funds collected pursuant to Subsection B of this Section among the qualified pro bono projects in the jurisdiction of the city court on an annual basis. The apportionment shall be based upon an application process that assures that each qualified pro bono project receives a percentage of the funds approximating the percentage of legal services provided by that project out of the total legal services provided by all qualified pro bono projects within the jurisdiction of the court. The court shall provide by rule for

the submission by officials of each recipient pro bono project of such reports and audits as the court deems necessary.

D. The clerk of each court shall retain five percent of all fees collected pursuant to this Section to be used to offset expenses incurred in collection and administration of these funds.

* * *

§2007. Shreveport

A. Fines, forfeitures, costs, and penalties imposed in any criminal prosecution by the city court of Shreveport, and all fees collected in all civil matters, shall be paid into the general fund of the city of Shreveport.

B. After deducting or allocating any amounts due pursuant to R.S. 13:1911, costs of court in civil proceedings as established by the judges of the City Court of Shreveport, sitting en banc, shall be paid into the general fund of the city of Shreveport."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cravins to Engrossed House Bill No. 1537 by Representative Pierre

AMENDMENT NO. 1

On page 2, line 16, after "C." insert the following:

"The court shall apportion the funds collected pursuant to Subsection B of this Section among the qualified pro bono projects in the district on an annual basis. The apportionment shall be based upon an application process that assures that each qualified pro bono project in a district receives a percentage of the funds approximating the percentage of legal services provided by that project out of the total legal services provided by all qualified pro bono projects in the district."

Rep. Pierre 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	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	Schwegmann
Clarkson	Jackson, M	Shaw
Crane	Johns	Smith, G.—56th
Crowe	Katz	Smith, J.D.—50th
Curtis	Kennard	Smith, J.H.—8th
Damico	Kennedy	Smith, J.R.—30th
Daniel	LaFleur	Sneed
Dartez	Lancaster	Stelly

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

Total—105

NAYS

Total—0

ABSENT

Total—0

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

HOUSE BILL NO. 1561—
BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 32:1714(2) and (6), relative to the towing and storage of vehicles; to remove certain exemptions from state police's rules for towing of vehicles; to provide relative to the schedule of maximum fees allowed for the storage of certain vehicles; to provide relative to the regulation of stored vehicles; 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 Transportation, Highways, and Public Works to Engrossed House Bill No. 1561 by Representative Diez

AMENDMENT NO. 1

On page 1, line 2, after "32:1714(2)" delete "and (6)"

AMENDMENT NO. 2

On page 1, line 4, after "vehicles;" delete the remainder of the line and, delete lines 5 and 6, and insert "and to provide for related"

AMENDMENT NO. 3

On page 1, line 9, after "32:1714(2)" change "and (6) are" to "is"

AMENDMENT NO. 4

On page 2, delete lines 10 through 16

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

Total—101

NAYS

Total—0

ABSENT

Doerge	Richmond
Kennard	Swilling
Total—4	

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

HOUSE BILL NO. 1603—
BY REPRESENTATIVE M. JACKSON
AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for the creation of Omega Psi Phi fraternity prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to the fees for such plate, including a royalty fee for use of the organization's logo; to provide for the use of such fees; to require a contract relative to royalty fees; to authorize the promulgation of rules and regulations; 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 Transportation, Highways, and Public Works to Engrossed House Bill No. 1603 by Representative M. Jackson

AMENDMENT NO. 1

On page 3, line 8, change "hundred" to "thousand"

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

NAYS

Total—0

ABSENT

Crowe	Doerge
Diez	Smith, J.H.—8th
Total—4	

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. 1807—

BY REPRESENTATIVE TRICHE

AN ACT

To enact R.S. 39:98.6, relative to tobacco settlement proceeds; to provide for the amount of security to be furnished for appeal of certain matters relating to the tobacco settlement proceeds to be received by the state pursuant to the Master Settlement Agreement; 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 Judiciary A to Reengrossed House Bill No. 1807 by Representative Triche

AMENDMENT NO. 1

On page 2, line 4, change "twenty-five" to "fifty"

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Futrell	Pierre
Alexander, E	Gallot	Pinac
Alexander, R	Glover	Pitre
Ansardi	Green	Powell
Baldone	Guillory	Pratt
Baudoin	Hammett	Quezaire
Baylor	Hebert	Richmond
Bowler	Hill	Riddle
Broome	Holden	Romero
Bruce	Hopkins	Salter
Bruneau	Hudson	Scalise
Carter, K	Hunter	Schneider
Carter, R	Hutter	Schwegmann
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	Kenney	Sneed
Daniel	Lancaster	Stelly
Dartez	LeBlanc	Strain
Devillier	Lucas	Swilling
Diez	Martiny	Thompson
Doerge	McCallum	Toomy
Donelon	McDonald	Townsend
Downer	McMains	Triche
Durand	Montgomery	Tucker
Erdey	Morrell	Waddell
Farrar	Morrish	Walsworth
Faucheux	Murray	Winston
Flavin	Nevers	Wooton
Frith	Odinet	Wright
Fruge	Perkins	
Total—98		

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NAYS

Total—0

ABSENT

Mr. Speaker LaFleur Welch
Heaton Landrieu
Kennard McVea
Total—7

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

HOUSE BILL NO. 1821—

BY REPRESENTATIVE CROWE

AN ACT

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

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 1821 by Representative Crowe

AMENDMENT NO. 1

On page 3, line 15, delete "annual"

AMENDMENT NO. 2

On page 3, line 16, after "shall be paid" insert "to the board"

AMENDMENT NO. 3

On page 3, line 17, between "member" and "." insert "within thirty days of the date that the member retires"

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario Gallot Perkins
Alexander, E Glover Pierre
Alexander, R Green Pinac
Ansardi Guillory Pitre
Baldone Hammett Powell
Baudoin Heaton Pratt
Baylor Hebert 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 Schwegmann

Clarkson Johns Shaw
Crane Katz Smith, G.—56th
Crowe Kennard Smith, J.D.—50th
Damico Kenney Smith, J.H.—8th
Daniel LaFleur Smith, J.R.—30th
Dartez Lancaster Sneed
Devillier Landrieu Stelly
Diez LeBlanc Strain
Doerge Lucas Thompson
Donelon Martiny Toomy
Downer McCallum Townsend
Durand McDonald Triche
Erdey McMains Tucker
Farrar McVea Waddell
Fauchaux Montgomery Walsworth
Flavin Morrell Welch
Frith Morrish Winston
Fruge Nevers Wooton
Futrell Odinet Wright
Total—99

NAYS

Total—0

ABSENT

Mr. Speaker Hill Murray
Curtis Hudson Swilling
Total—6

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

HOUSE BILL NO. 1845—

BY REPRESENTATIVES PRATT AND K. CARTER AND SENATOR BAJOIE

AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for the creation of the Delta Sigma Theta Sorority prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to the fees for such plate, including a royalty fee for use of the organization's logo; to provide for the use of such fees; to require a contract relative to royalty fees; to authorize the promulgation of rules and regulations; 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 Transportation, Highways, and Public Works to Engrossed House Bill No. 1845 by Representative Pratt

AMENDMENT NO. 1

On page 3, line 1, change "hundred" to "thousand"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Johnson to Engrossed House Bill No. 1845 by Representative Pratt

AMENDMENT NO. 1

On page 1, line 2, after R.S. 47:463.83, insert "and 463.84"

AMENDMENT NO. 2

On page 1, line 3, after "Sorority" insert "and Upper Room Bible Church"

AMENDMENT NO. 3

On page 1, line 11, delete "is" and insert "and 463.84 are"

AMENDMENT NO. 4

On page 3, after line 8, insert the following:

"§463.84. Special prestige license plates; Upper Room Bible Church
R.S. 47:463.84 is all proposed new law.

A. The secretary of the Department of Public Safety and Corrections shall establish special prestige license plates which may be issued, upon application, to any member of the Upper Room Bible Church. The license plates shall be restricted to passenger cars, pickup trucks, recreational vehicles, and vans. The license plate shall be of a color and design selected by the Upper Room Bible Church, provided that it is in compliance with R.S. 47:463(A)(3).

B. The charge for this special license plate shall be a one-time fee of three dollars for each plate, which shall be in addition to the regular motor vehicle registration license tax.

C. The secretary shall promulgate rules and regulations necessary to implement the provisions of this Section in accordance with the Administrative Procedure Act.

D. The secretary shall establish a prestige license plate for the organization in accordance with the provisions of this Section when all of the following conditions are met:

(1) All necessary contracts regarding use of the Upper Room Bible Church logo have been executed.

(2) The secretary has received a minimum of one thousand applications for the license plate."

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

ROLL CALL

The roll was called with the following result:

YEAS

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	Schwegmann
Clarkson	Jackson, M	Shaw
Crane	Johns	Smith, G.—56th
Crowe	Katz	Smith, J.D.—50th

Curtis	Kennard	Smith, J.H.—8th
Damico	Kenney	Smith, J.R.—30th
Daniel	LaFleur	Sneed
Dartez	Lancaster	Stelly
Devillier	Landrieu	Strain
Diez	LeBlanc	Swilling
Doerge	Lucas	Thompson
Donelon	Martiny	Toomy
Downer	McCallum	Townsend
Durand	McDonald	Triche
Erdey	McMains	Waddell
Farrar	McVea	Walsworth
Faucheux	Montgomery	Welch
Flavin	Morrell	Winston
Frith	Morrish	Wooton
Fruge	Murray	Wright
Futrell	Nevers	
Gallot	Odinot	
Total—103		

NAYS

Total—0

ABSENT

Mr. Speaker Tucker
Total—2

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. 1870—
BY REPRESENTATIVE LEBLANC
AN ACT

To appropriate funds from certain sources to be allocated to designated agencies and designated purposes in specific amounts for the purpose of making supplemental appropriations for the funding of said agencies and purposes and to substitute the means of financing for certain capital outlay projects during the 2000-2001 Fiscal Year; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1878—
BY REPRESENTATIVE RIDDLE
AN ACT

To enact Subpart B-4 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.71 through 130.74, relative to the creation of an economic development board in certain parishes to promote, encourage, and participate in economic development activities in the parish; to provide for the composition, powers, and functions of the board; to provide for the creation of an advisory board to each economic development board; to provide for the composition of the advisory board and the terms of office of its members; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 1878 by Representative Riddle

AMENDMENT NO. 1

On page 7, line 15, after "years." delete the remainder of the line

AMENDMENT NO. 2

On page 7, at the beginning of line 16, delete "shall serve an initial term of three years."

Rep. Riddle 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	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	Schwegmann
Cazayoux	Jackson, L	Shaw
Clarkson	Jackson, M	Smith, G.—56th
Crane	Johns	Smith, J.D.—50th
Curtis	Katz	Smith, J.H.—8th
Damico	Kennard	Smith, J.R.—30th
Daniel	Kenney	Sneed
Dartez	LaFleur	Stely
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
Frith	Morrish	Wooton
Fruge	Murray	Wright
Futrell	Nevers	
Total—101		

NAYS

Schneider
Total—1

ABSENT

Crowe Lancaster Tucker
Total—3

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

HOUSE BILL NO. 1893—
BY REPRESENTATIVE CLARKSON
AN ACT

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

Read by title.

Motion

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

HOUSE BILL NO. 1897—
BY REPRESENTATIVE PERKINS
AN ACT

To amend and reenact R.S. 30:2050.1(B) and R.S. 30:2050.4(E) and (G) and to enact R.S. 30:2050.4(J), relative to the secretary of the Department of Environmental Quality; to provide for maintenance and distribution of lists of enforcement actions; to provide for adjudicatory hearings procedures; 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. 1897 by Representative Perkins

AMENDMENT NO. 1

On page 1, line 14, after "compliance orders," insert "proposed beneficial environmental projects."

AMENDMENT NO. 2

On page 1, line 15, after "monthly" insert "and posted on the Department's web site. The web site list shall reflect a cumulative year's record"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fontenot to Reengrossed House Bill No. 1897 by Representative Perkins

AMENDMENT NO. 1

Delete Senate Committee Amendment Nos. 1 and 2 proposed by the Senate Committee on Environmental Quality and adopted by the Senate on May 16, 2001.

AMENDMENT NO. 2

On page 1, line 13, change "B." to "B.(1)"

AMENDMENT NO. 3

On page 1, line 15, after "monthly." insert "(2)(a)"

AMENDMENT NO. 4

On page 1, line 18, after "list." insert the following:

"(b) The list shall be published on the department's web site and shall also include any proposed beneficial environmental projects which have been submitted to the department for approval. The list and the proposed beneficial projects shall reflect a cumulative year's record."

AMENDMENT NO. 5

On page 2, line 8, delete "informal" and after "resolution" insert "discussions"

AMENDMENT NO. 6

On page 2, line 26, delete "informal"

AMENDMENT NO. 7

On page 3, line 1, after "resolution" insert "discussions"

AMENDMENT NO. 8

On page 3, line 9, delete "informal" and after "resolution" insert "discussions"

AMENDMENT NO. 9

On page 3, line 12, delete "informal" and after "resolution" insert "discussions"

AMENDMENT NO. 10

On page 3, line 15, delete "informal" and change "may" to "shall"

Rep. Perkins moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Murray
Total—1

ABSENT

Mr. Speaker	Hill	Walsworth
Crowe	McMains	
Total—5		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1900—
BY REPRESENTATIVES KATZ AND DIEZ
AN ACT

To amend and reenact R.S. 47:463(A)(3), relative to applications for prestige license plates; to change the minimum number of applications required for the design and issuance of prestige license plates after January 1, 2002; 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 Transportation, Highways, and Public Works to Reengrossed House Bill No. 1900 by Representative Katz

AMENDMENT NO. 1

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

"Section 4. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature of the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

Rep. Katz 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	Odinet
Alario	Futrell	Pierre
Alexander, E	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	Hudson	Scalise
Carter, K	Hunter	Schneider
Carter, R	Hutter	Schwegmann
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

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Daniel	Kenney	Stelly
Dartez	LaFleur	Strain
Devillier	Lancaster	Swilling
Diez	Landrieu	Toomy
Doerge	LeBlanc	Townsend
Donelon	Lucas	Triche
Downer	Martiny	Tucker
Durand	McCallum	Waddell
Erdey	McDonald	Welch
Farrar	McVea	Winston
Faucheux	Morrish	Wooton
Flavin	Nevers	Wright

Total—96

NAYS

Morrell	Murray
---------	--------

Total—2

ABSENT

Frith	Montgomery	Walsworth
Gallot	Perkins	
McMains	Thompson	

Total—7

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

HOUSE BILL NO. 1905—
BY REPRESENTATIVES LANDRIEU AND RIDDLE
AN ACT

To enact R.S. 27:403, relative to elected public officials doing business with certain gaming establishments; to prohibit elected public officials from engaging in any business activity except as a patron or as a performing musician with any owner or operator of a facility which is subject to an Indian gaming compact; to provide for exceptions; to provide for definitions; 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 B to Reengrossed House Bill No. 1905 by Representative Landrieu

AMENDMENT NO. 1

On page 2, line 20, after "week" and before "at the" insert "at a wage comparable to other employees performing the same or similar work"

AMENDMENT NO. 2

On page 2, below line 26, insert the following:

"F. The provisions of this Section shall not apply to any business contract or renewal of such contract involving an entity in which a public official has an ownership interest and which was initially executed prior to January 1, 2001, or upon re-election to their current office, whichever occurs first."

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

Total—102

NAYS

Total—0

ABSENT

Crowe	McMains	Walsworth
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Total—3

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1917—
BY REPRESENTATIVES QUEZAIRE AND DANIEL
AN ACT

To amend and reenact R.S. 9:2795(A)(1) and (3), and (E)(2)(a) through (c), relative to civil liability; to provide for limitation of liability of certain public parks; 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 Marionneaux to Engrossed House Bill No. 1917 by Representative Quezaire

AMENDMENT NO. 1

On page 2, delete lines 11 through 13 and insert the following:

"(b) For purposes of the limitation of liability afforded to parks pursuant hereto, "land" does not include buildings, structures, machinery, or equipment regardless of whether attached to the realty."

Rep. Quezaire moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Perkins
Alario	Green	Pierre
Alexander, E	Guillory	Pinac
Alexander, R	Hammett	Pitre
Ansardi	Heaton	Powell
Baldone	Hebert	Pratt
Baudoin	Hill	Quezaire
Baylor	Holden	Richmond
Bowler	Hopkins	Riddle
Broome	Hudson	Romero
Bruce	Hunter	Salter
Bruneau	Hutter	Scalise
Carter, K	Iles	Schneider
Cazayoux	Jackson, L	Schwegmann
Clarkson	Jackson, M	Shaw
Crane	Johns	Smith, G.—56th
Crowe	Katz	Smith, J.D.—50th
Curtis	Kennard	Smith, J.H.—8th
Damico	Kenney	Smith, J.R.—30th
Daniel	LaFleur	Sneed
Dartez	Lancaster	Stelly
Devillier	Landrieu	Strain
Diez	LeBlanc	Swilling
Doerge	Lucas	Thompson
Donelon	Martiny	Toomy
Downer	McCallum	Townsend
Durand	McDonald	Triche
Erdey	McMains	Tucker
Farrar	McVea	Waddell
Fauchoux	Montgomery	Walsworth
Flavin	Morrell	Welch
Frith	Morrish	Winston
Fruge	Murray	Wooton
Futrell	Nevers	Wright
Gallot	Odinet	
Total—104		

NAYS

Carter, R
Total—1

ABSENT

Total—0

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1929—
BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 38:2223 and to enact R.S. 40:1749.26, relative to public contracts involving underground utilities or facilities; to require any public entity or its agent, prior to preparation of plans and specifications on any public work project, to contact the regional notification center and the owners of underground utilities or facilities that are not members of such

center; to require the public entity to furnish a diagram or plat to prospective bidders in the plans and specifications; to require negotiations between all participating parties relative to the temporary or permanent relocation of underground utilities or facilities; to require the public entity to inform all owners of such underground utilities or facilities regarding to whom the contract for the public work was awarded; 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 Transportation, Highways, and Public Works to Reengrossed House Bill No. 1929 by Representative Diez

AMENDMENT NO. 1

On page 1, line 4, change "prior to" to "in the"

AMENDMENT NO. 2

On page 2, line 3, change "Prior to" to "In the"

AMENDMENT NO. 3

On page 2, at the end of line 22, insert "Municipalities Public entities owning their own utilities or facilities that have complied with R.S. 40:1749.19(A) are shall be excluded from the provisions hereof."

AMENDMENT NO. 4

On page 3, line 11, after "specifications." insert the following:

"In the event the utility or facility operator marks the location of the underground utility or facility and the public entity creates a diagram or plat incorporating those markings, the public entity shall provide such diagram or plat of the underground utility or facility to the operator so that the location of the underground utility or facility on the diagram or plat can be verified by the operator as being in the correct location."

AMENDMENT NO. 5

On page 3, line 21, after "contractor." delete the remainder of the line and delete lines 22 through 26

AMENDMENT NO. 6

On page 4, line 2, delete "negotiated" and on line 3 delete "or"

Rep. Diez 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	Odinet
Alario	Glover	Perkins
Alexander, E	Guillory	Pierre
Alexander, R	Hammett	Pinac
Ansardi	Heaton	Pitre
Baldone	Hebert	Powell

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Baudoin	Hill	Pratt
Baylor	Holden	Richmond
Bowler	Hopkins	Riddle
Broome	Hudson	Romero
Bruce	Hunter	Salter
Bruneau	Hutter	Scalise
Carter, R	Iles	Schneider
Cazayoux	Jackson, L	Schwegmann
Clarkson	Jackson, M	Shaw
Crane	Johns	Smith, G.—56th
Crowe	Katz	Smith, J.D.—50th
Curtis	Kennard	Smith, J.H.—8th
Damico	Kenney	Sneed
Daniel	Lancaster	Stelly
Dartez	Landrieu	Strain
Devillier	LeBlanc	Swilling
Diez	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—99

NAYS

Total—0

ABSENT

Carter, K	Green	Quezaire
Doerge	LaFleur	Smith, J.R.—30th

Total—6

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

HOUSE BILL NO. 1942—
BY REPRESENTATIVES TRICHE AND HEBERT
AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for the creation the Seniors-Our Heritage prestige license plate; to provide for the issuance of such plates; to provide for the color and design of such plate; to provide relative to the fees for such plate, including a royalty fee; to provide for the use of such fees; to authorize the promulgation of rules and regulations; 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 Transportation, Highways, and Public Works to Engrossed House Bill No. 1942 by Representative Hebert

AMENDMENT NO. 1

On page 2, line 17, change "hundred" to "thousand"

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Futrell	Nevers
Alexander, E	Gallot	Odinot
Alexander, R	Glover	Perkins
Ansardi	Guillory	Pierre
Baldone	Hammett	Pitre
Baudoin	Hebert	Powell
Baylor	Hill	Pratt
Bowler	Holden	Richmond
Broome	Hopkins	Riddle
Bruce	Hudson	Romero
Bruneau	Hunter	Salter
Carter, K	Hutter	Scalise
Carter, R	Iles	Schneider
Cazayoux	Jackson, L	Schwegmann
Clarkson	Jackson, M	Shaw
Crane	Johns	Smith, G.—56th
Crowe	Katz	Smith, J.D.—50th
Curtis	Kennard	Sneed
Damico	LaFleur	Stelly
Daniel	Lancaster	Strain
Dartez	Landrieu	Swilling
Devillier	LeBlanc	Thompson
Diez	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—95

NAYS

Total—0

ABSENT

Mr. Speaker	Kenney	Smith, J.R.—30th
Doerge	Pinac	Tucker
Green	Quezaire	
Heaton	Smith, J.H.—8th	

Total—10

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. 1943—
BY REPRESENTATIVE TRICHE
AN ACT

To amend and reenact R.S. 25:380.10, 380.11, 380.13, and 380.14(A) and R.S. 36:801.8, to enact R.S. 36:209(V), and to repeal R.S. 25:380.12 and R.S. 36:744(M), relative to the Edward Douglass White Historic Site; to transfer the Edward Douglass White Historic Site from the Department of State to the Department of Culture, Recreation and Tourism; to provide that the Board of Directors of the Louisiana State Museum shall be the governing board of the historic site; to provide for the powers, duties, and functions of the board and the department; 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 Education to Reengrossed House Bill No. 1943 by Representative Triche

AMENDMENT NO. 1

On page 2, line 13, after "Governing board" delete the semi-colon ";", and delete the remainder of the line and delete line 14

AMENDMENT NO. 2

On page 3, delete line 21

AMENDMENT NO. 3

On page 4, line 1, delete "and"

AMENDMENT NO. 4

On page 5, line 11, after "is" delete "within" and insert "hereby transferred to"

AMENDMENT NO. 5

On page 5, line 12, after "Tourism" delete the period "." and insert "as provided in Part II of Chapter 22 of this Title."

AMENDMENT NO. 6

On page 6, line 21, change "its" to "their"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Farrar	McMains	Tucker
Faucheux	McVea	Waddell
Flavin	Montgomery	Walsworth
Frith	Morrell	Welch
Fruge	Morrish	Winston
Futrell	Murray	Wooton
Gallot	Nevers	Wright
Glover	Odinot	

Total—98

NAYS

Total—0

ABSENT

Mr. Speaker	Doerge	Pinac
Ansardi	Green	
Baylor	Perkins	

Total—7

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

HOUSE BILL NO. 1960—
BY REPRESENTATIVE FUTRELL
AN ACT

To amend and reenact R.S. 32:388(A)(3)(b) and 389(D), relative to weights and standards stationary scale police; to provide relative to administrative review of citations issued by weights and standards stationary scale police officers; to require promulgation of rules and regulations; to provide with respect to fines for certain vehicles which fail to stop at stationary weight scales; 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 Transportation, Highways, and Public Works to Reengrossed House Bill No. 1960 by Representative Futrell

AMENDMENT NO. 1

On page 1, line 4, change "administrative review of" to "agency review and administrative hearings by the division of administrative law concerning"

AMENDMENT NO. 2

On page 2, line 8, change "administrative" to "agency"

AMENDMENT NO. 3

On page 3, at the bottom of the page, insert:

"(3) Following conclusion of the review panel's review, the operator or responsible party issued the citation by the weights and standards stationary scale police officer may request an administrative hearing which shall be conducted by the division of administrative law pursuant to the provisions of Chapter 13-B of Title 49 of the Louisiana Revised Statutes of 1950."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Reengrossed House Bill No. 1960 by Representative Futrell

AMENDMENT NO. 1

On page 1, line 2, delete "and 389(D)" and insert ", 389(C)(2) and (D), and 392(A), and to repeal R.S. 32:392(C)"

AMENDMENT NO. 2

On page 1, line 7, after "scales;" insert "to prohibit the detainment or impoundment of certain vehicles for certain violations;"

AMENDMENT NO. 3

On page 1, line 10, delete "and 389(D)" and insert ", 389(C)(2) and (D), and 392(A)"

AMENDMENT NO. 4

On page 2, between lines 9 and 10, insert the following:

"C.

* * *

(2) Upon issuance of the ~~violation ticket~~ citation, the owner or driver shall receive notification from the weights and standards stationary scale police officer that the penalty shall be paid within thirty days of issuance of the citation or that the owner or driver may request an agency review of the penalty within thirty days of issuance of the citation. The owner or driver shall pay ~~forthwith~~ the penalty assessed with certified check, cashier's check, money order or department approved credit card to the weights and standard police officer or state policeman. The secretary may establish credit accounts for violators, if each violator provides the department a cash deposit in the minimum amount of five thousand dollars or any amount in excess thereof fixed by the secretary to guarantee payment of said account. ~~However, any driver of any vehicle registered in Louisiana, who is lawfully possessed of a valid Louisiana driver's license, as provided in Subsection A of R.S. 32:411, in lieu of immediate payment may deposit said license with the state policeman or the weights and standards police officer, who shall issue said driver a receipt for the license on a form approved or provided by the department. The receipt shall notify the owner and driver in writing to appear at a time and place to pay the penalty assessed and secure the return of the driver's license. This receipt shall be considered as a valid driver's license for a period not to exceed thirty days. An owner or driver who is a resident of Louisiana or who has a domicile in Louisiana shall be required to, within thirty days of the date of the citation, either pay the penalty or request an agency review. An owner or driver who is not a resident of Louisiana or who does not have a domicile in Louisiana shall be required to either pay the penalty at the time the citation is issued or post a bond equal to the amount of the penalty, which bond shall be forfeited if, within thirty days of the date of the citation, the penalty has not been paid or an agency review has not been requested. The department shall not detain or impound any vehicle issued a citation for any violation of the provisions of R.S. 32:380 through 387 prior to the final disposition of the citation if the owner or driver is a resident of Louisiana or has a domicile in Louisiana, or has paid the penalty or posted the bond in accordance with this Section. For purposes of this Section, "final disposition" shall be defined as a final conviction, not capable of appeal or review.~~

* * *

AMENDMENT NO. 5

On page 3, after line 10, insert the following:

"§392. Impounding of vehicles authorized; prohibitions

A.(1) Upon discovery of any vehicle operated in violation of this Chapter, ~~except in any case in which the offense is a minor traffic violation only, the vehicle may be impounded forthwith by any state policeman, any authorized representative of the commissioner, any peace officer, or weights and standards police officer of the department except that any overweight or oversize vehicle registered in Louisiana and carrying perishable products or products once loaded which become indivisible shall not be impounded but shall be directed to and followed by the weights and standards police officer or state policeman to the nearest appropriate place suitable for unloading to its licensed gross weight or maximum size requirements as provided in this Chapter and storage of said product to preserve it for its intended use in commerce and in either case shall be detained or unloaded at the expense and responsibility of the owner or driver. The department shall not detain or impound any vehicle issued a citation for any violation of the provisions of R.S. 32:380 through 387 prior to the final disposition of the citation if the owner or driver is a resident of Louisiana or has a domicile in Louisiana, or has paid the penalty or posted the bond in accordance with this Section. For purposes of this Section, "final disposition" shall be defined as a final conviction, not capable of appeal or review.~~

(2) When used in this Subsection, the ~~following words and phrases have the following meanings:~~

(a) ~~"Minor traffic violation" means phrase "minor traffic violation" shall mean any violation of the Highway Regulatory Act as provided for in Title 32 of the Louisiana Revised Statutes of 1950. However, R.S. 32:380 through 387, inclusively, are exempted from this definition.~~

(b) "Perishable products" means products which are subject to lose their commercial value or decay in a short period of time, including but not limited to agricultural or seafood products and concrete.

(c) "Products once loaded which become indivisible" means products divisible by nature, but which become indivisible once loaded upon a vehicle because the required manner or method of unloading would be such that the entire load or portion of the load required to be unloaded could not be preserved for its intended use in commerce, or which endangers the public safety, including but not limited to forest products in their natural state.

* * *

Section 2. R.S. 32:392(C) is hereby repealed."

Rep. Futrell moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Nevers
Alario	Glover	Odinet
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	Schwegmann
Crane	Jackson, M	Shaw
Crowe	Johns	Smith, G.—56th
Curtis	Katz	Smith, J.D.—50th
Damico	Kennard	Smith, J.H.—8th
Daniel	Kenney	Smith, J.R.—30th
Dartez	LaFleur	Sneed
Devillier	Lancaster	Stelly
Diez	Landrieu	Strain
Doerge	LeBlanc	Swilling
Donelon	Lucas	Thompson
Downer	Martiny	Toomy
Durand	McCallum	Townsend
Erdey	McDonald	Triche
Farrar	McMains	Waddell
Faucheux	McVea	Walsworth
Flavin	Montgomery	Welch
Frith	Morrell	Winston
Fruge	Morrish	Wooton
Futrell	Murray	Wright
Total—102		

NAYS

Total—0

ABSENT

Clarkson	Perkins	Tucker
Total—3		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1964—
BY REPRESENTATIVE MONTGOMERY
AN ACT

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

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Engrossed House Bill No. 1964 by Representative Montgomery

AMENDMENT NO. 1

On page 2, at the end of line 3, after "salvaged" insert "however, such vehicles shall be issued a branded title indicating the vehicle has sustained hail damage"

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

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Glover	Odinet
Alexander, E	Green	Pierre
Alexander, R	Guillory	Pinac
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	Schwegmann
Cazayoux	Jackson, L	Shaw
Clarkson	Jackson, M	Smith, G.—56th
Crane	Johns	Smith, J.D.—50th
Crowe	Katz	Smith, J.H.—8th
Curtis	Kennard	Smith, J.R.—30th
Damico	Kenney	Sneed
Daniel	LaFleur	Stelly
Dartez	Lancaster	Strain
Devillier	Landrieu	Swilling
Diez	LeBlanc	Thompson
Donelon	Lucas	Toomy
Downer	Martiny	Townsend
Durand	McCallum	Triche
Erdey	McDonald	Tucker
Farrar	McMains	Waddell
Faucheux	McVea	Walsworth
Flavin	Montgomery	Welch
Frith	Morrell	Winston
Fruge	Morrish	Wooton
Futrell	Murray	Wright
Gallot	Nevers	
Total—101		

NAYS

Total—0

ABSENT

Mr. Speaker	Perkins
Doerge	Pitre
Total—4	

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

HOUSE BILL NO. 2000—

BY REPRESENTATIVE CLARKSON
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. 40:1300.172.1 through 1300.172.3, relative to mammograms; to provide for screening mammograms; to authorize the performance of mammograms without a prescription from a licensed practitioner; to provide for notification of the results; to provide limited immunity from civil liability; 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 Bajoie to Engrossed House Bill No. 2000 by Representative Clarkson

AMENDMENT NO. 1

On page 1, line 2, after "enact" insert "R.S. 22:215.11(A)(5) and"

AMENDMENT NO. 2

On page 1, line 7, after the semicolon ";" insert the following:

"to provide for direct access without any requirement for specialty referral for minimum mammography examinations covered by health coverage plans,"

AMENDMENT NO. 3

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

"Section 1. R.S. 22:215.11(A)(5) is hereby enacted to read as follows:

§215.11. Early screening and detection requirements; examination; coverage

A.

* * *

(5) No health coverage plan which is delivered or issued for delivery in this state shall prevent any insured, beneficiary, enrollee, or subscriber from having direct access, without any requirement for specialty referral, to the minimum mammography examination required to be covered by this Subsection.

* * *"

AMENDMENT NO. 4

On page 1, line 10, after "Section" change "1" to "2"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Alario

Glover
Green

Perkins
Pierre

Alexander, E
Alexander, R
Ansardi
Baldone
Baudoin
Baylor
Bowler
Broome
Bruce
Bruneau
Carter, K
Cazayoux
Clarkson
Crane
Crowe
Curtis
Damico
Daniel
Dartez
Devillier
Diez
Doerge
Donelon
Downer
Durand
Erdey
Farrar
Fauchaux
Flavin
Frith
Fruge
Futrell
Gallot
Total—104

Guillory
Hammett
Heaton
Hebert
Hill
Holden
Hopkins
Hudson
Hunter
Hutter
Iles
Jackson, L
Jackson, M
Johns
Katz
Kennard
Kenney
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
Schwegmann
Shaw
Smith, G.—56th
Smith, J.D.—50th
Smith, J.H.—8th
Smith, J.R.—30th
Sneed
Stelly
Strain
Swilling
Thompson
Toomy
Townsend
Triche
Tucker
Waddell
Walsworth
Welch
Winston
Wooton
Wright

NAYS

Total—0

ABSENT

Carter, R
Total—1

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

HOUSE BILL NO. 2025—

BY REPRESENTATIVE LANDRIEU
AN ACT

To amend and reenact R.S. 33:4720.29, 4720.30(C), and 4720.31(A), relative to the donation of abandoned or blighted property; to provide for the donation to nonprofit organizations of such property free and clear of or at a reduced level of taxes, paving and other assessments, interest, 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 FLOOR AMENDMENTS

Amendments proposed by Senator Boissiere to Reengrossed House Bill No. 2025 by Representative Landrieu

AMENDMENT NO. 1

On page 1, at the beginning of line 11, insert "A."

AMENDMENT NO. 2

On page 2, between lines 16 and 17, insert the following:

"B. When a municipal governing authority or parish donates abandoned or blighted property to a not-for-profit organization and cancels all conventional and judicial mortgages, and waives the collection of the outstanding taxes, paving and other assessments, and related penalty and interest charges collectively (the "Waived Delinquent Revenues"), the not-for-profit organization must fulfill the following re-sale requirements:

(1) If the not-for-profit organization serves as a developer on single family homes with the intent to re-sell, the re-sale of the property must be to a purchaser who will be a primary resident and the purchaser must own the home for five years.

(2) If the not-for-profit organization serves as a developer on multifamily units, the not-for-profit organization must own property for five years.

C. If the re-sale requirements as set forth in Subparagraphs (B)(1) and (2) are not met, the purchaser shall refund the full amount of the Waived Delinquent Revenues."

Rep. Landrieu moved that the amendments proposed by the Senate be rejected.

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

Total—104

NAYS

Total—0

ABSENT

Pinac

Total—1

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 2033—

BY REPRESENTATIVES HUNTER AND CURTIS
AN ACT

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

Read by title.

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 Reengrossed House Bill No. 2033 by Representative Hunter

AMENDMENT NO. 1

On page 1, line 4, after "number to" change "twenty" to "sixteen"

AMENDMENT NO. 2

On page 1, line 12, after "~~twelve~~" change "twenty" to "sixteen"

Rep. Hunter 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	Morrish
Alario	Gallot	Nevers
Alexander, E	Glover	Odinet
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	Schneider
Clarkson	Jackson, L	Schwegmann
Crane	Jackson, M	Shaw
Crone	Johns	Smith, J.D.—50th
Curtis	Katz	Smith, J.R.—30th
Damico	Kennard	Stelly
Daniel	Kenney	Strain

Dartez	LaFleur	Swilling
Devillier	Landrieu	Thompson
Diez	LeBlanc	Toomy
Doerge	Lucas	Townsend
Donelon	Martiny	Triche
Downer	McCallum	Tucker
Durand	McDonald	Waddell
Farrar	McMains	Walsworth
Flavin	McVea	Welch
Frith	Montgomery	Wooton
Fruge	Morrell	Wright
Total—96		

NAYS

Erdey	Scalise	Sneed
Faucheux	Smith, G.—56th	Winston
Total—6		

ABSENT

Lancaster	Murray	Smith, J.H.—8th
Total—3		

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

Suspension of the Rules

On joint motion of Reps. Faucheux, Gary Smith, Sneed, and Winston, and under a suspension of the rules, the above roll call was corrected to reflect them as voting nay.

HOUSE BILL NO. 2044 (Substitute for House Bill No. 1646 by Representative Martiny)—

BY REPRESENTATIVES MARTINY, BRUCE, BRUNEAU, CAZAYOUX, DEVILLIER, FARRAR, HEATON, HEBERT, LAFLEUR, MORRELL, ROMERO, AND WOOTON AND SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 27:3(4) through (8), 27(A)(introductory paragraph) and (C), 44(6), (7), (18), (19), and (20), 47, 58(9), 68(A), 70(A), 72(A), 74, 75(A), (B), (C), (D), and (E), 81, 91(A), 205(9), (10), (27), (28), and (33), 250, 251, 301(B)(6) and (11), 353(3) and (9), 363(B)(1), and 364(A)(1)(b)(iv), to enact R.S. 27:3(9) through (23), 27(D), 28 through 30.2, and 365(5), and to repeal R.S. 27:44(8), 70(B) and (C), 75(F), 76, 77, 78, 82, 83, 89, 91(D) and (E), 99, 205(11) and (19), 230(A) and (B), 238, 255, 263, 305(B), 311(A)(1) and (F), 361(B)(2), 362, 363(B)(2), (C), and (E), and 375(A), relative to the Louisiana Gaming Control Law; to revise certain statutory provisions regarding the regulation of gaming; to provide for definitions; to provide for suitability standards for certain gaming licensees; to provide for exceptions; to establish fees; to provide for the collection and disposition of fees; to provide for criteria for the issuance of manufacturers, gaming suppliers, and employee permits; to repeal certain duplicative language; to create the crime of false statements related to gaming; to create the crime of unlawful use of state issued identification to gain access to gaming facilities; to provide for penalties; to repeal existing provisions regarding appeals of decisions of the casino gaming corporation board and riverboat gaming commission; to provide for penalties for failure to renew a permit timely; to create the crime of unlawful use of an expired permit; to repeal obsolete local option provisions regarding riverboat gaming in Calcasieu and Ouachita Parishes; to repeal the provision of law requiring not more than sixty percent of video draw poker devices sold or distributed in the state were manufactured by the same manufacturer; 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 Judiciary B to Reengrossed House Bill No. 2044 by Representative Martiny

AMENDMENT NO. 1

On page 12, line 21, change "H." to "H.(1)"

AMENDMENT NO. 2

On page 13, in between lines 6 and 7, insert the following:

"(2) A lessor of immovable property forming any part of the complex of a licensed gaming operation are required to submit to suitability. Notwithstanding anything contained in this Chapter to the contrary, the obligations to the division of the real estate lessor of a licensee who receives less than two percent of the net gaming revenue of a licensee and who is not involved in the day to day operations of the licensee shall be to meet the criminal history requirements delineated in R.S. 27:28(B) and to provide such financial information, documentation, and necessary release forms for the division to make a determination that no person who is disqualified under the suitability provisions contained in this Chapter is receiving any funds received by the lessor from the licensee."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cravins to Reengrossed House Bill No. 2044 by Representative Martiny

AMENDMENT NO. 1

On page 3, line 2, change "provision" to "provisions"

AMENDMENT NO. 2

On page 22, line 19, after "licensee" and before "or" insert a comma ", " and insert "the casino gaming operator."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cravins to Reengrossed House Bill No. 2044 by Representative Martiny

AMENDMENT NO. 1

Delete the Senate Committee Amendments proposed by the Senate Committee on Judiciary B and adopted by the Senate on May 7, 2001

AMENDMENT NO. 2

On page 12, line 21, change "H." to "H.(1)"

AMENDMENT NO. 3

On page 13, between lines 6 and 7, insert the following:

"(2)(a) A lessor of immovable property forming any part of the complex of a licensed gaming operation is required to submit to suitability.

(b) Notwithstanding anything contained in this Chapter to the contrary, the obligations to the division of the real estate lessor of a licensee who receives less than two percent of the net gaming revenue of a licensee and who is not involved in the day to day operations of the

licensee shall be to provide such financial information, documentation, and necessary release forms for the division to make a determination that no person who fails to meet suitability requirements is receiving any funds received by the lessor from the licensee, or is participating in the management of the affairs or business operations of the lessor. An individual who is an officer, director or has five percent or more economic interest in a lessor who receives less than two percent of the net gaming revenue of a licensee shall provide only the information required of a person permitted as in R.S. 27:29.4(B)."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cravins to Reengrossed House Bill No. 2044 by Representative Martiny, et al.

AMENDMENT NO. 1

On page 1, at the end of line 5, delete "and"

AMENDMENT NO. 2

On page 1, line 6, after "364(A)(1)(b)(iv)," and before "to enact" insert "and 392(B)(2)(a) and (b), (3)(introductory paragraph), (4), and (5),"

AMENDMENT NO. 3

On page 2, line 17, after "363(B)(1)," delete the remainder of the line and insert "364(A)(1)(b)(iv), and 392(B)(2)(a) and (b), (3)(introductory paragraph), (4), and (5) are"

AMENDMENT NO. 4

On page 37, between lines 7 and 8, insert the following:

"§392. Collection and disposition of fees and taxes

* * *

B.

* * *

(2)(a) After complying with the provisions of this Subsection, the state treasurer shall, each fiscal year, credit all taxes generated pursuant to R.S. 27:393(A) and all fines and other monies collected by the division to a special fund which is hereby created in the state treasury and entitled the "Pari-mutuel Live Racing Facility Gaming Control Fund", hereinafter referred to as the "Gaming Control Fund."

(b) Monies in the Gaming Control Fund shall be withdrawn only pursuant to appropriation by the legislature and shall be used solely for the expenses of the board, the Department of Justice, and the division which are necessary to carry out the provisions of this Chapter. Monies in the fund remaining after appropriation for expenses of the board, the Department of Justice, and the division shall be deposited and credited as provided in Paragraph ~~(6)~~ (4) of this Subsection.

* * *

(3) After complying with the provisions of ~~Paragraph (1)~~ Paragraphs (1) and (2) of this Subsection, the state treasurer shall, each fiscal year, credit five percent of the state portion of taxable net slot machine proceeds collected from each licensed eligible facility to the following special funds:

* * *

(4) After complying with the provisions of ~~Paragraph (1)~~ Paragraphs (1) and (2) of this Subsection, the state treasurer shall, each

fiscal year, credit a total of twelve million dollars from the combined taxable net slot machine proceeds collected by the state from each licensed eligible facility, as defined herein, to the fund previously established by R.S. 3:277. These proceeds shall be expended, utilizing any or all powers granted to the Louisiana Agricultural Finance Authority, including the funding or securing of revenue bonds, exclusively for meeting the needs of the Boll Weevil Eradication program and other agricultural, agronomic, horticultural, silvicultural, or aquacultural industrial or economic development programs.

(5) After complying with the provisions of ~~Paragraph (1)~~ Paragraphs (1) and (2) of this Subsection, the state treasurer shall, each fiscal year, credit a total of one million dollars from the combined taxable net slot machine proceeds collected by the state from each licensed eligible facility, as defined herein, to the "Rehabilitation for the Blind and Visually Impaired Fund", for the purposes of this Subparagraph, the "fund", hereby created in the state treasury. Monies in the fund shall be withdrawn only pursuant to appropriation by the legislature and shall be used solely to fund, through a cooperative endeavor agreement between the Department of Social Services and the Affiliated Blind of Louisiana and the Louisiana Center for the Blind at Ruston, rehabilitation services for the blind, deaf-blind, and visually impaired and for training the older visually impaired. Appropriations for this purpose shall be allocated fifty percent each to the Affiliated Blind of Louisiana and the Louisiana Center for the Blind at Ruston. Monies in the fund shall be invested by the state treasurer in the same manner as monies in the state general fund. Interest earned on investment of such monies shall be credited to the state general fund. Unexpended and unencumbered monies in the fund at the end of each fiscal year shall remain in the fund.

* * *

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cravins to Reengrossed House Bill No. 2044 by Representative Martiny

AMENDMENT NO. 1

On page 1, line 7, following "30.2," and before "and 365(5)" insert "353(14),"

AMENDMENT NO. 2

On page 1, line 9, following "(F)" and before "361(B)(2)" insert "353(11),"

AMENDMENT NO. 3

On page 2, line 19, following "30.2," and before "and 365(5)" insert "353(14),"

AMENDMENT NO. 4

On page 3, line 2, change "provision" to "provisions"

AMENDMENT NO. 5

On page 22, line 19, after "licensee" and before "or" insert a comma "," and insert "the casino gaming operator."

AMENDMENT NO. 6

On page 36, between lines 4 and 5, insert the following:

"(14) "Slot machine" means any mechanical, electrical, or other device, contrivance, or machine which, upon insertion of a coin, token, or similar object therein or upon payment of any consideration whatsoever, is available to play or operate, the play or operation of

which, whether by reason of the skill of the operator or application of the element of chance, or both, may deliver or entitle the person playing or operating the machine to receive cash, premiums, merchandise, tokens, or anything of value, whether the payoff is made automatically from the machine or in any other manner.

* * *

AMENDMENT NO. 7

On page 37, line 10, following "(F)" and before "361(B)(2)" insert "353(11),"

Rep. Martiny 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	Odinot
Alario	Green	Perkins
Alexander, E	Guillory	Pierre
Alexander, R	Hammett	Pinac
Ansardi	Heaton	Pitre
Baldone	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	Schwegmann
Clarkson	Jackson, M	Shaw
Crane	Johns	Smith, G.—56th
Crowe	Katz	Smith, J.D.—50th
Curtis	Kennard	Smith, J.H.—8th
Damico	Kenney	Smith, J.R.—30th
Daniel	LaFleur	Sneed
Dartez	Lancaster	Stelly
Devillier	Landrieu	Strain
Diez	LeBlanc	Swilling
Doerge	Lucas	Thompson
Donelon	Martiny	Toomy
Downer	McCallum	Townsend
Durand	McDonald	Triche
Farrar	McMains	Tucker
Faucheux	McVea	Waddell
Flavin	Montgomery	Walsworth
Frith	Morrish	Welch
Fruge	Murray	Winston
Gallot	Nevers	Wooton
Total—99		

NAYS

Baudoin	Erdey	Morrell
Total—3		

ABSENT

Futrell	Schneider	Wright
Total—3		

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

**HOUSE BILL NO. 2055 (Substitute for House Bill No. 380 by Representative Martiny)—
BY REPRESENTATIVE MARTINY
AN ACT**

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

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Engrossed House Bill No. 2055 by Representative Martiny

AMENDMENT NO. 1

On page 3, line 3, change "thirty" to "ninety"

AMENDMENT NO. 2

On page 3, line 17, change "thirty" to "ninety"

AMENDMENT NO. 3

On page 3, line 18, change "any" to "the"

AMENDMENT NO. 4

On page 4, line 4, change "thirty" to "ninety"

Rep. Martiny 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	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	Salter
Bruce	Hudson	Scalise
Bruneau	Hunter	Schneider
Carter, K	Hutter	Schwegmann
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	Katz	Sneed
Curtis	Kennard	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Landrieu	Thompson
Devillier	LeBlanc	Toomy
Diez	Lucas	Townsend
Doerge	Martiny	Triche
Donelon	McCallum	Tucker
Downer	McDonald	Waddell
Durand	McVea	Walsworth
Erdey	Morrell	Welch
Farrar	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright
Fruge	Odinet	
Total—98		

NAYS

Total—0

ABSENT

Faucheux	McMains	Smith, G.—56th
Gallot	Montgomery	
Lancaster	Romero	
Total—7		

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

HOUSE BILL NO. 2066 (Substitute for House Bill No. 755 by Representative Landrieu)—
BY REPRESENTATIVES LANDRIEU AND PERKINS
AN ACT

To enact R.S. 27:27.1, 27.2, 27.3, and 27.4 and to repeal R.S. 27:60 and 265, relative to compulsive gambling; to provide for a uniform compulsive and problem gambling program; to provide with respect to excluded persons; to provide for the adoption of rules by the Louisiana Gaming Control Board; to provide for the ejection of persons; to provide with respect to print advertising; to provide for criminal penalties for attempting to enter a gaming establishment after exclusion; to provide for the imposition of sanctions on a licensee, permittee, or the casino gaming operator for willful failure to exclude persons placed on the list; to provide for revocation of a gaming license for a pattern of willful failure to exclude individuals placed on the exclusion list; to provide with respect to advertising; to provide for applicability; to provide with respect to liability; 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 B to Reengrossed House Bill No. 2066 by Representative Landrieu

AMENDMENT NO. 1

On page 7, delete lines 3 through 9 in their entirety

AMENDMENT NO. 2

On page 7, line 10, change "K." to "J."

AMENDMENT NO. 3

On page 7, line 19, change "L." to "K."

AMENDMENT NO. 4

On page 7, line 25, change "M." to "L."

AMENDMENT NO. 5

On page 8, line 8, change "N." to "M."

AMENDMENT NO. 6

On page 8, line 9, after "Section" and before "shall" insert the following:

"other than for qualified truck stop facilities."

AMENDMENT NO. 7

On page 10, line 14, after "Section" and before "shall" insert the following:

"other than for qualified truck stop facilities."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator B. Jones to Reengrossed House Bill No. 2066 by Representative Landrieu

AMENDMENT NO. 1

Delete Senate Committee Amendment Nos. 6 and 7 as proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 6, 2001.

AMENDMENT NO. 2

On page 8, between lines 11 and 12 insert the following:

"N. Notwithstanding the provisions of this Section to the contrary, the Louisiana Gaming Control Board shall adopt rules to provide for a uniform compulsive and problem gambling program for persons licensed pursuant to the provisions of the Video Draw Poker Devices Control Law as provided in Chapter 6 of this Title. All rules shall be adopted pursuant to the provisions of the Administrative Procedure Act and R.S. 27:15(B)(8) and shall be subject to legislative oversight and review in accordance with R.S. 49:968. Notwithstanding any provision of law to the contrary, the legislative oversight committees shall have the power to make substantive changes to the rules in addition to approving or rejecting the rules."

Rep. Landrieu 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	Futrell	Odinet
Alexander, E	Gallot	Perkins
Alexander, R	Glover	Pierre
Ansardi	Green	Pinac
Baldone	Hammett	Pitre
Baudoin	Heaton	Powell
Baylor	Hebert	Pratt
Bowler	Hill	Quezaire
Broome	Holden	Richmond

Bruce	Hopkins	Riddle
Bruneau	Hudson	Salter
Carter, K	Hunter	Scalise
Carter, R	Hutter	Schwegmann
Cazayoux	Iles	Shaw
Clarkson	Jackson, L	Smith, G.—56th
Crane	Jackson, M	Smith, J.D.—50th
Crowe	Johns	Smith, J.H.—8th
Curtis	Katz	Sneed
Damico	Kenney	Stelly
Daniel	LaFleur	Strain
Dartez	Lancaster	Swilling
Devillier	Landrieu	Thompson
Doerge	LeBlanc	Toomy
Donelon	Lucas	Townsend
Downer	Martiny	Triche
Durand	McCallum	Tucker
Erdey	McMains	Waddell
Farrar	McVea	Walsworth
Faucheux	Montgomery	Welch
Flavin	Morrish	Winston
Frith	Murray	Wright

Total—96

NAYS

Diez	Romero	Wooton
McDonald	Smith, J.R.—30th	

Total—5

ABSENT

Guillory	Morrell
Kennard	Schneider

Total—4

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

HOUSE BILL NO. 2071 (Substitute for House Bill No. 1298 by Representative McMains)—
BY REPRESENTATIVE MCMAINS

AN ACT

To enact Chapter 24 of Title 12 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 12:1501 and 1502, relative to business organizations; to provide for filing of actions against persons who control business organizations; to provide for prescription; to provide for applicability; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1245—
BY REPRESENTATIVE DONELON

AN ACT

To amend and reenact R.S. 9:2781 and Code of Civil Procedure Article 1702.1(A), relative to suits on open accounts; to provide for the method of notifying debtors of claims against them; to provide for attorney fees; and to provide for related matters.

Called from the calendar.

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 Engrossed House Bill No. 1245 by Representative Donelon

AMENDMENT NO. 1

On page 2, line 8, change "may" to "shall"

AMENDMENT NO. 2

On page 2, line 9, delete "If delivery of written"

AMENDMENT NO. 3

On page 2, line 10, delete "demand on the debtor is attempted, but not accomplished."

AMENDMENT NO. 4

On page 2, line 12, delete "the envelope containing the written demand"

AMENDMENT NO. 5

On page 2, line 15, delete "may be"

AMENDMENT NO. 6

On page 2, line 16, delete "introduced as evidence of written demand on the debtor."

AMENDMENT NO. 7

On page 2, line 22, delete "without court costs and"

AMENDMENT NO. 8

On page 2, line 24, change "thirty" to "ten" and after "service" insert "of the petition in city courts and fifteen days after service of the petition in all other courts"

Rep. Donelon 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	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	Riddle
Broome	Hopkins	Romero
Bruce	Hunter	Salter
Bruneau	Hutter	Scalise
Carter, K	Iles	Schwegmann
Cazayoux	Jackson, M	Shaw
Clarkson	Johns	Smith, G.—56th
Crane	Katz	Smith, J.D.—50th
Crowe	Kennard	Smith, J.H.—8th
Curtis	Kenney	Smith, J.R.—30th
Damico	LaFleur	Sneed

Daniel	Lancaster	Stelly
Dartez	Landrieu	Strain
Devillier	LeBlanc	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
Carter, R
Total—2
Schneider
ABSENT

Faucheux	Jackson, L	Swilling
Hudson	Richmond	

Total—5

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

HOUSE BILL NO. 1893—
BY REPRESENTATIVE CLARKSON
AN ACT

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

Called from the calendar.

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 Transportation, Highways, and Public Works to Engrossed House Bill No. 1893 by Representative Clarkson

AMENDMENT NO. 1

On page 1, line 14, change "hundred" to "thousand"

AMENDMENT NO. 2

On page 2, delete lines 9 through 12

Rep. Clarkson 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
Ansardi	Hammett	Powell

Baldone	Heaton	Pratt
Baudoin	Hebert	Quezaire
Baylor	Hill	Richmond
Bowler	Holden	Riddle
Broome	Hopkins	Romero
Bruneau	Hudson	Salter
Carter, K	Hunter	Scalise
Carter, R	Hutter	Schneider
Cazayoux	Iles	Schwegmann
Clarkson	Jackson, L	Shaw
Crane	Jackson, M	Smith, G.—56th
Crowe	Johns	Smith, J.D.—50th
Curtis	Katz	Smith, J.H.—8th
Damico	Kennard	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	Montgomery	Waddell
Faucheux	Morrell	Walsworth
Flavin	Morrish	Welch
Frith	Murray	Winston
Fruge	Nevers	Wooton
Futrell	Odinot	Wright

Total—102
NAYS
Total—0
ABSENT

Bruce	Kenney	McVea
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Total—3

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 2071 (Substitute for House Bill No. 1298 by Representative McMains)—
BY REPRESENTATIVE McMAINS
AN ACT

To enact Chapter 24 of Title 12 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 12:1501 and 1502, relative to business organizations; to provide for filing of actions against persons who control business organizations; to provide for prescription; to provide for applicability; and to provide for related matters.

Called from the calendar.

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 Engrossed House Bill No. 2071 by Representative McMains

AMENDMENT NO. 1

On page 3, line 18 after "claims" delete "for which a suit has not been filed;" and insert "to which a vested right has not attached;"

Rep. McMains 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	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, K	Jackson, L	Schwegmann
Carter, R	Jackson, M	Shaw
Cazayoux	Johns	Smith, G.—56th
Clarkson	Katz	Smith, J.D.—50th
Crane	Kennard	Smith, J.H.—8th
Crowe	Kenney	Smith, J.R.—30th
Curtis	LaFleur	Sneed
Damico	Lancaster	Stelly
Daniel	Landrieu	Strain
Dartez	LeBlanc	Swilling
Devillier	Lucas	Thompson
Doerge	Martiny	Toomy
Downer	McCallum	Townsend
Durand	McDonald	Triche
Erdey	McMains	Tucker
Farrar	McVea	Waddell
Faucheux	Montgomery	Walsworth
Flavin	Morrell	Welch
Frith	Morrish	Winston
Fruge	Murray	Wooton
Futrell	Nevers	Wright
Gallot	Odinet	
Glover	Perkins	
Total—103		

NAYS

Total—0

ABSENT

Diez Donelon
Total—2

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

Suspension of the Rules

On motion of Rep. Scalise, the rules were suspended in order to take up and consider Conference Committee Reports for Consideration at this time.

Conference Committee Reports for Consideration

The following Conference Committee Reports were taken up and acted upon as follows:

CONFERENCE COMMITTEE REPORT

House Bill No. 389 By Representative Scalise

June 14, 2001

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 389 by Representative Scalise, recommend the following concerning the engrossed bill:

1. That the set of Senate Floor Amendments proposed by Senator Hainkel and adopted by the Senate on June 12, 2001, be rejected.

Respectfully submitted,

Representative Steve Scalise
Representative Carl Crane
Representative Renee Gill Pratt
Senator Ken Hollis
Senator Gerald J. Theunissen
Senator Willie Mount

Rep. Scalise moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—101

NAYS

Total—0

ABSENT

Diez	Landrieu
Hutter	Smith, J.H.—8th

Total—4

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 776 By Representative Townsend

June 14, 2001

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 776 by Representative Townsend, recommend the following concerning the engrossed bill:

1. That Senate Floor Amendment No. 1 proposed by Senator Campbell and adopted by the Senate on June 12, 2001 be adopted.
2. That the set of Senate Floor Amendments proposed by Senator Malone and adopted by the Senate on June 12, 2001 be rejected.
3. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, delete lines 2 through 4 in their entirety and insert the following:

"To amend and reenact R.S. 27:96(A) and 261(A), relative to gaming; to provide that an elected public official can do business with a riverboat gaming licensee or the casino gaming operator as a performing professional musician; to provide for notification requirements; to provide for restrictions on payment; to provide for the adoption of rules; and to provide for related matters."

AMENDMENT NO. 2

On page 1, line 6, after "R.S. 27:96(A)" and before "hereby" delete "is" and insert "and 261(A) are"

AMENDMENT NO. 3

On page 1, line 10, after "patron" delete the comma ","

AMENDMENT NO. 4

On page 1, line 11, after "musician," add the following:

"If the official is a performing professional musician, the official shall give notice to the Board of Ethics and the Louisiana Gaming Control Board not later than five days prior to any performance. If the official is also subject to the Judicial Canons of Ethics, then he must also provide such notice to the judicial administrator of the Louisiana Supreme Court. Such notice shall include but not be limited to the following information: the date, time and location of the performance; the amount of compensation the official has contracted to receive for the performance; and the identity of the person or entity providing compensation to the official. A copy of the contract shall also be attached to such notice. Cash compensation to the official for the performance is prohibited by this Section. The Board of Ethics may promulgate rules to provide for additional information to be included in such notice."

AMENDMENT NO. 5

On page 1, after line 12, insert the following:

"§261. Prohibited contacts with official gaming establishment and casino operator; public officers; penalties

A. No public officer as defined in R.S. 42:1 shall engage in any business activity with a casino gaming operator except as a patron or as a performing professional musician in the official gaming establishment or other premises where authorized gaming activities are conducted. If the official is a performing professional musician, the official shall give notice to the Board of Ethics and the Louisiana Gaming Control Board not later than five days prior to any performance. If the official is also subject to the Judicial Canons of Ethics, then he must also provide such notice to the judicial administrator of the Louisiana Supreme Court. Such notice shall include but not be limited to the following information: the date, time and location of the performance; the amount of compensation the official has contracted to receive for the performance; and the identity of the person or entity providing compensation to the official. A copy of the contract shall also be attached to such notice. Cash compensation to the official for the performance is prohibited by this Section. The Board of Ethics may promulgate rules to provide for additional information to be included in such notice."

Respectfully submitted,

Representative T. Taylor Townsend
Representative Daniel R. Martiny
Representative Diane G. Winston
Senator Foster L. Campbell
Senator Donald R. Cravins
Senator Max T. Malone

Rep. Townsend moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Fruge	Montgomery
Alexander, R	Gallot	Morrell
Ansardi	Glover	Morrish
Baldone	Green	Murray
Baylor	Guillory	Odinot
Bowler	Hammett	Pierre

Bruce	Heaton	Pinac
Bruneau	Hill	Pratt
Carter, K	Holden	Quezaire
Cazayoux	Hopkins	Richmond
Clarkson	Hudson	Riddle
Crane	Hunter	Romero
Curtis	Hutter	Salter
Damico	Iles	Schwegmann
Daniel	Jackson, L	Smith, G.—56th
Doerge	Jackson, M	Smith, J.H.—8th
Donelon	Johns	Smith, J.R.—30th
Downer	Kennard	Stelly
Durand	Kenney	Swilling
Farrar	Landrieu	Townsend
Faucheux	Martiny	Waddell
Flavin	McCallum	Welch
Frith	McDonald	Wooton
Total—69		

NAYS

Alexander, E	Lancaster	Schneider
Baudoin	LeBlanc	Shaw
Broome	Lucas	Sneed
Carter, R	McMains	Strain
Crowe	McVea	Thompson
Devillier	Nevers	Triche
Diez	Perkins	Tucker
Erdey	Pitre	Walsworth
Futrell	Powell	Winston
Katz	Scalise	Wright
Total—30		

ABSENT

Mr. Speaker	Hebert	Smith, J.D.—50th
Dartez	LaFleur	Toomy
Total—6		

The Conference Committee Report was adopted.

Explanation of Vote

Rep. LaFleur disclosed a possible conflict of interest and recused himself from casting his vote on adoption of the above report.

CONFERENCE COMMITTEE REPORT

House Bill No. 914 By Representative Daniel

June 14, 2001

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 914 by Representative Daniel, recommend the following concerning the reingrossed bill:

1. That the Senate Committee Amendments proposed by the Senate Retirement Committee and adopted by the Senate on May 20, 2001, be adopted.
2. That the following amendments to the reingrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, between "To" and "enact" insert "amend and reenact R.S. 11:726(B), 761(A), 765, 802(2), and 811(E) and to"

AMENDMENT NO. 2

On page 1, at the end of line 4, add "with respect to retirement eligibility requirements and withdrawal from service; to provide"

AMENDMENT NO. 3

On page 1, line 14, between "Section 1." and "Subpart" insert "R.S. 11:726(B), 761(A), 765, 802(2), and 811(E) are hereby amended and reenacted and"

AMENDMENT NO. 4

On page 1, after line 16, add:

"§726. Termination of membership; withdrawal from service after ten years; retirement at age sixty

* * *

B. However, any member who has credit for ~~ten~~ five or more years of service may withdraw from service and elect to leave his accumulated contributions in the system and, upon reaching age sixty, he shall receive a retirement allowance based on the credits he had at the time of his withdrawal from service.

* * *

§761. Retirement benefits; application; eligibility requirements; effective date; cancellation; errors and omissions

A.(1) Any person who became a member prior to July 1, 1999, may retire upon written application to the board of trustees, if ~~the member~~ at the time of application the member:

(a) ~~Has has~~ attained the age of sixty years; and

(b) ~~Has has~~ credit for ~~ten~~ five years of accredited service or has twenty years or more of creditable teaching service regardless of age.

(2)(a) Any person who became a member on or after July 1, 1999, may retire upon written request to the board of trustees, if the member:

(i) ~~Has has~~ attained the age of sixty years and has credit for ~~ten~~ five years of accredited service; or

(ii) ~~Has has~~ attained the age of fifty-five years and has credit for twenty-five or more years of accredited service; or

(iii) ~~At at~~ any age with thirty or more years of accredited service;

(b) ~~The accredited service referenced in Subparagraph (a) of this Paragraph shall not include all of said service to be exclusive of unused accumulated sick leave and unused accumulated annual leave.~~

(2)(a) A properly executed, ~~original~~ application for retirement shall be ~~considered as~~ officially filed ~~with the board~~ when received by the ~~Teachers' Retirement System of Louisiana~~ board of trustees of this system. Retirement benefits shall become effective as of the date a properly executed, ~~original~~ application for retirement is received by the ~~Teachers' Retirement System of Louisiana~~ board of trustees of this system or the day after the member terminates from teaching service, whichever is later.

(b) A member may only cancel his application for retirement prior to negotiating, cashing, or depositing any benefit check including an estimated benefit check.

* * *

§765. Withdrawal from service after ~~ten~~ five years; retirement at age sixty

A. Any member who has credit for ~~ten~~ five or more years of service may withdraw from service and elect to leave his accumulated contributions in the system and, upon reaching age sixty, he shall receive a retirement allowance based on the credits he had at the time of his withdrawal from service.

B.(1) The retirement allowance under this Section shall be due and payable by the system effective the first day of the month following the attainment of age sixty, but shall not be paid until a written application for retirement is executed and filed with the system.

(2) Any member who withdraws from service and elects to take advantage of this Section shall be provided a written commitment by the system concerning his future retirement rights.

C. This Section shall become effective September 12, 1980, and shall not be retroactive and shall not apply to any other type of retirement.

* * *

§802. Eligibility for regular retirement

Any member covered by R.S. 11:801 shall be eligible to retire if he has at least:

* * *

(2) ~~Ten~~ Five years of creditable service, and is at least age sixty.

* * *

§811. Transferees from Plan A of the School Lunch Employees' Retirement System; termination of Social Security coverage prior to July 1, 1985

* * *

E. No member included in Subsection A of this Section shall be eligible for a normal or regular service retirement unless he has at least thirty years of creditable service, regardless of age or twenty-five years of creditable service and is at least age fifty-five or ~~ten~~ five years of creditable service and is at least age sixty; however, any member included in Subsection A of this Section who was covered by the provisions of R.S. 17:1260.1 shall continue to be covered by said provisions.

* * *

Respectfully submitted,

Representative William B. Daniel, IV
Representative Pete Schneider
Representative Jean M. Doerge
Senator Lambert Boissiere, Jr.
Senator Butch Gautreaux
Senator Fred Hoyt

Rep. Daniel moved to adopt the Conference Committee Report.

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	Hill	Pratt
Baylor	Holden	Quezaire
Bowler	Hopkins	Richmond
Broome	Hudson	Riddle
Bruce	Hunter	Romero
Bruneau	Hutter	Salter
Carter, K	Iles	Scalise
Carter, R	Jackson, L	Schneider
Cazayoux	Jackson, M	Schwegmann
Clarkson	Johns	Shaw
Crane	Katz	Smith, G.—56th
Crowe	Kennard	Smith, J.D.—50th
Curtis	Kenney	Smith, J.R.—30th
Damico	LaFleur	Sneed
Daniel	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

Dartez	Hebert	Smith, J.H.—8th
Total—3		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 945 By Representative Martiny

June 14, 2001

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 776 by Representative Martiny, recommend the following concerning the engrossed bill:

1. That Senate Floor Amendment No. 1 proposed by Senator Marionneaux and adopted by the Senate on May 22, 2001 be rejected.

2. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 16, after "duties" insert a comma "," and delete the remainder of the line and delete line 17 in its entirety and insert the following:

"or when the specific intent to kill or to inflict great bodily harm is directly related to the victim's status as a fireman, peace officer, or civilian employee."

Respectfully submitted,

Representative Daniel R. Martiny
 Representative Ernest D. Wooton
 Representative Emma Devillier
 Senator Arthur J. "Art" Lentini
 Senator Robert Marionneaux, Jr.
 Senator Joel T. Chaisson, II

Rep. Martiny moved to adopt the Conference Committee Report.

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

Total—105

NAYS

Total—0

ABSENT

Total—0

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 1492 By Representative DeWitt, et al

June 14, 2001

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1492 by Representative DeWitt, et al, recommend the following concerning the reengrossed bill:

1. That the set of Senate Committee Amendments proposed by the Senate Committee on Finance and adopted by the Senate on May 1, 2001, be adopted.
2. That the set of Senate Floor Amendments proposed by Senator Campbell and adopted by the Senate on May 3, 2001, be rejected.

Respectfully submitted,

Representative Charlie DeWitt
 Representative Jerry Luke LeBlanc
 Representative Henry Powell
 Senator John L. "Jay" Dardenne
 Senator Tom Schedler

Rep. Powell moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

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

Downer	McCallum	Townsend
Durand	McDonald	Triche
Erdey	McMains	Tucker
Farrar	McVea	Waddell
Faucheux	Montgomery	Walsworth
Flavin	Morrell	Welch
Frith	Morrish	Winston
Fruge	Murray	Wooton
Futrell	Nevers	Wright
Gallot	Odinet	
Total—104		

NAYS

Total—0

ABSENT

Diez
Total—1

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 1556

By Representatives Kennard and Durand

June 14, 2001

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1556 by Representatives Kennard and Durand, recommend the following concerning the reengrossed bill:

1. That the set of Senate Floor Amendments proposed by Senator Fontenot and adopted by the Senate on June 11, 2001, be rejected.
2. That the set of Senate Committee Amendments proposed by the Committee on Environmental Quality and adopted by the Senate on May 23, 2001, be rejected.
3. That the following amendments to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 2, line 23, change "\$55.00" to "\$65.00", on line 24, change "\$75.00" to "\$85.00", and on line 25, change "\$150.00" to "\$170.00"

AMENDMENT NO. 2

On page 3, line 1, change "\$225.00" to "\$255.00"

Respectfully submitted,

Representative N. J. Damico
Representative Sydnie Mae Durand
Representative Donald Ray Kennard
Senator James David Cain
Senator Heulette "Clo" Fontenot

Rep. Damico moved to adopt the Conference Committee Report.

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	Schwegmann
Clarkson	Jackson, M	Shaw
Crane	Johns	Smith, G.—56th
Crowe	Katz	Smith, J.D.—50th
Curtis	Kennard	Smith, J.H.—8th
Damico	Kenney	Smith, J.R.—30th
Daniel	LaFleur	Sneed
Dartez	Lancaster	Stelly
Devillier	Landrieu	Strain
Diez	LeBlanc	Swilling
Doerge	Lucas	Thompson
Donelon	Martiny	Toomy
Downer	McCallum	Townsend
Durand	McDonald	Triche
Erdey	McMains	Tucker
Farrar	McVea	Waddell
Faucheux	Montgomery	Walsworth
Flavin	Morrell	Welch
Frith	Morrish	Winston
Fruge	Murray	Wooton
Futrell	Nevers	Wright
Total—105		

NAYS

Total—0

ABSENT

Total—0

The Conference Committee Report, having received a two-thirds vote of the elected members, was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 1721 By Representative Donelon

June 14, 2001

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1721 by Representative Donelon, recommend the following concerning the reengrossed bill:

- 1. That the Senate Committee Amendments proposed by the Senate Committee on Insurance and adopted by the Senate on May 24, 2001, be accepted.
2. That the Senate Floor Amendment proposed by Senator Schedler and adopted by the Senate on June 12, 2001, be rejected.

Respectfully submitted,

Representative James Donelon
Representative Shirley Bowler
Representative John C. "Juba" Diez
Senator Lambert Boissiere, Jr.
Senator Tom Schedler
Senator Gregory Tarver

Rep. Bowler moved to adopt the Conference Committee Report.

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 Schwegmann
Cazayoux Jackson, L Shaw
Clarkson Jackson, M Smith, G.—56th
Crane Johns Smith, J.D.—50th
Crowe Katz Smith, J.H.—8th
Curtis Kennard Smith, J.R.—30th
Damico Kenney Sneed
Daniel LaFleur Stelly
Dartez Lancaster Strain
Devillier Landrieu Swilling
Diez LeBlanc Thompson
Doerge Martiny Toomy
Donelon McCallum Townsend
Downer McDonald Triche
Durand McMains Tucker
Erdey McVea Waddell
Farrar Montgomery Walsworth
Fauchoux Morrell Welch
Flavin Morrish Winston
Frith Murray Wooton
Fruge Nevers Wright
Futrell Odinet
Total—104

NAYS

Total—0

ABSENT

Lucas
Total—1

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 1727 By Representative Diez

June 14, 2001

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1727 by Representative Diez, recommend the following concerning the reengrossed bill:

- 1. That the set of Senate Floor Amendments proposed by Senator C. Fields and adopted by the Senate on June 12, 2001, be rejected.

Respectfully submitted,

Representative John C. "Juba" Diez
Representative Jim Tucker
Representative Roy Quezaire, Jr.
Senator Joel T. Chaisson, II
Senator Francis C. Heitmeier

Rep. Diez moved to adopt the Conference Committee Report.

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 Schwegmann
Clarkson Jackson, M Shaw
Crane Johns Smith, G.—56th
Crowe Katz Smith, J.D.—50th
Curtis Kennard Smith, J.H.—8th
Damico Kenney Smith, J.R.—30th
Daniel LaFleur Sneed
Dartez Lancaster Stelly
Devillier Landrieu Strain

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

Total—105

NAYS

Total—0

ABSENT

Total—0

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 1886 By Representative Johns

June 14, 2001

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1886 by Representative Johns, recommend the following concerning the engrossed bill:

1. That the set of Senate Floor Amendments proposed by Senator McPherson and adopted by the Senate on June 11, 2001, be rejected.

Respectfully submitted,

Representative Ronnie Johns
Representative Charles D. Lancaster, Jr.
Representative Rodney Alexander
Senator Chris Ullo
Senator Joe McPherson
Senator Craig F. Romero

Rep. Johns moved to adopt the Conference Committee Report.

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, K	Jackson, L	Schwegmann
Carter, R	Jackson, M	Shaw
Cazayoux	Johns	Smith, G.—56th
Clarkson	Katz	Smith, J.D.—50th
Crane	Kennard	Smith, J.H.—8th
Crowe	Kenney	Smith, J.R.—30th
Curtis	LaFleur	Sneed
Damico	Lancaster	Stelly
Daniel	Landrieu	Strain
Dartez	LeBlanc	Swilling
Devillier	Lucas	Thompson
Diez	Martiny	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—103

NAYS

Total—0

ABSENT

Erdey	Fruge
Total—2	

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 1925 By Representative Damico

June 14, 2001

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1925 by Representative Damico, recommend the following concerning the reengrossed bill:

1. That the Senate Floor Amendments proposed by Senator Fontenot and adopted by the Senate on June 11, 2001, be adopted

Respectfully submitted,

Representative N. J. Damico
Representative Dan W. Morrish
Senator Heulette "Clo" Fontenot
Senator Max T. Malone

Rep. Damico moved to adopt the Conference Committee Report.

As a substitute motion, Rep. Robert Carter moved to recommit the bill to the Conference Committee.

The vote recurred on the substitute motion.

ROLL CALL

The roll was called with the following result:

YEAS

Alexander, R	Glover	Montgomery
Baldone	Hammett	Morrell
Baudoin	Hebert	Murray
Baylor	Hill	Nevers
Broome	Holden	Odinot
Bruce	Hudson	Quezairé
Carter, R	Hunter	Richmond
Cazayoux	Iles	Salter
Curtis	Jackson, L	Schwegmann
Dartez	Jackson, M	Shaw
Devillier	Katz	Strain
Doerge	Kenney	Swilling
Downer	LaFleur	Thompson
Farrar	Landrieu	Walsworth
Fauchoux	Lucas	Welch
Frith	McCallum	Wright
Futrell	McDonald	
Gallot	McVea	
Total—52		

NAYS

Alario	Green	Pratt
Alexander, E	Guillory	Riddle
Ansardi	Heaton	Romero
Bowler	Hopkins	Scalise
Bruneau	Hutter	Schneider
Carter, K	Johns	Smith, G.—56th
Clarkson	Kennard	Smith, J.D.—50th
Crane	Lancaster	Smith, J.H.—8th
Crowe	LeBlanc	Sneed
Damico	Martiny	Stelly
Daniel	McMains	Townsend
Diez	Morrish	Tucker
Donelon	Perkins	Waddell
Durand	Pierre	Winston
Erdey	Pinac	Wooton
Flavin	Pitre	
Früge	Powell	
Total—49		

ABSENT

Mr. Speaker	Toomy
Smith, J.R.—30th	Triche
Total—4	

The House recommitted the bill to the Conference Committee.

Suspension of the Rules

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

CONFERENCE COMMITTEE REPORT

House Bill No. 2051 By Representative Pinac

June 13, 2001

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 2051 by Representative Pinac, recommend the following concerning the engrossed bill:

1. That the set of Senate Committee Amendments proposed by the Senate Committee on Commerce and Consumer Protection and adopted by the Senate on May 24, 2001, be adopted.
2. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Commerce and Consumer Protection and adopted by the Senate on May 24, 2001, on page 1, line 9, after "plus" and before "any" insert a comma "," and "upon written submission to and approval of the commissioner."

AMENDMENT NO. 2

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Commerce and Consumer Protection and adopted by the Senate on May 24, 2001, on page 1, line 11, after "from" and before "the" insert "either"

AMENDMENT NO. 3

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Commerce and Consumer Protection and adopted by the Senate on May 24, 2001, on page 1, line 12, after "Administration" and before "issued" insert "or the United States Department of Agriculture Business and Industrial Loan Guarantee Program, or both."

Respectfully submitted,

Representative Gil J. Pinac
 Representative Jean M. Doerge
 Representative Jim Tucker
 Senator Ken Hollis
 Senator Michael J. Michot
 Senator Mike Smith

Rep. Pinac moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Nevers
Alario	Gallot	Odinot
Alexander, E	Glover	Perkins
Alexander, R	Guillory	Pierre
Ansardi	Hammett	Pinac
Baldone	Heaton	Pitre

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

NAYS

Schneider
Total—1

ABSENT

Green	Quezaire	Sneed
Total—3		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 1041 By Representative McMains

May 14, 2001

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1041 by Representative McMains, recommend the following concerning the reingrossed bill:

1. That the set of Senate Floor Amendments proposed by Senator Schedler and adopted by the Senate on June 7, 2001, be rejected.
2. That the following amendments to the reingrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 20, after "for" and before "eight" insert "at least"

AMENDMENT NO. 2

On page 2, line 9, change "is" to "has been"

AMENDMENT NO. 3

On page 2, line 10, after "state" and before the comma "," insert "for at least eight months"

AMENDMENT NO. 4

On page 2, line 15, after "has" and before "been" insert "not"

Respectfully submitted,

Representative F. Charles McMains
Representative Kyle M. Green
Senator Tom Schedler
Senator Noble E. Ellington
Senator Louis Lambert

Rep. McMains moved to adopt the Conference Committee Report.

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	Schwegmann
Clarkson	Jackson, M	Shaw
Crane	Johns	Smith, G.—56th
Crowe	Katz	Smith, J.D.—50th
Curtis	Kennard	Smith, J.H.—8th
Damico	Kenney	Smith, J.R.—30th
Daniel	LaFleur	Sneed
Dartez	Lancaster	Stelly
Devillier	Landrieu	Strain
Diez	LeBlanc	Swilling
Doerge	Lucas	Thompson
Donelon	Martiny	Toomy
Downer	McCallum	Townsend
Durand	McDonald	Triche
Erdey	McMains	Tucker
Farrar	McVea	Waddell
Faucheux	Montgomery	Walsworth
Flavin	Morrell	Welch
Frith	Morrish	Winston
Frige	Murray	Wooton
Futrell	Nevers	Wright
Total—105		

NAYS

Total—0

ABSENT

Total—0

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Concurrent Resolution No. 111

By Representative Nevers

June 14, 2001

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Concurrent Resolution No. 111 by Representative Nevers, Kenney, and Thompson, recommend the following concerning the reengrossed resolution:

- 1. That the Senate Floor Amendments proposed by Senator Thomas and adopted by the Senate on June 7, 2001, be rejected.
2. That the following amendments to the reengrossed resolution be adopted:

AMENDMENT NO. 1

On page 2, line 14, after "should" delete the remainder of the line and delete lines 15 and 16 and insert in lieu thereof:

"meet all Board of Elementary and Secondary Education standards for district-approved electives."

Respectfully submitted,

Representative Ben W. Nevers
Representative Carl N. Crane
Representative Jane H. Smith
Senator Willie L. Mount
Senator Gerald J. Theunissen
Senator Jerry A. Thomas

Rep. Nevers moved to adopt the Conference Committee Report.

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 Quezaire
Baylor Hill Romero
Bowler Holden Salter
Broome Hopkins Scalise
Bruce Hudson Schneider
Bruneau Hunter Schwegmann
Carter, K Hutter Shaw
Carter, R Iles Smith, G.—56th
Cazayoux Jackson, M Smith, J.D.—50th
Clarkson Johns Smith, J.H.—8th
Crane Katz Smith, J.R.—30th
Crowe Kennard Sneed
Curtis Kenney Stelly

Damico LaFleur Strain
Daniel Lancaster Swilling
Dartez Landrieu Thompson
Devillier LeBlanc Toomy
Diez Lucas Townsend
Donelon Martiny Triche
Downer McCallum Tucker
Durand McDonald Waddell
Erdey McMains Walsworth
Farrar McVea Welch
Fauchoux Montgomery Winston
Flavin Morrell Wooton
Frith Morrish Wright
Fruge Murray
Futrell Nevers
Total—100

NAYS

Jackson, L Pratt Richmond
Total—3

ABSENT

Doerge Riddle
Total—2

The Conference Committee Report was adopted.

The Conference Committee Report on Senate Bill No. 360 was called from the calendar.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 360 by Senator Hainkel

June 12, 2001

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 360 by Senator Hainkel recommend the following concerning the Engrossed bill:

- 1. That House Committee Amendments Nos. 1 and 2 proposed by the House Committee on House and Governmental Affairs and adopted by the House of Representatives on May 21, 2001 be adopted.

Respectfully submitted,

Senator John Hainkel
Senator Chris Ullo
Representative Charles D. Lancaster, Jr.
Representative Ben W. Nevers
Representative Henry "Tank" Powell

Rep. Fruge moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Glover Nevers
Alario Green Odinet
Alexander, E Guillory Perkins
Alexander, R Hammett Pierre

Ansardi	Heaton	Pinac
Baldone	Hebert	Pitre
Baudoin	Hill	Powell
Baylor	Holden	Pratt
Bowler	Hopkins	Quezaire
Broome	Hudson	Richmond
Bruce	Hunter	Riddle
Bruneau	Hutter	Salter
Carter, K	Iles	Scalise
Cazayoux	Jackson, L	Schwegmann
Clarkson	Jackson, M	Smith, G.—56th
Crane	Johns	Smith, J.D.—50th
Crowe	Katz	Smith, J.H.—8th
Curtis	Kennard	Smith, J.R.—30th
Damico	Kenney	Sneed
Daniel	LaFleur	Strain
Devillier	Lancaster	Swilling
Diez	Landrieu	Thompson
Doerge	LeBlanc	Toomy
Donelon	Lucas	Townsend
Downer	Martiny	Triche
Durand	McCallum	Tucker
Erdey	McDonald	Waddell
Farrar	McMains	Walsworth
Faucheux	McVea	Welch
Früge	Montgomery	Winston
Futrell	Morrell	Wooton
Gallot	Murray	Wright
Total—96		

NAYS

Schneider
Total—1

ABSENT

Carter, R	Frith	Shaw
Dartez	Morrish	Stelly
Flavin	Romero	
Total—8		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 20 by Senator Romero

June 14, 2001

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 20 by Senator Romero recommend the following concerning the Engrossed bill:

1. That all House Committee Amendments proposed by the House Committee on Transportation, Highways and Public Works and adopted by the House of Representatives on May 23, 2001, be adopted.
2. That all House Floor Amendments proposed by Representative Donelon and adopted by the House of Representatives on May 31, 2001, be rejected.

Respectfully submitted,

Senator Craig F. Romero

Senator Francis C. Heitmeier
Senator John J. Hainkel, Jr.
Representative John C."Juba" Diez
Representative James Donelon

Rep. Diez moved to adopt the Conference Committee Report.

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

NAYS

Damico	Pratt
Murray	Welch
Total—4	

ABSENT

Futrell
Total—1

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 438 by Senator Dardenne

June 14, 2001

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 438 by Senator Dardenne recommend the following concerning the Reengrossed bill:

- 1. That House Committee Amendments Nos. 1 through 7 proposed by the House Committee on Education and adopted by the House of Representatives on June 4, 2001 be adopted.
2. That House Floor Amendments Nos. 1 through 6 proposed by Representative Crane and adopted by the House of Representatives on June 12, 2001 be adopted.
3. That House Floor Amendments Nos. 1 through 4 proposed by Representative K. Carter and adopted by the House of Representatives on June 12, 2001 be rejected.
4. That the following amendment to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 4 line 17, between "Survey" and "or" insert "(one unit)"

Respectfully submitted,

Senator John L. "Jay" Dardenne
Senator Gerald J. Theunissen
Senator John Hainkel
Representative Carl Crane

Point of Order

Rep. Richmond asked for a ruling from the Chair as to the number of members of a conference committee needed to sign a report for consideration.

Ruling of the Chair

The Chair ruled that a majority of the total members of a conference committee were needed to sign a report for consideration.

Rep. Crane moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Alario, Alexander, E, Alexander, R, Ansardi, Baldone, Baudoin, Baylor, Bowler, Gallot, Glover, Green, Guillory, Hammett, Heaton, Hebert, Hill, Holden, Odinet, Perkins, Pierre, Pinac, Pitre, Powell, Pratt, Quezaire, Richmond

Table with 3 columns of names: Broome, Bruce, Bruneau, Carter, K, Carter, R, Cazayoux, Clarkson, Crane, Crowe, Curtis, Damico, Daniel, Dartez, Devillier, Diez, Doerge, Donelon, Downer, Durand, Erdey, Farrar, Faucheux, Frith, Fruge, Futrell, Hopkins, Hudson, Hunter, Hutter, Jackson, L, Jackson, M, Johns, Katz, Kennard, Kenney, LaFleur, Lancaster, Landrieu, LeBlanc, Lucas, Martiny, McCallum, McDonald, McMains, McVea, Montgomery, Morrell, Morrish, Murray, Nevers, Riddle, Romero, Salter, Scalise, Schneider, Schwegmann, Shaw, Smith, G.—56th, Smith, J.D.—50th, Smith, J.H.—8th, Smith, J.R.—30th, Sneed, Stelly, Strain, Swilling, Thompson, Toomy, Townsend, Triche, Waddell, Walsworth, Welch, Winston, Wooton, Wright

Total—102

NAYS

Flavin
Total—2

Tucker

ABSENT

Iles
Total—1

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 511 by Senator Lentini

June 12, 2001

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 511 by Senator Lentini recommend the following concerning the Reengrossed bill:

- 1. That House Committee Amendments No. 1 through 9 proposed by the House Committee on Administration of Criminal Justice and adopted by the House of Representatives on May 24, 2001 be adopted.
2. That House Committee Amendment No. 10 proposed by the House Committee on Administration of Criminal Justice and adopted by the House of Representatives on May 24, 2001 be rejected.
3. That House Floor Amendment No. 1 proposed by Representative Murray and adopted by the House of Representatives on June 7, 2001 be adopted.
4. That House Floor Amendment Nos. 1, 2, 3, 6, and 7 proposed by Representative Martiny and adopted by the House of Representatives on June 7, 2001 be adopted.

5. That House Floor Amendment Nos. 4, 5, and 8 proposed by Representative Martiny and adopted by the House of Representatives on June 7, 2001 be rejected.

6. That the following amendments to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 11, after the semicolon ";" insert "to provide for a limitation of liability relative to preservation of certain evidence;"

AMENDMENT NO. 2

On page 3, line 14, after "the" and before "innocence" delete "guilt or"

AMENDMENT NO. 3

On page 4, line 2, after "the" and before "innocence" delete "guilt or"

AMENDMENT NO. 4

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

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

AMENDMENT NO. 5

On page 4, at the end of line 21, change "one-half" to "a sufficient portion"

AMENDMENT NO. 6

On page 4, at the end of line 26, delete "at least"

AMENDMENT NO. 7

On page 4, at the beginning of line 27, change "one-half" to "a sufficient portion"

AMENDMENT NO. 8

On page 5, between lines 23 and 24, add the following:

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

(5) Notwithstanding the provisions of Paragraphs (H)(3) and (4), after service of the application on the district attorney and the law enforcement agency in possession of the evidence, the clerks of court of each parish and all law enforcement agencies, including but not limited to district attorneys, sheriffs, the office of state police, local police agencies, and crime laboratories may forward for proper storage and preservation all items of evidence described in Paragraph (H)(3) to a laboratory accredited in forensic DNA analysis by the American Society of Crime Laboratory Directors/Laboratory Accreditation Board (ASCLD/LAB).

(6) Except in the case of willful or wanton misconduct or gross negligence, no clerk of court or law enforcement officer or law

enforcement agency, including but not limited to any district attorney, sheriff, the office of state police, local police agency, or crime laboratory which is responsible for the storage or preservation of any item of evidence in compliance with the requirements of Paragraph (H)(3) shall be held civilly or criminally liable for the unavailability or deterioration of any such evidence to the extent that adequate or proper testing cannot be performed on the evidence."

Respectfully submitted,

Senator Arthur J. "Art" Lentini
 Senator Heulette "Clo" Fontenot
 Senator Joel T. Chaisson, II
 Representative Daniel R. Martiny
 Representative Edwin R. Murray
 Representative Hunt Downer

Rep. Downer moved to adopt the Conference Committee Report.

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	Schwegmann
Clarkson	Jackson, M	Shaw
Crane	Johns	Smith, G.—56th
Crowe	Katz	Smith, J.D.—50th
Curtis	Kennard	Smith, J.H.—8th
Damico	Kenny	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
Frugé	Murray	Wooton
Futrell	Nevers	Wright
Total—105		

NAYS

Total—0

ABSENT

Total—0

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 616 by Senator Heitmeier

June 14, 2001

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 616 by Senator Heitmeier recommend the following concerning the engrossed bill:

1. That all House Floor Amendments proposed by Representative Diez and adopted by the House of Representatives on June 11, 2001 be adopted.

Respectfully submitted,

Senator Francis C. Heitmeier
 Senator Joel T. Chaisson, II
 Senator Arthur J. "Art" Lentini
 Representative John C. "Juba" Diez
 Representative Loulan J. Pitre, Jr.
 Representative Nita Rusich Hutter

Rep. Clarkson moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—99

NAYS

Total—0

ABSENT

Devillier	Erdey	Toomy
Durand	Smith, J.D.—50th	Walsworth
Total—6		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 665 by Senator Bill Jones

June 5, 2001

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 665 by Senator Bill Jones recommend the following concerning the Engrossed bill:

1. That House Floor Amendment Nos. 1 through 3 proposed by Representative Alario and adopted by the House of Representatives on May 23, 2001, be rejected.
2. That all Legislative Bureau Amendments proposed by the Legislative Bureau and adopted by the House of Representatives on May 21, 2001, be adopted.

Respectfully submitted,

Senator Bill Jones
 Senator Robert J. Barham
 Senator Arthur J. "Art" Lentini
 Representative Emma Devillier
 Representative Daniel R. Martiny

Rep. Martiny moved to adopt the Conference Committee Report.

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	Schwegmann
Clarkson	Jackson, M	Shaw
Crane	Johns	Smith, G.—56th
Crowe	Katz	Smith, J.D.—50th

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

Total—105

NAYS

Total—0

ABSENT

Total—0

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 892 by Senator Cravins

June 12, 2001

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 892 by Senator Cravins recommend the following concerning the engrossed bill:

1. That all House Floor Amendments proposed by Representative Romero and adopted by the House of Representatives on May 23, 2001, be rejected.

Respectfully submitted,

Senator Donald R. "Don" Cravins
Senator Craig F. Romero
Senator Kenneth Michael "Mike" Smth
Representative Charles I. Hudson

Rep. Hudson moved to adopt the Conference Committee Report.

As a substitute motion, Rep. Romero moved to recommit the bill to the Conference Committee.

The vote recurred on the substitute motion.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Gallot	Odinot
Alexander, E	Glover	Perkins
Ansardi	Hammett	Pinac

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

Total—90

NAYS

Alexander, R	Guillory	Pierre
Baylor	Hudson	
Carter, K	Morrell	

Total—7

ABSENT

Mr. Speaker	Kennard	Shaw
Durand	Quezaire	Swilling
Green	Richmond	

Total—8

The House agreed to recommit the bill to the Conference Committee.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 1041 by Senator Schedler

June 14, 2001

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 1041 by Senator Schedler recommend the following concerning the Engrossed bill:

1. That House Floor Amendment No. 2 proposed by Representative Daniel and adopted by the House of Representatives on June 11, 2001 be adopted.
2. That House Floor Amendment No.1 proposed by Representatives Downer and Schneider and adopted by the House of Representatives on June 11, 2001 be adopted.

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3. That House Floor Amendment No. 1 proposed by Representative Daniel and adopted by the House of Representatives on June 11, 2001 be rejected.
4. That House Floor Amendment Nos. 1, 2, 3, 4, and 5 proposed by Representatives Montgomery and Waddell and adopted by the House of Representatives on June 11, 2001 be rejected.
5. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, lines 2 and 3, change "the Municipal Police Employees' Retirement System" to "retirement credit"

AMENDMENT NO. 2

On page 1, line 3, between "members" and "with", insert "of the Municipal Police Employees' Retirement System and of the Sheriffs' Pension and Relief Fund"

Respectfully submitted,

Senator Tom Schedler
Senator Lambert Boissiere, Jr.
Senator Arthur J. "Art" Lentini
Representative Pete Schneider, III
Representative William B. Daniel

Rep. Schneider moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

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

Fruge	Murray	Wooton
Futrell	Nevers	Wright
Gallot	Odinet	
Total—104		

NAYS

Total—0

ABSENT

Dartez
Total—1

The Conference Committee Report was adopted.

Suspension of the Rules

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

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. 1015— BY REPRESENTATIVE WRIGHT AN ACT

To amend and reenact R.S. 47:322.35(B), relative to the disposition of certain sales tax collections in LaSalle Parish; to provide for use of monies in the LaSalle Economic Development District Fund; 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 Thomas to Engrossed House Bill No. 1015 by Representative Wright

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 47:322.35(B)" to "R.S. 47:322.6(B) and 322.35(B)"

AMENDMENT NO. 2

On page 1, line 3, between "in" and "LaSalle" insert "certain parishes, including Washington Parish and"

AMENDMENT NO. 3

On page 1, line 3, between "Parish;" and "to" insert "to provide for the use of monies in the Washington Parish Economic Development and Tourism Fund;"

AMENDMENT NO. 4

On page 1, line 7, change "R.S. 47:322.35(B) is" to "R.S. 47:322.6(B) and 322.35(B) are"

AMENDMENT NO. 5

On page 1, between lines 8 and 9, insert the following:

"§322.6. Disposition of certain collections in Washington Parish

* * *

B. The monies in the Washington Parish Economic Development and Tourism Fund shall be subject to an annual appropriation by the legislature. The monies in the fund shall be utilized exclusively for economic development and tourism in Washington Parish. All unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund. The monies in the fund shall be invested by the treasurer in the same manner as the monies in the state general fund, and all interest earned shall be deposited in the state general fund."

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

NAYS

Total—0

ABSENT

Crane	LeBlanc
Durand	Waddell
Total—4	

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

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. 510: Reps. Montgomery, Schneider, and Doerge.

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. 632: Reps. McMains, Johns, and Walsworth.

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. 665: Reps. Odinet, Martiny, and Wooton.

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. 960: Reps. Diez, Toomy, and Richmond.

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. 1103: Reps. LeBlanc, Hammett, and Alario.

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. 1132: Reps. Welch, Diez, and Pratt.

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. 1187: Reps. Alario, Diez, and Montgomery.

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. 1211: Reps. Pratt, Broome, and Murray.

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. 1391: Reps. Daniel, Hammett, and Stelly.

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. Hebert vice 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 Bill No. 1893: Reps. Clarkson, Diez, and Tucker.

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. 1897: Reps. Perkins, Damico, and Morrish.

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. 1905: Reps. Landrieu, Martiny, 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 House Bill No. 1917: Reps. Quezaire, McMains, and Daniel.

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. 1960: Reps. Futrell, Diez, and Baylor.

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. 2025: Reps. Landrieu, Broome, and Murray.

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. 1408: Reps. Schneider, Salter, and Doerge.

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. 500: Reps. Holden, Diez, and Michael Jackson.

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. 898: Reps. Michael Jackson, Welch, 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 Senate Bill No. 974: Reps. Lancaster, Bruneau, and Hammett.

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. 1011: Reps. Oinet, Martiny, and Wooton.

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. 1017: Reps. Landrieu, Alario, and Riddle.

Suspension of the Rules

On motion of Rep. Montgomery, 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 BILLS

June 15, 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. 309
Returned with amendments.

House Bill No. 481
Returned with amendments.

House Bill No. 624
Returned with amendments.

House Bill No. 652
Returned with amendments.

House Bill No. 809
Returned with amendments.

House Bill No. 835
Returned with amendments.

House Bill No. 1128
Returned with amendments.

House Bill No. 1330
Returned with amendments.

House Bill No. 1418
Returned with amendments.

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

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

Rep. Montgomery asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just returned from the Senate, with amendments to be concurred in by the House, with a view of acting on the same:

**HOUSE BILL NO. 481—
BY REPRESENTATIVE PINAC
AN ACT**

To amend and reenact R.S. 37:2152(A)(introductory paragraph) and (5)(introductory paragraph), 2153(C), and 2156(C)(2) and to enact R.S. 37:2162(K), relative to contractors; to provide relative to board members; to allow the board to contract for certain services; to provide relative to the collection of funds; to allow the board to bring civil proceedings against certain persons; 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 Hollis to Reengrossed House Bill No. 481 by Representative Pinac

AMENDMENT NO. 1

On page 1, line 4, after "37:" insert "2156.2(A)(II)(17) and"

AMENDMENT NO. 2

On page 1, line 11, after "37:" insert "2156.2(A)(II)(17) and" and change "is" to "are"

AMENDMENT NO. 3

On page 4, between lines 9 and 10 insert the following:

"§2156.2. Major categories; subclassifications; specialty classifications; requirements for contractors holding major classification to perform mechanical, electric, or plumbing work

A. Under each major category is a list of subclassifications that a specialty contractor may obtain, as follows:

* * *

II. Highway, street, and bridge construction

Subclassifications:

* * *

17. Furnishing and installation of movable structures or machinery, excluding electrical and mechanical work

* * *

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hollis to Reengrossed House Bill No. 481 by Representative Pinac

AMENDMENT NO. 1

On page 1, line 6, after "collection" and before "of funds" insert "and distribution"

AMENDMENT NO. 2

On page 4, after line 24, insert the following:

"Section 2. Notwithstanding any provision of law to the contrary, any surplus funds deposited in the contractor's educational trust fund under the provisions of R.S. 37:2156 as such law was in effect on January 1, 2001, shall be transferred out of such fund and shall be available to support the operation of the State Licensing Board for Contractors and for other costs of administering Chapter 24 of Title 37 of the Louisiana Revised Statutes of 1950."

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

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Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Welch
Flavin	Morrish	Winston
Frith	Murray	Wooton
Frige	Nevers	Wright
Futrell	Odinet	
Gallot	Perkins	
Total—103		

NAYS

Total—0

ABSENT

Carter, R	Lancaster
Total—2	

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

HOUSE BILL NO. 809—
BY REPRESENTATIVE FRITH
AN ACT

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

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 809 by Representative Frith

AMENDMENT NO. 1

On page 1, line 2, after "33:2955(A)(1)(d)" delete the remainder of the line and insert: "and R.S. 39:1213, relative to investments and deposits; to provide for the minimum rate of interest paid"

AMENDMENT NO. 2

On page 1, at the beginning of line 4, delete "to provide for the minimum rate of interest;" and insert in lieu thereof "to provide for the type of fiscal agencies designated for local depositing authorities;"

AMENDMENT NO. 3

On page 2, line 1, between "(d)" and "Time" insert "(i)"

AMENDMENT NO. 4

On page 2, delete lines 10 and 11 in their entirety and insert "than fifty basis points below the"

AMENDMENT NO. 5

On page 2, line 13, after "maturity" insert a period "." and delete the remainder of the line

AMENDMENT NO. 6

On page 2, after line 13, 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 is offered by the bank to its other customers, whichever is greater."

AMENDMENT NO. 7

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."

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	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	Schwegmann
Cazayoux	Jackson, L	Shaw
Clarkson	Jackson, M	Smith, G.—56th
Crane	Johns	Smith, J.D.—50th
Crowe	Katz	Smith, J.H.—8th
Curtis	Kennard	Smith, J.R.—30th
Damico	Kenney	Sneed
Daniel	LaFleur	Stelly
Dartez	Lancaster	Strain
Devillier	Landrieu	Thompson
Diez	LeBlanc	Toomy
Doerge	Lucas	Townsend
Donelon	Martiny	Triche
Downer	McCallum	Tucker
Durand	McDonald	Waddell
Erdey	McMains	Walsworth
Farrar	McVea	Welch
Faucheux	Montgomery	Winston
Flavin	Morrell	Wooton
Frith	Murray	Wright
Frige	Nevers	
Futrell	Odinet	
Total—103		

NAYS

Total—0

ABSENT

Morrish

Swilling

Total—2

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

HOUSE BILL NO. 835—
BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 32:1252(2.2) and (19.3) and 1254(N)(1)(c) and to enact R.S. 32:1254(N)(3)(j), relative to motor vehicle dealers; to provide for definitions; to provide relative to dual licensure of motor vehicle dealers; to provide relative to certain disclosures; to provide for violations; 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 Michot to Engrossed House Bill No. 835 by Representative Pinac

AMENDMENT NO. 1

On page 1, line 2, after "(19.3)" and before "1254" delete "and" and insert a comma "," and after "(1)(c)" and before "and" insert a comma "," and "(6)(o), (r), and (t)(ii), 1254.1, and 1256.1"

AMENDMENT NO. 2

On page 1, line 6, after "violations;" and before "and" insert the following:

"to provide relative to warranty work claims; to provide for failure of manufacturers to deliver certain motor vehicles; to provide relative to facilities requirements; to provide relative to audits of dealer records by manufacturers; to provide for venue and choice of law;"

AMENDMENT NO. 3

On page 3, after line 19, insert the following:

"(6) For a manufacturer of motor vehicles, a distributor, a wholesaler, distributor branch or factory branch, or officer, agent, or other representative thereof:

* * *

(o)(i) To fail to adequately and fairly compensate its dealers for labor, parts, and other expenses incurred by such dealer to perform under and comply with a manufacturer's or a distributor's warranty agreement.

(ii) In no event shall any manufacturer or distributor pay its dealers at a price or rate for warranty work that is less than that charged by the dealer to the retail customers of the dealer for nonwarranty work of like kind.

(iii) Warranty work includes parts and labor performed.

(iv) All claims made by the dealer for compensation under this Subparagraph shall be paid within thirty days after approval and shall be approved or disapproved within thirty days after receipt. When any claim is disapproved, the dealer shall be notified in writing of the grounds for disapproval.

(v) No claim which has been approved and paid may be charged back to the dealer unless it can be shown that one or all of the following applies:

~~the (aa) The claim was false or fraudulent;~~

~~that the (bb) The repairs were not properly made;~~

~~or (cc) The repairs were unnecessary to correct a the defective condition under generally accepted standards of workmanship;~~

~~or that the (dd) The dealer failed to reasonably substantiate or properly submit the claim the repair in accordance with reasonable written requirements of the manufacturer or distributor, if the dealer was notified of the requirements prior to the time the claim arose and if the requirements were in effect at the time the claim arose. However, a manufacturer or distributor shall not deny a claim solely based on a motor vehicle dealer's incidental failure to comply with a specific claim processing requirement, or a clerical error, or other administrative technicality.~~

* * *

(r) To fail or refuse to sell or offer to sell to all motor vehicle franchisees in a line make, every motor vehicle sold or offered for sale under a franchise to any motor vehicle franchisee of the same line make; or to unreasonably require a motor vehicle dealer to pay an extra fee, purchase unreasonable advertising displays or any other materials, or to remodel, renovate, or recondition its existing facilities as a prerequisite to receiving a certain model or series of vehicles. However, the failure to deliver any such motor vehicle shall not be considered a violation of this Section if the failure ~~is not arbitrary and~~ is due to a lack of manufacturing capacity or to a strike or labor difficulty, a shortage of materials, a freight embargo or other cause of which the franchisor has no control.

* * *

(t)

* * *

(ii) To attempt to coerce, or coerce, compliance with facilities requirements that include any requirements that a motor vehicle dealer establish or maintain exclusive office, parts, service or body shop facilities, ~~when unless~~ such requirements would be ~~unreasonable, considering current economic conditions, reasonable and are not otherwise~~ justified by ~~reasonable~~ business considerations. The burden of proving that such requirements are ~~unreasonable, considering current economic conditions, reasonable and are not otherwise~~ justified by ~~reasonable~~ business considerations is on the ~~dealer manufacturer~~. If the franchise agreement of the manufacturer or distributor requires the approval of the manufacturer or distributor for facility uses or modifications, the manufacturer or distributor ~~will shall~~ approve or disapprove such a request in writing within sixty days of receipt of such request.

* * *

§1254.1. Audits of dealer records

A. Notwithstanding the terms of any franchise agreement, warranty; and sales incentive audits of dealer records may be conducted

by the manufacturer, distributor, distributor branch, or factory branch. Any audit for warranty parts or service compensation shall be for the twelve-month period immediately following the date of the payment of the claim by the manufacturer or distributor. However, a dealer shall not be held liable by virtue of an audit for failure to retain parts for a period in excess of six months. Any audit for sales incentives, service incentives, rebates, or other forms of incentive compensation shall only be for the ~~eighteen-month~~ twelve-month period immediately following the date of the ~~payment of the claim by the manufacturer or distributor~~ close of the promotion, event, program, or activity.

B. No claim which has been approved and paid may be charged back to the dealer unless it can be shown that the claim was false or fraudulent, that the repairs were not properly made, or the repairs were unnecessary to correct the defective condition under generally accepted standards of workmanship, or that the dealer failed to reasonably substantiate the repair in accordance with reasonable written requirements of the manufacturer or distributor, if the dealer has been notified of the requirements prior to the time the claim arose and if the requirements were in effect at the time the claim arose.

C. A manufacturer or distributor shall not deny a claim solely based on a motor vehicle dealer's incidental failure to comply with a specific claim processing requirement, that results in or a clerical error, or other administrative technicality.

* * *

§1256.1. Venue and choice of law for litigation or arbitration

A provision contained in a franchise agreement requiring that arbitration or litigation be conducted outside this state, or a provision that seeks to apply any law other than Louisiana law to disputes between the parties to a franchise agreement, is void and unenforceable."

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	Odinot
Alario	Gallot	Perkins
Alexander, E	Glover	Pierre
Alexander, R	Green	Pinac
Ansardi	Guillory	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	Schwegmann
Clarkson	Jackson, M	Shaw
Crane	Johns	Smith, J.D.—50th
Crowe	Katz	Smith, J.H.—8th
Curtis	Kennard	Smith, J.R.—30th
Damico	Kenney	Sneed
Daniel	LaFleur	Stelly
Dartez	Lancaster	Strain
Devillier	Landrieu	Swilling
Diez	LeBlanc	Thompson
Doerge	Lucas	Toomy

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

NAYS

Total—0

ABSENT

Hammett	McCallum	Smith, G.—56th
Total—3		

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

HOUSE BILL NO. 624—
BY REPRESENTATIVE FLAVIN
AN ACT

To amend and reenact R.S. 30:103.1, relative to reporting requirements of operators and producers to owners of unleased mineral interests; to provide for quarterly reporting of the amount of and price received for production and occasional costs of operations; 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 Natural Resources to Reengrossed House Bill No. 624 by Representative Flavin

AMENDMENT NO. 1

On page 1, lines 2, change "103.1" to "103, 103.1 and 103.2"

AMENDMENT NO. 2

On page 1, line 3, after "interests;" insert "to provide for exceptions;"

AMENDMENT NO. 3

On page 1, line 5, between "operations;" and "and" insert "to provide for method of transmittal of reports and notices; to provide for time limits for payments;"

AMENDMENT NO. 4

On page 1, line 8, change "103.1 is" to "103, 103.1 and 103.2 are"

AMENDMENT NO. 5

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

"§103. Operators to report to owners amount of oil or gas produced

Operators taking or producing oil or gas from lands who do not market through a pipe line company, shall report monthly to each owner of an oil or gas interest in the lands. These monthly reports shall show the amount of oil or gas produced from the lands during the previous calendar month, the amount disposed of, and the amount which has not

been disposed of. Reports shall be sent by ~~registered~~ certified mail to each owner of a royalty, oil or gas interest, who has furnished his name and address to the operator."

AMENDMENT NO. 6

On page 2, between lines 8 and 9, insert the following:

"B. No operator or producer shall be required under the provisions of this Section to report any information which is not known by such operator or producer at the time of a report. However, the operator or producer shall report the required information to the owner of the unleased interest within thirty days after such information is obtained by the operator or producer, or in the next quarterly report, whichever due date is later."

AMENDMENT NO. 7

On page 2, line 9, change "B." to "C."

AMENDMENT NO. 8

On page 2, line 9, change "registered" to "certified"

AMENDMENT NO. 9

On page 2, line 11, change "registered" to "certified"

AMENDMENT NO. 10

On page 2, line 15, after "reports" delete "after the"

AMENDMENT NO. 11

On page 2, line 16, delete "initial reports or"

AMENDMENT NO. 12

On page 2, after line 18, add the following:

"D. Notwithstanding any other provision of this Section to the contrary, at the time a report is due pursuant to this Section, if the share of the total costs of drilling, completing, and equipping the unit well and all other unit costs allocable to an owner of an unleased interest is less than one thousand dollars, no report shall be required. However, during January of the next calendar year, the operator or producer shall report such costs to the owner."

§103.2. Failure to report; penalty

Whenever the operator or producer permits ~~(+) ninety~~ calendar days to elapse from completion of the well and ~~(2) fifteen~~ thirty additional calendar days to elapse from date of receipt of written notice by ~~registered~~ certified mail from the owner or owners of unleased oil and gas interests calling attention to failure to comply with the provisions of R.S. 30:103.1, such operator or producer shall forfeit his right to demand contribution from the owner or owners of the unleased oil and gas interests for the costs of the drilling operations of the well."

Rep. Flavin 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	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
Clarkson	Jackson, L	Schwegmann
Crane	Jackson, M	Shaw
Crowe	Johns	Smith, G.—56th
Curtis	Katz	Smith, J.D.—50th
Damico	Kennard	Smith, J.H.—8th
Daniel	Kenney	Smith, J.R.—30th
Dartez	Lancaster	Sneed
Devillier	Landrieu	Stelly
Diez	LeBlanc	Strain
Doerge	Lucas	Swilling
Donelon	Martiny	Thompson
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

Cazayoux	LaFleur
Total—2	

ABSENT

Toomy
Total—1

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

HOUSE BILL NO. 309—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 32:1254(K)(2), relative to motor vehicle dealers; to provide relative to application and licensure procedures for motor vehicle dealers; 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 Michot to Engrossed House Bill No. 309 by Representative Montgomery

AMENDMENT NO. 1

On page 1, line 2, after "1254" and before "relative" delete "(K)(2)," and insert "(H), (I)(1), (K)(2), and (M)(3)," and after "dealers" and before the semicolon ";" insert "and other licensees"

AMENDMENT NO. 2

On page 1, line 4, after "dealers" and before "and" delete the semicolon ";" and insert the following:

"and other licensees; to provide for the renewal of such licenses; to provide relative to fees assessed for such licenses; to provide relative to bonding requirements;"

AMENDMENT NO. 3

On page 1, line 6, after "1254" and before "hereby" delete "(K)(2) is" and insert "(H), (I)(1), (K)(2), and (M)(3) are"

AMENDMENT NO. 4

On page 1, between lines 11 and 12, insert the following:

"H.(1) All applications for a license or licenses shall be accompanied by the appropriate fee or fees in accordance with the schedule set out. In the event any application is denied and the license applied for is not issued, the entire license fee shall be returned to the applicant.

(2) Except as set out in Paragraph (2) Paragraphs (3) and (4) of this Subsection, all licenses issued under the provisions of this Chapter in accordance with the geographical location of the licensee ~~will~~ shall be for the year beginning and ending as follows:

- (a) 1st Commission District - April 1 through March 31
- (b) 2nd Commission District - May 1 through April 30
- (c) 3rd Commission District - June 1 through May 31
- (d) 4th Commission District - July 1 through June 30
- (e) 5th Commission District - August 1 through July 31
- (f) 6th Commission District - September 1 through August 31
- (g) 7th Commission District - October 1 through September 30
- (h) 8th Commission District - November 1 through October 31

(3) All licenses issued under the provisions of this Chapter for motor vehicle dealers, motor vehicle salesmen/agents, motor vehicle lessors, and used motor vehicle dealers in accordance with the geographical location of the licensee shall be for two years beginning and ending as follows:

- (a) 1st Commission District - April 1 through March 31, beginning and ending in odd years.
- (b) 2nd Commission District - May 1 through April 30, beginning and ending in even years.
- (c) 3rd Commission District - June 1 through May 31, beginning and ending in odd years.
- (d) 4th Commission District - July 1 through June 30, beginning and ending in even years.
- (e) 5th Commission District - August 1 through July 31, beginning and ending in odd years.
- (f) 6th Commission District - September 1 through August 31, beginning and ending in even years.

(g) 7th Commission District - October 1 through September 30, beginning and ending in odd years.

(h) 8th Commission District - November 1 through October 31, beginning and ending in even years.

(2)(4) The license of any licensee who does not maintain a place of business in this state shall expire on December thirty-first of each year.

I.(1) To defray the cost of issuing licenses and administering this Chapter, the commission shall fix reasonable fees to be assessed under this Chapter; however, the license for each manufacturer, distributor, converter, motor vehicle lessor franchisor, or wholesaler, and factory branch or distributor branch shall not exceed one thousand dollars; the license for each motor vehicle dealer, ~~specialty vehicle dealer~~ motor vehicle lessor, and used motor vehicle dealer, shall not exceed ~~three~~ six hundred dollars; ~~the license fee for each specialty vehicle dealer, factory representative, broker, distributor representative, or lease facilitator shall not exceed three hundred dollars;~~ and the license fee for each motor vehicle salesman/agent shall not exceed ~~thirty~~ sixty dollars.

* * *

AMENDMENT NO. 5

On page 2, after line 10, insert the following:

"M. Applicants for and holders of motor vehicle dealer, specialty vehicle dealer, manufacturer, distributor, broker, satellite warranty and repair center, and used motor vehicle dealer licenses shall obtain and maintain bonds in accordance with the following provisions:

* * *

(3)(a) Such bonds shall be in a form to be approved by the commission and shall be conditioned so that the motor vehicle dealer, used motor vehicle dealer, specialty vehicle dealer, satellite warranty and repair center, broker, manufacturer, or distributor shall comply with the conditions of any written contract made by such motor vehicle dealer, used motor vehicle dealer, specialty vehicle dealer, satellite warranty and repair center, broker, manufacturer, or distributor in connection with the sale, repair, or exchange of any motor vehicle and shall not violate any of the provisions of this Chapter or any other law of Louisiana in the conduct of the business for which he is licensed. Such bond shall be made payable to the secretary of the Department of Public Safety and Corrections or to his successor in office, for the use, benefit, and indemnity of any persons who shall suffer any loss as a result of any violation of the conditions hereinabove contained.

(b) ~~Such bond~~ Bonds for specialty vehicle dealers, satellite warranty and repair centers, brokers, manufacturers, or distributors shall be for the license period and a new bond or a proper continuation certificate shall be delivered to the Louisiana Motor Vehicle Commission at the beginning of each license period; however, the aggregate liability of the surety in any one year shall in no event exceed the sum of such bond.

(c)(i) Bonds for motor vehicle dealers and used motor vehicle dealers shall be for a one-year period beginning and ending as follows in accordance with the geographical location of the licensee:

- (aa) 1st Commission District - April 1 through March 31.
- (bb) 2nd Commission District - May 1 through April 30.
- (cc) 3rd Commission District - June 1 through May 31.
- (dd) 4th Commission District - July 1 through June 30.

- (ee) 5th Commission District - August 1 through July 31.
- (ff) 6th Commission District - September 1 through August 31.
- (gg) 7th Commission District - October 1 through September 30.
- (hh) 8th Commission District - November 1 through October 31.

(ii) A new bond or a proper continuation certificate required pursuant to this Subparagraph shall be delivered to the Louisiana Motor Vehicle Commission at the beginning of each one-year period as provided in Item (i) of this Subparagraph; however, the aggregate liability of the surety in any one year shall in no event exceed the sum of the bond.

(d) Upon notification to the commission of the termination of any such bond, the license of the affected licensee shall be revoked or suspended at the discretion of the commission."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Malone to Engrossed House Bill No. 309 by Representative Montgomery

AMENDMENT NO. 1

On page 2, line 6, after "existing" insert "family member"

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

Frith	Morrish	Wooton
Fruge	Murray	Wright
Futrell	Nevers	
Total—104		

NAYS

Total—0

ABSENT

Powell
Total—1

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 652—
BY REPRESENTATIVE HUDSON
AN ACT

To enact R.S. 40:2115(D), relative to smoking in hospitals; to provide penalties for smoking in non-smoking areas; 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. 652 by Representative Hudson

AMENDMENT NO. 1

On page 1, at the end of line 2, insert "maximum"

AMENDMENT NO. 2

On page 1, line 15, change "of" to "not to exceed" and after "or" insert "not to exceed"

Rep. Hudson 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	Morrell
Alario	Gallot	Morrish
Alexander, E	Glover	Murray
Alexander, R	Green	Odinot
Ansardi	Hammett	Pierre
Baldone	Heaton	Pinac
Baudoin	Hebert	Pitre
Baylor	Hill	Pratt
Bowler	Holden	Quezaire
Broome	Hopkins	Richmond
Bruce	Hudson	Riddle
Bruneau	Hunter	Romero
Carter, K	Hutter	Salter
Carter, R	Iles	Schwegmann
Cazayoux	Jackson, L	Shaw
Clarkson	Jackson, M	Smith, J.D.—50th
Crane	Johns	Smith, J.H.—8th
Curtis	Katz	Smith, J.R.—30th

Damico	Kennard	Stelly
Daniel	Kenney	Strain
Devillier	LaFleur	Swilling
Diez	Lancaster	Thompson
Doerge	Landrieu	Toomy
Donelon	LeBlanc	Townsend
Downer	Lucas	Triche
Durand	Martiny	Waddell
Farrar	McCallum	Welch
Faucheux	McDonald	Wooton
Flavin	McMains	Wright
Frith	Montgomery	
Total—89		

NAYS

Crowe	Nevers	Tucker
Erdey	Perkins	Walsworth
Futrell	Scalise	Winston
Guillory	Schneider	
McVea	Smith, G.—56th	
Total—13		

ABSENT

Dartez	Powell	Sneed
Total—3		

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

HOUSE BILL NO. 1128—
BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 32:1254(N)(3)(a), (b), (c), and (f)(introductory paragraph) and (iii), relative to motor vehicle dealers; to provide for violations; to provide relative to the sale of certain vehicles; to provide relative to certain conditional sales contracts; 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. 1128 by Representative Pinac

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 32:" insert "1252(4) and (11) and"

AMENDMENT NO. 2

On page 1, line 3, after "(iii)" insert "and to enact R.S. 32:1257(A)(1)(a)(iv)"

AMENDMENT NO. 3

On page 1, line 5, after "contracts;" insert "to provide certain definitions;"

AMENDMENT NO. 4

On page 1, line 8, after "R.S. 32:" insert "1252(4) and (11) and"

AMENDMENT NO. 5

On page 1, line 9, after "reenacted" insert "and R.S. 32:1257(A)(1)(a)(iv) is hereby enacted"

AMENDMENT NO. 6

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

"§1252. Definitions

The following words, terms, and phrases, when used in this Chapter, shall have the meanings respectively ascribed to them in this Section, except where the context clearly indicates a different meaning:

* * *

(4) "Distributor" or "wholesaler" means any person, firm, association, corporation, or trust, resident or nonresident, who in whole or in part sells or distributes new and unused motor vehicles or new and unused, remanufactured, reconditioned, or rebuilt motor vehicle motors to motor vehicle dealers, or who maintains distributor representatives.

* * *

(11) "Manufacturer" means any person, firm, association, corporation, or trust, resident or nonresident, who fabricates, manufactures, or assembles new and unused motor vehicles and or new and unused, remanufactured, reconditioned, or rebuilt motor vehicle motors. It does not include a person, firm, association, corporation, or trust which converts, modifies, or otherwise alters a motor vehicle or motor vehicle motor manufactured by another person, firm, association, corporation, or trust, or one who uses a motor vehicle or motor vehicle motor manufactured by another person, to construct a motor home as defined in this Section.

* * *

AMENDMENT NO. 7

On page 2, at the end of line 25, after "vehicle" delete the remainder of the line, delete line 26, and insert

"to the extent provided for in R.S. 22:406(F)."

AMENDMENT NO. 8

On page 3, delete lines 1 through 11 and insert the following:

"1257. Requirements upon termination; penalty; indemnity

A.(1) In the event the licensee ceases to engage in the business of being a motor vehicle or speciality vehicle dealer, or ceases to sell a particular make of motor vehicle or speciality vehicle and after notice to the manufacturer, converter, distributor, or representative by registered or certified mail, within thirty days of the receipt of the notice by the manufacturer, converter, distributor, or representative, the manufacturer, converter, distributor, or representative shall repurchase:

(a) All new and unused motor and speciality vehicles of the current and last prior model year delivered to the licensee and parts on hand that have not been damaged or substantially altered to the prejudice of the manufacturer while in the possession of the licensee. The motor and speciality vehicles and parts shall be repurchased at the cost to the licensee which shall include without limitation freight and advertising costs, less all allowances paid to the dealer, except that new and unused automobiles shall be purchased on the following schedule:

* * *

R.S. 32:1257(A)(1)(a)(iv) is all proposed new law.

(iv) Any mileage recorded by a manufacturer in distributing a motor vehicle to a motor vehicle dealer shall not be included in this calculation.

* * *

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Michot to Reengrossed House Bill No. 1128 by Representative Pinac

AMENDMENT NO. 1

In Amendment No. 7, proposed by the Senate Committee on Commerce and Consumer Protection and adopted by the Senate on June 7, 2001, on page 2, line 5, change "R.S. 22:406(F)" to "R.S. 22:1406(F)"

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	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
Bruneau	Hunter	Salter
Carter, K	Hutter	Scalise
Carter, R	Iles	Schneider
Cazayoux	Jackson, L	Schwegmann
Clarkson	Jackson, M	Shaw
Crane	Johns	Smith, G.—56th
Crowe	Katz	Smith, J.D.—50th
Curtis	Kennard	Smith, J.H.—8th
Damico	Kenney	Smith, J.R.—30th
Daniel	LaFleur	Sneed
Dartez	Lancaster	Stelly
Devillier	Landrieu	Strain
Diez	LeBlanc	Swilling
Doerge	Lucas	Thompson
Donelon	Martiny	Toomy
Downer	McCallum	Townsend
Durand	McDonald	Triche
Erdey	McMains	Tucker
Farrar	McVea	Waddell
Faucheux	Morrell	Walsworth
Flavin	Morrish	Welch
Frith	Murray	Winston
Fruge	Nevers	Wooton
Futrell	Odinet	Wright
Total—102		

NAYS

Total—0

ABSENT

Bruce	Gallot	Montgomery
Total—3		

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

HOUSE BILL NO. 1330—
BY REPRESENTATIVE MORRISH
AN ACT

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

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 1330 by Representative Morrish

AMENDMENT NO. 1

On page 1, line 12, change "B." to "B.(1)"

AMENDMENT NO. 2

On page 1, line 17, after "claims." delete the remainder of the line and delete line 18 in its entirety and insert in lieu thereof the following:

"(2) However the provisions of this Subsection relative to review or audit shall not apply to any claim for either of the following items:"

AMENDMENT NO. 3

On page 1, line 19, change "(1)" to "(a)"

AMENDMENT NO. 4

On page 2, line 3, change "(2)" to "(b)"

AMENDMENT NO. 5

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

"(3) The provisions of Paragraph (2) of this Subsection shall not extend the period of time within which a health insurer is to perform a review or audit of claims under Paragraph (1) of this Subsection longer than one hundred and twenty days."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Theunissen to Reengrossed House Bill No. 1330 by Representative Morrish

AMENDMENT NO. 1

On page 2, line 2, after "which is" change "being recouped" to "subject to collection"

Rep. Morrish moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Glover	Perkins
Alario	Green	Pierre

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

NAYS

Carter, R
Total—1

ABSENT

Gallot
Total—2
Montgomery

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1418—
BY REPRESENTATIVE PIERRE
AN ACT

To amend and reenact R.S. 56:14(C), relative to the Saltwater Fishery Enforcement Fund; to provide for revenues which may be deposited to the fund; and to provide for related matters.

Read by title.

Motion

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

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. 309: Reps. Montgomery, Pinac, and Alario.

Conference Committee Reports Received

Conference Committee Reports were received for the following legislative instruments:

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.

HOUSE BILL NO. 632—
BY REPRESENTATIVES MCMAINS AND ANSARDI
AN ACT

To enact Chapter 13 of Title III of Book VI of the Louisiana Code of Civil Procedure, to be comprised of Code of Civil Procedure Articles 3396 through 3396.20, and 5251(14), relative to probate procedure; to provide for the independent administration of estates; to provide definitions; to provide the scope of independent administration; to provide for the designation of independent executor by the testator; to provide for the testator's failure to designate an independent executor; to provide for the independent executor's rights, powers, and duties; and to provide for related matters.

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.

HOUSE BILL NO. 1712—
BY REPRESENTATIVE NEVERS
AN ACT

To authorize the Department of Transportation and Development to acquire immovable property for improvements to LA Highway 10 and LA Highway 1 and the replacement of the St. Francisville/New Roads Ferry; and to provide for related matters.

HOUSE BILL NO. 1864—
BY REPRESENTATIVE DIEZ
AN ACT

To amend and reenact R.S. 38:2212(A)(1)(b), relative to public contracts; to provide relative to the waiving of requirements of the Public Bid Law for certain contracts; and to provide for related matters.

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.

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

Suspension of the Rules

On motion of Rep. Riddle, the rules were suspended in order to take up and consider Petitions, Memorials, and Communications.

Petitions, Memorials and Communications

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

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

June 15, 2001

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

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

Senate Concurrent Resolution No. 52

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

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

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

Message from the Senate

HOUSE BILLS

June 15, 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. 29
Returned without amendments.

House Bill No. 110
Returned without amendments.

House Bill No. 148
Returned without amendments.

House Bill No. 154
Returned without amendments.

House Bill No. 196
Returned without amendments.

House Bill No. 338
Returned without amendments.

House Bill No. 358
Returned without amendments.

House Bill No. 386
Returned without amendments.

House Bill No. 417
Returned with amendments.

House Bill No. 426
Returned with amendments.

House Bill No. 429
Returned without amendments.

House Bill No. 437
Returned with amendments.

House Bill No. 485
Returned without amendments.

House Bill No. 584
Returned without amendments.

House Bill No. 635
Returned without amendments.

House Bill No. 653
Returned with amendments.

House Bill No. 659
Returned with amendments.

House Bill No. 711
Returned without amendments.

House Bill No. 715
Returned without amendments.

House Bill No. 744
Returned without amendments.

House Bill No. 756
Returned with amendments.

House Bill No. 796
Returned without amendments.

House Bill No. 801
Returned with amendments.

House Bill No. 818
Returned without amendments.

House Bill No. 847
Returned with amendments.

House Bill No. 865
Returned without amendments.

House Bill No. 889
Returned without amendments.

House Bill No. 1010
Returned without amendments.

House Bill No. 1024
Returned without amendments.

House Bill No. 1042
Returned with amendments.

House Bill No. 1046
Returned without amendments.

House Bill No. 1063
Returned without amendments.

House Bill No. 1122
Returned without amendments.

House Bill No. 1141
Returned without amendments.

House Bill No. 1194
Returned with amendments.

House Bill No. 1201
Returned without amendments.

House Bill No. 1231
Returned without amendments.

House Bill No. 1232
Returned without amendments.

House Bill No. 1319
Returned without amendments.

House Bill No. 1322
Returned with amendments.

House Bill No. 1340
Returned with amendments.

House Bill No. 1347
Returned with amendments.

House Bill No. 1351
Returned with amendments.

House Bill No. 1478
Returned without amendments.

House Bill No. 1485
Returned without amendments.

House Bill No. 1533
Returned without amendments.

House Bill No. 1562
Returned without amendments.

House Bill No. 1685
Returned with amendments.

House Bill No. 1689
Returned without amendments.

House Bill No. 1696
Returned without amendments.

House Bill No. 1703
Returned without amendments.

House Bill No. 1732
Returned with amendments.

House Bill No. 1742
Returned without amendments.

House Bill No. 1747
Returned without amendments.

House Bill No. 1753
Returned with amendments.

House Bill No. 1759
Returned without amendments.

House Bill No. 1777
Returned with amendments.

House Bill No. 1815
Returned without amendments.

House Bill No. 1816
Returned with amendments.

House Bill No. 1828
Returned with amendments.

House Bill No. 1834
Returned with amendments.

House Bill No. 1888
Returned with amendments.

House Bill No. 1890
Returned with amendments.

House Bill No. 1896
Returned without amendments.

House Bill No. 1903
Returned with amendments.

House Bill No. 2006
Returned without amendments.

House Bill No. 2027
Returned with amendments.

House Bill No. 2056
Returned with amendments.

House Bill No. 2067
Returned with amendments.

House Bill No. 2072
Returned with amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Privileged Report of the Committee on Enrollment

June 15, 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. 112—
BY REPRESENTATIVES DEWITT AND HEBERT
A RESOLUTION

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

HOUSE RESOLUTION NO. 132—

BY REPRESENTATIVE BRUCE

A RESOLUTION

To proclaim June 16, 2001, as Louisiana Blueberry Day.

HOUSE RESOLUTION NO. 133—

BY REPRESENTATIVE TOWNSEND

A RESOLUTION

To urge and request the Board of Regents to study its policy for state fund usage in athletic programs and the limits established by such policy and provide greater discretion and flexibility to the public postsecondary education management boards and the institutions under their respective supervision and management in assigning costs related to participation by a college or university in intercollegiate athletic programs.

HOUSE RESOLUTION NO. 134—

BY REPRESENTATIVE HUNTER

A RESOLUTION

To urge and request the Ouachita Parish School Board to comply fully with all provisions of the federal court order or orders applicable to the school system relative to student transfers and attendance.

HOUSE RESOLUTION NO. 135—

BY REPRESENTATIVES RICHMOND, GLOVER, AND L. JACKSON

A RESOLUTION

To recognize and congratulate Michael Hicks and Demessia Abner of Shreveport upon the occasion of their marriage on June 23, 2001.

HOUSE RESOLUTION NO. 136—

BY REPRESENTATIVES PITRE AND MCCALLUM

A RESOLUTION

To request the House Committee on Judiciary to study the implementation of the provisions of Senate Bill Nos. 364 and 365 of this 2001 Regular Session of the Legislature which authorize the modification of the fees charged by the clerks of court for filing and recording documents to determine if the revenue realized from those fees is reasonably related to the costs of performing the services for which those fees are charged and to study the feasibility of enacting a provision for the retention of any surplus revenue realized from those fees with the surplus, if any, to be used as the basis for adjustments in the amount of those fees.

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 15, 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. 29—

BY REPRESENTATIVES DIEZ AND FARRAR

AN ACT

To enact R.S. 44:4(29), relative to applicability of the laws relative to public records; to exempt public school students' names, addresses, and telephone numbers from such law; to provide exceptions; to provide for effectiveness; and to provide for related matters.

HOUSE BILL NO. 118 (Duplicate of Senate Bill No. 325)—

BY REPRESENTATIVES POWELL AND ANSARDI AND SENATORS

HAINKEL AND LENTINI

AN ACT

To enact R.S. 33:2213(O), relative to the fire and police civil service; to provide that the city of Kenner may establish work periods for police department employees; and to provide for related matters.

HOUSE BILL NO. 148—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 49:191(13) and to repeal R.S. 49:191(11)(c), relative to the Department of Public Service, including provisions to provide for the re-creation of the Department of Public Service 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. 196—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 37:2165(D) and to repeal R.S. 37:2172, relative to contractors; to provide relative to the membership of the Residential Building Contractors Subcommittee; to provide relative to exemptions; to repeal certain provisions relative to penalties; and to provide for related matters.

HOUSE BILL NO. 358—

BY REPRESENTATIVES TRICHE AND DOWNER

AN ACT

To amend and reenact R.S. 32:666(A)(introductory paragraph) and 667(B)(4), relative to traffic accidents; to require chemical tests to be given in certain traffic accidents; to require suspension of a driver's license in certain circumstances; and to provide for related matters.

HOUSE BILL NO. 429—

BY REPRESENTATIVE LANCASTER AND SENATOR ULLO

AN ACT

To enact R.S. 49:191(12)(j) and to repeal R.S. 49:191(11)(i), relative to the Department of Elections and Registration, including provisions to provide for the re-creation of the Department of Elections and Registration 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. 584—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 51:1822(G), relative to business opportunity sellers and agents; clarifies provisions relative to the bonding requirements as they apply to business opportunities; and to provide for related matters.

HOUSE BILL NO. 633—

BY REPRESENTATIVES MCMAINS AND ANSARDI

AN ACT

To amend and reenact Civil Code Articles 942, 946, 952, 965, 1416, 1575, 1577, 1593, and 1597 and to enact Civil Code Article 1610.1, relative to successions; to authorize persons to bring an action to declare a successor unworthy; to provide for the devolution of succession rights; to provide for probate or amendment of testaments; to provide for accretion upon renunciation in testate successions; to provide liability of universal successors to creditors; to provide for olographic testaments; to provide for loss, extinction, or destruction of property given; to provide for revocation of testamentary dispositions; and to provide for related matters.

HOUSE BILL NO. 634—

BY REPRESENTATIVES MCMAINS AND ANSARDI
AN ACT

To amend and reenact Civil Code Articles 1520 and 1521, relative to successions; to provide for prohibited substitutions; to provide for vulgar substitutions; to provide definitions; and to provide for related matters.

HOUSE BILL NO. 711—

BY REPRESENTATIVES CLARKSON AND DOWNER
AN ACT

To amend and reenact R.S. 36:109(E)(15) and R.S. 37:3391, 3392(9), 3394(A), (B)(1)(introductory paragraph), and (H), and 3406(B) and (D), relative to the Louisiana Real Estate Appraisers State Board of Certification; to remove the board from under the jurisdiction of the Louisiana Real Estate Commission; to revise the name of the board; to change the membership of the board; to revise the quorum requirements of the board; and to provide for related matters.

HOUSE BILL NO. 947—

BY REPRESENTATIVES BROOME, DURAND, ILES, SCHWEGMANN, AND WELCH
AN ACT

To amend and reenact R.S. 46:237, relative to the Grandparent Subsidy Program; to rename the program as the Kinship Care Subsidy Program; to expand the program to include aunts and uncles in addition to grandparents and step-grandparents; to allow families participating in the program up to a year in which to obtain legal custody or guardianship; and to provide for related matters.

HOUSE BILL NO. 979—

BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 46:236.3(E)(3), relative to income assignment orders; to require the payor to include the case number on any payments collected by the Department of Social Services; and to provide for related matters.

HOUSE BILL NO. 1602—

BY REPRESENTATIVE MCMAINS
AN ACT

To amend and reenact Children's Code Articles 1124(B) and (C), 1137(D), 1138(C) and (E), and 1139(A) and to enact Children's Code Article 1180(C) and R.S. 46:1402.1, relative to adoptions; to provide for service of notice of opposition to adoption; to provide for the presentation of evidence; to provide for the form of certain affidavits; to provide for the jurisdiction for adoption proceedings; to provide relative to conflict of interests; and to provide for related matters.

HOUSE BILL NO. 1725—

BY REPRESENTATIVES SNEED, FRITH, SCHWEGMANN, SCHNEIDER, AND DOWNER AND SENATOR DUPRE
AN ACT

To amend and reenact R.S. 14:72 and to enact R.S. 14:68.7, relative to offenses against property; to provide relative to forgery; to make certain acts relative to retail sales receipts or universal product code labels unlawful; to provide for criminal penalties; to provide for enhanced penalties in certain circumstances; and to provide for related matters.

HOUSE BILL NO. 1734—

BY REPRESENTATIVES ANSARDI AND HOLDEN AND SENATOR HINES
AN ACT

To enact Part VI-A of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2175, relative to comfort care for children; to provide for the establishment of a children's comfort care center pilot program; to require the Department of Health and Hospitals to develop standards for the

pilot program; to provide a termination date; and to provide for related matters.

HOUSE BILL NO. 1790—

BY REPRESENTATIVE HEATON
AN ACT

To amend and reenact R.S. 13:1381.5(A) and (B) and R.S. 22:1065.1(B)(1)(introductory paragraph) and (1)(a) and to enact R.S. 22:1065.1(B)(3), relative to court funds; to provide for the collection of certain bail bond premium fees and the allocation of such fees in Orleans Parish; and to provide for related matters.

HOUSE BILL NO. 495—

BY REPRESENTATIVES SCHNEIDER, JOHN SMITH, CURTIS, DEWITT, DOERGE, DOWNER, HUDSON, WALSWORTH, ALARIO, R. ALEXANDER, BRUCE, BRUNEAU, R. CARTER, CAZAYOUX, DAMICO, DARTEZ, DONELON, ERDEY, FARRAR, FLAVIN, FRITH, FRUGE, FUTRELL, GALLOWAY, GUILLORY, HAMMETT, HEATON, HOPKINS, HUNTER, L. JACKSON, M. JACKSON, KENNARD, KENNEY, MCCALLUM, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, MURRAY, NEVERS, ODINET, PINAC, PRATT, RIDDLE, ROMERO, SALTER, SCHWEGMANN, JACK SMITH, JANE SMITH, THOMPSON, TOWNSEND, TRICHE, WADDELL, WELCH, AND WRIGHT
AN ACT

To amend and reenact R.S. 11:1307(A) and R.S. 22:1419(A)(3), relative to the State Police Pension and Retirement System; to provide with respect to benefits, including but not limited to the benefit accrual rate used for calculation of benefits, the age, service, and date of employment criteria used for determining eligibility for benefits, and the use of funds derived from assessments against insurers for the payment of actuarial costs related to increasing the benefit accrual rate and survivor benefits; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 635—

BY REPRESENTATIVE MCVEA
AN ACT

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

HOUSE BILL NO. 715—

BY REPRESENTATIVE DIEZ
AN ACT

To amend and reenact R.S. 32:771(2), 773.1(A)(2)(m) and (n), and 773.2(D) and to enact R.S. 32:773.1(A)(2)(p) and 773.2(F), relative to used motor vehicle dealers; to provide relative to a new marine, motorcycle, or all-terrain vehicle dealer's area of responsibility; to provide for notices and hearings; and to provide for related matters.

HOUSE BILL NO. 1010—

BY REPRESENTATIVES THOMPSON, BAUDOIN, FRITH, PIERRE, JACK SMITH, AND TOWNSEND
AN ACT

To amend and reenact R.S. 30:142(E)(1)(a), relative to in-kind royalty natural gas sales; to provide for sales by the state mineral board to satisfy and meet bona fide human needs; to provide for the price for in-kind royalty natural gas for human needs; and to provide for related matters.

HOUSE BILL NO. 1046—

BY REPRESENTATIVES CLARKSON AND K. CARTER AND SENATOR IRONS
AN ACT

To amend and reenact R.S. 9:5625(G), relative to the prescriptive period applicable to actions involving zoning violations in historical preservation and landmark areas; to increase the prescriptive period to ten years; and to provide for related matters.

HOUSE BILL NO. 1232—

BY REPRESENTATIVE CLARKSON
AN ACT

To amend and reenact R.S. 37:3392(10), 3396(D) and (E), 3398(B), and 3408(B), relative to real estate appraisers; to provide for definitions; to revise provisions relative to the certification and examination of real estate appraisers; to provide for continuing education; and to provide for related matters.

HOUSE BILL NO. 1319—

BY REPRESENTATIVE BROOME
AN ACT

To amend and reenact R.S. 25:123(B), 124(B), and 124.1(C), relative to depositories for public documents; to provide relative to the duties of the recorder of state documents; to provide relative to state agency liaisons; to provide relative to the rules and regulation of state depositories; and to provide for related matters.

HOUSE BILL NO. 1478—

BY REPRESENTATIVE SALTER
AN ACT

To amend and reenact R.S. 46:2683(B)(introductory paragraph), relative to licensure of community-based service providers; to exempt councils on aging from fees associated with such licenses; and to provide for related matters.

HOUSE BILL NO. 1689—

BY REPRESENTATIVE LEBLANC
AN ACT

To enact R.S. 46:460.1, relative to submission of quarterly reports; to require the Department of Social Services to submit copies of federal quarterly reports; and to provide for related matters.

HOUSE BILL NO. 1703—

BY REPRESENTATIVE RICHMOND
AN ACT

To enact R.S. 21:4, relative to hotels and lodging houses; to authorize municipalities or city or parish governing authorities to prohibit the hourly rental of rooms; and to provide for related matters.

HOUSE BILL NO. 1742—

BY REPRESENTATIVE CLARKSON
AN ACT

To amend and reenact R.S. 37:1437(C)(2)(a) and (5)(a) and 1466(H), relative to the Louisiana Real Estate Commission; to provide with respect to licensure requirements for real estate brokers and salespersons; to provide for certain insurance coverage on certain licensees of the commission; and to provide for related matters.

HOUSE BILL NO. 1747—

BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 6:824(A)(1), relative to repayment of loans; to change the minimum grace period for repayment of a loan; and to provide for related matters.

HOUSE BILL NO. 1759—

BY REPRESENTATIVES LEBLANC, DEWITT, WINSTON, R. ALEXANDER, DOERGE, DURAND, GUILLORY, ILES, L. JACKSON, KATZ, MCCALLUM, PERKINS, SCHWEGMANN, SHAW, AND WELCH
AN ACT

To enact R.S. 46:460.3, relative to work activities under the Temporary Assistance for Needy Families programs; to specify that adult basic education and literacy training shall be considered vocational educational training; and to provide for related matters.

HOUSE BILL NO. 1896—

BY REPRESENTATIVE L. JACKSON
AN ACT

To amend and reenact R.S. 40:1300.161, 1300.162(B), and 1300.163(A), (B)(introductory paragraph) and (7), and (C) and to enact R.S. 40:1300.163(D) and (E), relative to hepatitis C; to state

legislative intent; to provide relative to protocols and guidelines for prevention, detection, diagnosis, and treatment; to provide for a program of training regarding treatment, detection, and prevention of the disease; to provide for voluntary testing; to provide for training for counselors; and to provide for related matters.

HOUSE BILL NO. 2006—

BY REPRESENTATIVE BAYLOR
AN ACT

To enact R.S. 40:1300.134(C) and (D), relative to FQHC reimbursement; to provide for payment methodologies; to provide for applicable dates; and to provide for related matters.

HOUSE BILL NO. 96—

BY REPRESENTATIVE BRUNEAU
AN ACT

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

HOUSE BILL NO. 258—

BY REPRESENTATIVE DURAND
AN ACT

To enact R.S. 47:463.83, relative to motor vehicles; to provide relative to license plates; to create the Charity School of Nursing prestige license plate; to provide for the issuance of such plate; to provide for the design and color of such plate; to provide relative to the fees for such plate, including a royalty fee for the use of the organizational design and logo on such plates; to designate the use of such royalty fees; to authorize the promulgation of rules and regulations; to require a contract relative to royalty fees; and to provide for related matters.

HOUSE BILL NO. 432—

BY REPRESENTATIVE MURRAY
AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for the creation of the Most Worshipful Prince Hall Grand Lodge F & AM organization prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to the fees for such plate, including a royalty fee for use of the organization's logo; to provide for the use of such fees; to require a contract relative to royalty fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

HOUSE BILL NO. 433—

BY REPRESENTATIVE MURRAY
AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for creation of the Esther Grand Chapter Order of Eastern Star- Prince Hall Affiliation prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to fees for such plate, including a royalty fee for use of the organization's logo; to provide for the use of such fees; to require a contract relative to royalty fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

HOUSE BILL NO. 446—

BY REPRESENTATIVE GARY SMITH
AN ACT

To enact R.S. 47:463.83 and R.S. 56:10(B)(11), relative to motor vehicle prestige license plates; to create the white tail deer prestige license plate; to provide for the issuance of such plate; to provide relative to the fees for such plate; to create a special account in the Conservation Fund and to provide for remittance of certain fees to

the account; to authorize the promulgation of rules and regulations; and to provide for related matters.

HOUSE BILL NO. 448—
BY REPRESENTATIVES JOHN SMITH AND ILES
AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for creation of the Kiwanis International prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to the fees for such plate; to authorize the promulgation of rules and regulations; and to provide for related matters.

HOUSE BILL NO. 598—
BY REPRESENTATIVES CROWE AND STRAIN
AN ACT

To amend and reenact R.S. 30:2180(D)(1) and R.S. 40:4(A)(2)(b) and to enact R.S. 30:2180(D)(2)(i), to require the Department of Environmental Quality to clean up spills or discharges of infectious wastes; to provide for recovery of the costs of cleanup; to provide for transportation of infectious medical wastes by transporters permitted by the Department of Health and Hospitals; and to provide for related matters.

HOUSE BILL NO. 629—
BY REPRESENTATIVE M. JACKSON
AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for creation of the Kappa Alpha Psi Fraternity, Incorporated prestige license plate; to provide for the issuance of such plate; to provide for the color and design of such plate; to provide relative to the fees for such plate; to provide for the creation of the "Kappa Kamp" fund within the state treasury; to provide for the deposit of certain monies into the fund; to provide for the use of such monies; to authorize the promulgation of rules and regulations; and to provide for related matters.

HOUSE BILL NO. 638—
BY REPRESENTATIVE RICHMOND
AN ACT

To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to create the Crescent City prestige license plate; to provide for the issuance of such plate; to provide for the design and color of such plate; to provide relative to the fees for such plates; to designate the use of such fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

HOUSE BILL NO. 865—
BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 37:1241(A)(17), relative to grounds for pharmacist sanctions by the Louisiana Board of Pharmacy; to limit the grounds for sanction to certain instances for selecting an equivalent drug product if the practitioner instructs otherwise; and to provide for related matters.

HOUSE BILL NO. 1024—
BY REPRESENTATIVE PINAC
AN ACT

To enact Chapter 4 of Code Title IX of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:3370 and 3371, relative to sale/lease-back commercial transactions; to provide for valid sale/lease-back transactions; to provide for applicability; to provide for definitions; and to provide for related matters.

HOUSE BILL NO. 1141—
BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 6:969.18(F), and R.S. 9:3512(4), 3514(A), and 3516(13), relative to motor vehicle sales finance; to provide for the disclosure of certain fees and charges; to revise certain terminology regarding motor vehicle credit transactions; to provide for definitions; and to provide for related matters.

HOUSE BILL NO. 1201—
BY REPRESENTATIVE WELCH
AN ACT

To amend and reenact R.S. 40:1095(A) and (B), relative to medical treatment; to authorize minors to consent to certain medical treatment under certain circumstances; and to provide for related matters.

HOUSE BILL NO. 1231—
BY REPRESENTATIVE PINAC
AN ACT

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

HOUSE BILL NO. 1485—
BY REPRESENTATIVES PINAC, BRUNEAU, AND MURRAY
AN ACT

To amend and reenact R.S. 36:4.1(B)(1), to enact Chapter 6-A of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:561 through 607, and to repeal Chapter 6 of Title 37 of the Louisiana Revised Statutes of 1950, comprised of R.S. 37:491 through 556, relative to cosmetology; to provide relative to definitions; to provide for the creation of the Louisiana Board of Cosmetology; to provide for the membership and powers and duties of the board; to provide for the conduct of board business; to provide for the compensation of board members; to prohibit certain information from being divulged; to provide for the "Cosmetologists' Board Fund"; to prohibit certain activities without a certificate of registration; to establish qualifications for teachers; to provide for continuing education for teachers; to provide for temporary and special permits; to establish an examination team and to provide for conducting examinations; to provide for inactive certificates and reactivations; to provide for certificates for managers; to provide for renewals of certificates; to provide for the registration and regulation of beauty shops; to prohibit the employment of certain persons at beauty shops; to provide for booth rental permits; to provide for the registration and regulation of cosmetology schools; to provide for the regulation of satellite classrooms; to require the display of certificates; to provide for records to be maintained; to provide for fees assessed; to provide for grounds for certain administrative actions by the board; to provide for fines assessed by inspectors; to provide for investigations; to provide for violations and penalties; to allow the board to institute actions for injunctions; to allow the board to petition for certain court orders; to provide for the review of board orders; and to provide for related matters.

HOUSE BILL NO. 1562—
BY REPRESENTATIVE DONELON
AN ACT

To enact R.S. 9:3576.24, relative to the Collection Agency Regulation Act; to provide for designation of records of a collection agency as "trade secrets"; to make the taking of a collection agency's business records a crime; to provide for a cause of action; and to provide for related matters.

HOUSE BILL NO. 1696—

BY REPRESENTATIVES PIERRE, FRITH, AND MCDONALD
AN ACT

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

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.

Recess

On motion of Rep. Bruneau, the Speaker declared the House at recess until 5:30 P.M.

After Recess

Speaker DeWitt called the House to order at 5:50 p.m.

ROLL CALL

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

PRESENT

Mr. Speaker	Glover	Perkins
Alexander, E	Green	Pierre
Alexander, R	Guillory	Pinac
Ansardi	Heaton	Pitre
Baldone	Hebert	Powell
Baudoin	Hill	Pratt
Baylor	Holden	Quezaire
Bowler	Hopkins	Richmond
Broome	Hudson	Riddle
Bruce	Hunter	Romero
Bruneau	Hutter	Salter
Carter, K	Jackson, L	Scalise
Carter, R	Jackson, M	Schneider
Cazayoux	Johns	Schwegmann
Clarkson	Katz	Shaw
Crane	Kennard	Smith, G.—56th
Crowe	Kenney	Smith, J.D.—50th
Curtis	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	Walsworth
Faucheux	Morrell	Welch
Frith	Morrish	Winston
Fruge	Murray	Wooton
Futrell	Nevers	Wright

Gallot
Total—98

Odinot

ABSENT

Alario
Damico
Flavin
Total—7

Hammett
Iles
Smith, J.H.—8th

Waddell

The Speaker announced there were 98 members present and a quorum.

Adjournment

On motion of Rep. Thompson, at 5:55 P.M., the House agreed to adjourn until Sunday, June 17, 2001, at 5:00 P.M.

The Speaker of the House declared the House adjourned until 5:00 P.M., Sunday, June 17, 2001.

ALFRED W. SPEER
Clerk of the House

