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

<table>
<thead>
<tr>
<th>Mr. Speaker</th>
<th>Gallot</th>
<th>Odinet</th>
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<td>Alario</td>
<td>Glover</td>
<td>Perkins</td>
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<td>Alexander, E</td>
<td>Green</td>
<td>Pierre</td>
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<td>Alexander, R</td>
<td>Guillory</td>
<td>Pinac</td>
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<td>Ansardi</td>
<td>Hammett</td>
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<td>Baldone</td>
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<td>Baudoin</td>
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<td>Baylor</td>
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<td>Bowler</td>
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<td>Broome</td>
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<td>Bruce</td>
<td>Hudson</td>
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<td>Bruneau</td>
<td>Hunter</td>
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<td>Carter, K</td>
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<td>Carter, R</td>
<td>Iles</td>
<td>Schneider</td>
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<td>Cazayoux</td>
<td>Jackson, L</td>
<td>Schwegmann</td>
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<td>Clarkson</td>
<td>Jackson, M</td>
<td>Shaw</td>
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<td>Crane</td>
<td>Johns</td>
<td>Smith, G.—56th</td>
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<td>Crowe</td>
<td>Katz</td>
<td>Smith, J.D.—50th</td>
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<td>Curtis</td>
<td>Kennard</td>
<td>Smith, J.H.—8th</td>
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<td>Damico</td>
<td>Kenney</td>
<td>Smith, J.R.—30th</td>
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<td>Daniel</td>
<td>LaFleur</td>
<td>Sneed</td>
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<td>Dartez</td>
<td>Lancaster</td>
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<td>Devillier</td>
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<td>Diez</td>
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<td>Doerge</td>
<td>Lucas</td>
<td>Thompson</td>
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<td>Donelon</td>
<td>Martini</td>
<td>Toomy</td>
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<td>Downer</td>
<td>Mccallum</td>
<td>Townsend</td>
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<td>Durand</td>
<td>McDonald</td>
<td>Triche</td>
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<tr>
<td>Erdey</td>
<td>McMains</td>
<td>Tucker</td>
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Total—105

ABSENT

<table>
<thead>
<tr>
<th>Farrar</th>
<th>McVea</th>
<th>Waddell</th>
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<tr>
<td>Faucheux</td>
<td>Montgomery</td>
<td>Walsworth</td>
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<td>Flavin</td>
<td>Morrell</td>
<td>Welch</td>
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<td>Frith</td>
<td>Morrish</td>
<td>Winston</td>
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<td>Fruge</td>
<td>Murray</td>
<td>Wooton</td>
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<tr>
<td>Futrell</td>
<td>Nevers</td>
<td>Wright</td>
</tr>
</tbody>
</table>

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 HANKEL AND BABBHAM*

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.

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
A JOINT RESOLUTION
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.
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.


ROLL CALL

The roll was called with the following result:

YEAS

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

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

Total—74

ABSENT

Clarkson Glover Smith, J.R.—30th
Devillier LaFleur Toomy
Farrar Shaw

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

Alexander, E Green Pinac
Alexander, R Heaton Pitre
Ansardi Hill Powell
Baldoine Holden Pratt
Baudoin Hudson Richmond
Bowler Hunter Riddle
Broome Iles Romero
Bruce Jackson, L Salter
Bruneau Jackson, M Schwemmang
Cazayoux Katz Shaw
Clarkson Kenney Smith, G.—56th
Crane LaFleur Smith, J.H.—8th
Crowe Lancaster Smith, J.R.—30th
Curtis Lucas Sned
Damico Martiny Stely
Daniel McCallum Strain
Devillier McDonald Swilling
Doerge McManis Thompson
Donelon McVea Triche
Erdey Morrell Waddell
Farrar Morrish Walsworth
Faucieux Murray Welch

Total—74
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.

(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.

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. 4
§1081. Defenses

Defenses.

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

   (a) by the injured employee’s deliberate failure to use an adequate
       guard or protection against accident provided for him; or

   (b) 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:

§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.

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.

§1310.1. 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 McCullum 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 Guilory Odinet
Baudoin Holden Pratt
Baylor Hunter Quezaire
Broome Iles Richmond
Carter, K Jackson, L Romer
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 Perkins
Alario Gallot Pierre
Alexander, E Green Pitre
Alexander, R Guilory Powell
Ansardi Hammett Powell
Baldone Heaton Pratt
Baudoin Hebert Quezaire
Baylor Hill Richmond
Bowler Holden Riddle
Broome Hopkins Romer
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 Kenney Smith, J.H.—8th
Damico LaFleur Sneed
Daniel Lancaster Stelly
Dartez Landrieu Strain
Devillier LeBlanc Swilling
Diez Lucas Thompson
Doerge Martiny Toomy
Donelon McDonald Triche
Downer McDonald Townsend
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
Glover Johns Pinac
Total—3

The Chair declared the above bill was finally passed.

Rep. Trice 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 "and to repeal R.S. 11:2218.1, 2254.1, and 2269,"

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 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 service 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, 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.

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 "R.S. 11:2257(H)" delete the comma ",," and insert "repeal R.S. 11:2257(H), 2254.1, 2269, and any combination of those provisions,"

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. 11:2257(3), 103(C)(2)(b)(i), 2257(H), and 2259(A) are"
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
Crum Katz Smith, G—56th
Crowe Kennard Smith, J.D.—50th
Curtis Kenney Smith, J.H.—8th
Damico LaFleur Smith, J.R.—30th
Daniel Lancaster Snoed
Dartez Landrieu Stelly
Devillier LeBlanc Strain
Diez Lucas Swilling
Doerge Martiny Thompson
Donelon McCallum Toomy
Downer McDonald Townsend
Durand McMais Triche
Erdey McVea Waddell
Farrar Montgomery Walsworth
Faucheux Morrell Welch
Frith Morrish Winston
Frugue 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 SENATORS 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  
Alexander, R  
Ansardi  
Baldone  
Baudoin  
Baylor  
Bowler  
Broome  
Bruce  
Cazayoux  
Clarkson  
Crane  
Crowe  
Curtis  
Damico  
Daniel  
Dartez  
Diez  
Donelon  
Downer  
Durand  
Farrar  
Faucheux  
Flavin  
Fruge  

Total—78

NAYS

Alario  
Erdey  
Hammett  

Total—7

ABSENT

Mr. Speaker  
Bruneau  
Carter, K  
Carter, R  
Devillier  
Doerge  
Glover  

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  
Alario  
Alexander, E  
Alexander, R  
Ansardi  
Baldone  
Baudoin  
Baylor  
Bowler  
Broome  
Bruce  
Cazayoux  
Clarkson  
Crane  
Crowe  
Curtis  
Damico  
Daniel  
Dartez  
Diez  
Donelon  
Downer  
Durand  
Farrar  
Faucheux  
Flavin  
Fruge  

Total—78

Alario  
Erdey  
Hammett  

Total—7

Mr. Speaker  
Bruneau  
Carter, K  
Carter, R  
Devillier  
Doerge  
Glover  

Total—20

The Chair declared the above bill was finally passed.
Erdey               McVea                  Walsworth
Farrar              Montgomery             Welch
Fauchex             Morrell                Winston
Flavin              Morrish                Wooton
Frith               Murray                 Wright
Fruge               Nevers                 ODinet
Futrell             Odinet
Total—103

Total—0

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.

SENNATE BILL NO. 1045—
BY SENATOR BOISSIERE

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) 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:

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<td>Alexander, E</td>
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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:

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<td>Cazayoux</td>
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<td>Smith, G.—56th</td>
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</tbody>
</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  Hummert  Powell
Ansardi  Heaton  Pratt
Baldone  Hebert  Quezaire
Baudoin  Hill  Richmond
Baylor  Holden  Kiddie
Broome  Hopkins  Romero
Bruce  Hudson  Salter
Bruneau  Hunter  Scalese
Carter, K  Hutter  Schneider
Carter, R  Iles  Schwegmann
Cazayoux  Jackson, L  Shaw
Clarkson  Jackson, M  Smith, G.—56th
Crane  Johns  Smith, J.D.—8th
Crowe  Katz  Smith, J.R.—30th
Damico  Kennard  Sneed
Daniel  Kenney  Stelly
Dartez  LaFleur  Strain
Devillier  Lancaster  Swilling
Diez  Landrieu  Thompson
Doerge  LeBlanc  Toomy
Donelon  Martiny  Townsend
Downer  McCullum  Triche
Durand  McDonald  Tucker
Erdey  MCSains  Waddell
Farrar  McVea  Walsworth
Faucheux  Montgomery  Welch
Flavin  Morrill  Winston
Frith  Morris  Wooton
Fruge  Nevers  Wright
Futrell  Odinet  Wright
Gallot  Perkins  Wright
Total—100

NAYS

Total—99

MISSING

Bowler  Lancaster  Total—2

ABSENT

Doerge  Lucas  Total—4
Flavin  Pierre

The Chair declared the above bill was finally passed.

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 9, 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:

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<thead>
<tr>
<th>YEAS</th>
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<tbody>
<tr>
<td>Mr. Speaker</td>
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<td>Alario</td>
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<td>Alexander, E</td>
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<tr>
<td>Total—104</td>
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<tr>
<td>NAYS</td>
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<tr>
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</tr>
<tr>
<td>Swilling</td>
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<tr>
<td>Total—1</td>
</tr>
</tbody>
</table>

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**

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:

<table>
<thead>
<tr>
<th>YEAS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
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<tr>
<td>Alario</td>
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<td>Alexander, E</td>
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<td>Alexander, R</td>
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<td>Ansardi</td>
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<td>Carter, R</td>
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</tr>
<tr>
<td>Total—1</td>
</tr>
</tbody>
</table>

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**

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:

<table>
<thead>
<tr>
<th>YEAS</th>
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</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
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<td>Jackson, L</td>
<td>Shewgmann</td>
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<td>Jackson, M</td>
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<td>Johns</td>
<td>Smith, J.D.—50th</td>
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<td>Kennard</td>
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</table>

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

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 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 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:
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:

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<th>YEAS</th>
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<tbody>
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<td>Riddle</td>
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<td>Salter</td>
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<td>Smith, G.—56th</td>
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<td>Landrieu</td>
<td>Smith, J.R.—30th</td>
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<tr>
<td>Mr. Speaker</td>
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<td>Shaw</td>
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<tr>
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<td>Johns</td>
<td>Stelly</td>
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<tr>
<td>Donel on</td>
<td>LaFleur</td>
<td>Toomy</td>
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<tr>
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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:

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<thead>
<tr>
<th>YEAS</th>
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</thead>
<tbody>
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</table>
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
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 center to retain excess revenues; to delete provisions requiring a memorandum of understanding between the health care services division and the Department of Health and Hospitals; to delete restrictions on Medicaid collections by the division; and to provide for related matters.

Read by title.

Rep. Hammett moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Futrell
Alario Gallot Perkins
Alexander, E Glover Perkins
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 Snead
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 Walsworh
Erdley McDonald Welch
Farrar McMains Winston
Faucheux McVea Wooton
Flavin Montgomery Wright
Frith Murray
Frugé Nevers
Total—100

NAYS

Schneider
Total—1

ABSENT

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

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 12, 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:

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<tr>
<th>YEAS</th>
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<td>Mr. Speaker Gallot Odinet Perkins</td>
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| 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:

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<th>YEAS</th>
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<td>Mr. Speaker Gallot Perkins</td>
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</table>
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
Alario Glover
Alexander, E Perkins
Alexander, R Pierre
Ansardi Hammett
Baldone Heaton
Baudoin Hebert
Baylor Hill
Bowler Holden
Broome Hopkins
Bruce Hudson
Bruneau Hunter
Carter, K Salter
Carter, R Scalese
Carayoux Jackson, L Schneider
Clarkson Jackson, M Schwwegmann
Crane Johns
Crowe Katz
Curtis Kenward
Damico Kenney
Daniel LaFleur
Durant Lancaster
Devillier Landrieu
Diez LeBlanc
Doerge Lucas
Donelon Martin
Downer McCallum
Durand McDonald
Erdey McMains
Farrar McVeal
Faucheux Montgomery
Flavin Morrell
Frith Murray
Frugé

NAYS
Futrell
Nevers
Wright

Total—105
NAYS
Total—0
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)(c), (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
Alario Green
Alexander, E Guillory
Alexander, R Hammett
Ansardi Heaton
Baldone Hebert
Baudoin Hill
Baylor Hill
Broome Hopkins
Bruce Hudson
Bruneau Hunter
Carter, K Salter
Carter, R Scalese
Carayoux Jackson, L Schwwegmann
Clarkson Jackson, M
Crane Johns
Crowe Katz
Curtis Kenward
Damico Kenney
Daniel LaFleur
Durant Lancaster
Devillier Landrieu
Diez LeBlanc
Doerge Lucas
Donelon Martin
Downer McCallum
Durand McDonald
Erdey McMains
Farrar McVeal
Faucheux Montgomery
Flavin Morrell
Frith Murray
Frugé

NAYS
Futrell
Nevers
Wright

Total—105
NAYS
Total—0
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. 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

NAYS

ABSENT

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 Odinet
Alario Glover Perkins
Alexander, E Green Pierre
Alexander, R Guillory Pinnac
Ansardi Hammett Pitre
Baldone Heaton Powell
Baudoin Hebert Pratt
Baylor Hill Quezaire
Bowler Holden Richmond
Broome Hopkins Riddle
Bruce Hudson Romero
Bruneau Hunter Saltier
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.—40th
Damico Kenney Smith, J.R.—30th
Daniel LaFleur Sneed
Dartez Lancaster Shelly
Devillier Landrieu Strain
Diez LeBlanc Swilling
Doerge Lucas Thompson
Donelon Martiny Toomy
Downer McCullum 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 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.


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 Morell
Baldone Green Murray
Baudoin Guillory Nevers
Baylor Hammitt 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 McCulumb Welch
Faucheux McDonald

Total—80

NAYS
Alexander, E Odinet Tucker
Dartez Powell Walsworth
Devillier Scalise Winston
Fruge Smith, G.—56th Wooton
Glover Smith, J.D.—50th Wright
Hutter Smith, J.R.—30th Toomy

Total—19

ABSENT
Curtis Morrish Stelly

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 CHAISON

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.

Amendments proposed by Representative Fruge to Reengrossed Senate Bill No. 1026 by Senator Chaissen

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.

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

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. Fruege sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Fruege 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"
"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 Odinet
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 LeFleur Strain
Dartez Lancaster Thompson
Devillier Lucas Townsend
Diez Martiny Triche
Doerge McCullum Tucker
Downer McDonald Waddell
Durand Mains Walsworth
Erdey Morrell Welch
Farrar Nevers Winston
Faucheux Perkins Wooton
Flavin Pierre Wright
Frith 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 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         Odinet
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
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:

<table>
<thead>
<tr>
<th>YEAS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker Glover Perkins</td>
</tr>
<tr>
<td>Alario Green Pierre</td>
</tr>
<tr>
<td>Crane Kenney Smith, J.H.—8th Sneed</td>
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<td>Crowe Kenney Smith, J.R.—30th</td>
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<td>Curtis LaFleur Sneed</td>
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<td>Daniel Landrieu Strain</td>
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<tr>
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<td>Donelon Martiny Townsend</td>
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<td>Bruneau Hutter Scalsie</td>
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<td>Crane Katz Smith, J.D.—50th</td>
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<td>Damico Kenney Smith, J.H.—8th</td>
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<td>Daniel Lancaster Sneed</td>
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<td>Dartez Landrieu Stelly</td>
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<td>Devillier LeBlanc Swilling</td>
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<td>Donelon McCallum Toomy</td>
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<td>Downer McDonald Townsend</td>
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<tr>
<td>Gallot Odinet Wright</td>
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<td>Futrell Hudson Waddell</td>
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<td>Total—9</td>
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</table>

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 Galot Odet
Alario Glover Perkins
Alexander, E Green Pierre
Alexander, R Hammett Pinac
Ansardi Heaton Powell
Baldone Hebert Pratte
Bayor Hill Quezaire
Bowler Holden Richmond
Browne Hopkins Riddle
Bruce Hudson Romer
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 Strain
Devillier Landrieu Stelly
Diez LeBlanc Swilling
Doerge Lucas Thompson
Donelon Martiny Toomy
Downer McCallum Townsend
Durand McDonald Triche
Erdey McMauns Tucker
Farrar McVeas Waddell
Fauveaux 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 Galot Odet
Alario Glover Perkins
Alexander, E Green Pierre
Alexander, R Hammett Pinac
Ansardi Heaton Powell
Baldone Hebert Pratte
Bayor Hill Quezaire
Bowler Holden Richmond
Browne Hopkins Riddle
Bruce Hudson Romer
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 Strain
Devillier Landrieu Stelly
Diez LeBlanc Swilling
Doerge Lucas Thompson
Donelon Martiny Toomy
Downer McCallum Townsend
Durand McDonald Triche
Erdey McMauns Tucker
Farrar McVeas Waddell
Fauveaux 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.
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
Alario
Alexander, E
Alexander, R
Anansidi
Baldone
Baudoin
Baylor
Bowler
Broome
Bruce
Bruneau
Carter, K
Carter, R
Cazenayoux
Clarkson
Crane
Crowe
Glover
Green
Guillory
Hammett
Heaton
Hebert
Hill
Holden
Hopper
Hudson
Hunter
Hutter
Jackson, L
Jackson, M
Katz
Kennard
Pierre
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

NAYS

ABSENT

Carter, K
Curtis, K
Gallot
Futrell
Gallot
Odinet
Futrell
Perkins
Curtis
Lancaster
Winston
Futrell
Perkins

Total—103

Total—0

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
Alario
Alexander, E
Alexander, R
Anansidi
Clarkson
Crane
Crowe
Glover
Green
Guillory
Hammett
Heaton
Hebert
Pierre
Pinac
Pitre
Pratt
Quezaire

NAYS

ABSENT

Carter, K
Carter, R
Cazenayoux
Crane
Crowe

Total—100

Total—0

2702
On page 3, line 1, after "hundred" to "thousand"

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  
Brower  
Hopkins  
Romero  
Bruce  
Hutter  
Scalie  
Browne  
Iles  
Schneider  
Carter, K  
Jackson, L  
Schwegmann  
Carter, R  
Jackson, M  
Shaw  
Cazayoux  
Jackson, M  
Smith, G.—56th  
Clarkson  
Katz  
Smith, J.D.—50th  
Crowe  
Kennard  
Smith, J.R.—8th  
Curtis  
Kennedy  
Smith, J.R.—30th  
Damico  
LaFleur  
Snead

NAYS

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  
Brower Hopkins Romero  
Bruce Hutter Scalie  
Browne Iles Schneider  
Carter, K Jackson, L Schwegmann  
Carter, R Jackson, M Shaw  
Cazayoux Jackson, M Smith, G.—56th  
Clarkson Katz Smith, J.D.—50th  
Crowe Kennard Smith, J.R.—8th  
Curtis Kennedy Smith, J.R.—30th  
Damico LaFleur Snead

Total—97

Total—0

ABSENT

Baldone Hutter Schneider  
Fruge Morrell Walsworth  
Galliot 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"
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, Pire
Ansardi: Hammett, Powell

**NAYS**

Baldone: Heaton, Pratt
Baudoin: Hebert, Quezaire
Bayor: Holden, Richmond
Bowler: Hopkins, Riddle
Broome: Hudson, Romero
Bruce: Hunter, Salter
Bruneau: Hutter, Scalise
Carter, K: Jackson, L
Carter, R: Jackson, M
Cazayoux: Johns, Shaw
Clarkson: Katz, Smith, G—56th
Cran: 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: McCullum, Toomy
Downer: McDonald, Triche
Durand: McMain, Tucker
Erdey: McVea, Waddell
Farrar: Montgomery, Walsworth
Fauchaux: Morrell, Welch
Flavin: Morrise, Winston
Frith: Murray, Wooton
Fruge: Nevers, Wright
Futrell: Odinet, Wright

Total—102

**ABSENT**

Doerge: Hill, Iles

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. 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 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. 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

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<th>Members Present</th>
<th>Votes</th>
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<tr>
<td>Mr. Speaker</td>
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<td>Clarkson</td>
<td>Kennard Smith, J.R.—30th</td>
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<td>Curtis</td>
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NAYS

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<td>Carter, R</td>
<td>Jackson, L Shaw</td>
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<td>Johns Smith, J.D.—50th</td>
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ABSENT

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<td>Landrie</td>
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<td>Total—5</td>
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</tr>
</tbody>
</table>

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

<table>
<thead>
<tr>
<th>Members Present</th>
<th>Votes</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Gallot Perkins</td>
</tr>
<tr>
<td>Alario</td>
<td>Glover Piac</td>
</tr>
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NAYS

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ABSENT

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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:

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</table>

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:

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<tr>
<td>Broome</td>
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</table>
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. 11:2214(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 Quezaire
Baylor Holden Richmond
Bowler Hopkins Riddle
Broome Hudson Romero
Bruce Hunter Salter
Bruno Hutter Scalise
Carter, R Iles Schneider
Cayzavoux 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
Dorger Lucas Swilling
Downer McCallum Toomy
Durand McDonald Townsend
Erede McMeans Triche
Farrar McVea Tucker
Faucheur Montgomery Waddell
Flavin Morrell Walsworth
Frith Morrish Welch
Fruge Murray Winston
Futrell Nevers Wooton
Gallot Odinet 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 ", ."

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
Alario                               Gallot
Alexander, E                         Glover
Alexander, R                         Green
Ansardi                              Guillory
Baldone                              Hammett
Baudoin                              Heaton
Baylor                               Hebert
Bowler                               Hill
Broome                               Holden
Bruce                                Hopkins
Bruneau                              Hudson
Carter, K                            Hunter
Carter, R                            Hunter
Casazayoux                           Iles
Clarkson                             Jackson, L
Crane                                Johns
Crowe                                Katz
Curtis                               Kennard
Demico                               Kenney
Daniel                               LaFleur
Dartez                                Lancaster
Devillier                             Landrieu
Diez                                  LeBlanc
Doerge                                Lucas
Donelon                               Martiny
Dowler                               McCallum
Durand                                McDonald
Erdey                                 McMains
Farrar                                McVea
Faucheaux                             Montgomery
Flavin                                Morrell
Frith                                 Morris
Fruge                                 Murray

Total—102

NAYS

Perkins                              Schneider

Total—2

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
Alario                               Glover
Alexander, E                         Green
Alexander, R                         Guillory
Ansardi                              Hammert
Baldone                              Heaton
Baudoin                              Hebert
Baylor                               Hill
Broome                               Holden
Bruce                                Hopkins
Bruneau                              Hudson
Carter, K                            Hunter
Carter, R                            Hunter
Casazayoux                           Iles
Clarkson                             Jackson, L
Crane                                Johns
Crowe                                Katz
Curtis                               Kennard
Demico                               Kenney
Daniel                               LaFleur
Dartez                                Lancaster
Devillier                             Landrieu
Diez                                  LeBlanc
Doerge                                Lucas
Donelon                               Martiny
Dowler                               McCallum
Durand                                McDonald
Erdey                                 McMains
Farrar                                McVea
Faucheaux                             Montgomery
Flavin                                Morrell
Frith                                 Morris
Fruge                                 Murray

Total—102

NAYS

Perkins                              Schneider

Total—2

ABSENT

Jackson, M

Total—1

The amendments proposed by the Senate were concurred in by the House.
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  Odinet
Alario  Green  Perkins
Alexander, E  Hammett  Pinac
Alexander, R  Heaton  Pitre
Ansardi  Hebert  Powell
Baldone  Hill  Pratt
Baudoin  Holden  Quezaire

NAYS

Total—105

Total—0

ABSENT

Total—0

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         Richardson
Bowler            Holden       Riddle
Broome            Hopkins      Romero
Bruce             Hudson       Salter
Brouneau          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      Strain
Daniel            Lancaster    Swilling
Dartez            Landrieu     Thompson
Devillier         LeBlanc      Toomy
Diez              Lucas        Townend
Doerge            Martiny      Triche
Donelon           McCallum     Tucker
Downer            McDonald     Waddell
Durand            McMains      Welsh
Erdey             McVea        Walsworth
Farrar            Morrell      Winchester
Faucheux          Morish       Wooton
Flavin            Murray       Wright
Frisch            Nevers       Wright
Frugé             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         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.D.—50th
Damico            Kenney       Smith, J.H.—8th
Daniel            LaFleur      Smith, J.R.—30th
Dartez            Lancaster     Sneed
Devillier         Landrieu     Stelly
Diez              Lucas        Strain
Doerge            Martiny      Swilling
Donelon           McCallum     Thompson
Downer            McDonald     Toomy
Durand            McMains      Townsend
Erdey             McVea        Triche
Farrar            Morrell      Tucker
Faucheux          Morish       Waddell
Flavin            Murray       Welsh
Frisch            Nevers       Walsworth
Frugé             Odinet       Wooton
Gallot            Pere

Total—98

NAYS
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 impatient" 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
or more by weight based upon grams of alcohol per one hundred cubic centimeters of blood.

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 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. (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 whenever any of the following conditions exists:

1. 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.
2. 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, to a degree that renders the person incapable of safely driving.

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

D. (c) The operator is under the influence of any controlled dangerous substance or a drug or drugs obtainable without a prescription.

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

F. (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.

G. (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.

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

4. 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:

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

C. (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.

D. (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.

E. (d) The offender 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, to a degree that renders the person incapable of safely driving.

F. (e) The offender 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.

G. (f) The offender 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.

H. (g) The offender is under the influence of any other drug or drugs, whether or not a controlled dangerous substance or a drug or drugs obtainable without a prescription.

I. (h) The offender is under the influence of any other drug or drugs, whether or not a controlled dangerous substance or a drug or drugs obtainable without a prescription.

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

(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.

(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 0.08 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.H.—8th
Crowe Kenney Smith, J.R.—30th
Curtis LaFleur Sneed
Damico Lancaster Stelly
Daniel Landrieu Swilling
Dartez LeBlanc Thompson
Devillier Lucas Townsend
Diez Martiny Treci
Doerge McCallum Tucker
Donelon McDonald Waddell
Downer McMains Walworth
Durand McVea Welch
Farrar Montgomery Winston
Faucheux Morrell
Flavin Morrish

TOTAL—103

NAYS

Frige Murray Wooton
Futrell Nevers Wright
Gallot Odinet
Glover Perkins

TOTAL—0

ABSENT

Erdey Frith

TOTAL—2

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 670—

AN ACT
To amend and re enact 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 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 Pierre
Alexander, R Hammett Pite
Ansardi Heaton Powell
Baldone Hebert Pratt
The roll was called with the following result:

**YEAS**

Mr. Speaker
Alario
Alexander, E
Alexander, R
Ansardi
Baldone
Baudoin
Baylor
Bowe
Broome
Bruce
Bruneau
Carter, K
Carter, R
Cayayo
Clarkson
Crane
Crowe
Curtis
Damico
Daniel
Dartez
Devillier
Doerge
Donelon
Downer
Durand
Erdey
Farrar
Faucheux
Flavin
Frisch
Fruge
Futrell
Gallot

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.

**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          Odinet
Alario         Glover         Perkins
Alexander, E   Green          Pierre
Alexander, R   Guillory       Pinac
Ansardi        Hammett        Pitre
Baldone        Heaton         Powell
Boudoin        Hebert         Pratt
Bayor          Hill            Quezaire
Bowler         Holden         Richmond
Broome         Hopkins        Riddle
Bruce          Hudson         Romero
Brouneau       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       Stepy
Devillier      LeBlanc        Swilling
Doerge         Lucas          Thompson
Donelon        Martiny        Toomy
Downer         McCallum       Townsend
Durand         McDonald       Triche
Erdey          McManus        Tucker
Farrar         Mceva          Waddell
Fauchex        Montgomery     Walsworth
Flavin         Morrell        Welch
Frith          Morrise        Winston
Frige          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 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.

2717
ROLL CALL

The roll was called with the following result:

YEAS

Alario
Alexander, E
Ansardi
Baldone
Baudoin
Baylorr
Brower
Broome
Bruce
Bruneau
Carter, R
Carayoux
Clarkson
Crane
Crowe
Donelon
Downer
Durand
Erdey
Farrar
Fauchox
Frith
Fruge
Futrell
Galloat
Glover
Green
Total—100

NAYS

Total—0

ABSENT

Mr. Speaker
Alexander, R
Total—5

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

HOUSE BILL NO. 895—
BY REPRESENTATIVE CAZAYOUX

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
Alario
Alexander, E
Alexander, R
Ansardi
Baldone
Baudoin
Baylorr
Brower
Broome
Bruce
Bruneau
Carter, K
Carter, R
Carayoux
Clarkson
Crane
Crowe
Donelon
Downer
Durand
Erdey
Farrar
Fauchox
Frith
Fruge
Futrell
Galloat
Glover
Green
Total—100

NAYS

Total—0

ABSENT

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

Clarkson  Jackson, M  Schwegmann
Crane  Johns  Shaw
Curtis  Katz  Smith, G.—56th
Damicco  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  McMain  Tucker
Faucieux  McVeA  Waddell
Flavin  Montgomery  Walsworth
Fricht  Morrell  Welch
Fruge  Morris  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

Mr. Speaker Gallot Odinet
Alario Glover Perkins
Alexander, E Green Pierre
Alexander, R Guillory Pinac
Ansardi Heaton Pitre
Baldone Hebert Powell
Baudoin Hill Pratt
Bayor Holden Quezaire
Bowler Hopkins Richmond
Broome Hudson Riddle
Bruce Hunter Romero
Bruneau Hutter Saller
Carter, K Iles Scalise
Carter, R Jackson, L Schneider
Cazayoux Jackson, M Schwegmann
Clarkson Johns Shaw
Crane 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
Downer McCallum Toomy
Durand McDonald Townsend
Erdey McMaine Triche
Farrar McVea Tucker
Fauchex Montgomery Waddell
Flavin Morrell Walsworth
Frisch Morrish Welch
Fruge Murray Winston
Futrell Nevers Wright
Total—102

NAYS

Total—0

ABSENT

Crowe Hammett Wooton
Total—3

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

Mr. Speaker Futrell Nevers
Alario Gallot Odinet
Alexander, E Glover Perkins
Alexander, R Green Pierre
Ansardi Guillory Pinac
Baldone Hebert Powell
Baudoin Hill Pratt
Bayor Holden Quezaire
Bowler Hopkins Richmond
Broome Hudson Riddle
Bruce Hunter Romero
Bruneau Hutter Saller
Carter, K Iles Scalise
Carter, R Jackson, L Schneider
Cazayoux Jackson, M Schwegmann
Clarkson Johns Shaw
Crane 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
Downer McCallum Toomy
Durand McDonald Townsend
Erdey McMaine Triche
Farrar McVea Tucker
Fauchex Montgomery Waddell
Flavin Morrell Walsworth
Frisch Morrish Welch
Fruge Murray Winston
Futrell Nevers Wright
Total—102

NAYS

Total—0

ABSENT

Crowe Hammett Wooton
Total—3

The amendments proposed by the Senate were rejected. Conference committee appointment pending.
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 in which 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 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 Sned
Davila McCallum Toomy
Donelon McDonald Townsend
Durand McMains Triche
Erdey McVea Tucker
Farrar Montgomery Waddell
Fauchus Montgomery Walsworth
Flavin Morrell Welch
Frith Morrish Winston
Fruge Murray Wooton
Futrell Nevers Wright
Gallot Odetin
Glover Perkins
Total—100

NAYS

Total—0

ABSENT

Carter, K Downer Romero
Crowe Lancaster

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.

SENEATE 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 Salter
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 Sned
Daniel LaFleur Toomy
Dartez Landrieu Strain
Devillier LeBlanc Swilling
Diez Lucas Thompson
Doerge Martiny Toomy
Donelon McDonald Townsend
Durand McMains Triche
Erdey McVea Tucker
Farrar Montgomery Waddell
Fauchus Montgomery Walsworth
Flavin Morrell Welch
Frith Morrish Winston
Fruge Murray Wooton
Futrell Nevers Wright
Gallot Odetin
Glover Perkins
Total—100

NAYS

Total—0

ABSENT

Carter, K Downer Romero
Crowe Lancaster

The amendments proposed by the Senate were rejected.
The roll was called with the following result:

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<th>YEAS</th>
<th>NAYS</th>
<th>ABSENT</th>
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<tr>
<td>Total—5</td>
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</tbody>
</table>

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>
<thead>
<tr>
<th>Mr. Speaker</th>
<th>Futrell</th>
<th>Nevers</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alario</td>
<td>Gallot</td>
<td>Odinet</td>
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<tr>
<td>Alexander, E</td>
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<td>Perkins</td>
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<td>Curtis</td>
<td>Katz</td>
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<td>Kennard</td>
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<td>Erdey</td>
<td>McMains</td>
<td>Tucker</td>
</tr>
</tbody>
</table>

NAYS

| Total—102 |

Total—0

ABSENT

| Lucas | Smith, G.—56th | Waddell |
| Total—3 |

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)"
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) (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 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 by nominations submitted from 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  Pierre
Alexandar, E  Pinac
Alexander, R  Pitre
Ansardi  Powell
Baldone  Pratt
Baudoin  Quezaire
Bayor  Richard
Bowler  Riddle
Broome  Romero
Bruce  Salter
Bruce  Scalise
Carter, R  Schneider
Cazayoux  Schwegmann
Clarkson  Shaw
Crane  Smith, G.—56th
Crowe  Smith, J.D.—50th
Curtis  Smith, J.H.—8th
Damico  Snoed
Daniel  Stelly
Daritez  Strain
Devillier  Swilling
Diez  Thompson
Doerge  Toomy
Donelion  Townsend
Downer  Triche
Durand  Tucker
Erdley  Waddell
Farrar  Walsworth
Fauchoux  Welch
Flavin  Winston
Frith  Wooton
Fruge  Wright
Gallot  Odinet

Total—103

NAYS

Carver, 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—

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  Pinac
Alario  Glover  Pire
Alexander, E  Green  Pire
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  Wadell
Erdey  McVea  Walsworth
Farrar  Montgomery  Welch
Faucheux  Morrell  Winston
Flavin  Murray  Wooton
Frisch  Nevers  Wright
Fruge  Odinet  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  Pire
Ansardi  Heaton  Powell
Baldone  Hebert  Pratt
Baudoin  Hill  Quezaire
Baylor  Holden  Richmond
Bowler  Hopkins  Riddle
Broome  Hudson  Romero
Bruce  Hunter  Salter
Bruneau  Hutter  Schneider
Carter, K  Jackson, L  Schwegmann
Carter, R  Jackson, M  Shaw
Cazayoux  Johns  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  Wadell
Erdey  McVea  Walsworth
Farrar  Montgomery  Welch
Faucheux  Morrell  Winston
Flavin  Murray  Wooton
Frisch  Nevers  Wright
Fruge  Odinet  Perkins
Total—103

ABSENT

Hill  Morrish
Total—2

The amendments proposed by the Senate were concurred in by the House.
AMENDMENT NO. 1

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

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 1398 by Representative Clarkson

AMENDMENT NO. 2
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

Mr. Speaker            Futrell           Odinet
Alario                  Gallot            Perkins
Alexander, E            Green             Pierre
Alexander, R            Guillory          Pinac
Ansardi                 Hammett           Powell
Baldone                 Heaton            Pratt
Baudoin                 Hebert            Quezaire
Bower                   Hill              Richmond
Broome                  Holden            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
Damicco                 Kenney            Smith, J.R.—30th
Daniel                  LaFleur           Sneed
Dartez                  Lancaster         Stelly
Devillier               Landrieu          Strain
Diez                    LeBlanc           Thompson
Doerge                  Lucas             Toomy
Donelon                 Martiny           Townsend
Downer                  McCallum         Triche
Durand                  McDonald          Tucker
Erdey                   McMains           Waddell
Farar                   McVea            Winston
Faucoucheux             Montgomery        Wooton
Flavin                  Morrish          Wright
Frith                   Murray           
Fruge                   Nevers
Total—97

NAYS

Baylor                  Morrell           Welch
Hopkins                 Walsworth
Total—5

ABSENT

Glover                  Pitre             Swilling
Total—3

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 "11:2269(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 Subparagraph (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 Subparagraph (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 Subparagraph (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 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) 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) Any funds that remain after the allocation provided for in Subparagraphs (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,
young 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,
extcept 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

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 Amendments proposed by Senator Cravins to Engrossed House Bill No. 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 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 in the district.

The court shall apportion the funds collected pursuant to this Section to be used to offset expenses incurred in collection and administration of these funds.

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

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

Scalar

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

Sned

Dartez

Lancaster

Stelly
The roll was called with the following result:

**YEAS**

- 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
- Donelon
- Downer
- Durand
- Erdey
- Farrar
- Faucheux
- Flavin
- Frith
- Fruge
- Fruge
- Murray
- Nevers
- Wright
- Waddell
- Welch
- Winson
- Nevers

Total—105

**NAYS**

- Doerge
- Kennard
- Smith, J.R.—8th
- Thompson
- Toomy
- Townsend
- Triche
- Tucker
- Waddell
- Walsworth
- Winston
- Wooton
- Wright
- Nevers

Total—4

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
- 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
- Donelon
- Downer
- Durand
- Erdey
- Farrar
- Faucheux
- Flavin
- Frith
- Fruge
- Fruge
- Murray
- Nevers
- Wright
- Waddell
- Welch
- Winson
- Nevers

Total—101

**NAYS**

- Doerge
- Kennard
- Smith, J.R.—8th
- Thompson
- Toomy
- Townsend
- Triche
- Tucker
- Waddell
- Walsworth
- Welch
- Winson
- Wooton
- Wright
- Nevers

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
Bayor               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               Snelly
Dartez              Landrieu               Strain
Devillier           LeBlanc                Swilling
Donelon             Lucas                  Thompson
Downer              Martiny                Toomy
Durand              McCullum               Townsend
Erdey               McDonald               Trecie
Farrar              McMains                Tucker
Faucheux            McVea                   Waddell
Flavin              Montgomery             Walsworth
Frith               Morrell                Welch
Frugel              Morrish                Winston
Futrell             Murray                 Wooten
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                Quezaire
Baudoin             Hammett                Richmond
Bayor               Hebert                  Riddle
Bowler              Hudson                  Romero
Broome              Hunter                  Salter
Bruce               Iles                    Scalise
Bruneau             Jackson, L             Schneider
Cazayoux            Jackson, M             Schwegmann
Clarkson            Johns                   Shaw
Crane               Kennard                Smith, G.—56th
Curtis              Kenner                 Smith, J.D.—50th
Damico             LaFleur                 Smith, J.R.—30th
Daniel              Lancaster               Sneed
Dartez              Landrieu               Snelly
Devillier           LeBlanc                Trecie
Donelon             Lucas                  Tucker
Downer              Martiny                Waddell
Durand              McCullum               Walsworth
Erdey               McDonald               Welch
Farrar              McMains                Winston
Faucheux            McVea                   Wooten
Flavin              Montgomery             Wright
Frith               Morrell                Wright
Frugel              Morrish                Wright
Futrell             Murray                 Wright
Gallot              Nevers                 Wright
Glover              Odinet

Total—98
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

Clarkson
Crane
Crowe
Damico
Daniel
Dartez
Devillier
Diez
Doerge
Donelon
Downer
Durand
Erdey
Farrar
Faucheux
Flavin
Fruh
Futrell

NAYS
Total—0

Mr. Speaker
Heaton
Kennard
McVea

Total—7

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 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
Alexander, E
Alexander, R
Ansardi
Baldone
Baudoin
Baylor
Bowler
Broome
Bruce
Bruneau
Carter, K
Carter, R
Cazayoux
Clarkson
Crane
Crowe

Glover
Green
Gilliory
Hammett
Heaton
Hebert
Hill
Holden
Hoppins
Hudson
Hunter
Hutter
Iles
Jackson, L
Jackson, M
Johns
Katz

Perkins
Pierre
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
Waddell
Walworth
Welch
Winston
Wooton
Wright

Total—103
ABSENT
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, R Hutier Scalise
Carter, R Iles Schwedgmann
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 Stelly
Devillier Landrieu Strain
Diez LeBlanc Swilling
Doerge Lucas Thompson
Donelon Martiny Toomy
Downer McCallum Townsend
Durand McDonald Triche
Erdey McMains Waddell
Farrar McVea Walworth
Faucheux Montgomery Welsh
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"

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
Alexander, E
Alexander, R
Ansardi
Baldone
Baudoin
Baylor
Bowler
Broome
Bruce
Bruce
Bureau
Carter, K
Carter, R
Cazayoux
Clarkson
Crane
Curtis
Damico
Daniel
Dartez
Devillier
Diez
Doerge
Donelon
Downer
Durand
Erdey
Farrar
Fauchaux
Flavin
Frith
Fruge
Futrell

Gallot
Glover
Green
Guilory
Hammett
Heaton
Hebert
Holden
Huskins
Hudson
Hunter
Iles
Jackson, L
Jackson, M
Katz
Kennard
Kenney
LaFleur
Lancaster
Landrieu
LeBlanc
Lucas
Martiny
McCullum
McDonald
McVeau
Montgomery
Morrell
Morrish
Nevers
Odinet

Perkins
Pierre
Pinac
Pitre
Powell
Pratt
Quezaire
Richmond
Riddle
Romer
Salter
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
Welch
Winston
Wooton

NAYS

Murray

Total—99

Mr. Speaker
Alario
Alexander, E
Alexander, R
Ansardi
Baldone
Baudoin
Baylor
Bowler
Broome
Bruce
Bruce
Bureau
Carter, K
Carter, R
Cazayoux
Clarkson
Crate
Crowe
Curtis
Damico

Hill
McMains

Walsworth

Total—5

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1900—
BY REPRESENTATIVES KATZ AND DIZE
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
Alario
Alexander, E
Alexander, R
Ansardi
Baldone
Baudoin
Baylor
Bowler
Broome
Bruce
Bruce
Bureau
Carter, K
Carter, R
Cazayoux
Clarkson
Crate
Crowe
Curtis
Damico

Fruge
McMains

Odinet
Pierre
Pinac
Pitre
Powell
Pratt
Quezaire
Richmond
Romero
Salter
Schneider
Schwegmann
Shaw
Smith, G.—56th
Smith, J.D.—50th
Smith, J.H.—8th
Smith, J.R.—30th
Sneed

Total—99

NAYS

Murray

Total—1
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 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
Curtis Katz Smith, J.D.—50th
Damico Kennard Smith, J.H.—8th
Daniel Kenney Smith, J.R.—30th
Dartez LaFleur Strain
Devillier Lancaster Swilling
Donelon Lucas Toomy
Downer Martiny Tucker
Durand McCallum Waddell
Erdey McDonald Welch
Farrar McVea Winston
Faucheux Morrish Wooton
Flavin Nevers Wright

Total—96

NAYS

Total—0

ABSENT
Crowe McMains Walsworth

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
Breome         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         Kenmand  Smith, J.H.—8th
Damico        Kenney    Smith, J.R.—30th
Daniel         LaFleur  Snead
Dartez         Lancaster  Stely
Deviller       Landrieu  Strain
Diez           LeBlanc  Swilling
Doerge         Lucas     Thompson
Donelon        Martiny  Toomy
Downer         McCullam  Townsend
Durand         McDonald  Trehce
Erdey          McMains  Tucker
Farrar         McVea    Waddell
Faucheux       Montgomery  Walsworth
Flavin         Morrill  Welch
Frith          Morris   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) 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

Total—104

2739
The roll was called with the following result:

**YEAS**

Alario
Alexander, E
Alexander, R
Ansardi
Baldone
Baudoin
Baylor
Broome
Bruce
Bruneau
Browne
Browne, K
Carter, K
Carter, R
Cazayoux
Clarkson
Crowe
Curris
Damico
Daniel
Dartez
Devillier
Diez
Donelon
Downer
Durand
Erdey
Farrar
Fauchex
Flavin
Frith
Fruge
Futrell

Total—99

**NAYS**

Diez
Lucas
McMains
McVea
Montgomery
Morrell
Morrish
Murray
Nevers

Total—0

**ABSENT**

Mr. Speaker
Doerge
Green
Heaton

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 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 amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.
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 Romer
Bruce 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
Donaion Lucas Thompson
Downer Martiny Toomy
Durand McCullum Townsend
Erdey McDonald Triche

**NAYS**

ABSENT

Mr. Speaker Doerge Pinac
Baylor Perkins

**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
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.

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 Pite
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
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
Gal lot 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 Glover Perkins
Alario Green Pierre
Alexander, E Guillory Pinac
Alexander, R Hammett Pire
Ansardi Heaton Powell
Baldone Hebert Pratt
Baudoin Hill Quezaire
Baylor Holden Richmond
Broome Hopkins Riddle
Bruce Hunter Romero
Bruneau Hutter Saltier
Carter, K Ies Schneider
Carayoux Jackson, L Schwegmann
Clarkson Jackson, M Shaw
Cranie Johns Smith, G.—56th
Crowe Katz Smith, J.D.—50th
Curtis Kenward Smith, J.H.—8th
Damico Kenney Smith, J.R.—30th
Daniel LaFleur Sned
Dartez Lancaster Stelly
Devillier Landrieu Strain
Diez LeBlanc Swilling
Doerge Lucas Thompson
Downer Martiny Toomy
Durand McCallum Townsend
Erdey McCarra Tuche
Farrar McVeat Waddell
Fauchoeux Montgomery Walsworth
Flavin Morrell Welch
Fruge Murriss Winston
Frute Murray Wooton
Gallot Nevers Wright

Total—104

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."

2744
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  Hammet  Powell
Baldone  Heaton  Pratt
Baudoin  Hebert  Quezaire
Baylor  Hill  Rich mond
Bowler  Holden  Riddle
Broome  Hopkins  Romero
Bruce  Hudson  Salt er
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  McCullum  Triche
Durand  McDonald  Tucker
Erdey  McMains  Waddell
Farrar  McVea  Walth sworth
Faucheux  Montgomery  Welch
Flavin  Morrell  Winston
Frith  Morrish  Wooton
Fruge  Murray  Wright
Futrell  Nevers
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 licensee from the licensee, or is participating in the management of the affairs or business operations of the licensee. 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 (bb)(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.""
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

<table>
<thead>
<tr>
<th>Mr. Speaker</th>
<th>Glover</th>
<th>Odinet</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alario</td>
<td>Green</td>
<td>Perkins</td>
</tr>
<tr>
<td>Alexander, E</td>
<td>Guilory</td>
<td>Pierre</td>
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<td>Alexander, R</td>
<td>Hammond</td>
<td>Pinac</td>
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<td>Baldone</td>
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<td>Holden</td>
<td>Quezaire</td>
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<td>Clarkson</td>
<td>Jackson, M</td>
<td>Shaw</td>
</tr>
<tr>
<td>Crane</td>
<td>Johns</td>
<td>Smith, G.—56th</td>
</tr>
<tr>
<td>Crowe</td>
<td>Katz</td>
<td>Smith, J.D.—50th</td>
</tr>
<tr>
<td>Curtis</td>
<td>Kenard</td>
<td>Smith, J.H.—8th</td>
</tr>
<tr>
<td>Damico</td>
<td>Kenney</td>
<td>Smith, J.R.—30th</td>
</tr>
<tr>
<td>Daniel</td>
<td>LaFleur</td>
<td>Sneed</td>
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<td>Dartez</td>
<td>Lancaster</td>
<td>Stelly</td>
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<td>Devillier</td>
<td>Landrieu</td>
<td>Strain</td>
</tr>
<tr>
<td>Diez</td>
<td>LeBlanc</td>
<td>Swilling</td>
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<td>Doerge</td>
<td>Lucas</td>
<td>Thompson</td>
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<tr>
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<td>Martiny</td>
<td>Toomy</td>
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<tr>
<td>Downer</td>
<td>McCallum</td>
<td>Townsend</td>
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<tr>
<td>Durand</td>
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<td>Triche</td>
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<td>Farrar</td>
<td>McMains</td>
<td>Tucker</td>
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<tr>
<td>Faucheux</td>
<td>McVea</td>
<td>Waddell</td>
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<td>Montgomery</td>
<td>Walsworth</td>
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<tr>
<td>Frith</td>
<td>Morish</td>
<td>Welch</td>
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<tr>
<td>Fruge</td>
<td>Murray</td>
<td>Winston</td>
</tr>
<tr>
<td>Gallot</td>
<td>Nevers</td>
<td>Wooton</td>
</tr>
</tbody>
</table>
| Total—99

NAYS

<table>
<thead>
<tr>
<th>Baudoin</th>
<th>Erdey</th>
<th>Morrell</th>
</tr>
</thead>
</table>
| Total—3

ABSENT

<table>
<thead>
<tr>
<th>Futrell</th>
<th>Schneider</th>
<th>Wright</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total—3</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

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

<table>
<thead>
<tr>
<th>Mr. Speaker</th>
<th>Futrell</th>
<th>Perkins</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alario</td>
<td>Glover</td>
<td>Pierre</td>
</tr>
<tr>
<td>Alexander, E</td>
<td>Green</td>
<td>Pinac</td>
</tr>
<tr>
<td>Alexander, R</td>
<td>Guilory</td>
<td>Pierre</td>
</tr>
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<td>Ansardi</td>
<td>Hammond</td>
<td>Powell</td>
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<tr>
<td>Baldone</td>
<td>Heaton</td>
<td>Pratt</td>
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<td>Hebert</td>
<td>Quezaire</td>
</tr>
<tr>
<td>Baylor</td>
<td>Hill</td>
<td>Richmond</td>
</tr>
<tr>
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<td>Smith, J.D.—50th</td>
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<td>Clarkson</td>
<td>Jackson, M</td>
<td>Smith, J.H.—8th</td>
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| Total—99

NAYS

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<tr>
<th>Baudoin</th>
<th>Erdey</th>
<th>Morrell</th>
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</thead>
</table>
| Total—3

2748
The above bill was taken up with the amendments proposed by the Senate.  

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 and problem 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 "L."

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. 27:13(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 Fuitell Odinet
Alexander, E. Gallot Pierre
Alexander, R. Glover Pinac
Ansardi Green Pitre
Baldone Hammett Powell
Baudoin Heaton Powell
Baylor Hebert Pratt
Bowler Hill Quezaire
Broome Holden Richmond

ABSENT

LaFleur Sneed
Kennard Stelly
Kenney Toomy
LaFleur Townsend
Martiny Triche
McCallum Tucker
McDonald Waddell
McVea Walsworth
Morrell Welch
Morrish Winston
Murray Wooton
Nevers Wright
Odinet
McMains Smith, G.—56th
Montgomery
Romero

NAYS

Total—98

Total—0

FAUCHEUX

Total—7

Gallot

Lancaster

The amendments proposed by the Senate were concurred in by the House.
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  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  Riddle
Broome  Hopkins  Romero
Bruce  Hunter  Salter
Bruneau  Hutter  Scalice
Carter, K  Iles  Schwegmann
Cazayoux  Jackson, M  Shaw
Clarkson  Johns  Smith, G.—56th
Crawe  Katz  Smith, J.D.—50th
Curtis  Kenney  Smith, J.H.—8th
Damico  LaFleur  Sneed

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.
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
Alex, E Green Pinac
Alex, R Guillory Pitre
Ansardi Hammett Powell

**NAYS**

Baldone Heaton Pratt
Baudoin Hebert Quezaire
Baylor Hill Richmond
Bowler Holden Riddle
Broome Hopkins Romero
Bruneau Hudson Saler
Carter, K Hunter Scalice
Carter, R Hutter Schneider
Cavazoules Iles Schwegmann
Clarkson Jackson, L Shaw
Crane Jackson, M Smith, G.—56th
Crowe Johns Smith, J.D.—50th
Curtis Katz Smith, J.H.—8th
Damilco Kenndard Smith, J.R.—30th
Daniel LaFleur Sneed
Dartez Lancaster Stelly
Devillier Landrieu Strain
Diez LeBlanc Swilling
Downer McDonald Tucker
Erdey McVea Walsworth
Farrar Montgomery Welch
Flavin Morell Winston
Frith Morell Wooton
Fruge Murray Wright
Futrell Nevers

Total—98

NAYS

Carter, R Schneider

Total—2

ABSENT

Faucheux Jackson, L Swilling
Hudson Richmond

Total—5

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

**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: Gallot
- Alario: Glover
- Alexander, E: Green
- Alexander, R: Guillory
- Ansardi: Hammet
- Baldone: Heaton
- Baudoin: Hebert
- Baylor: Holden
- Bowler: Hudson
- Broome: Hunter
- Bruce: Hutter
- Bruneau: Iles
- Carter, K: Jackson, L
- Carter, R: Jackson, M
- Carayoux: Johns
- Clarkson: Katz
- Crane: Kennard
- Crowe: Kenney
- Curtis: LaFleur
- Damico: Lancaster
- Daniel: Landrieu
- Dartez: LeBlanc
- Devillier: Lucas
- Doerge: Martin
- Downer: McCullam
- Durand: McDonald
- Edrey: McMains
- Farrar: McVea
- Faucheux: Montgomery
- Flavin: Morrell
- Frith: Morrow
- Fruge: Murray
- Futchell: Nevers
- 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
- Alario: Glover
- Alexander, E: Green
- Alexander, R: Guillory
- Ansardi: Hammet
- Baldone: Heaton
- Baudoin: Hebert
- Baylor: Holden
- Bowler: Hudson
- Broome: Hunter
- Bruce: Hutter
- Bruneau: Iles
- Carter, K: Jackson, L
- Carter, R: Jackson, M
- Carayoux: Johns
- Clarkson: Katz
- Crane: Kennard
- Crowe: Kenney
- Curtis: LaFleur
- Damico: Lancaster
- Daniel: Landrieu
- Dartez: LeBlanc
- Devillier: Lucas
- Doerge: Martin
- Downer: McCullam
- Durand: McDonald
- Edrey: McMains
- Farrar: McVea
- Faucheux: Montgomery
- Flavin: Morrell
- Frith: Morrow
- Fruge: Murray
- Futchell: Nevers
- 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.
Erdey McVea Waddell  
Farrar Montgomery Walsworth  
Faucheux Morrell Welch  
Flavin Morrish Winston  
Frith Murray Wooton  
Fruge Nevers Wright  
Futrell Odinet  
Total—101  
NAYS  
Total—0  
ABSENT  
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:

“...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 ","
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 reengrossed 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 reengrossed bill be adopted:

**AMENDMENT NO. 1**

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<td>Frith</td>
<td>McDonald</td>
<td>Wooton</td>
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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 | Pire | Walsworth |
| Fretell | Powell | Winston |
| Katz | Scalise | Wright |

Total—30

**ABSENT**

| Mr. Speaker | Hebert | Smith, J.D.—50th |
| Dartez | LaFleur | Toomy |

Total—6

§726. Termination of membership; withdrawal from service after ten years; retirement at age sixty

* * *

B. However, any member who has credit for ten 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:

(a) Has has attained the age of sixty years; and

(b) Has has credit for ten 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 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 any age with thirty or more years of accredited service,

(b) The accredited service referenced in Subparagraph (a) of this Paragraph shall not include any year of service to be exclusive of unused accumulated sick leave and unused accumulated annual leave.

(2)(b) A properly executed original application for retirement shall be considered as officially filed with the board on the day after 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.
§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 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

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  Hill  Pratt
Baylor  Holden  Quezair
Bowler  Hopkins  Richmond
Broome  Hudson  Riddle
Bruce  Hunter  Romero
Bruneau  Hutter  Saler
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
Damosco  LaFleur  Snead
Daniel  Lancaster  Stelly
Devillier  Landrieu  Strain
Diez  LeBlanc  Swilling
Doerge  Lucas  Thompson
Donelon  Martiny  Toomy
Downer  McCullam  Townsend
Durand  McDonald  Triche
Erdey  McMaans  Tucker
Farrar  McVea  Waddell
Fauciex  Montgomery  Walsworth
Flavin  Morreil  Welch
Frith  Morrise  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. Chaixson, 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 Pite
Baldone Heaton Powell
Baudoin Hebert Pratt
Baylor Hill Quezaire
Bowler Holden Richmond
Broune Hunter Riddle
Bruce Hudson Romerо
Bruneau Hunter Salter
Carter, K Hutter Scaliе
Carter, R Iles Schneider
Cazayoux Jackson, L Schwegmann
Clarkston 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 Scaliе
Devillier Landrieu Smiⅽke
Diez LeBlanc Swiling
Doerge Lucas Thompson
Donelon LaFleur Tucker
Downer McCartney
Durand McDonald Townsend
Erdey McMains Tuche
Farrar McVea
Faucheux Montgomery Walsworth
Flavin Morrell Welch
Frisch Morrish
Fruge Murray Wooton
Futrell Nevers Wright

Total—105

NAYS

Total—0

ABSENT

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 Gallot Odinet
Alario Glover Perkins
Alexander, E Green Pierre
Alexander, R Guillory Pinac
Ansardi Hammett Pite
Baldone Heaton Powell
Baudoin Hebert Pratt
Baylor Hill Quezaire
Bowler Holden Richmond
Broune Hunter Riddle
Bruce Hudson Romerо
Bruneau Hunter Salter
Carter, K Hutter Scaliе
Carter, R Iles Schneider
Cazayoux Jackson, L Schwegmann
Clarkston 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 Scaliе
Devillier Landrieu Smiⅽke
Diez LeBlanc Swiling
Doerge Lucas Thompson
Donelon LaFleur Tucker
Downer McCartney
Durand McDonald Townsend
Erdey McMains Tuche
Farrar McVea
Faucheux Montgomery Walsworth
Flavin Morrell Welch
Frisch Morrish
Fruge Murray Wooton
Futrell Nevers Wright

Total—105

NAYS

Total—0

ABSENT

2756
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
Alario
Alexander, E
Alexander, R
Ansardi
Baldone
Baudoin
Baylor
Bowler
Broome
Bruce
Bruneau
Carter, K
Carter, R
Cazayoux
Clarkson
Crane
Crowe
Curtis
Damasco
Daniel
Dartez
Devillier
Diez
Doerge
Downer
Donelon
Durand
Erdey
Farrar
Faucheux
Flavin
Frith
Fruge
Futrell
Gallot
McCallum
McDonald
McMains
McVeA
Montgomery
Morrell
Morrish
Murray
Nevers
Odinet
Pierre
Pinac
Ptre
Powell
Pratt
Quezaire
Richmond
Riddle
Romero
Salter
Scalse
Schneider
Schwegmann
Shaw
Smith, G.—56th
Smith, J.D.—50th
Smith, J.H.—8th
Smith, J.R.—30th
Sned
Stelly
Strain
Swilling
Thompson
Toomy
Townsend
Triche
Tucker
Waddell
Walworth
Welch
Winston
Wooton
Wright

NAYS

Total—104

NAYS

Total—0

ABSENT

Total—1

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 BW
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  Mr. Speaker  Mr. Speaker
Alario       Alario       Alario       Alario       Alario
Alexander, E Alexander, R Ansardi Ansardi Ansardi
Baldone      Baldone      Baldone      Baldone      Baldone
Baudoin      Baudoin      Baudoin      Baudoin      Baudoin
Baylor       Baylor       Baylor       Baylor       Baylor
Bowler       Bowler       Bowler       Bowler       Bowler
Broome       Broome       Broome       Broome       Broome
Bruce        Bruce        Bruce        Bruce        Bruce
Bruneau      Bruneau      Carter, K Carter, K Carter, K
Carter, R    Carter, R    Cazayoux    Cazayoux    Cazayoux
Clarkson     Clarkson     Crane       Crane       Crane
Crowe        Crowe        Curtis      Curtis      Curtis
Damico       Damico       Daniel      Daniel      Daniel
Dartez       Dartez       Devillier  Devillier  Devillier
Diez         Diez         Doerge      Doerge      Doerge
Donelon      Donelon      Downer      Downer      Downer
Durand       Durand       Erdey       Erdey       Erdey
Farrar       Farrar       Faucheux    Faucheux    Faucheux
Flavin       Flavin       Frith       Frith       Frith
Frugé        Frugé        Fuette      Fuette      Fuette

Total—104

Perkins
Pierre
Pinac
Pitre
Powell
Pratt
Quezaire
Richmond
Riddle
Romero
Salter
Schneier
Schwegmann
Shaw
Smith, G.—56th
Smith, J.D.—50th
Smith, J.H.—80th
Sneed
Stelly
Strain
Swilling
Thompson
Toomy
Townsend
Triche
Tucker
Waddell
Walsworth
Welch
Winston
Wooton
Wright

NAYS

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  Mr. Speaker  Mr. Speaker
Alario       Alario       Alario       Alario       Alario
Alexander, E Alexander, R Ansardi Ansardi Ansardi
Baldone      Baldone      Baldone      Baldone      Baldone
Baudoin      Baudoin      Baudoin      Baudoin      Baudoin
Baylor       Baylor       Baylor       Baylor       Baylor
Bowler       Bowler       Bowler       Bowler       Bowler
Broome       Broome       Broome       Broome       Broome
Bruce        Bruce        Bruce        Bruce        Bruce
Bruneau      Bruneau      Carter, K Carter, K Carter, K
Carter, R    Carter, R    Cazayoux    Cazayoux    Cazayoux
Clarkson     Clarkson     Crane       Crane       Crane
Crowe        Crowe        Curtis      Curtis      Curtis
Damico       Damico       Daniel      Daniel      Daniel
Dartez       Dartez       Devillier  Devillier  Devillier
Diez         Diez         Doerge      Doerge      Doerge
Donelon      Donelon      Downer      Downer      Downer
Durand       Durand       Erdey       Erdey       Erdey
Farrar       Farrar       Faucheux    Faucheux    Faucheux
Flavin       Flavin       Frith       Frith       Frith
Frugé        Frugé        Fuette      Fuette      Fuette

Total—104

Gallow     Gallow     Gallow     Gallow     Gallow
Green       Green       Green       Green       Green
Guillory    Guillory    Guillory    Guillory    Guillory
Hammett     Hammett     Hammett     Hammett     Hammett
Heaton      Heaton      Heaton      Heaton      Heaton
Hebert      Hebert      Hebert      Hebert      Hebert
Hill        Hill        Hill        Hill        Hill
Holden      Holden      Holden      Holden      Holden
Hopkins     Hopkins     Hopkins     Hopkins     Hopkins
Hunter      Hunter      Hunter      Hunter      Hunter
Iles        Iles        Iles        Iles        Iles
Jackson, L  Jackson, M Jackson, M Jackson, M Jackson, M
Jackson, M  Johns       Johns       Johns       Johns
Katz        Kenya       Kenney      Kenney      Kenney
LaFleur     Landrieu    Landrieu    Landrieu    Landrieu
LeBlanc     Martiny     Martiny     Martiny     Martiny
McCallum    McDonald    McDonald    McDonald    McDonald
McMains     McMains     McMains     McMains     McMains
McVea       Montgomery  Montgomery  Montgomery  Montgomery
Morrell     Montgomery  Montgomery  Montgomery  Montgomery
Morrish     Morish      Morish      Morish      Morish
Murray      Murray      Murray      Murray      Murray
Nevers      Nevers      Nevers      Nevers      Nevers
Odinet      Odinet      Odinet      Odinet      Odinet

Perkins
Pierre
Pinac
Pitre
Powell
Pratt
Quezaire
Richmond
Riddle
Romero
Salter
Schneier
Schwegmann
Shaw
Smith, G.—56th
Smith, J.D.—50th
Smith, J.H.—80th
Sneed
Stelly
Strain
Swilling
Thompson
Toomy
Townsend
Triche
Tucker
Waddell
Walsworth
Welch
Winston
Wooton
Wright

NAYS

Total—0

ABSENT

Lucas

Total—1
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


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 Hopkins Riddle
Baylor Hudson Romero
Bowler

NAYS

Total—105

Broome Hunter Salter
Bruce Hutter Scalse
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 McVea Tucker
Durand Waddell
Farrar Montgomery Walsworth
Faucheux Morrell Welch
Frith Morish Winston
Futrell Murray Wooton
Gallot Nevers Wright
Glover Perkins

Total—103

NAYS

Total—0

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  Montgomery
Baldone  Morrell
Baudoin  Murray
Baylor  Nevers
Broome  Odinet
Bruce  Quezaire
Carter, R  Richmond
Carayoux  Salter
Curtis  Schwegmann
Dartez  Shaw
Devillier  Strain
Doerge  Swilling
Downer  Thompson
Farrar  Walsworth
Faucheux  Welch
Frith  Wright
Gallot  McVea
Total—52

NAYS
Alario  Pratt
Alexander, E  Riddle
Ansardi  Romero
Bowler  Scalise
Bruneau  Schneider
Carter, K  Smith, G.—56th
Clarkson  Smith, J.D.—50th
Crate  Smith, J.H.—8th
Crowe  Snead
Damico  Stelly
Daniel  Townsend
Diez  Tucker
Donelon  Waddell
Durand  Winston
Erdex  Wooton
Flavin  Pitre
Fruge  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  Odinet
Alexander, E  Glover  Perkins
Alexander, R  Guillory  Pierre
Ansardi  Hammett  Pinac
Baldone  Heaton  Pitre
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
Broome Hopkins Riddle
Bruce Hudson Romero
Bruneau Hunter Salter
Carter, K Hutter Scalise
Carter, R Iles Schneider
Cazayoux Jackson, L Shaw
Clarkson Jackson, M Smith, G.—56th
Crane Johns Smith, J.D.—50th
Crowe Katz Smith, J.H.—8th
Curtis Kennard Smith, J.R.—30th
Damico Kenney Stelly
Daniel LaFleur Taylor
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
Fauchaux Montgomery Winston
Flavin Morrell Wooton
Frith Morrish Wright
FrUGE 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 reengrossed 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 reengrossed 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"
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

The Conference Committee Report was adopted.

ROLL CALL

The roll was called with the following result:

YEAS

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 Donelon Downer Durand Erdey Farrar Faucheux Flavin Frith Fruge Futrell

LaFleur Lancaster Landrieu LeBlanc Lucas Martiny McCullum McDonald McCains McVea Montgomery Morrell Morrish Murray Nevers NAYS

Total—100

Jackson, L Pratt Richmond

Total—3 ABSENT

Doerge Riddle Total—2

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 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 Donelon Downer Durand Erdey Farrar Faucheux Flavin Frith Fruge Futrell

LaFleur Lancaster Landrieu LeBlanc Lucas Martiny McCullum McDonald McCains McVea Montgomery Morrell Morrish Murray Nevers


Nevers

2762
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.R.—8th
Curtis     Kennard   Smith, J.R.—30th
Damico     Kenney    Snead
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
Fruge      Montgomery Winston
Futrell    Morrell   Wooton
Gallot     Murray    Wright

Total—96

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          Kenney    Smith, J.R.—30th
Curts          Kennard   Snead
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
Fruge          Montgomery Winston
Futrell        Morrell   Wooton
Frith          Morrish  Wright
Gallot         Murray    Wright

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

Broome  Hopkins  Riddle
Bruce  Hudson  Romero
Bruneau  Hunter  Salter
Carter, K  Hutter  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.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  Morris  Winston
Fruge  Murray  Wooton
Futrell  Nevers  Wright

Total—102

NAYS

Flavin  Tucker

Total—2

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 Martiny 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 lien 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" Lentine
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:

<table>
<thead>
<tr>
<th>YEAS</th>
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<tbody>
<tr>
<td>Mr. Speaker Gallot</td>
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<tr>
<td>Alario Glover</td>
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<tr>
<td>Alexander, E Green</td>
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<tr>
<td>Alexander, R Guillory</td>
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<tr>
<td>Ansardi Hammett</td>
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<td>Baldone Heaton</td>
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<td>Bruneau Hunter</td>
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<td>Carter, K Hutter</td>
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<td>Carter, R Iles</td>
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<td>Cazayoux Jackson, L</td>
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<td>Clarkson Jackson, M</td>
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<td>Crane Johns</td>
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<td>Farrar McVea</td>
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<td>Fauchex Montgomery</td>
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<td>Flavin Morrell</td>
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<td>Frith Morrish</td>
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<td>Fruge Murray</td>
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<tr>
<td>Futrell Nevers</td>
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</tbody>
</table>

<table>
<thead>
<tr>
<th>NAYS</th>
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</thead>
<tbody>
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<td>Total—0</td>
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<table>
<thead>
<tr>
<th>ABSENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total—0</td>
</tr>
</tbody>
</table>

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     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    Romero
Carter, K     Iles      Salter
Carter, R     Jackson, L Schalse
Carayoux     Jackson, M Schneider
Clarkson      Johns     Schwegmann
Crane         Katz      Shaw
Crowe         Kennard   Smith, G.—56th
Curtis        Kenney    Smith, J.H.—8th
Damicco       LaFleur   Smith, J.R.—30th
Daniel        Lancaster Stelly
Dartez        Landrieu  Strain
Diez          LeBlanc   Swilling
Doerge        Lucas     Townsend
Donelton      Martiny   Tichie
Downer        McCullum  Triche
Farrar        McDonald  Tucker
Fauchex       McMais    Waddell
Flavin        McVea     Welch
Frith         Montgomery Winston
Fruge         Morrell   Wooton
Futrell       Morrish   Wright
Galbot        Murray    Wright

Total—99

NAYS

Total—0

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    Odinet
Alario         Glover    Perkins
Alexander, E  Green     Pierre
Alexander, R  Guillory  Pinac
Ansardi       Hammett  Pitr
Baldone       Heaton    Powell
Baudoin       Hebert    Pratt
Baylor        Holden    Rich mond
Broome        Hopkins   Riddle
Bruce         Hudson    Romero
Bruneau       Hunter    Salter
Carter, K     Iles      Schalse
Carter, R     Jackson, L Schwegmann
Clarkson      Johns     Shaw
Crane         Katz      Smith, G.—56th
Crowe         Gallot    Smith, J.H.—8th
Daron         Milk      Smith, J.R.—30th
Dartez        Landrieu  Stelly
Diez          LeBlanc   Strain
Doerge        Lucas     Swilling
Donelton      Martiny   Thompson
Downer        McCullum  Townsend
Farrar        McDonald  Tichie
Fauchex       McMais    Tucker
Flavin        McVea     Waddell
Frith         Montgomery Welch
Fruge         Morrell   Winston
Futrell       Morrish   Wooton
Galbot        Murray    Wright

Total—6

ABSENT

Devillier  Enley     Toomy
Durand     Smith, J.D.—50th  Walsworth

Total—0

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    Odinet
Alario         Glover    Perkins
Alexander, E  Green     Pierre
Alexander, R  Guillory  Pinac
Ansardi       Hammett  Pitr
Baldone       Heaton    Powell
Baudoin       Hebert    Pratt
Baylor        Holden    Rich mond
Broome        Hopkins   Riddle
Bruce         Hudson    Romero
Bruneau       Hunter    Salter
Carter, K     Iles      Schalse
Carter, R     Jackson, L Schwegmann
Clarkson      Johns     Shaw
Crane         Katz      Smith, G.—56th
Crowe         Gallot    Smith, J.H.—8th
Daron         Milk      Smith, J.R.—30th
Dartez        Landrieu  Stelly
Diez          LeBlanc   Strain
Doerge        Lucas     Swilling
Donelton      Martiny   Thompson
Downer        McCullum  Townsend
Farrar        McDonald  Tichie
Fauchex       McMais    Tucker
Flavin        McVea     Waddell
Frith         Montgomery Welch
Fruge         Morrell   Winston
Futrell       Morrish   Wooton
Galbot        Murray    Wright

Total—99

NAYS

Total—0

The Conference Committee Report was adopted.
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

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 Odinet
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
Castaing Iles Schneider
Clarkson Jackson, L Schweggmann
Crane Jackson, M Smith, G.—56th
Crowe 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 Swilling
Doerge Lucas Toomy
Donelon McCallum Townsend
Downer McFadden Tucker
Durand McDonald Triche
Erdey McMains Tucker
Farrar McVeas Waddell
Fauchaux Montgomery Walsworth
Flavin Morell Welch
Frisby Morrish Winston
Fruge Murray Wooton
Futrell Nevers Wright

Total—105

NAYS

Downer and Schneider and adopted by the House of Representatives on May 23, 2001, be rejected.

Respectfully submitted,

Senator Donald R. "Don" Cravins

Senator Craig F. Romero

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.

Respectfully submitted,

Senator Robert F. Schedler

Senator Richard L. Cuisine

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 Odinet
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
Castaing Iles Schneider
Clarkson Jackson, L Schweggmann
Crane Jackson, M Smith, G.—56th
Crowe 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 Swilling
Doerge Lucas Toomy
Donelon McCallum Townsend
Downer McFadden Tucker
Durand McDonald Triche
Erdey McMains Tucker
Farrar McVeas Waddell
Fauchaux Montgomery Walsworth
Flavin Morell Welch
Frisby Morrish Winston
Fruge Murray Wooton
Futrell Nevers Wright

Total—105

NAYS

Downer and Schneider and adopted by the House of Representatives on May 23, 2001, be rejected.

Respectfully submitted,

Senator Donald R. "Don" Cravins

Senator Craig F. Romero

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.

Respectfully submitted,

Senator Robert F. Schedler

Senator Richard L. Cuisine

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 Odinet
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
Castaing Iles Schneider
Clarkson Jackson, L Schweggmann
Crane Jackson, M Smith, G.—56th
Crowe 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 Swilling
Doerge Lucas Toomy
Donelon McCallum Townsend
Downer McFadden Tucker
Durand McDonald Triche
Erdey McMains Tucker
Farrar McVeas Waddell
Fauchaux Montgomery Walsworth
Flavin Morell Welch
Frisby Morrish Winston
Fruge Murray Wooton
Futrell Nevers Wright

Total—105

NAYS

Downer and Schneider and adopted by the House of Representatives on May 23, 2001, be rejected.

Respectfully submitted,

Senator Donald R. "Don" Cravins

Senator Craig F. Romero

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.

Respectfully submitted,

Senator Robert F. Schedler

Senator Richard L. Cuisine

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 Odinet
Alexander, E Glover Perkins
Ansardi Hammett Pinac
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
Alario
Green
Alexander, E
Guillory
Alexander, R
Hammett
Ansardi
Heaton
Baldone
Hebert
Baudoin
Hill
Baylore
Holden
Bowler
Hopkins
Broome
Hudson
Bruce
Hunter
Bruneau
Hutter
Carter, K
Iles
Carter, R
Jackson, L
Cazayoux
Jackson, M
Clarkson
Johns
Crane
Katz
Crowe
Kennard
Curtis
Kenney
Damico
LaFleur
Daniel
Lancaster
Devillier
Landrieu
Diez
LeBlanc
Doerge
Lucas
Donelon
Martiny
Downer
McCallum
Durand
McDonald
Erdey
McMains
Farrar
McVeA
Faucieux
Montgomery
Flavin
Morrell
Frith
Morrish

NAYS

Murray
Nevers
Wooton
Odinet
Wright

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, 2, between "in" and "dime" change "LaSalle" insert "certain parishes, including Washington Parish and"

AMENDMENT NO. 3

On page 1, line 3, between "in" and "dime" insert "certain parishes, including Washington Parish and"

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  Piere
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  Kenard  Smith, J.H.—8th
Darmico  Kenney  Smith, J.R.—30th
Daniel  LaFleur  Sneed
Dartez  Lancaster  Stelly
Devillier  Landrieu  Strain
Diez  Lucas  Swilling
Doerge  Martiny  Thompson
Donelon  McCullam  Toomy
Downer  McDonald  Townsend
Erdey  McMains  Triche
Farrar  McVea  Tucker
Faucheux  Montgomery  Walsworth
Flavin  Morrell  Welch
Frith  Morris  Winston
Frugé  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. 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. 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 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" and change "is" to "are"

AMENDMENT NO. 2

On page 4, after line 24, 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:

* * *"

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  
Carayoux Jackson, L Shaw  
Clarkson Jackson, M Smith, G.—56th  
Crane Johns Smith, J.H.—8th  
Crowe Katz 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

2771
Erdey McVea Waddell
Farrar Montgomery Walsworth
Faucheux Morrell Welch
Flavin Morish Winston
Frith Murray Wooton
Fruge 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 deposit 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, inserting 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 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 Scallise
Carter, K Hutter Schneider
Carter, R Iles Schwengmann
Cazayoux Jackson, L Shaw
Clarkson Jackson, M Smith, G.—56th
Crane Johns Smith, J.D.—50th
Crowe Katz Smith, J.R.—30th
Curtis Kennard Sneed
Damicco Kenney Stelly
Daniel Lafortune Strain
Dartez Lancaster Townsend
Devillier Landrieu Triche
Diez LeBlanc Tucker
Doerge Lucas Turek
Donelon Martiny Truex
Downer McCallum Tucker
Durand McDonald Waddell
Erdey McVeas Walsworth
Farrar McVeas Welch
Faucheux Montgomery Winston
Flavin Morrell Wooton
Frith Murray Wright
Fruge 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

AMENDMENT NO. 1
On page 1, line 2, after "(19.3)" and before "1254(2.2)" and (19.3) and 1254(N)(1)(c) and to enact R.S. 32:1254(N)(2)(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. 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.

(iii) 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 defect which was due to a lack of reasonable 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 writing, 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 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, when unless such requirements would be unreasonable, considering current economic conditions, reasonable and not otherwise justified by reasonable business considerations. The burden of proving that such requirements are unreasonable, considering current economic conditions, reasonable and not otherwise justified by reasonable business considerations shall be 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 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 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.
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 (1) 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
Alario
Alexander, E
Alexander, R
Ansardi
Baldone
Baudoin
Baylor
Bowler
Broome
Bruce
Bruneau
Carter, K
Carter, R
Clarkson
Crane
Crowe
Curtis
Damico
Daniel
Dartez
Devillier
Diez
Doerge
Donelon
Downer
Durand
Erdey
Farrar
Faucheux
Flavin
Frith
Fruge
Futrell

Total—102

NAYS
Cazayoux

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 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 even years.
(d) 4th Commission District - July 1 through June 30, beginning and ending in odd 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 even years.
(h) 8th Commission District - November 1 through October 31.

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)(g) 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.9

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               Odinet
Alario                 Glover               Perkins
Alexander, E           Green                Pierre
Alexander, R           Guillory             Pinac
Ansardi                Hammett             Pratte
Baldone                Heaton               Quezaire
Baudoin                Hebert               Richmond
Bayor                  Hill                 Riddle
Bowler                 Holden               Romero
Broome                 Hopkins              Salter
Bruce                  Hudson               Scalsie
Bruneau                Hunter               Schiede
Carter, K              Hutter               Schwemm
Carter, R              Iles                 Chweweg
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             Wright
Frurge                 Murray               Wooton
Futrell                Nevers
Powell                 Total—0
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            Frurge               Morrell
Alario                 Gallot               Morrish
Alexander, E           Glover               Murray
Alexander, R           Green                Odinet
Ansardi                Hammett             Pierre
Baldone                Heaton               Pinac
Baudoin                Hebert               Pratt
Bayor                  Holden               Quezaire
Bowler                 Hopkins              Richmond
Bruce                  Hudson               Riddle
Bruneau                Hunter               Romer
Carter, K              Hutter               Salter
Carter, R              Iles                 Schwemm
Cazayoux              Jackson, L            Shaw
Clarkson              Jackson, M            Smith, J.D.—50th
Crane                  Johns                Smith, J.H.—8th
Curtis                 Katz                 Smith, J.R.—30th
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 manufactures, or assembles new and unused motor vehicle motors, or who 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 licensees ceases to engage in the business of being a motor vehicle or specialty vehicle dealer, or ceases to sell a particular make of motor vehicle or specialty 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 specialty 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 specialty 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.
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  Ptre
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
Curis  Kennard  Smith, J.H.—8th
Dumico  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
Erdy  McMains  Tucker
Farrar  McVea  Waddell
Faucheux  Morrell  Walsworth
Flavin  Morish  Welch
Frith  Murray  Winston
Fruge  Nevers  Wooton
Futrell  Odinet  Wright
Total—102

NAYS

Total—0

ABSENT

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 extent 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

ABSENT

Total—3
House 48th Day’s Proceedings - June 15, 2001

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 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.

HOUSE BILL NO. 1682—  
BY REPRESENTATIVE TOWNSEND  
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

Conference Committee Reports Received

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 Kenward Smith, J.H.—8th

Damico Kenney Smith, J.R.—30th

Daniel LaFleur Sneed

Dartez Landrieu Stelly

Devillier LeBlanc Swilling

Doerge Lucas Thompson

Donelon Martin Tomony

Downer McCullum Townsend

Durand McDonald Triche

Erdy Mains Tucker

Farrar McVea Waddell

Faucheux Morrell Walsworthy

Flavin Mornish Welch

Frisch Murray Winston

Fruge Nevers Wooten

Futrell Odinet Wright

Total—102

NAYS

Carter, R

Total—1

ABSENT

Gallot Montgomery

Total—2

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
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 with amendments.

House Bill No. 1294
Returned without amendments.

House Bill No. 1237
Returned without amendments.

House Bill No. 1340
Returned without amendments.

House Bill No. 1347
Returned with amendments.

House Bill No. 1351
Returned without 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. 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 HAINKE 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)(j), 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 succession; to provide liability of universal successors to creditors; to provide for olographic testaments; to provide for loss, extinction, or destruction of property given; and to provide for revocation of testamentary dispositions; and to provide for related matters.

2783
HOUSE BILL NO. 634—
BY REPRESENTATIVES MCMAIN AND ANSARDI
AN ACT
To amend and reenact Civil Code Articles 1520 and 1521, relative to succession; 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 MCMAIN
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 SNEDD, FRITZ, 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, HUDDSON, WALSWORTH, ALARIO, R. ALEXANDER, BRUCE, BRUNEAU, R. CARTER, CAZAYoux, DAmco, DARTEZ, DOnelon, EREy, FARRAR, FLAVIN, FRITH, FRUGE, FUTREll, GAlLOt, GUILLOy, HAMMetti, HEAToN, HOPKiNS, HuNTER, L. JACkson, M. JACkson, KENNARD, KENNEY, MccALUum, MCDoNald, MCVea, MONTGoMERRY, MORREll, MORRiSH, MURRy, NEyERS, 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 THOMPpsoN, 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. 46:2683(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. 1703—
BY REPRESENTATIVE RICHARDSON
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, GUILLOIRY, ILES, L. JACKSON, KATZ, MCELHINNY, MCCALLUM, PERKINS, SCHWEGMANN, SHAW, AND WELCH
AN ACT
To enact 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. 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. 258—
BY REPRESENTATIVE DURAND
AN ACT
To enact R.S. 47:463.83, relative to motor vehicle 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 provide for the use of such fees; to require a contract relative to royalty fees; and to provide for related matters.

HOUSE BILL NO. 285—
BY REPRESENTATIVE BAYLOR
AN ACT
To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to create the Charity School of Nursing prestige license plate; to provide for the issuance of such plate; 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. 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 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 provide 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 the creation of the Eastern Star- Prince Hall Affiliation prestige license plate; to provide for the issuance of such plate; 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 provide for the color and design of such plate; to provide for the use of such fees; to require a contract relative to royalty fees; to provide 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. 457—
BY REPRESENTATIVE MURRAY
AN ACT
To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for the use of such fees; to require a contract relative to royalty fees; and to provide for related matters.

HOUSE BILL NO. 1232—
BY REPRESENTATIVE CLARKSON
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 vehicle 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.
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| HOUSE BILL NO. 448 | By Representatives John Smith and Iles
To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for the issuance of 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
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 the 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
To enact R.S. 47:463.83, relative to motor vehicle prestige license plates; to provide for the 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
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 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 John
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
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
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
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
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
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. 37:491 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 certificates; 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 both 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
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  Pitre
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  Snead
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  Morish  Winston
Fruge  Murray  Wooton
Futrell  Nevers  Wright

Gallot  Odinet
Total—98
ABSENT

Alario  Hammett  Waddell
Damico  Iles  Smith, J.H.—8th
Flavin  Total—7

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