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

SIXTH DAY’S PROCEEDINGS

Thirty-first Extraordinary Session of the Legislature
Under the Adoption of the Constitution of 1974

House of Representatives
State Capitol
Baton Rouge, Louisiana

Wednesday, April 3, 2002

The House of Representatives was called to order at 2:00 P.M., by the Honorable Charlie DeWitt, Speaker of the House of Representatives.

Morning Hour
ROLL CALL

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

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<tr>
<th>PRESENT</th>
<th>ABSENT</th>
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<td>Iles</td>
<td>Schwegmann</td>
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<td>Jackson, L</td>
<td>Shaw</td>
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Mr. Speaker
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Alexander, E
Alexander, R
Ansardi
Baldone
Baudoin
Baylor
Beard
Bowler
Broome
Bruce
Bruneau
Capella
Carter, K
Carter, R

Erdey
Farrar
Faucheux
Flavin
Frith
Frugé
Total—105

McVea
Montgomery
Morrell
Morrish
Murray
Nevers
Total—0

Waddell
Walsworth
Welch
Winston
Wooton
Wright

ABSENT

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

Prayer

Prayer was offered by Rep. Riddle.

Pledge of Allegiance

Rep. Bruce 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 joint motion of Reps. Iles and Schwegmann, and under a suspension of the rules, the Journal of April 2, 2002, was corrected to reflect them as voting yea on final passage of House Bill No. 116.

On motion of Rep. Frith, the Journal of April 2, 2002, was adopted.

Petitions, Memorials and Communications

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

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

April 2, 2002

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

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 16, 23, and 24

Respectfully submitted,
SESSION CONCURRENT RESOLUTION NO. 16—
BY SENATOR C. JONES
A CONCURRENT RESOLUTION
To direct certain departments of the state, as provided for in Title 36
of the Louisiana Revised Statutes of 1950, to provide
information relative to the development of a strategic plan to
combat poverty.

Read by title.

On motion of Rep. Hunter, and under a suspension of the rules,
the above resolution was referred to the Committee on Health and
Welfare, under the rules.

SESSION CONCURRENT RESOLUTION NO. 23—
BY SENATOR SCHEDLER AND REPRESENTATIVE STRAIN
A CONCURRENT RESOLUTION
To designate March as Louisiana Nutrition Month.

Read by title.

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

SESSION CONCURRENT RESOLUTION NO. 24—
BY SENATORS CRAVINS AND HINES AND REPRESENTATIVES
HUDSON AND DURAND
A CONCURRENT RESOLUTION
To commend and congratulate Joey and Denise Olivier of
Arnaudville on being awarded the "Young Farmer and Rancher
Achievement Award" by the Louisiana Farm Bureau in July,
2001 and by the American Farm Bureau in January, 2002.

Read by title.

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

MESSAGE FROM THE SENATE

SENATE BILLS
April 3, 2002

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

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

Senate Bill Nos. 1, 73, 85, and 89

Respectfully submitted,
MICHAEL S. BAER, III
Secretary of the Senate

SENATE BILL NO. 1—
BY SENATOR BOISSIERE
AN ACT
To enact R.S. 11:553(17) and 559(3), relative to the Louisiana State
Employees' Retirement System; to provide with respect to
membership of certain employees of the traffic courts for the
parish of Orleans; to authorize credit in the judicial retirement
plan of the Louisiana State Employees' Retirement System for
service as a judicial administrator for the traffic courts for the
parish of Orleans and each deputy of the administrator; and to
provide for related matters.

Read by title.

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

SENATE BILL NO. 73—
BY SENATORS HAINKEL, LAMBERT, BAOJIE, SCHEDLER, HINES,
FIELDS, HOLLIS AND JOHNSON
AN ACT
To enact Chapter 7-A of Title 17 of the Louisiana Revised Statutes
of 1950, to be comprised of R.S. 17:1921 through 1927, relative
to the Louisiana Cancer Research Center; to provide for its
creation, organization, powers, and functions and for its
governance board; to provide for reports and annual audits; to
provide for application of certain provisions of state law; and to
provide for related matters.

Read by title.

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

SENATE BILL NO. 85—
BY SENATORS DARDENNE, BARHAM, HOLLIS AND IRONS
AN ACT
To amend and reenact R.S. 47:1123(4) and (5), 1124, and 1125 and
to enact R.S. 47:301(10)(a)(v), relative to the state sales and use
tax; to provide for a state sales tax exclusion for certain
purchases by a motion picture production company; to provide
for an effective date; 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. 89—
BY SENATORS CAJIN, DUPRE, HOLDEN, IRONS, LENTINI, SCHEDLER,
ULLO AND MOUNT AND REPRESENTATIVE DIEZ
AN ACT
To amend and reenact R.S. 32:409.1(A)(2)(d)(x), 412(A)(4) and (7),
(B)(7), and (D)(1) and R.S. 40:1321(A) and (D) and to enact
issue of class "A," "B," or "C" drivers' licenses to nonresident aliens; to require personal appearance for renewal of class "D" or "E" drivers' licenses or special identification cards by nonresident aliens; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Transportation, Highways and Public Works.

Privileged Report of the Committee on Enrollment
April 3, 2002
To the honorable Speaker and Members of the House of Representatives:

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

The following House Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 5—
BY REPRESENTATIVES BALDONE AND FAUCHEUX
A CONCURRENT RESOLUTION
To urge and request the United States Department of Veterans Affairs to establish a community-based outpatient clinic in the Houma area.

HOUSE CONCURRENT RESOLUTION NO. 33—
BY REPRESENTATIVE SCHNEIDER
A CONCURRENT RESOLUTION
To recognize May 6 through May 12, 2002, as Public Service Recognition Week.

HOUSE CONCURRENT RESOLUTION NO. 37—
BY REPRESENTATIVES L. JACKSON, BAYLOR, GLOVER, HOPKINS, MONTGOMERY, SHAW, JANE SMITH, AND WADDELL AND SENATOR HOLDEN
A CONCURRENT RESOLUTION
To commend Dr. Leonard C. Barnes, former chancellor of Southern University at Shreveport, upon occasion of a special evening of tribute honoring his remarkable career.

Respectfully submitted,
DONALD RAY KENNARD
Chairman

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

HOUSE BILL NO. 147—
BY REPRESENTATIVES LANDRIEU AND CLARKSON AND SENATORS BAJOIE, HAINKEL, AND SCHEDLER
AN ACT
To enact Chapter 7-A of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:1921 through 1927, relative to the Tulane/L.S.U. Cancer Research Center; to provide for its creation, organization, powers, and functions and for its governance board; to provide for reports and annual audits; to provide for application of and exemption from certain provisions of state law; and to provide for related matters.

Read by title.

On motion of Rep. Landrieu, the bill was recommitted to the Committee on Health and Welfare.

Senate Bills and Joint Resolutions on Second Reading to be Referred

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

SENATE BILL NO. 55—
BY SENATORS CHAISSON, FONTENOT, LAMBERT, LENTINI AND SCHEDLER AND REPRESENTATIVES GARY SMITH, ALARIO, ANSARDI, DAMICO, DANIEL, FAUCHEUX, MARTIN, LANCASTER, POWELL, SCALISE, SNEED, STRAIN, TOOMY, WALSWORTH, AND WINSTON
AN ACT
To amend and reenact R.S. 47:6005(D), relative to the qualified recycling equipment credit, to provide that certain industries may receive one hundred percent of the credit and any credit carry-forward for a specified period; to provide that any excess credit amount over and above the amount of tax due shall be refunded to the taxpayer in the same manner as overpayments of tax; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

Rep. Gary Smith moved that Senate Bill No. 55 be designated as a duplicate of House Bill No. 71.

Which motion was agreed to.

Motion

On motion of Rep. Gary Smith, the above bill was referred to the Legislative Bureau.

House and House Concurrent Resolutions
Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Concurrent Resolution No. 19 by Representative Faucheux

**AMENDMENT NO. 1**

On page 3, at the end of line 22, delete the period "." and insert the following:

"and submit such plan to the legislature prior to the convening of the 2003 Regular Session."

**AMENDMENT NO. 2**

On page 1, line 13, after "Parish," and before "one from" insert "including"

**AMENDMENT NO. 3**

On page 1, line 15, after "and" and before "one" insert "eight members."

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

Rep. Bruce, the resolution, as amended, was ordered engrossed and passed to its third reading.

**Reconsideration**

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

**HOUSE BILL NO. 97—**

By Representative Damico

**AN ACT**

To amend and reenact R.S. 30:2011(D)(22)(c), 2014(D), 2195(B), and 2289.1(D), relative to fees paid to the Department of Environmental Quality; to authorize an increase of fees paid into the Environmental Trust Fund; to authorize an increase of fees paid for accreditation by commercial laboratories; to authorize an increase for underground storage tank registration fees; to authorize an increase in participation fees; to provide for maximum fees; and to provide for related matters.

Read by title.

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

Returned to the calendar under the rules.

**House Bills and Joint Resolutions on Third Reading and Final Passage**

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Bruce to Engrossed House Bill No. 1 by Representative Bruce

**AMENDMENT NO. 1**

On page 1, at the end of line 12, after "members" change the comma "," to a colon ":" and delete the remainder of line 12, and insert "four members to be"

**AMENDMENT NO. 2**

On page 1, line 13, after "Parish," and before "one from" insert "including"

**AMENDMENT NO. 3**

On page 1, line 15, after "and" and before "one" insert "eight members."

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

Rep. Bruce 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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<td>Mr. Speaker: Futrell</td>
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<td>Alario: Gallot</td>
<td>Perkins</td>
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<td>Alexander, E: Glover</td>
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<td>Alexander, R: Green</td>
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<td>Ansardi: Guillory</td>
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<td>Baldone: Hammett</td>
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<td>Baudoin: Heaton</td>
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<td>Bowler: Honey</td>
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<td>Broome: Hopkins</td>
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<td>Bruce: Hudson</td>
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<td>Bruneau: Hunter</td>
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<td>Carter, R: Jackson, L</td>
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<td>Cazayoux: Jackson, M</td>
<td>Smith, G.—56th</td>
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<td>Clarkson: Johns</td>
<td>Smith, J.D.—50th</td>
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<td>Crane: Katz</td>
<td>Smith, J.H.—8th</td>
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<td>Crowe: Kennard</td>
<td>Smith, J.R.—30th</td>
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<td>Curtis: Kenney</td>
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<td>Damico: LaFleur</td>
<td>Stelly</td>
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</table>
The Chair declared the above bill was finally passed.
The title of the above bill was read and adopted.

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

HOUSE BILL NO. 5—
BY REPRESENTATIVES DOWNER, FAUCHEUX, AND PRATT
AN ACT
To amend and reenact R.S. 29:38(A) and 403(9) and to enact R.S. 29:403(3.1) and (3.2), relative to military affairs; to provide for reemployment rights of persons called to duty in the national guard of this state and of any other state; to define certain terms under the Military Service Relief Act; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Salter on behalf of the Legislative Bureau to Engrossed House Bill No. 5 by Representative Downer

AMENDMENT NO. 1
On page 3, line 6, following "means" and before "a physical" delete "any person who has"

AMENDMENT NO. 2
On page 3, line 8, following "or" and before "a record" delete "has"

AMENDMENT NO. 3
On page 3, line 16, following "includes active" and before the comma "," insert "duty"

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

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

ROLL CALL
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 15—
BY REPRESENTATIVES DOWNER, FUTRELL, FAUCHEUX, AND PRATT
AN ACT
To amend and reenact R.S. 29:422, relative to the Military Service Relief Act; to provide for benefits and rights of persons called to service in the uniformed services; to provide for applicability; to provide for notice requirements; and to provide for related matters.

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NAYS

Total—0

ABSENT

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 24—
BY REPRESENTATIVE MONTGOMERY
AN ACT
To enact R.S. 9:203(D), relative to justices of the peace; to provide relative to the authority to perform marriage ceremonies in certain parishes; to provide authority to justices of the peace within the parishes of DeSoto, Bossier, Caddo, Bienville, Webster, or Red River to perform marriage ceremonies within these parishes; and to provide for related matters.

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<td>Total—105</td>
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NAYS

Total—0

ABSENT

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Downer moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.
The title of the above bill was read and adopted.

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

HOUSE BILL NO. 25—
BY REPRESENTATIVE JANE SMITH
AN ACT
To amend and reenact R.S. 13:621.26, relative to district judges; to provide for an additional judgeship for the Twenty-Sixth Judicial District Court; to provide for compensation of the

Yeas

Mr. Speaker  
Alario  
Alexander, E  
Alexander, R  
Ansardi  
Baldone  
Baudoin  
Baylor  
Beard  
Bowler  
Bromes  
Bruce  
Bruneau  
Capella  
Carter, K  
Carter, R  
Clarkson  
Crane  
Crowe  
Curtis  
Dumico  
Daniel  
Dartez  
Devillier  
Dietz  
Doerge  
Downer  
Durand  
Erdey  
Farrar  
Faucheux  
Flavin  
Frith  
Fruge  
Total—100

NAYS

Total—0

ABSENT

Cazayoux  
Hill  
Total—5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 28—
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</table>

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 29—**

<table>
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<tbody>
<tr>
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<tr>
<td>Total—2</td>
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</tbody>
</table>

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 32—**

BY REPRESENTATIVE SCHWEGMANN
ROLL CALL

The roll was called with the following result:

YEAS

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<thead>
<tr>
<th>Mr. Speaker</th>
<th>Gallot</th>
<th>Pierre</th>
</tr>
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<tbody>
<tr>
<td>Alario</td>
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<td>Pratt</td>
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<td>Damico</td>
<td>LaFleur</td>
<td>Strain</td>
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<td>Daniel</td>
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<td>Triche</td>
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<td>McCallum</td>
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<td>Fruge</td>
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<tr>
<td>Futrell</td>
<td>Perkins</td>
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<tr>
<td>Total—103</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

NAYS

| Murray               | Gallot            | Pierre       |
| Total—1              |                   |             |

ABSENT

| Clarkson             |                   |             |
| Total—1              |                   |             |

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Motion

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

HOUSE BILL NO. 40—

BY REPRESENTATIVE BRUNEAU AND SENATOR IRONS

AN ACT

To enact R.S. 33:9091.1, relative to crime prevention and security in the Lake Vista area of Orleans Parish; to create the Lake Vista Crime Prevention District; to provide relative to the purposes, governance, duties, and authority of the district; to authorize the governing authority of the city of New Orleans, subject to the approval of district voters, to impose a parcel fee within the district and to provide further relative to such fee; to provide relative to funds of the district; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bruneau to Engrossed House Bill No. 40 by Representative Bruneau and Senator Irons

AMENDMENT NO. 1

On page 5, line 10, after "collection." delete the remainder of the line and delete line 11 and insert in lieu thereof "However, the board may enter into an agreement with the city to authorize the city to retain, as a collection fee, not more than one percent of the amount collected."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

<table>
<thead>
<tr>
<th>Mr. Speaker</th>
<th>Gallot</th>
<th>Pierre</th>
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<tbody>
<tr>
<td>Alario</td>
<td>Green</td>
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<tr>
<td>Bruce</td>
<td>Hunter</td>
<td>Scalise</td>
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</tbody>
</table>
The roll was called with the following result:

<table>
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<tr>
<th>YEAS</th>
<th>NAYS</th>
<th>ABSENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Gallot</td>
<td>Pierre</td>
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<tr>
<td>Beard</td>
<td>Hopkins</td>
<td>Romero</td>
</tr>
</tbody>
</table>

Rep. Jane Smith moved the final passage of the bill.

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
<th>ABSENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Glover</td>
<td>Pierre</td>
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<td>Baudoin</td>
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<td>Quezaire</td>
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<tr>
<td>Baylor</td>
<td>Honey</td>
<td>Richmond</td>
</tr>
</tbody>
</table>
The Chair declared the above bill was finally passed. The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 49—**
BY REPRESENTATIVE POWELL
AN ACT
To enact R.S. 33:2476.3, relative to the compensation of members of the fire and police civil service board in the city of Hammond; to provide for compensation of members of the board for attendance at meetings; to provide limitations; and to provide for related matters.

Read by title.

Rep. Powell moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

<table>
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<tr>
<th>YEAS</th>
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<tr>
<td>Mr. Speaker</td>
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<td>Frith</td>
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<td>Fruge</td>
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<tr>
<td>Futrell</td>
</tr>
<tr>
<td>Gallot</td>
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</tbody>
</table>

Total—101
NAYS
Total—0
ABSENT

Baldone | Diez
Crane | Hill
Total—4

The Chair declared the above bill was finally passed. The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 52—**
BY REPRESENTATIVE SCALISE
AN ACT
To enact R.S. 33:4552.2, relative to naming playground attendance at meetings; to provide limitations; and to provide for related matters.

Read by title.

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

**HOUSE BILL NO. 55—**
BY REPRESENTATIVE MURRAY
AN ACT
To enact R.S. 13:1312(D), relative to the Judicial Expense Fund of the Civil District Court for the Parish of Orleans and the First and Second City Courts of the city of New Orleans; to authorize
Yeas

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<th>Glover</th>
<th>Perkins</th>
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<td>Sneed</td>
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Nays

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Absent

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<tbody>
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<td>Total—2</td>
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</tr>
</tbody>
</table>

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.

House Bill No. 58—

By Representative Pinac

House Bill No. 62—

By Representative Pinac

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

House Bill No. 62—

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Salter on behalf of the Legislative Bureau to Engrossed House Bill No. 68 by Representative Schwegmann

**AMENDMENT NO. 1**

On page 5, line 3, following "shall" and before "its" change "provide" to "perform"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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<thead>
<tr>
<th>Mr. Speaker</th>
<th>Gallot</th>
<th>Perkins</th>
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<tbody>
<tr>
<td>Alario</td>
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**NAYS**

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<th>Bruneau</th>
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<td>Carter, K</td>
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<td>Welch</td>
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</tbody>
</table>

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.

**HOUSE BILL NO. 68—**
The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 73—**
**BY REPRESENTATIVE MURRAY**

A JOINT RESOLUTION

Proposing to amend Article VI, Section 29(D) of the Constitution of Louisiana, relative to sales and use taxes; to provide for certain voting requirements for enacting certain tax exemptions or exclusions from sales and use taxes; to provide for the submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 76—**
**BY REPRESENTATIVE JANE SMITH AND SENATOR MOUNT**

AN ACT

To amend and reenact R.S. 33:172(A)(1) and (D), relative to municipal annexation procedures; to provide a procedure for annexation of vacant land when there are no resident property owners; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 77—**
**BY REPRESENTATIVE FRITH**

AN ACT

To enact R.S. 33:2738.83, relative to the creation of a hospital sales tax district in Vermilion Parish; to create Hospital Sales Tax District No. 2; to provide relative to the governing authority of the sales tax district; to authorize the governing authority of the sales tax district to levy and collect a sales and use tax, subject to voter approval; and to provide for related matters.

Read by title.

Rep. Frith moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>Yes</th>
<th>No</th>
<th>Absent</th>
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</thead>
<tbody>
<tr>
<td>101</td>
<td>0</td>
<td>4</td>
</tr>
</tbody>
</table>

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 85—**
**BY REPRESENTATIVES MARTINY, DEWITT, CLARKSON, FRUGE, JOHNS, AND WALSWORTH**

AN ACT

To amend and reenact R.S. 13:5101(B), R.S. 15:1172(B) and (C), 1177(A)(introductory paragraph) and (1) and (C), 1179, 1184(A)(2) and (D), 1186(A) and (B), to enact R.S. 15:1172(D) and (E), 1177(A)(10), and 1184(F) and (G), and to repeal R.S. 49:964(G)(7), relative to civil claims of prisoners; to provide with respect to the initiation and limitation of administrative remedies; to provide with respect to dismissal of claims; to provide liberative prescription for certain actions; to provide for judicial review; to exempt delictual actions from judicial review under the Corrections Administrative Remedy Procedure Act; to provide proper venue for prisoner suits; to
HOUSE BILL NO. 86—
BY REPRESENTATIVE MCVEA AND SENATOR FONTENOT
AN ACT
To amend and reenact R.S. 46:1053(Y), relative to Hospital Service
District Number One of East Baton Rouge Parish; to increase
the membership of the board of commissioners; to provide
relative to the terms of office of the members of the board of commissioners; to provide that one member shall be a
physician; and to provide for related matters.

Read by title.

Rep. Cazayoux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

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

HOUSE BILL NO. 87—
BY REPRESENTATIVES THOMPSON AND WALSWORTH
AN ACT
To enact R.S. 33:1236(65), relative to the governing authority of
Ouachita Parish; to authorize the parish governing authority to
enact ordinances regulating the level of sound and noise within
the unincorporated areas of the parish; to provide for
limitations; to provide relative to penalties; to require public
hearings; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 89—
BY REPRESENTATIVE PINAC
AN ACT
To amend and reenact R.S. 40:1625 through 1631, 1636, and 1637
and to enact R.S. 40:1638, relative to fire protection sprinkler
systems contractors; to provide for definitions; to provide for
administration and regulation; to provide for licensing; to
provide for fees; to provide for prohibited activity; to provide
for renewal, reinstatement, and revocation of permits,
certificates, and licenses; to provide for fines; to provide for a
Fire Sprinkler Trust Fund; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 90—
BY REPRESENTATIVE PINAC
AN ACT
To amend and reenact R.S. 9:3572.2(A)(5) and (C), relative to loan brokers; to
exempt certain authorized e-file providers from the licensing
and bonding requirements; to provide for registration of e-file
providers; to provide for maximum allowable fees; 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>
<th>Nays</th>
<th>Absent</th>
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</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Gallot</td>
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<td>Total—0</td>
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</table>

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed. The title of the above bill was read and adopted.

Rep. 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.

**HOUSE BILL NO. 112—**

BY REPRESENTATIVE SCHNEIDER

AN ACT

To enact R.S. 13:721 and 722 and to repeal R.S. 13:719 and 720, relative to the Twenty-Second Judicial District Court; to provide for the office of commissioner for the Twenty-Second Judicial District Court in criminal matters; to provide for the selection and removal of the commissioner from office; to provide for the qualifications of office, salary, related benefits, expenses of office, and office space; to provide for the sources of funding for the commissioner and his office and employees; to provide for the duties and powers of the commissioner; to provide for conduct of proceedings by the commissioner upon consent of the parties; to provide for delays to traverse the findings and to provide for hearings thereon; to provide for the authority of a
On motion of Rep. Daniel, the bill was returned to the calendar.

**HOUSE BILL NO. 115—**
**BY REPRESENTATIVE RICHMOND**
**AN ACT**
To enact R.S. 13:2158(D), relative to constables of the First City Court of the city of New Orleans; to provide for the fees of office that the constables may charge in civil matters; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 122—**
**BY REPRESENTATIVES TUCKER AND ALARIO AND SENATORS BOISSIERE AND SCHEDLER**
**AN ACT**
To amend and reenact R.S. 33:9039.20(B)(7), relative to community development districts; to limit the authority of such districts relative to revenue producing utilities; 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. 125—**
**BY REPRESENTATIVES SCHNEIDER AND DANIEL**
**AN ACT**
To amend and reenact R.S. 11:502.2(A)(2) and (B)(1)(b), to enact R.S. 11:502.2(A)(3), and to repeal Section 3 of Act No. 454 of the 2001 Regular Session of the Legislature, relative to the optional retirement plan of the Louisiana State Employees Retirement System; to provide for participation in such plan by members of the Executive Career Service; to provide for procedures and time limitations for application for participation in such plan; and to provide for related matters.

Read by title.

Rep. Schneider 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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<tbody>
<tr>
<td>Mr. Speaker</td>
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<tr>
<td>Alario</td>
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<tr>
<td>Alexander, E</td>
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<td>Alexander, R</td>
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<table>
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<tr>
<th>NAYS</th>
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<td>Crowe</td>
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The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.

**HOUSE BILL NO. 127—**
**BY REPRESENTATIVE HAMMETT**
**AN ACT**
To amend and reenact R.S. 47:306(A)(1)(c) and to enact R.S. 47:306(A)(1)(d), relative to the sales tax filing requirements of the state through any department, agency, board, commission, or other state entity; to provide that the state and local sales tax returns shall be filed annually; to provide for an effective date; 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:

<table>
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<th>YEAS</th>
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<td>Total—101</td>
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<tr>
<td>Mr. Speaker</td>
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<td>Alario</td>
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<tr>
<td>Alexander, E</td>
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<tr>
<td>Alexander, R</td>
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</table>
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Suspension of the Rules

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

HOUSE BILL NO. 129—
BY REPRESENTATIVES SCHNEIDER, DEWITT, AND DANIEL
AN ACT
To amend and reenact R.S. 11:502.2(A)(2), to enact R.S. 11:502.2(A)(3) and (B)(1)(c), and to repeal Section 2(B) of Act No. 1320 of the 1999 Regular Session of the Legislature, as amended by Act No. 454 of the 2001 Regular Session of the Legislature, relative to the optional retirement plan of the Louisiana State Employees Retirement System; to provide for

Read by title.

Rep. Hammett moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:
AMENDMENT NO. 1

On page 1, line 2, after "R.S. 11:502.2(A)(2)" delete the comma "," and insert "and (B)(1)(a),"

AMENDMENT NO. 2

On page 1, line 11, after "R.S. 11:502.2(A)(2)" delete "is" and insert in lieu thereof "and (B)(1)(a) are"

AMENDMENT NO. 3

On page 1, delete lines 16 and 17, delete page 2, and on page 3, delete lines 1 through 10, and insert in lieu thereof the following:

"(2)(a) Such election shall be made in writing and filed with the Louisiana State Employees' Retirement System within sixty days after such appointment. The requirement that such election shall be filed within sixty days after such appointment shall apply only to those persons who enrolled in or transferred to the optional retirement plan effective not later than July 1, 2001, pursuant to Act No. 1320 of the 1999 Regular Session of the Legislature.

(b) Those employees who either enrolled in or transferred into the optional retirement plan effective on or before June 30, 2001, shall continue participation therein in accordance with the provisions of law applicable thereto.

(3) Elections will be effective as of the date of appointment. If an eligible employee fails to make the election timely, he shall become a member of the retirement system's defined benefit plan as of the date of appointment.

B.(1)(a) Except as provided in Subparagraph (b) and (c) 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.

* * *

(c) Any unclassified state employee who meets either of the criteria established in Subparagraph (A)(1)(a) of this Section may irrevocably elect to participate in this optional retirement plan if, notwithstanding the provisions of Subparagraph (a) of this Paragraph, such employee files his election to participate in the optional retirement plan with the system in writing not later than the ninetieth day following the effective date of his appointment to the position which makes him eligible for participation in the optional retirement plan; or if he was appointed to the position which makes him eligible for participation in the optional retirement plan pursuant
Rep. Robert Carter sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representatives R. Carter and McVea to Engrossed House Bill No. 130 by Representatives Schneider and DeWitt

**AMENDMENT NO. 1**

On page 6, delete lines 21 through 27, delete page 7, and on page 8, delete lines 1 through 3, and insert in lieu thereof "Section 2. This law shall be applied prospectively only."

**AMENDMENT NO. 2**

On page 8, line 4, change "Section 4." to "Section 3."

Rep. Robert Carter moved the adoption of the amendments.

Rep. Schneider objected.

By a vote of 34 yeas and 65 nays, the amendments were rejected.

Rep. Schneider moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

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<th>YEAS</th>
<th>NAYS</th>
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<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Gallot</td>
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<td>Alario</td>
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<td>Alexander, E</td>
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<td>LaFleur</td>
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<tr>
<td>Daniel</td>
<td>Lancaster</td>
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Total—0

**ABSENT**

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.

**HOUSE BILL NO. 134—**

BY REPRESENTATIVES SCHNEIDER AND DANIEL

AN ACT

To amend and reenact R.S. 11:542(A), (B), and (C)(1) and (2), relative to cost-of-living increases for retirees, survivors, and beneficiaries provided by the Louisiana State Employees Retirement System; to provide relative to credits and debits of the Employee Experience Account from which such increases are paid; to provide for payment of such increases on a calendar-year basis and based on the Employee Experience Account balance for the prior fiscal year; 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 House Bill No. 134 by Representatives Schneider and Daniel

**AMENDMENT NO. 1**

On page 2, line 16, change "granted" to "effective"

**AMENDMENT NO. 2**

On page 3, line 22, change "granted" to "effective"

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:
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.

**HOUSE BILL NO. 115—**

**AN ACT**

To enact R.S. 13:2158(D), relative to constables of the First City Court of the city of New Orleans; to provide for the fees of office that the constables may charge in civil matters; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Swilling moved the final passage of the bill.

**ROLL CALL**
HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Martiny to Engrossed House Bill No. 85 by Representative Martiny

AMENDMENT NO. 1
On page 7, line 8, change "seeking to may not" to "who seeks to"

AMENDMENT NO. 2
On page 7, line 10, after "security" delete the remainder of the line and delete lines 11 through 14 in their entirety.

AMENDMENT NO. 3
On page 7, line 15, at the beginning of the line, delete "seeks to do so, the prisoner"

AMENDMENT NO. 4
On page 7, line 16, after "pauperis" insert "except Code of Civil Procedure Article 5183(A)(2)"

AMENDMENT NO. 5
On page 8, line 2, after "petition" insert a comma "," and delete "or"

AMENDMENT NO. 6
On page 8, at the end of line 2, change the period "." to a comma "," and insert "or writ application."

AMENDMENT NO. 7
On page 8, at the beginning of line 11, after "B." insert "(1)"

AMENDMENT NO. 8
On page 8, between lines 24 and 25, insert the following:

"(2)(a) The order granting a prisoner's request to proceed in forma pauperis automatically stays all proceedings, including any service of process, until all costs of court or fees due the clerk by the prisoner in this matter are paid. During the pendency of the stay the prisoner may not take any action to prosecute the suit, including but not limited to filing any pleadings, discovery, or motions other than a motion for voluntary dismissal or a motion to lift the stay because all costs have been paid.

(b) If at any time during the pendency of the action additional costs of court or fees due the clerk by the prisoner accrue and are unpaid by the prisoner, then upon order of the court ex proprio motu or upon motion of the clerk or any other party, the action may be stayed as provided herein until all such additional costs are paid.

(d) The automatic stay shall not apply only if the court makes a written finding that:

(i) The suit is proceeding for judicial review brought pursuant to R.S. 15:1177;

(ii) The suit is a post-conviction relief or habeas corpus proceeding challenging the fact or duration of confinement in prison; or

(iii) The inmate is in imminent danger of serious physical injury, the suit solely seeks injunctive relief to avoid the danger, and relief is available in the suit which will avert the danger."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Frith Powell
Alario Fruge Pratt
Alexander, E Futrell Riddle
Alexander, R Gallot Romero
Ansardi Hammett Saltz
Baldone Heaton Scalise
Baudoin Hebert Schneider
Beard Hopkins Schwemm
Bowler Hutter Shaw
Bruce Ies Smith, G.—56th
Bruneau Johns Smith, J.D.—56th
Capella Katz Smith, J.H.—8th
Carter, R Kenney Smith, J.R.—30th
Cazayoux LaFleur Sneid
Clarkson Lancaster Stelly
Crane Landrieu Strain
Damico LeBlanc Thompson
Daniel Martiny Toomy
Dartez McCallum Townsend
Devillier McDonald Triche
Diez McVea Tucker
Doerge Montgomery Waddell
Downer Morrish Walsworth
Durand Nevers Welch
Erdey Perkins Winston
Farrar Pinac Wooton
Flavin Pitre Wright
Total—81

NAYS

Baylor Guillory Murray
The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 89—**

**BY REPRESENTATIVE PINAC**

AN ACT

To amend and reenact R.S. 40:1625 through 1631, 1636, and 1637 and to enact R.S. 40:1638, relative to fire protection sprinkler systems contractors; to provide for definitions; to provide for administration and regulation; to provide for licensing; to provide for fees; to provide for prohibited activity; to provide for renewal, reinstatement, and revocation of permits, certificates, and licenses; to provide for fines; to provide for a Fire Sprinkler Trust Fund; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Pinac to Engrossed House Bill No. 89 by Representative Pinac

**AMENDMENT NO. 1**

On page 6, line 14, after "to" delete the remainder of the line and delete lines 15 and 16 in their entirety, and insert "charge and collect such fees as provided for in this Subpart."

**AMENDMENT NO. 2**

On page 13, line 26, after "fee" delete the remainder of the line and insert "in the amount set forth in this Subpart must"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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<tr>
<th>Faucheux</th>
<th>McVea</th>
<th>Wooton</th>
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<td>Total—57</td>
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<tr>
<th>Mr. Speaker</th>
<th>Green</th>
<th>Pierre</th>
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<tbody>
<tr>
<td>Alexander, E</td>
<td>Guillory</td>
<td>Pitre</td>
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<td>Alexander, R</td>
<td>Hebert</td>
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**ABSENT**

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<tr>
<th>Bruce</th>
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The bill, not having received a two-thirds vote of the elected members, failed to pass.

Motion to reconsider pending.

**HOUSE BILL NO. 135—**

**BY REPRESENTATIVE STRAIN AND SENATOR SCHEDLER**

AN ACT

To amend and reenact R.S. 33:172, relative to municipal annexation procedures; to provide relative to annexation procedures in certain municipalities; to authorize the use of operating agreements between certain municipalities and certain parishes to govern annexation procedures; and to provide for related matters.

Read by title.

**Motion**

Rep. Strain moved that House Bill No. 135 be designated as a duplicate of Senate Bill No. 69.

Which motion was agreed to.

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

Rep. Strain asked for a ruling from the Chair as to whether the above amendments were germane to the subject matter contained in the bill as introduced.

Ruling of the Chair

The Chair ruled that the above amendments were germane to the subject matter contained in the bill as introduced.

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

Rep. Strain moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

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<td>Mr. Speaker</td>
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Rep. Strain moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 145—
BY REPRESENTATIVE BROOME
AN ACT
To repeal R.S. 11:411(10), relative to membership in the Louisiana State Employees' Retirement System; to repeal provisions making employees of the East Baton Rouge Parish Housing Authority members of the system and providing for related matters; to provide that neither the East Baton Rouge Parish Housing Authority nor any employee thereof shall be required or allowed to make contributions to the system pursuant to Act No. 404 of the 2001 Regular Session of the Legislature; and to provide for related matters.

Read by title.

Rep. Broome 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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<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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</table>
The title of the above bill was read and adopted.

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

HOUSE BILL NO. 150—
BY REPRESENTATIVE PRATT AND SENATOR BAJORIE
AN ACT
To amend and reenact R.S. 33:9092(A), (D)(2), and (F)(1), relative to neighborhood security districts; to change the name of the Garden District's Security Special Taxing District; to change the qualifications for membership on the board of directors of the district; to authorize the renewal of the district's special tax or fee; to provide for the term of the district's special tax or fee; and to provide for related matters.

Read by title.

Rep. Pratt moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Fruge Odinet
Alario Fruge Perkins
Alexander, E Gallot Pierre
Alexander, R Glover Pitre
Ansardi Green Powell
Baldone Guillory Pratt
Baudoin Hammett Quezaire
Baylor Heaton Richmond
Beard Hill Riddle
Bowler Hopkins Salter
Broome Hudson Schneider
Bruce Hunter Scalice
Bruneau Iles Shay
Capella Hutter Schwegmann
Carter, K Jackson, L Shaw
Carter, R Jackson, M Smith, G.—56th
Cazayoux Katz Smith, J.H.—8th
Clarkson Kened Smith, J.R.—30th
Crane Kennard Sneed
Crowe Kenney Stelly
Curtis Lancaster Strain
Damico Landrieu Thompson
Daniel LeBlanc Toomy
Devallier Lucas Townsend
Diez Martiny Triche
Doerge McDonald Tucker
Downer McDonald Waddell
Durand Montgomery Walsworth
Erdely Morrell Welch

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 151—
BY REPRESENTATIVE SALTER
AN ACT
To enact Subpart B-33 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.611 through 130.616, to create the Toledo Bend Interstate Compact District as a special district for industrial, commercial, tourism, and economic development purposes; to create and provide relative to the composition, appointment, and terms of office of the Toledo Bend Interstate Compact Commission as the governing authority of the district; to provide for the powers, duties, functions, and responsibilities of the district and the commission; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 155 (Substitute for House Bill No. 79 by Representatives Hammett, DeWitt, Pinac, and Faucheux)—
BY REPRESENTATIVES HAMMETT, DEWITT, PINAC, FAUCHEUX, ALARIO, BEARD, HILL, MONTGOMERY, ODINET, AND SCALISE
AN ACT
To amend and reenact R.S. 47:6007(A)(1)(b), (B), (C), (E)(1) and (3), and (F), and to repeal R.S. 47:6007(D), relative to the motion picture investor tax credit; to expand the availability of the credit; to provide for definitions; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 158—
BY REPRESENTATIVE LEBLANC
AN ACT
To amend and reenact R.S. 51:1286(C), relative to the tax levied by the Louisiana Tourism Promotion District; to provide for deposit and use of such monies; to provide for appropriations for certain tourism purposes; and to provide for related matters.

Read by title.
The Chair declared the above bill was finally passed.

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

**HOUSE BILL NO. 160—**
**BY REPRESENTATIVE LEBLANC**

AN ACT
To amend and reenact R.S. 39:2(11.1) and 75(A)(3) and to enact R.S. 39:2(5.1) and (48), relative to the avoidance of budget deficits; to provide for certain definitions; to provide for the budget status report; to provide for the presentation of the CAFR of the state to the committee; and to provide for related matters.

HOUSE BILL NO. 162—
**BY REPRESENTATIVE MONTGOMERY**

AN ACT
To amend and reenact R.S. 47:1835(B) and 1838(4), relative to the Tax Commission Expense Fund; to provide that certain unexpended and encumbered monies shall remain in the fund
The title of the above bill was read and adopted.

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

HOUSE BILL NO. 165—

YEAS

Mr. Speaker |
Alario |
Alexander, E |
Alexander, R |
Ansardi |
Baudoin |
Baylor |
Beard |
Bowler |
Broome |
Bruce |
Bruneau |
Capella |
Carter, K |
Carter, R |
Cazayoux |
Clarkson |
Crane |
Crowe |
Curtis |
Damico |
Daniel |
Dartez |
Devillier |
Diez |
Doerge |
Downer |
Durand |
Erdey |
Farrar |
Faucheux |
Flavin |
Frith |
Frugé |
Futrell |
Gallot |
Glover |
Guillory |
Hammett |
Heaton |
Hebert |
Hill |
Honey |
Hopkins |
Hudson |
Hunter |
Hutter |
Iles |
Jackson, L |
Jackson, M |
Johns |
Katz |
Kennard |
Kenney |
LaFleur |
Lancaster |
Landrieu |
LeBlanc |
Lucas |
Martin |
McCallum |
McDonald |
McVea |
Montgomery |
Morrell |
Morrish |
Murray |
Nevers |
Odinet |
Pac |
Pierre |
Pitre |
Powell |
Pratt |
Quezaille |
Richmond |
Riddle |
Romero |
Salter |
Schneider |
Schwegmann |
Sneed |
Sned |
Swilling |
Toomy |
Townsend |
Triche |
Triche |
Welch |
Winston |
Wooton |
Wright |

Hutter |

Total—96

NAYS

Baldone |
Total—2

The Chair declared the above bill was finally passed.

The above bill was read and adopted.

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

HOUSE BILL NO. 166—

YEAS

Mr. Speaker |
Alario |
Alexander, E |
Alexander, R |
Ansardi |
Baudoin |
Baylor |
Beard |
Bowler |
Broome |
Bruce |
Capella |
Carter, K |
Carter, R |
Cazayoux |
Clarkson |
Crane |
Crowe |
Curtis |
Damico |
Daniel |
Dartez |
Devillier |
Diez |
Doerge |
Downer |
Durand |
Erdey |
Farrar |
Faucheux |
Flavin |
Frith |
Frugé |
Futrell |
Gallot |
Green |
Guillory |
Hammett |
Heaton |
Hebert |
Hill |
Honey |
Hopkins |
Hudson |
Hunter |
Iles |
Jackson, L |
Jackson, M |
Johns |
Katz |
Kennard |
Kenney |
LaFleur |
Lancaster |
Landrieu |
LeBlanc |
Lucas |
Martin |
McCallum |
McDonald |
McVea |
Montgomery |
Morrell |
Morrish |
Murray |
Nevers |
Odinet |
Pac |
Pierre |
Pitre |
Powell |
Pratt |
Quezaille |
Richmond |
Riddle |
Romero |
Salter |
Schneider |
Schwegmann |
Sneed |
Sned |
Swilling |
Toomy |
Townsend |
Triche |
Triche |
Welch |
Winston |
Wooton |
Wright |

Total—103

Total—0

ABSENT

Baldone |
Total—2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.

HOUSE BILL NO. 166—

YEAS

Mr. Speaker |
Alario |
Alexander, E |
Alexander, R |
Ansardi |
Baudoin |
Baylor |
Beard |
Bowler |
Broome |
Bruce |
Capella |
Carter, K |
Carter, R |
Cazayoux |
Clarkson |
Crane |
Crowe |
Curtis |
Damico |
Daniel |
Dartez |
Devillier |
Diez |
Doerge |
Downer |
Durand |
Erdey |
Farrar |
Faucheux |
Flavin |
Frith |
Frugé |
Futrell |
Fruge |
Futrell |
Gallot |
Green |
Guillory |
Hammett |
Heaton |
Hebert |
Hill |
Honey |
Hopkins |
Hudson |
Hunter |
Iles |
Jackson, L |
Jackson, M |
Johns |
Katz |
Kennard |
Kenney |
LaFleur |
Lancaster |
Landrieu |
LeBlanc |
Lucas |
Martin |
McCallum |
McDonald |
McVea |
Montgomery |
Morrell |
Morrish |
Murray |
Nevers |
Odinet |
Pac |
Pierre |
Pitre |
Powell |
Pratt |
Quezaille |
Richmond |
Riddle |
Romero |
Salter |
Schneider |
Schwegmann |
Sneed |
Sned |
Swilling |
Toomy |
Townsend |
Triche |
Triche |
Welch |
Winston |
Wooton |
Wright |

Hutter |

Total—1

Total—8

ABSENT

Bowler |
Bruneau |
Perkins |
Total—8

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.
YEAS

Mr. Speaker Gallot Pierre
Alario Glover Pinac
Alexander, E Green Pratt
Alexander, R Guillory Quezaire
Ansardi Hammett Riddle
Baldone Heaton Romero
Bayor Hill Salter
Bowler Honey Scalise
Broome Hopkins Schwegmann
Bruce Hudson Shaw
Bruneau Hunter Smith, J.D.—50th
Capella Jackson, M Smith, J.H.—8th
Carter, K Johns Sneed
Carter, R Kenney Stelly
Cayayoux LaFleur Strain
Clarkson Lancaster Swilling
Curtis Landrieu Thompson
Damico LeBlanc Toomy
Dartez Lucas Townsend
Doerge Martiny Tucker
Durand McDonald Waddell
Farrar McVea Welch
Faucheux Montgomery Wooton
Flavin Morrell Wright
Fritth Murray
Fruge Odinet
Total—76

NAYS

Baudoin Futrell Perkins
Beard Hebert Pitre
Crane Hutter Powell
Crowe Iles Schneider
Daniel Katz Smith, G.—56th
Devillier Kennard Smith, J.R.—30th
Diez McCallum Triche
Downer Morrish Walsworth
Erdey Nevers Winston
Total—27

ABSENT

Jackson, L Richmond
Total—2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.

HOUSE BILL NO. 168—

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LeBlanc to Engrossed House Bill No. 168 by Representative LeBlanc and Senator Dardenne

AMENDMENT NO. 1

On page 10, delete line 16 in its entirety and insert:

"monies which are subject to remission to the state general fund at the close of the fiscal year."

AMENDMENT NO. 2

On page 11, delete lines 23 and 24 in their entirety and at the beginning of line 25 delete "used" and insert:

"state general fund monies, and other monies which are subject to remission to the state general fund."

AMENDMENT NO. 3

On page 12, line 1, after "shall be" delete the remainder of the line and insert:

"executed no later than the thirtieth day of June, and shall be made for a specific"

AMENDMENT NO. 4

On page 12, line 14, between "any" and "budgetary", insert "internal"

AMENDMENT NO. 5

On page 12, line 15, after "necessary to" delete the remainder of the line and insert:

"incorporate monies made available pursuant to a gainsharing authorization into the budget of the respective agency for expenditure pursuant to the authorization."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Futrell Odinet
Alario Gallot Perkins
Alexander, E Glover Pierre
Alexander, R Green Pinac
Ansardi Guillory Pitre

ABSENT

Jackson, L Richmond
Total—2
On page 2, at the end of line 20, delete "a"

On page 2, delete line 22, and insert the following:

endorsements, amendments, or riders $25.00

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker    Glover    Perkins
Alario        Green       Pierre
Alexander, E  Guillory    Pinac
Alexander, R  Hammett    Pitre
Ansardi       Heaton      Powell
Baldone       Hebert      Pratt
Baylor        Hill        Quezaire
Beard         Honey       Richmond
Bowler        Hopkins     Riddle
Broome        Hudson      Romero
Bruce         Hunter      Salter
Bruneau       Hutter      Scalise
Capella       Iles        Schneider
Carter, K     Jackson, L  Schwemmang
Carter, R     Jackson, M  Shaw
Cazayoux      Johns       Smith, G.—56th
Clarkson      Katz        Smith, J.D.—50th
Crane         Kennard     Smith, J.H.—8th
Currits       Kenney      Smith, J.R.—30th
Damico        LaFleur     Sneed
Daniel        Lancaster   Stelly
Devillier     Landrieu    Strain
Diez          LeBlanc     Swilling
Doerge        Lucas       Thompson
Downer        Martiny     Toomy
Durand        McCallum    Townsend
Erdey         McDonald    Triche
Farrar        McVea       Tucker
Faucheux      Montgomery  Waddell
Flavin        Morrell     Walsworth
Frith         Morrish     Welch
Fruge         Murray      Winston
Futrell       Nevers      Wooton
Gallow        Odinet      Wright
Rep. Hebert moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 97—
BY REPRESENTATIVE DAMICO
AN ACT
To amend and reenact R.S. 30:2011(D)(22)(c), 2014(D), 2195(B), and 2289.1(D), relative to fees paid to the Department of Environmental Quality; to authorize an increase of fees paid into the Environmental Trust Fund; to authorize an increase of fees paid for accreditation by commercial laboratories; to authorize an increase for underground storage tank registration fees; to authorize an increase in participation fees; to provide for maximum fees; and to provide for related matters.

Suspension of the Rules

On motion of Rep. Damico, and under a suspension of the rules, the above bill was called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Perkins to Engrossed House Bill No. 97 by Representative Damico

AMENDMENT NO. 1
Delete House Floor Amendments Nos. 1 and 2 proposed by Representative Damico and adopted by the House on April 2, 2002.

AMENDMENT NO. 2
On page 3, line 25, after "2003." delete the remainder of the line and delete lines 26 and 27 in their entirety

AMENDMENT NO. 3
On page 4, delete lines 1 through 3 in their entirety and insert the following:

"The twenty percent increase shall be contingent upon an appropriation of state general funds of at least seven million five hundred thousand dollars for the fiscal year beginning July 1, 2002. Further fee increases after"

Rep. Perkins moved the adoption of the amendments.


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

The title of the above bill was read and adopted.

HOUSE BILL NO. 30—
BY REPRESENTATIVES SCALISE, BRUNEAU, CAPELLA, CLARKSON, CRANE, DANIEL, DURAND, FAUCHEUX, AND TUCKER AND SENATOR MICHOT
AN ACT
To enact R.S. 47:301(16)(h), (22), and (23) and 305.52, relative to state and local sales and use taxes; to define tangible personal property for state sales and use tax purposes to exclude certain custom computer software; to provide that the exclusion shall be phased in over a four-year period; to allow governing authorities of political subdivisions to exempt sales of certain computer software; to provide for an effective date; and to provide for related matters.
AMENDMENT NO. 1
On page 4, line 1, after "software" delete remainder of the line and delete line 2 in its entirety.

AMENDMENT NO. 2
On page 4, deletes line 3 through 8 in their entirety and insert the following:
"A political subdivision may, by ordinance, provide for a sales and use tax exemption within the entire area of the political subdivision for sales of custom computer software."

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

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Tucker to Engrossed House Bill No. 30 by Representative Scalise, et al.

AMENDMENT NO. 1
On page 1, line 2, after "R.S. 47:301(16)(h), (22), and (23)" delete "and 305.52"

AMENDMENT NO. 2
On page 1, line 7, after "software" and before the semicolon ";" insert "for a certain period of time"

AMENDMENT NO. 3
On page 1, line 10, after "R.S. 47:301(16)(h), (22), and (23)" delete "and 305.52"

AMENDMENT NO. 4
On page 2, between lines 25 and 26, insert the following:
"(v) For purposes of the imposition of the sales and use tax levied by any political subdivision, for all taxable periods beginning July 1, 2002, and ending on or before June 30, 2005, the governing authority of a political subdivision, may, by ordinance, provide that the term "tangible personal property" shall not include the sales or cost price of custom computer software as defined in this Chapter."

"(vi) For purposes of the imposition of the sales and use tax levied by any political subdivision, for all taxable periods beginning on or after July 1, 2005, the term "tangible personal property" shall not include the sales or cost price of custom computer software as defined in this Chapter."

Ruling of the Chair
The Chair ruled that the above amendments were germane to the subject matter contained in the bill as introduced.

Rep. Tucker moved the adoption of the amendments.


By a vote of 50 yeas and 48 nays, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Townsend to Engrossed House Bill No. 30 by Representative Scalise, et al.

AMENDMENT NO. 1
In House Floor Amendment No. 4 proposed by Representative Tucker and adopted by the House on April 3, 2002, on page 1, line 13, after "subdivision," insert "except Natchitoches Parish."

AMENDMENT NO. 2
In House Floor Amendment No. 4 proposed by Representative Tucker and adopted by the House on April 3, 2002, on page 1, line 20, after "subdivision," insert "except Natchitoches Parish."

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

Motion
On motion of Rep. Tucker, the vote by which House Floor Amendments by Rep. Tucker were adopted by the House was reconsidered.

Motion
On motion of Rep. Tucker, the amendments proposed by Rep. Tucker were withdrawn.

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker Fruge Perkins
Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 25—
BY SENATORS HINES
A CONCURRENT RESOLUTION
To urge and request that funding be included in the budget for Fiscal Year 2002-2003 for the prevention and treatment of stroke in Louisiana, as recommended by the Louisiana Strokes Treatment Task Force.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 26—
BY SENATORS BAJOIE AND IRONS
A CONCURRENT RESOLUTION
To commend Ms. Halle Berry, on her historical win of an Academy Award for an actress in a leading position for her role in "Monster's Ball"; the first such award made to an African-American woman.

Read by title.

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

Message from the Senate

HOUSE BILLS
April 3, 2002
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. 2
Returned without amendments.

House Bill No. 16
Returned without amendments.

House Bill No. 38
Returned without amendments.

House Bill No. 45
Returned without amendments.

House Bill No. 51
Returned without amendments.
I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill Nos. 2, 4, and 105

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Senate Bills and Joint Resolutions on Second Reading to be Referred

Rep. Nevers asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions just received from the Senate with a view of advancing same, which were taken up, read, and referred to committees, as follows:

SENATE BILL NO. 2—
BY SENATORS THOMAS, HINES AND SMITH
AN ACT
To amend and reenact R.S. 3:493 and R.S. 33:4831, 4832, and 4835, and to enact R.S. 33:4836, relative to the direct sale by a farmer to consumers of farm products; to prohibit requiring permits or licenses for the direct sale of farm products; to prohibit imposition of any permit or license fee or tax on a farmer selling farm produce directly to consumers; to prohibit the enactment of ordinances prohibiting the direct sale of farm produce by the producing farmer or his employee; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

SENATE BILL NO. 4—
BY SENATOR SMITH AND REPRESENTATIVE R. ALEXANDER
AN ACT
To enact R.S. 13:2113, relative to the City Court of Winnfield; to provide for the transfer of surplus funds from the court's civil fee account to the court's general operational fund; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 105—
BY SENATORS BOISSIERE AND BAJORIE
AN ACT
To enact R.S. 33:9038, relative to cooperative economic development; to create the World Trade Center Taxing District as a special taxing and tax increment financing district in the

Privileged Report of the Legislative Bureau

April 3, 2002

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.

Senate Bill No. 8
Reported without amendments.

Senate Bill No. 10
Reported without amendments.

Senate Bill No. 19
Reported with amendments.

Senate Bill No. 37
Reported without amendments.

Senate Bill No. 45
Reported without amendments.

Senate Bill No. 53
Reported without amendments.

Senate Bill No. 63
Reported without amendments.

Senate Bill No. 69
Reported without amendments.

Senate Bill No. 75
Reported without amendments.

Respectfully submitted,

JOE SALTER
Chairman

Senate Instruments on Second Reading
Returned from the Legislative Bureau

Rep. Salter 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 SENATOR CAIN AND REPRESENTATIVES HILL AND JOHN SMITH
AN ACT
On motion of Rep. Broome, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 8—
BY SENATOR HOYT
To enact R.S. 33:172.3, relative to annexation of property by municipalities; to provide for annexation of property by the city of Crowley; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 10—
BY SENATOR HOYT
To enact R.S. 40:4.10, relative to medical waste; to require landowners who store infectious medical waste to notify the public; to provide for notice to certain public agencies; to provide for a penalty for violation of the notice requirement; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 19—
BY SENATOR HOYT
To amend and reenact R.S. 17:3091(A) and (C), 3092(11), 3095(E)(1), the introductory paragraph of 3096(A)(1), (A)(1)(b), (D), (E)(1) and (2), and 3099(E), relative to the Louisiana Student Tuition Assistance Revenue Trust Program, referred to as START; to conform references to such plans with the federal law; to provide relative to the use that may be made of START account funds; to revise the definition of tuition; to provide for certain residency requirements; to provide that accounts that are invested in equities are eligible for earnings enhancements; to provide relative to the full funding of accounts; to provide relative to the payment of earnings enhancements; and to provide for related matters.

AMENDMENT NO. 1
On page 5, line 11, following "total" and before "earnings" insert "of the"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 37—
BY SENATOR HAINEKEL
To enact R.S. 13:721 and 722 and to repeal R.S. 13:719 and 720, relative to the Twenty-Second Judicial District Court; to provide for the office of commissioner for the Twenty-Second Judicial District Court in criminal matters; to provide for the selection and removal of the commissioner from office; to provide for the qualifications of office, salary, related benefits, expenses of office, and office space; to provide for the sources of funding for the commissioner and his office and employees; to provide for the duties and powers of the commissioner; to provide for conduct of proceedings by the commissioner upon consent of the parties; to provide for delays to traverse the findings and to provide for hearings thereon; to provide for the authority of a judge to accept, reject, or modify the findings; to repeal provisions providing for the existing office of commissioner; to provide for effective dates; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 45—
BY SENATOR FONTENOT
To amend and reenact R.S. 46:1053(Y), relative to Hospital Service District Number One of East Baton Rouge Parish; to increase the membership of the board of commissioners; to provide relative to the terms of office of the members of the board of commissioners; to provide that one member shall be a physician; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.
AMENDMENT NO. 2
On page 2, line 5, after "serve" and before "terms." change "four-
year" to "three-year"

AMENDMENT NO. 3
On page 2, line 9, after "for" and before "terms." change "four-year" 
to "three-year"

AMENDMENT NO. 4
On page 2, line 11, after "a" and before "physician." insert "practicing"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 53—
BY SENATOR MOUNT
AN ACT
To enact R.S. 46:1053(C)(2)(d), relative to the Calcasieu Cameron 
Hospital Service District; to provide relative to the per diem of 
the members of the board of commissioners of the district; and 
to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 63—
BY SENATOR BARHAM
AN ACT
To enact R.S. 33:381(C)(26), relative to the village of Lisbon; to 
authorize the village governing authority to provide for the 
filling of the office of chief of police by appointment or in the 
alternative to abolish the office of police chief; to provide for 
the method of appointment and for the salary, term, duties, 
qualifications, supervision, and residency of an appointed police 
chief; to authorize the mayor and the board of aldermen to enter 
a cooperative endeavor for law enforcement services; and to 
provide for related matters.

HOUSE COMMITTEE AMENDMENTS

AMENDMENT NO. 1
On page 2, line 16, after "ordinance." and before "The term" insert 
"Such qualifications shall include a requirement of POST 
certification or the completion of POST certification within one year 
after such appointment."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 69—
BY SENATORS SCHEDLER AND THOMAS AND REPRESENTATIVE 
STRAIN
AN ACT
To amend and reenact R.S. 33:172, relative to annexation by 
municipalities; to provide for annexation of property by 
municipalities; to provide for growth management agreements; 
and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

AMENDMENT NO. 1
On page 2, line 16, after "ordinance." and before "The term" insert 
"Such qualifications shall include a requirement of POST 
certification or the completion of POST certification within one year 
after such appointment."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 69—
BY SENATORS SCHEDLER AND THOMAS AND REPRESENTATIVE 
STRAIN
AN ACT
To amend and reenact R.S. 33:172, relative to annexation by 
municipalities; to provide for annexation of property by 
municipalities; to provide for growth management agreements; 
and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

AMENDMENT NO. 1
On page 2, line 16, after "ordinance." and before "The term" insert 
"Such qualifications shall include a requirement of POST 
certification or the completion of POST certification within one year 
after such appointment."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 69—
BY SENATORS SCHEDLER AND THOMAS AND REPRESENTATIVE 
STRAIN
AN ACT
To amend and reenact R.S. 33:172, relative to annexation by 
municipalities; to provide for annexation of property by 
municipalities; to provide for growth management agreements; 
and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

AMENDMENT NO. 1
On page 2, line 16, after "ordinance." and before "The term" insert 
"Such qualifications shall include a requirement of POST 
certification or the completion of POST certification within one year 
after such appointment."

Reported without amendments by the Legislative Bureau.

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

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 75—
BY SENATORS BOISSIERE AND SCHEDLER AND REPRESENTATIVES ALARIO AND TUCKER
AN ACT
To amend and reenact R.S. 33:9039.20(B)(7), relative to community development districts; to limit the authority of such districts relative to revenue producing utilities; to exclude electricity and gas service from such authority; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

Introduction of Resolutions, House and House Concurrent

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

HOUSE RESOLUTION NO. 9—
BY REPRESENTATIVE DOWNER
A RESOLUTION
To urge and request the Wildlife and Fisheries Commission not to reduce any fees that fund the Louisiana Alligator Resource Fund without approval of the Louisiana Fur and Alligator Advisory Council.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 42—
BY REPRESENTATIVE LEBLANC
A CONCURRENT RESOLUTION
To provide that the legislature approves the Atchafalaya Trace Heritage Area Management Plan and to extend the existence of the Atchafalaya Trace Commission for six years.

Read by title.

On motion of Rep. LeBlanc, and under a suspension of the rules, the above resolution was referred to the Committee on Municipal, Parochial and Cultural Affairs, under the rules.

HOUSE CONCURRENT RESOLUTION NO. 43—
BY REPRESENTATIVE L. JACKSON
A CONCURRENT RESOLUTION
To recognize all physicians who dedicate themselves and their care to the care of their patients and the advancement of medicine by declaring March thirtieth as Doctors Day and to thank them for their contributions to improving the quality of life for all of Louisiana's citizens.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 44—
BY REPRESENTATIVE FAUCHEUX
A CONCURRENT RESOLUTION
To urge and request the Wildlife and Fisheries Commission and the Department of Wildlife and Fisheries to adopt rules and regulations to allow the use of air boats in the Maurepas Wildlife Management Area, including the tributaries and canals leading to Blind River, except during hunting and rutting season.

Read by title.

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

Ordered to the Senate.

Introduction of House Bills and Joint Resolutions

The following named members introduced the following entitled House Bills and Joint Resolutions which were read the first time by
Under the rules, the above bill was referred to the Committee on Appropriations.

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. Johns, the Committee on Transportation, Highways and Public Works was discharged from further consideration of Senate Bill No. 16.

SENATE BILL NO. 16—
BY SENATOR THEUNISSEN
AN ACT
To amend and reenact R.S. 34:2102, relative to the compensation of members of the board of commissioners of the West Calcasieu Port, Harbor, and Terminal District; to provide for a maximum per diem of such members; and to provide for related matters.

Read by title.

Motion

Rep. Johns moved that Senate Bill No. 16 be designated as a duplicate of House Bill No. 8.

Which motion was agreed to.

Motion

On motion of Rep. Johns, the above bill was referred to the Legislative Bureau.

SENATE BILL NO. 85—
BY SENATORS DARDENNE, BARHAM, HOLLIS AND IRONS
AN ACT
To amend and reenact R.S. 47:1123(4) and (5), 1124, and 1125 and to enact R.S. 47:301(10)(a)(v), relative to the state sales and use tax; to provide for a state sales tax exclusion for certain purchases by a motion picture production company; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

Rep. Hammett moved that Senate Bill No. 85 be designated as

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Administration of Criminal Justice

April 3, 2002

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Administration of Criminal Justice to submit the following report:

House Bill No. 47, by Scalise
Reported with amendments. (7-1-1) (Regular)

House Bill No. 63, by Crowe
Reported with amendments. (7-0) (Regular)

House Bill No. 167, by Martiny
Reported favorably. (8-0) (Regular)

Senate Bill No. 21, by Schedler
Reported with amendments. (7-0) (Regular)

Senate Bill No. 32, by B Jones
Reported favorably. (9-0) (Regular)

Senate Bill No. 80, by C D Jones
Reported with amendments. (9-0) (Regular)

DANIEL MARTINY
Chairman

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

Report of the Committee on Education

April 3, 2002

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 27, by Curtis
Reported favorably. (11-0)

House Concurrent Resolution No. 30, by Crowe
Reported favorably. (14-0)

House Bill No. 13, by Perkins
Reported favorably. (13-1) (Regular)
House Bill No. 138, by Ansardi
Reported favorably. (13-0) (Regular)

House Bill No. 141, by DeWitt
Reported favorably. (13-0) (Regular)

House Bill No. 157, by Crane
Reported favorably. (15-0) (Regular)

House Bill No. 161, by Powell
Reported favorably. (11-0) (Regular)

House Bill No. 163, by Townsend
Reported favorably. (11-0) (Regular)

Senate Bill No. 20, by Dardenne
Reported favorably. (15-0) (Regular)

CARL CRANE
Chairman

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

Report of the Committee on Health and Welfare
April 3, 2002
To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Health and Welfare to submit the following report:

House Bill No. 60, by Walsworth
Reported with amendments. (11-0) (Regular)

House Bill No. 64, by LeBlanc
Reported favorably. (11-0) (Regular)

House Bill No. 91, by R Alexander
Reported with amendments. (10-0) (Regular)

Senate Concurrent Resolution No. 5, by Schedler
Reported favorably. (10-0)

Senate Bill No. 47, by Barham
Reported favorably. (15-0) (Regular)

RODNEY ALEXANDER
Chairman

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

House Bill No. 33, by DeWitt
Reported favorably. (14-0) (Regular)

House Bill No. 56, by Wright
Reported favorably. (13-0) (Regular)

House Bill No. 83, by Bruneau
Reported favorably. (13-0) (Regular)

House Bill No. 93, by Hill
Reported favorably. (13-0) (Regular)

House Bill No. 117, by Pierre
Reported with amendments. (11-0) (Regular)

CHARLES D. LANCASTER, JR.
Chairman

Report of the Committee on Insurance
April 3, 2002
To the Speaker and Members of the House of Representatives:

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

House Bill No. 66, by Hebert
Reported with amendments. (10-0) (Regular)

TROY HEBERT
Chairman

Report of the Committee on Natural Resources
April 3, 2002
To the Speaker and Members of the House of Representatives:

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

House Bill No. 12, by Montgomery
Reported with amendments. (8-0) (Regular)

House Bill No. 31, by Hopkins
Reported with amendments. (9-0) (Regular)

House Bill No. 39, by Gary Smith
Reported favorably. (9-0) (Regular)

House Bill No. 50, by Baldone
Reported with amendments. (9-0) (Regular)

House Bill No. 102, by Schneider
House Bill No. 159, by Jack Smith
Reported favorably. (9-0) (Regular)

House Bill No. 164, by Daniel
Reported favorably. (9-0) (Regular)

WILFRED PIERRE
Chairman

Suspension of the Rules

On motion of Rep. Martiny, the rules were suspended in order to take up House Bills contained in the committee reports at this time.

House Bills and Joint Resolutions on Second Reading Reported by Committee

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

HOUSE BILL NO. 12—
BY REPRESENTATIVE MONTGOMERY
AN ACT
To enact R.S. 38:2607, relative to the Cypress-Black Bayou Recreation and Water Conservation District; to authorize the Wildlife and Fisheries Commission to prohibit the use of nets and traps for fishing purposes in Cypress Bayou Reservoir and Black Bayou Reservoir; to require the Cypress-Black Bayou Recreation and Water Conservation District Commission to maintain public access to both reservoirs; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 12 by Representative Montgomery

AMENDMENT NO. 1
On page 1, line 2, delete "amend and reenact R.S. 38:2501 and to"

AMENDMENT NO. 2
On page 1, line 4, change "district commission" to "Wildlife and Fisheries Commission"

AMENDMENT NO. 3

AMENDMENT NO. 6
On page 2, line 2, change "board of commissioners" to "Wildlife and Fisheries Commission"

AMENDMENT NO. 7
On page 2, line 5, after "commissioners" insert "of the Cypress-Black Bayou Recreation and Water Conservation District"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 13—
BY REPRESENTATIVES PERKINS, BEARD, BROOME, CROWE, FUTRELL, M. JACKSON, AND NEVERS AND SENATOR CAIN
AN ACT
To amend and reenact R.S. 17:2115(A), relative to prayer and meditation in schools; to require that prayer or meditation authorized for students and teachers be silent prayer or meditation; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 21—
BY REPRESENTATIVE THOMPSON
AN ACT
To amend and reenact R.S. 17:221(F) and to enact R.S. 17:221(I), relative to school attendance; to provide relative to eligibility, guidelines, and procedures permitting certain students to attend alternative education programs or vocational-technical programs; to provide relative to participation by certain students in adult education programs that are approved by the State Board of Elementary and Secondary Education, including that such participation shall be considered as compliance by a parent, tutor, or other person responsible for the school attendance of such a student with specified compulsory school attendance requirements; to provide for effective dates; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:
AMENDMENT NO. 3
On page 3, line 3, after "if" and before "vetoed" insert "this Act is"

AMENDMENT NO. 4
On page 3, line 4, after "legislature," and before "this" insert "R.S. 17:221(F) as amended and reenacted by"

AMENDMENT NO. 5
On page 3, after line 6, add the following:

"Section 3. R.S. 17:221(I) as enacted by this Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, R.S. 17:221(I) as enacted by this Act shall become effective on the day following such approval."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 22—
BY REPRESENTATIVE JANE SMITH
AN ACT
To enact R.S. 17:2115.11, relative to voluntary student prayer; to provide relative to participation by students in Bossier Parish public schools in voluntary, student-led prayer; to provide conditions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 31—
BY REPRESENTATIVE HOPKINS
AN ACT
To amend and reenact R.S. 41:1338(A) and to repeal R.S. 41:1338(D), relative to public property; to exempt property acquired or transferred by the city of Shreveport or Caddo Parish from the requirement that if property which was acquired by the state or a political subdivision of the state is to be transferred to a third party, that property shall first be offered to the person from whom it was originally transferred; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 39—
BY REPRESENTATIVE GARY SMITH
AN ACT
To enact R.S. 15:709, relative to prisons and correctional institutions;
HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 47 by Representative Scalise

AMENDMENT NO. 1
On page 1, line 13, after "housed" and before "in" insert "for the commission of that offense"

AMENDMENT NO. 2
On page 1, at the end of line 14, change the period "." to a semicolon ";" and add the following:

"however, nothing in this Section shall be construed to limit the prosecution, sentencing, or incarceration of any person for the commission of a criminal offense in the state of Louisiana."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 50—
BY REPRESENTATIVE BALDONE
AN ACT
To amend and reenact R.S. 56:643(B) and to enact R.S. 56:302.2(C), relative to recreational fishing licenses; to exempt Louisiana residents on active military duty from the requirement for purchase of a basic recreational fish license and a saltwater license; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 50 by Representative Baldone

AMENDMENT NO. 1
On page 1, line 15, delete "that signifies" and insert "and has orders which document"

AMENDMENT NO. 2

HOUSE BILL NO. 56—
BY REPRESENTATIVE WRIGHT
AN ACT
To enact R.S. 13:2618, relative to the LaSalle Parish justice of the peace courts; to provide for the territorial jurisdiction of such courts; to provide relative to the election to the offices of justice of the peace and constable; to provide for effective dates; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 60—
BY REPRESENTATIVES WALSWORTH, DURAND, GUILLORY, L. JACKSON, KATZ, MCDONALD, AND SCHWEGMANN
AN ACT
To amend and reenact R.S. 40:2009.20(B)(1) and to enact R.S. 14:403.2(D)(4), relative to reporting incidents of abuse or neglect; to require agencies to notify local law enforcement of certain reports of abuse or neglect; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 60 by Representative Walsworth

AMENDMENT NO. 1
On page 1, line 13, after "(4)" delete the remainder of the line and delete lines 14 through 16 and insert the following:

"When the appropriate adult protection agency receives a report of sexual or physical abuse, whether directly or by referral, the agency shall notify the chief law enforcement agency of the parish in which the incident is alleged to have occurred of such report. Such notification shall be made prior to the end of the business day subsequent to the day on which the adult protection agency received the report. For the purposes of this Paragraph, the chief law enforcement agency of Orleans Parish shall be the criminal sheriff."

AMENDMENT NO. 2
On motion of Rep. Rodney Alexander, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 63—**
**BY REPRESENTATIVE CROWE**
**AN ACT**
To amend and reenact R.S. 15:542(C), (D), and (E) and 542.1(J)(1) and to enact R.S. 15:542(F), relative to registration of sex offenders; to provide for annual update to the registration information; to provide for an annual registration fee; to provide for written notification of an address change of an offender; to provide for criminal penalties for failure to register; and to provide for related matters.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**
Amendments proposed by House Committee on Administration of Criminal Justice.

**AMENDMENT NO. 1**
On page 3, line 3, after "sheriff" delete the remainder of the line and insert "and the police department with whom he is required to register".

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 64—**
**BY REPRESENTATIVES LEBLANC, DURAND, AND KATZ**
**AN ACT**
To amend and reenact R.S. 46:460.6(A) and (E), relative to the individual development account program; to allow persons who meet income eligibility requirements to participate in the individual development account program; and to provide for related matters.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**
Amendments proposed by House Committee on Insurance to Original House Bill No. 66 by Representative Hebert

**AMENDMENT NO. 1**
On page 2, line 25, change "2005" to "2004".

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 83—**
**BY REPRESENTATIVE BRUNEAU**
**AN ACT**
Part V of Chapter 8 of Title 18 of the Louisiana Revised Statutes of 1950, comprised of R.S. 18:1391 through 1399, all relative to elections; to provide relative to voting machines and procedures for absentee voting; to provide relative to polling places; to provide for the retention of certain records; to provide relative to certain election documents which require a handwritten signature; to provide for the powers, duties, functions, and compensation of certain election officials; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

On motion of Rep. Rodney Alexander, the bill was ordered engrossed and passed to its third reading.
immunizations in declared public health emergencies; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 91 by Representative R. Alexander

AMENDMENT NO. 1

On page 1, line 8, after the semicolon ";" and before "and to" insert "to waive consent for mass immunizations in declared public health emergencies;"

AMENDMENT NO. 2

On page 2, line 5, after "providers" delete the comma "," and insert "or to"

AMENDMENT NO. 3

On page 2, line 5, after "health" delete the comma "," and the remainder of the line

AMENDMENT NO. 4

On page 2, between lines 15 and 16, insert the following:

"(3) In the event of a public health emergency as declared by the state health officer, including a natural disaster, bioterrorist attack, epidemic, or other event affecting the public health, the requirement to obtain consent for placement on a registry shall be waived for mass immunizations performed in response to such declaration."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 93—**

BY REPRESENTATIVE HILL

AN ACT

To amend and reenact R.S. 42:66(L)(1), relative to dual officeholding; to allow a deputy sheriff to hold the office of

**HOUSE BILL NO. 94—**

BY REPRESENTATIVE CRANE

AN ACT

To amend and reenact R.S. 17:1952(B)(10), relative to procedures for hearings and appeals with respect to children with exceptionalities; to provide relative to the use of review panels and hearing officers under certain circumstances in such procedures; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 96—**

BY REPRESENTATIVE CRANE

AN ACT

To amend and reenact R.S. 17:1943(12), relative to children with exceptionalities; to provide relative to the definition of "resident" as it applies to such children; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Education to Original House Bill No. 96 by Representative Crane

AMENDMENT NO. 1

On page 1, line 4, after "children;" and before "and" insert "to provide for an effective date;"

AMENDMENT NO. 2

On page 2, after line 8, add the following:

"Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

On motion of Rep. Crane, the amendments were adopted.
Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 102 by Representative Schneider

**AMENDMENT NO. 1**

On page 1, line 10, after "rights," insert "in any acreage up to thirty-five acres that"

**AMENDMENT NO. 2**

On page 1, line 13, delete "containing approximately" and at the beginning of line 14 delete "twenty-five (25) acres"

**AMENDMENT NO. 3**

On page 2, between lines 12 and 13, insert the following:

"Section 3. In the event that a transfer of land as described in Section 2 of this Act is executed between the St. Tammany Parish School Board and the Department of Culture, Recreation and Tourism, the secretary for the Department of Health and Hospitals is hereby authorized to effectuate a conveyance, transfer, assignment, lease, or delivery of title, excluding mineral rights, for a tract of land in Section 42, Township 8 South, Range 12 East, located in St. Tammany Parish to the Department of Culture, Recreation and Tourism. Such transfer shall be to the extent necessary for the Department of Culture, Recreation and Tourism to comply with requirements of the land and water conservation program managed by the United States Department of the Interior."

**AMENDMENT NO. 4**

On page 2, at the beginning of line 13, delete "Section 3." and insert "Section 4."

**AMENDMENT NO. 5**

On page 2, at the beginning of line 24, delete "Section 3." and insert "Section 5."

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

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

Under the rules, placed on the regular calendar.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 34 by Representative DeWitt

**AMENDMENT NO. 1**

On page 2, line 1, after "(32)" and before "R.S." insert "(a)"

**AMENDMENT NO. 2**

On page 2, line 1, delete "430.1,"

**AMENDMENT NO. 3**

On page 2, between lines 1 and 2, insert the following:

"(b) R.S. 56:430.1; however, the information aggregated for the entire state as provided in R.S. 56:430.1 shall be public record."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 123—**

BY REPRESENTATIVE PIERRE

AN ACT

To amend and reenact R.S. 30:21(B)(1)(d), relative to fees charged by the office of conservation, Department of Natural Resources; to authorize the commissioner of conservation to increase application fees; to authorize the adoption and increase of new application fees; to provide special effective dates; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 123 by Representative Pierre, et al.

**AMENDMENT NO. 1**

On page 2, line 2, change "twenty-five" to "eight and one-half"
Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 136—**
**BY REPRESENTATIVE DEWITT**
**AN ACT**
To enact R.S. 17:3351.5; to authorize the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to establish certain program fee amounts and increase certain tuition and attendance fee amounts, including amounts for the School of Allied Health Professions at the Louisiana State University Health Sciences Centers in Shreveport and in New Orleans, the dentistry and medicine programs at the Louisiana State University Health Sciences Center in New Orleans, and the Master of Nursing, Nurse Anesthetist Program of the School of Nursing at the Louisiana State University Health Sciences Center in New Orleans; to authorize proportional amounts for part-time students and for summer sessions; to provide for waivers of authorized amounts in cases of financial hardship; to provide limitations; to provide for effectiveness; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 138—**
**BY REPRESENTATIVES ANSARDI, ALARIO, DAMICO, GREEN, MARTINY, AND SNEED AND SENATORS HAINKEL AND HEITMEIER**
**AN ACT**
To enact R.S. 17:85.1, relative to naming a high school athletic field house; to authorize the parish school board in certain parishes to name a high school athletic field house in honor of a former parish president and football director; to provide limitations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 141—**
**BY REPRESENTATIVE DEWITT**
**AN ACT**
To enact R.S. 17:3351.5; to authorize the Board of Supervisors of Louisiana State University and Agricultural and Mechanical

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 146—**
**BY REPRESENTATIVE NEVERS**
**AN ACT**
To authorize and provide for the transfer or lease of certain state property in Washington Parish to the city of Bogalusa from the Department of Health and Hospitals; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 152—**
**BY REPRESENTATIVES PIERRE, DEWITT, AND DANIEL**
**AN ACT**
To amend and reenact R.S. 30:21(B)(1)(a), relative to fees charged by the office of conservation, Department of Natural Resources; to increase the maximum amount which may be generated by certain fees on oil and gas production; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**
Amendments proposed by House Committee on Natural Resources to Original House Bill No. 152 by Representative Pierre, et al.

**AMENDMENT NO. 1**
On page 2, line 4, change "eight" to "four"

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 154—**
**BY REPRESENTATIVES PIERRE, DEWITT, DANIEL, BAYLOR, FRITH, AND HUDSON**
**AN ACT**
To amend and reenact R.S. 30:124, 125, 126, 127(C), 128(A),
HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Natural Resources to Original House Bill No. 154 by Representative Pierre, et al.

AMENDMENT NO. 1
On page 2, delete line 11 in its entirety and insert in lieu thereof "and submission of"

AMENDMENT NO. 2
On page 5, line 9, after "of" insert "leases of"

On motion of Rep. Pierre, the amendments were adopted.
On motion of Rep. Pierre, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 157—
BY REPRESENTATIVE CRANE
AN ACT
To enact R.S. 39:98.1(E), relative to tobacco settlement proceeds; to authorize the state treasurer to establish a trust or other fund in the state treasury into which funds shall be deposited on behalf of certain school systems; to authorize the establishment within such trust or fund of separate accounts for each such school system; to authorize investment of monies in such trust or fund; to provide for the deposit and allowable use of monies in the trust or fund; to establish a program to assist investing school systems to stabilize earnings from the Education Excellence Fund and to expand programs for preparation of certain at-risk children for school; and to provide for related matters.

Read by title.
Reported favorably by the Committee on Education.
On motion of Rep. Crane, the bill was ordered engrossed and passed to its third reading.
Under the rules, placed on the regular calendar.

HOUSE BILL NO. 161—
BY REPRESENTATIVE POWELL
AN ACT
To authorize and provide for the transfer or lease of certain state property in Tangipahoa Parish to the city of Hammond from the Southeastern Louisiana University; and to provide for related matters.

Read by title.
Reported favorably by the Committee on Education.
On motion of Rep. Crane, the bill was ordered engrossed and passed to its third reading.
Under the rules, placed on the regular calendar.

HOUSE BILL NO. 163—
BY REPRESENTATIVE TOWNSEND AND SENATOR SMITH
AN ACT
To authorize and provide for the transfer or lease of certain state property in Tangipahoa Parish to the city of Hammond from the Southeastern Louisiana University; and to provide for related matters.

Read by title.
Reported favorably by the Committee on Education.
On motion of Rep. Crane, the bill was ordered engrossed and passed to its third reading.
Under the rules, placed on the regular calendar.

HOUSE BILL NO. 164—
BY REPRESENTATIVES DANIEL AND DEWITT
AN ACT
To amend and reenact R.S. 31:149(A) and to repeal R.S. 31:149(B)(3), (C), and (D) and 149.1 through 151, relative to prescription of mineral rights; to provide for the imprescriptibility of mineral rights on land acquired by government agencies or other specified nongovernmental entities; and to provide for related matters.

Read by title.
Reported favorably by the Committee on Natural Resources.
On motion of Rep. Pierre, the bill was ordered engrossed and passed to its third reading.
Under the rules, placed on the regular calendar.

HOUSE BILL NO. 167—
BY REPRESENTATIVE MARTINY
AN ACT
To repeal Act No. 142 of the 2001 Regular Session and to authorize and provide for the transfer or lease of certain state property in St. Mary Parish to the Port of West St. Mary from the division of administration; and to provide for related matters.
Suspension of the Rules

On motion of Rep. Johns, the rules were suspended to permit the Committee on Civil Law and Procedure to meet upon adjournment on Wednesday, April 3, 2002, and consider the following legislative instruments without giving the notice required by House Rule 14.24(A):

House Bill No. 37

Suspension of the Rules

On motion of Rep. Schneider, the rules were suspended to permit the Committee on Retirement to meet on Thursday, April 4, 2002.

Suspension of the Rules

On motion of Rep. LeBlanc, the rules were suspended to permit the Committee on Appropriations to meet on Thursday, April 4, 2002, and consider the following legislative instruments without giving the notice required by House Rule 14.24(A):

House Bill Nos. 170, 172 and House Bill No. 1 (Regular Session)

Suspension of the Rules

On motion of Rep. Broome, the rules were suspended to permit the Committee on Municipal, Parochial and Cultural Affairs to meet on Thursday, April 4, 2002, and consider the following legislative instruments without giving the notice required by House Rule 14.24(A):

House Concurrent Resolution No. 42

Senate Bill No. 105

Adjournment

On motion of Rep. Kenney, at 6:45 P.M., the House agreed to adjourn until Thursday, April 4, 2002, at 1:00 P.M.

The Speaker of the House declared the House adjourned until 1:00 P.M., Thursday, April 4, 2002.

ALFRED W. SPEER
Clk. of the House