

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

ELEVENTH 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

Thursday, April 11, 2002

The House of Representatives was called to order at 10:30 A.M., by the Honorable Charlie DeWitt, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

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

Durand	McDonald	Tucker
Erdey	McVea	Waddell
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Welch
Flavin	Morrish	Winston
Frith	Murray	Wooton
Fruge	Nevers	Wright
Total—105		

ABSENT

Total—0

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

Prayer

Prayer was offered by Rep. Salter.

Pledge of Allegiance

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

Reading of the Journal

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

On motion of Rep. Frith, the Journal of April 10, 2002, was adopted.

**Petitions, Memorials and
Communications**

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

Message from the Senate

SIGNED SENATE BILLS AND JOINT RESOLUTIONS

April 11, 2002

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

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Bills:

Senate Bill Nos. 1, 7, 11, 14, 17, 18, 29, 30, 33, 34, 35, 38, 39, 41, 44, 46, 48, 72, 105, 107, and 108

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

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

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

April 11, 2002

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

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 29, 34, and 35

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

The Senate Concurrent Resolutions contained herein were signed by the Speaker of the House.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on House and Governmental Affairs

April 11, 2002

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on House and Governmental Affairs to submit the following report:

Senate Bill No. 116, by Cain
Reported with amendments. (11-3) (Regular)

CHARLES D. LANCASTER, JR.
Chairman

Suspension of the Rules

On motion of Rep. Lancaster, the rules were suspended in order to take up and consider Senate Bills on Second Reading Reported by Committee at this time.

Senate Bills on Second Reading Reported by Committee

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

SENATE BILL NO. 116—
BY SENATORS CAIN, IRONS, BAJOIE, BOISSIERE, CRAVINS, ELLINGTON, FONTENOT, JOHNSON AND SMITH
AN ACT

To amend and reenact R.S. 18:1505.3(B), and to enact R.S. 18:1505.3(E), relative to campaign finance; to prohibit the expenditure of certain funds during an election; to prohibit a federal political action committee, a state political committee, or a corporation from being formed as a subterfuge to hide the names of individuals who make contributions to federal political action committees, state political action committees, or corporations who make campaign expenditures; and to provide for related matters.

Read by title.

The bill was referred to the Legislative Bureau.

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 36—
BY SENATOR HAINKEL

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Mr. Piet A. Kessels.

Read by title.

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

House Bills and Joint Resolutions on Second Reading to be Referred

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

HOUSE BILL NO. 178—
BY REPRESENTATIVES ROMERO AND HEBERT
A JOINT RESOLUTION

Proposing to add Article VIII, Section 17 of the Constitution of Louisiana, relative to prayer and meditation in schools; to require each parish, city, and other local public school board to permit the proper school authorities of each school within its jurisdiction to allow an opportunity for voluntary prayer or meditation; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

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

Senate Concurrent Resolutions on Third Reading for Final Consideration

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

SENATE CONCURRENT RESOLUTION NO. 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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Murray and Hunter to Original Senate Concurrent Resolution No. 16 by Senator C Jones

AMENDMENT NO. 1

In Amendment No. 8 proposed by the House Committee on Health and Welfare and adopted by the House on April 9, 2002, change "April 15, 2003" to "January 31, 2003"

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

On motion of Rep. Murray, the resolution, as amended, was concurred in.

House Concurrent Resolutions Returned from the Senate with Amendments

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

HOUSE CONCURRENT RESOLUTION NO. 19—

BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To request the Office of State Parks of the Louisiana Department of Culture, Recreation and Tourism and the Louisiana Department of Wildlife and Fisheries to develop a plan for establishing state parks with rental cabins in wildlife management areas.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Concurrent Resolution No. 19 by Representative Faucheux

AMENDMENT NO. 1

On page 1, line 5, after "cabins" insert "and recreational vehicle and camper parking areas"

AMENDMENT NO. 2

On page 3, line 14 after "cabins" insert "and recreational vehicle and camper parking areas"

AMENDMENT NO. 3

On page 3, line 21, after "cabins" insert "and recreational vehicle and camper parking areas"

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

HOUSE CONCURRENT RESOLUTION NO. 27—

BY REPRESENTATIVE CURTIS

A CONCURRENT RESOLUTION

To encourage each city, parish, and other local public school board to adopt a policy or policies to require an attendant for each school bus used to transport students in its system in grades kindergarten through eight.

Read by title.

Motion

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

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.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Original House Concurrent Resolution No. 44 by Representative Faucheux

AMENDMENT NO. 1

On page 1, line 3, after "to" delete the remainder of the line and insert "study the possibility of allowing the use of air boats in the Maurepas Wildlife Management Area,"

AMENDMENT NO. 2

On page 1, delete line 4 in its entirety

AMENDMENT NO. 3

On page 2, line 7, after "to" delete the remainder of the line and insert "study the possibility of allowing the use of air boats in the Maurepas Wildlife Management Area,"

AMENDMENT NO. 4

On page 2, line 8, delete "air boat tours of the Maurepas WMA,"

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

House Bills and Joint Resolutions Returned from the Senate with Amendments

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

HOUSE BILL NO. 3—

BY REPRESENTATIVE CROWE

AN ACT

To enact R.S. 47:463.108 and 463.109, relative to motor vehicle prestige license plates; to provide for the creation of an In God We Trust prestige license plate and to provide for the creation of a 4-H prestige license plate; to provide for the issuance of such plates; to provide for the style and color of the 4-H prestige license plate; to provide relative to the fees for such plates; to provide for use of such fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Reengrossed House Bill No. 3 by Representative Crowe

AMENDMENT NO. 1

On page 3, delete lines 1 through 7, and insert:

"B. The background of the plate shall be white and there shall be a thin green border around the perimeter of the plate. The top of the plate shall bear the word "Louisiana" in red. The 4-H logo shall appear on the left side of the plate beneath the words "LSU AgCenter" written in green. The bottom of the plate shall bear the words "Support 4-H Youth Development" in green letters and the alpha numeric registration license code and numbers shall also be green."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinet
Alario	Futrell	Perkins
Alexander, E	Gallot	Pierre
Alexander, R	Glover	Pinac
Ansardi	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Pratt
Baylor	Hebert	Richmond
Beard	Hill	Riddle
Bowler	Honey	Romero
Broome	Hopkins	Salter
Bruce	Hudson	Scalise
Bruneau	Hunter	Schneider
Capella	Iles	Schwegmann
Carter, K	Jackson, M	Shaw
Carter, R	Johns	Smith, G.—56th
Clarkson	Katz	Smith, J.D.—50th
Crane	Kennard	Smith, J.H.—8th
Crowe	Kenney	Sneed
Curtis	LaFleur	Stelly
Damico	Lancaster	Strain
Daniel	Landrieu	Swilling
Dartez	LeBlanc	Thompson
Devillier	Lucas	Toomy
Diez	Martiny	Townsend
Doerge	McCallum	Triche
Downer	McDonald	Tucker
Durand	McVea	Waddell
Erdey	Montgomery	Walsworth
Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright
Total—99		

NAYS

Total—0

ABSENT

Cazayoux	Hutter	Quezaire
Green	Jackson, L	Smith, J.R.—30th
Total—6		

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

HOUSE BILL NO. 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.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 22 by Representative Jane Smith

AMENDMENT NO. 1

On page 1, line 4, after "conditions;" insert "to provide relative to certain costs;"

AMENDMENT NO. 2

On page 1, line 10, before "No" insert "A."

AMENDMENT NO. 3

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

"B. In the case of any challenge to the constitutionality of this Section, all costs incurred toward defending against such a challenge shall be borne by the Bossier Parish School System."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hoyt to Engrossed House Bill No. 22 by Representative Jane Smith

AMENDMENT NO. 1

In Senate Committee Amendment No 3 proposed by the Senate Committee on Education and adopted by the Senate on April 9, 2002, on page 1, line 9, change "incurred toward defending against" to "of"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Perkins
Alario	Gallot	Pierre
Alexander, E	Glover	Pinac
Alexander, R	Green	Pitre
Ansardi	Guillory	Powell
Baldone	Hammett	Pratt
Baudoin	Heaton	Quezaire
Baylor	Hebert	Richmond
Beard	Hill	Riddle
Bowler	Honey	Romero
Broome	Hopkins	Salter

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

Total—103

NAYS

Total—0

ABSENT

Hutter Smith, J.R.—30th

Total—2

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

HOUSE BILL NO. 47—
BY REPRESENTATIVE SCALISE
AN ACT

To enact R.S. 15:709, relative to prisons and correctional institutions; to prohibit prisoners convicted in other states from being housed in certain correctional facilities in Louisiana; to require that certain prisoners convicted in other states housed in local jails or private facilities in Louisiana be returned to the state where convicted for release in that state; to provide for definitions; to provide for exceptions; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 47 by Representative Scalise

AMENDMENT NO. 1

On page 2, after line 3, insert the following:

"C. A local jail or private correctional facility may house prisoners convicted and sentenced by another state if the prisoners would not be classified as maximum custody by the Louisiana Department of Corrections classification procedure."

AMENDMENT NO. 2

On page 2, line 4, change "C." to "D."

AMENDMENT NO. 3

On page 2, line 7, change "D." to "E."

AMENDMENT NO. 4

On page 2, line 10, change "E." to "F."

AMENDMENT NO. 5

On page 2, line 17, after "owned" insert "and operated"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hollis to Reengrossed House Bill No. 47 by Senator Hollis

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Judiciary B and adopted by the Senate on April 8, 2002, on line 3, after "A" and before "private" delete "local jail or"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Perkins
Alario	Gallot	Pierre
Alexander, E	Glover	Pinac
Alexander, R	Green	Pitre
Ansardi	Guillory	Powell
Baldone	Hammett	Pratt
Baudoin	Hebert	Quezaire
Baylor	Hill	Richmond
Bead	Honey	Riddle
Bowler	Hopkins	Romero
Broome	Hudson	Salter
Bruce	Hunter	Scalise
Bruneau	Iles	Schneider
Capella	Jackson, L	Schwegmann
Carter, K	Jackson, M	Shaw
Carter, R	Johns	Smith, G.—56th
Cazayoux	Katz	Smith, J.D.—50th
Clarkson	Kennard	Smith, J.H.—8th
Crane	Kenney	Sneed
Crowe	LaFleur	Stelly
Curtis	Lancaster	Strain
Damico	Landrieu	Swilling
Daniel	LeBlanc	Thompson
Dartez	Lucas	Toomy
Devillier	Martiny	Townsend
Diez	McCallum	Triche
Doerge	McDonald	Tucker
Downer	McVea	Waddell
Erdey	Montgomery	Walsworth
Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright
Fruge	Odinet	
Total—101		

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NAYS

Durand
Total—1

ABSENT

Heaton Hutter Smith, J.R.—30th
Total—3

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

HOUSE BILL NO. 50—
BY REPRESENTATIVES BALDONE, DOWNER, ROMERO, AND THOMPSON

AN ACT

To amend and reenact R.S. 56:643(B), relative to hunting and fishing licenses; to exempt Louisiana residents on active military duty from the requirement for purchase of a basic recreational fishing license, a saltwater license, and all state hunting licenses and permits; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

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

AMENDMENT NO. 1

On page 1, delete lines 3 through 5, and insert in lieu thereof the following:

"to provide for hunting and fishing licenses for nonresident military personnel on active duty in Louisiana; to provide for reduced fishing and hunting license fees for Louisiana residents on active military duty; and to"

AMENDMENT NO. 2

On page 1, line 15, change "Green Identification Card" to "military identification card"

AMENDMENT NO. 3

On page 2, line 5, change "Green Identification Card" to "military identification card"

AMENDMENT NO. 4

On page 2, delete lines 8 through 18 in their entirety an insert in lieu thereof the following:

"(2) Any Louisiana resident who is issued a military identification card from the armed forces of the United States that signifies that he is currently on active duty shall, upon request, be issued a resident active military license for a fee of five dollars. This license shall be in lieu of basic hunting, big game, bow, muzzleloader, and waterfowl licenses, turkey hunting stamps, WMA hunting permits, and the basic and saltwater fishing licenses, and must be in the possession of the licensee when the licensee is engaged in hunting or fishing activities. No commission shall be paid by the department to any license vendor for the issuance of this license. The resident shall have his military identification card, his resident active military license, and his Louisiana driver's license on

his person at all times when he is engaged in hunting and fishing activities. The resident active military license shall be valid from June first through June thirtieth of the following year."

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. Speaker, Nevers, and various names including Alario, Alexander, E, Alexander, R, Ansardi, Baldone, Baudoine, Baylor, Beard, Bowler, Broome, Bruce, Bruneau, Capella, Carter, K, Carter, R, Cazayoux, Clarkson, Crane, Crowe, Curtis, Damico, Daniel, Darte, Devillier, Diez, Doerge, Downer, Durand, Erdey, Farrar, Faucheux, Flavin, Frith, etc.

NAYS

Total—0

ABSENT

Hutter Pierre Smith, J.R.—30th
Total—3

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

HOUSE BILL NO. 53—
BY REPRESENTATIVES DOWNER, E. ALEXANDER, R. ALEXANDER, BAUDOIN, BROOME, BRUCE, CAPELLA, R. CARTER, CLARKSON, CRANE, CURTIS, DARTEZ, DIEZ, DURAND, ERDEY, FARRAR, FAUCHEUX, FLAVIN, FRITH, FUTRELL, GALLOT, HAMMETT, HEATON, HUTTER, JOHNS, KATZ, KENNARD, KENNEY, LANDRIEU, MCCALLUM, MCDONALD, MONTGOMERY, NEVERS, PINAC, POWELL, PRATT, QUEZAIRE, SHAW, JANE SMITH, JOHN SMITH, STELLY, STRAIN, THOMPSON, WADDELL, WALSWORTH, WOOTON, AND WRIGHT

AN ACT

To amend and reenact R.S. 14:30(A)(1), R.S. 15:1308(A)(introductory paragraph), and R.S. 44:3(A)(3) and

to enact Subpart D of Part VII of Chapter 1 of Title 14 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 14:128.1 and 128.2, and R.S. 15:1308(A)(2)(o) and (p), relative to terrorism; to enact the Louisiana Anti-terrorism Act; to create the crime of terrorism; to create the crime of aiding others in terrorism; to provide for criminal penalties; to provide relative to the interception and disclosure of wire and oral communications related to crimes of terrorism; to provide relative to first degree murder with respect to terrorism; to provide relative to the public records law; to direct the Louisiana State Law Institute to redesignate certain provisions of current law; to provide for exceptions; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 53 by Representative Downer

AMENDMENT NO. 1

On page 1, line 3, after "enact" add "R.S. 14:2(13)(ff) and"

AMENDMENT NO. 2

On page 2, at the end of line 20, add "R.S. 14:2(13)(ff) and"

AMENDMENT NO. 3

On page 2, line 22, after "128.2," change "is" to "are"

AMENDMENT NO. 4

On page 2, between lines 23 and 24, insert the following:

"§2. Definitions

In this Code the terms enumerated shall have the designated meanings:

* * *

(13) "Crime of violence" means an offense that has, as an element, the use, attempted use, or threatened use of physical force against the person or property of another, and that, by its very nature, involves a substantial risk that physical force against the person or property of another may be used in the course of committing the offense or an offense that involves the possession or use of a dangerous weapon. The following enumerated offenses and attempts to commit any of them are included as "crimes of violence":

* * *

(ff) Terrorism"

AMENDMENT NO. 5

On page 4, line 14, after "including" add "but not limited to"

AMENDMENT NO. 6

On page 4, line 15, after the period "." delete the remainder of the line and delete lines 16 through 20 in their entirety.

AMENDMENT NO. 7

On page 4, at the end of line 24, add "in any act of terrorism or"

AMENDMENT NO. 8

On page 4, at the beginning of line 25, delete "in either"

AMENDMENT NO. 9

On page 5, at the end of line 3, "by the offender"

AMENDMENT NO. 10

On page 5, line 5, after "believed" add "by the offender"

AMENDMENT NO. 11

On page 5, line 8, after "believed" add "by the offender"

AMENDMENT NO. 12

On page 5, line 27, after "except" change "medicine" to "the provision of medical attention by a licensed health care provider"

AMENDMENT NO. 13

On page 6, line 5, after "general," delete the remainder of the line and add in lieu thereof "or any deputy or"

AMENDMENT NO. 14

On page 6, line 6, after "general" add "acting pursuant to the written authorization of the attorney general" and after "district attorney" add "or any assistant district attorney acting pursuant to the written authorization of the district attorney"

AMENDMENT NO. 15

On page 6, line 8, after "attorney" add "or authorized assistant district attorney"

AMENDMENT NO. 16

On page 6, line 9, after "general" delete the remainder of the line and add in lieu thereof "or authorized deputy or assistant attorney general may"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lambert to Reengrossed House Bill No. 53 by Representative Downer

AMENDMENT NO. 1

In Senate Committee Amendment No. 4, proposed by the committee on Judiciary C to Reengrossed House Bill 53 by Representative Downer, on line 23, add asterisks "* * *"

AMENDMENT NO. 2

In Senate Committee Amendment No. 9, proposed by the committee on Judiciary C to Reengrossed House Bill 53 by Representative Downer, on line 4, after "line 3," insert "add"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dupre to Reengrossed House Bill No. 53 by Representative Downer

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AMENDMENT NO. 1

On page 1, line 3, after "R.S. 44:3(A)" insert "(introductory paragraph) and"

AMENDMENT NO. 2

On page 6, line 24, after "R.S. 44:3(A)" insert "(introductory paragraph) and" and change "is" to "are"

AMENDMENT NO. 3

On page 7, line 8, after "districts," delete "or"

AMENDMENT NO. 4

On page 7, line 8, after "agencies" insert ", or publicly owned water districts"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senators Dardenne and B. Jones to Reengrossed House Bill No. 53 by Representative Downer

AMENDMENT NO. 1

On page 6, line 5, change "The" to "(1) Until June 30, 2005, the"

AMENDMENT NO. 2

On page 6, between lines 16 and 17, insert the following:

"(2) On and after July 1, 2005, the attorney general, with the approval of the district attorney in whose district the interception of wire or oral communications shall take place, and the district attorney, with the approval of the attorney general, may authorize an application to a judge in whose district the interception of wire or oral communications shall take place, and such judge may grant in conformity with R.S. 15:1310 an order authorizing or approving the interception of wire or oral communications by an investigative or law enforcement officer having responsibility for the investigation of the offense as to which the application is made, when such interception may provide or has provided evidence of."

AMENDMENT NO. 3

On page 6, line 21, after "(o)" insert "(i)"

AMENDMENT NO. 4

On page 6, between lines 21 and 22, insert "(ii) The provisions of this Subparagraph shall have no effect on and after July 1, 2005."

AMENDMENT NO. 5

On page 6, line 22, after "(p)" insert "(i)"

AMENDMENT NO. 6

On page 6, between lines 22 and 23, insert "(iii) The provisions of this Subparagraph shall have no effect on and after July 1, 2005."

AMENDMENT NO. 7

On page 7, line 11, after "(3)" change "Records" to "(a) Through June 30, 2005, records"

AMENDMENT NO. 8

On page 7, between lines 18 and 19, insert the following:

"(b) On and after July 1, 2005, records containing security procedures, investigative training information or aids, investigative techniques, investigative technical equipment or instructions on the use thereof, or internal security information; or"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chaisson to Reengrossed House Bill No. 53 by Representative Downer

AMENDMENT NO. 1

In Senate Committee Amendment No. 13 proposed by the Senate Committee on Judiciary C and adopted by the Senate on April 9, 2002, on page 2, line 14, change "any" to "the" and after "or" insert "any"

AMENDMENT NO. 2

In Senate Committee Amendment No. 14 proposed by the Senate Committee on Judiciary C and adopted by the Senate on April 9, 2002, on page 2, line 16, delete "written"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Quezaire
Alario	Hammett	Richmond
Alexander, E	Heaton	Riddle
Alexander, R	Hill	Romero
Ansardi	Honey	Salter
Baldone	Hopkins	Scalise
Baudoin	Hudson	Schneider
Bowler	Iles	Schwegmann
Broome	Jackson, M	Shaw
Bruce	Johns	Smith, J.H.—8th
Bruneau	Katz	Sneed
Capella	Kennard	Stelly
Carter, R	Kenney	Strain
Clarkson	Lancaster	Swilling
Crane	Landrieu	Thompson
Damico	LeBlanc	Toomy
Devillier	McCallum	Triche
Diez	McDonald	Tucker
Doerge	McVea	Waddell
Downer	Montgomery	Walsworth
Durand	Morrell	Welch
Flavin	Morrish	Winston
Frith	Odinot	Wooton
Fruge	Pitre	Wright
Futrell	Powell	
Gallot	Pratt	
Total—76		

NAYS

Baylor	Faucheux	Nevers
Beard	Glover	Perkins
Carter, K	Guillory	Pierre
Cazayoux	Hebert	Pinac

Crowe	Hunter	Smith, G.—56th
Curtis	Jackson, L	Smith, J.D.—50th
Daniel	LaFleur	Townsend
Dartez	Lucas	
Farrar	Murray	
Total—25		

ABSENT

Erdey	Martiny
Hutter	Smith, J.R.—30th
Total—4	

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 75—

BY REPRESENTATIVE HEBERT
AN ACT

To amend and reenact R.S. 22:1078(B)(3)(a), (9), (10), and (11) and to enact R.S. 22:1078(G), relative to fees and licenses of the Department of Insurance; to modify, increase, and add to certain fee schedules of the Department of Insurance; to authorize rule adoption and promulgation; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 75 by Representative Hebert

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 22:" and before "1078(B)(3)(a)," insert "5(13),"

AMENDMENT NO. 2

On page 1, at the end of line 5, insert the following:

"to provide for insurance premiums; to provide for the definition of premium;"

AMENDMENT NO. 3

On page 1, line 8, after "R.S. 22:" and before "1078(B)(3)(a)," insert "5(13),"

AMENDMENT NO. 4

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

"§5. General definitions

In this Code, unless the context otherwise requires, the following definitions shall be applicable:

* * *

(13) "Premium" as used in this Code means all sums charged, received, or deposited as consideration for the purchase or continuance of insurance for a definitely stated term, and shall include any assessment, membership, policy, survey, inspection, service or similar fee or charge made by an insurer as a part of the consideration for the purchase or continuance of insurance. The term

premium, as used in R.S. 22:636(D) and 637(B), shall not include any assessment, membership, policy, survey, inspection, service or similar fee or charge made by an insurer as part of the consideration for the purchase or continuance of insurance.

* * *

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Hutter	Smith, J.R.—30th	Stelly
Total—3		

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

HOUSE BILL NO. 105—

BY REPRESENTATIVES HAMMETT, DEWITT, PINAC, ALARIO, K. CARTER, DANIEL, DURAND, FARRAR, HILL, L. JACKSON, MONTGOMERY, ODINET, AND TOWNSEND
AN ACT

To enact Part VI of Chapter 39 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2351 through

2354, relative to providing for the Technology Commercialization Credit Program; to provide legislative findings and purposes; to provide definitions; to provide for the establishment of the Technology Commercialization Credit Program; to provide for the technology commercialization credit; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed House Bill No. 105 by Representative Hammett, et al.

AMENDMENT NO. 1

On page 3, line 3, after "credit on" delete the remainder of the line and insert "any income or corporation franchise tax liability"

AMENDMENT NO. 2

On page 3, line 4, delete "franchise taxes"

AMENDMENT NO. 3

On page 3, delete lines 10 through 15, and insert the following:

"(4) "Technology" means the product or intellectual property owned or research sponsored by a regionally accredited college, technical school, or university located in Louisiana or any product or intellectual property to which significant development or enhancement occurred at a regionally accredited college, technical school, or university located in Louisiana."

AMENDMENT NO. 4

On page 3, line 20, delete "shall" and after "credit on" delete the remainder of the line and insert "any income or corporation franchise tax liability"

AMENDMENT NO. 5

On page 3, line 21, delete "corporate income or franchise taxes"

AMENDMENT NO. 6

On page 3, line 27, after "administered by the" delete the remainder of the line and insert "Department of Economic Development" and on page 4, line 1, delete "Development Corporation"

AMENDMENT NO. 7

On page 4, line 2, change "corporation" to "department"

AMENDMENT NO. 8

On page 4, line 6, change "corporation" to "department"

AMENDMENT NO. 9

On page 4, line 9, change "Louisiana Economic Development Corporation" to "Department of Economic Development"

AMENDMENT NO. 10

On page 4, between lines 15 and 16, insert the following:

"(c) The sale of certified technology commercialization credits to other taxpayers."

AMENDMENT NO. 11

On page 6, line 11, after "year" insert ", shall repay any amounts allowed as a credit for that year,"

AMENDMENT NO. 12

On page 6, delete line 16 and insert "on any income or corporation franchise tax liability owed to the"

AMENDMENT NO. 13

On page 7, between lines 9 and 10, insert the following:

"(d) The purchaser of unused credits shall apply such credits in the same manner and against the same taxes as the taxpayer applicant.

(3)(a) All entities taxed as corporations for Louisiana income or corporation franchise tax purposes shall claim any credit allowed under this Section on their corporation income and corporation franchise tax return.

(b) Individuals shall claim any credit allowed under this Section on their fiduciary income tax return.

(c) Estates or trusts shall claim any credit allowed under this Section on their fiduciary income tax returns.

(d) Entities not taxed as corporations shall claim any credit allowed under this Section on the returns of the partners or members as follows:

(i) Corporate partners or members shall claim their share of the credit on their corporation income or corporation franchise tax returns.

(ii) Individual partners or members shall claim their share of the credit on their individual income tax returns.

(iii) Partners or members that are estates or trusts shall claim their share of the credit on their fiduciary income tax returns."

AMENDMENT NO. 14

On page 7, line 10, after "B.(1)" delete the remainder of the line and delete lines 11 through 16, and on line 17, delete "(2)"

AMENDMENT NO. 15

On page 7, line 23, change "(3)" to "(2)"

AMENDMENT NO. 16

On page 8, delete lines 2 and 3, and insert the following:

"apply to income tax years beginning on or after January 1, 2003, and franchise tax years beginning on or after January 1, 2004. However, this Act shall become null and void on December 31, 2006."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed House Bill No. 105 by Representative Hammett

AMENDMENT NO. 1

On page 7, line 20, after "total of all" insert "Louisiana income and corporation franchise"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Flavin	Hutter	Smith, J.R.—30th
Total—3		

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

HOUSE BILL NO. 106—

BY REPRESENTATIVES HAMMETT, DEWITT, PINAC, ALARIO, HILL, MONTGOMERY, AND ODINET
AN ACT

To enact R.S. 47:6015, relative to tax exemptions; to authorize the Department of Economic Development to award certain tax credits to qualified taxpayers for increasing research activities; to provide for certain rules and procedures for awarding credits; to provide for the maximum amount of the tax credits awarded; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed House Bill No. 106 by Representative Hammett, et al.

AMENDMENT NO. 1

On page 2, line 3, delete "in the same taxable year"

AMENDMENT NO. 2

On page 2, line 25, after "(5)" insert "(a)"

AMENDMENT NO. 3

On page 3, line 3, change "(a)" to "(i)"

AMENDMENT NO. 4

On page 3, line 5, change "(b)" to "(ii)"

AMENDMENT NO. 5

On page 3, line 7, change "(c)" to "(iii)"

AMENDMENT NO. 6

On page 3, delete lines 10 and 11, and insert:

"(b) The purchaser of unused credits shall apply such credits in the same manner and against the same taxes as the taxpayer originally awarded the credit.

(6)(a) All entities taxed as corporations for Louisiana income or corporation franchise tax purposes shall claim any credit allowed under this Section on their corporation income and corporation franchise tax return.

(b) Individuals shall claim any credit allowed under this Section on their individual income tax return.

(c) Estates or trusts shall claim any credit allowed under this Section on their fiduciary income tax returns.

(d) Entities not taxed as corporations shall claim any credit allowed under this Section on the returns of the partners or members as follows:

(i) Corporate partners or members shall claim their share of the credit on their corporation income or corporation franchise tax returns.

(ii) Individual partners or members shall claim their share of the credit on their individual income tax returns.

(iii) Partners or members that are estates or trusts shall claim their share of the credit on their fiduciary income tax returns."

AMENDMENT NO. 7

On page 3, at the end of line 18, insert:

"This credit shall be applied against any income and franchise tax and is subject to the same carry forward and sale provisions as the credit authorized in Subsections B and C of this Section."

AMENDMENT NO. 8

On page 4, delete lines 23 through 25, and insert the following:

"Section 2. The provisions of this Act shall become effective for all income tax years beginning on or after January 1, 2003, and franchise tax years beginning on or after January 1, 2004. However, this Act shall become null and void on December 31, 2006."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed House Bill No. 106 by Representative Hammett

AMENDMENT NO. 1

On page 4, line 10, after "Section," insert "in consultation with the secretary of the Department of Revenue,"

AMENDMENT NO. 2

On page 4, between lines 22 and 23, insert the following:

"H.(1) Recovery of credits by Department of Revenue. Credits granted under this Section, but later disallowed in whole or in part, may be recovered by the secretary of the Department of Revenue from the taxpayer applicant through any collection remedy authorized by R.S. 47:1561 that is initiated within three years from December thirty-first of the year in which the credit was originally granted. The only interest that may be assessed and collected on these recovered credits is interest at a rate three percentage points above the rate provided in Civil Code Article 2924(B)(1), which shall be computed from the original due date of the return on which the disallowed credit was taken.

(2) The provisions of this Subsection are in addition to and shall not limit the authority of the secretary of the Department of Revenue to assess or to collect under any other provision of law. This includes the disallowance of any disallowed credit claimed by a taxpayer who received the credit through purchase or through a distribution by an entity not taxed as a corporation."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

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

NAYS

Total—0

ABSENT

Ansardi	Hutter	Smith, J.R.—30th
Total—3		

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

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 53: Reps. Downer, Cazayoux, and Martiny.

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 Bills and Joint Resolutions on Third Reading and Final Passage

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

HOUSE BILL NO. 144—
BY REPRESENTATIVES HAMMETT, DEWITT, PINAC, FAUCHEUX, AND GLOVER

AN ACT

To amend and reenact R.S. 51:2452(A), 2453, 2454, 2455, 2457, 2458(introductory paragraph), 2460, and 2461 and to enact R.S.

51:2456 and 2462, relative to economic development activities; to revise the quality jobs program; to provide for rebates to certain employers based on the gross payroll of new direct jobs in the state; to provide requirements for participation in the program; to provide for payment of such rebates to qualified employers; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hammett to Engrossed House Bill No. 144 by Representative Hammett, et al.

AMENDMENT NO. 1

On page 7, delete lines 7 through 14, and insert the following:

"(i) Must be one of the following six Vision 2020 cluster industries: medical and biomedical; micromanufacturing; software; auto regulation, Internet, and telecommunications technologies; environmental technology; food technologies; and materials. Any cluster of industries added after the effective date of this Act shall qualify for a contract pursuant to this Chapter, if it qualifies under Items (ii) through (vi) of this Subparagraph."

Motion

Rep. Hopkins moved the previous question be ordered on the entire subject matter.

Rep. Fauchoux objected.

By a vote of 23 yeas and 74 nays, the House refused to order the previous question on the entire subject matter.

Motion

Rep. Daniel moved the previous question be ordered on the amendment.

Rep. Thompson objected.

By a vote of 69 yeas and 28 nays, the House agreed to order the previous question on the amendments.

Rep. Hammett moved the adoption of the amendments.

Rep. Perkins objected.

A record vote was asked for and ordered by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Morrell
Alario	Gallot	Murray
Alexander, R	Green	Odinet
Baylor	Guillory	Pierre

Broome
Carter, K
Carter, R
Cazayoux
Curtis
Damico
Devillier
Diez
Durand
Farrar
Fauchoux
Flavin
Total—48

Hammett
Hill
Honey
Johns
Kenney
LaFleur
Landrieu
Lucas
McCallum
McDonald
McVea
Montgomery

Pinac
Powell
Pratt
Richmond
Salter
Schwegmann
Smith, J.H.—8th
Smith, J.R.—30th
Stelly
Thompson
Townsend
Wooton

NAYS

Alexander, E
Ansardi
Baldone
Baudoin
Beard
Bowler
Bruce
Bruneau
Capella
Clarkson
Crane
Daniel
Dartez
Doerge
Downer
Erdey
Total—46

Futrell
Hebert
Hopkins
Hutter
Iles
Katz
Kennard
Lancaster
LeBlanc
Morrish
Nevers
Perkins
Pitre
Quezaire
Romero
Scalise

Schneider
Shaw
Smith, G.—56th
Smith, J.D.—50th
Sneed
Strain
Toomy
Triche
Tucker
Waddell
Walsworth
Welch
Winston
Wright

ABSENT

Crowe
Fruge
Glover
Heaton
Total—11

Hudson
Hunter
Jackson, L
Jackson, M

Martiny
Riddle
Swilling

The amendments were adopted.

Suspension of the Rules

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives McCallum, Downer, and Perkins to Engrossed House Bill No. 144 by Representative Hammett, et al.

AMENDMENT NO. 1

On page 8, after line 27, insert the following:

"(ix) Employers engaged in the gaming industry as identified by the North American Industrial Classification System code sections 713210 and 721120."

Motion

Rep. Lydia Jackson moved the previous question be ordered on the amendment.

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Rep. Crowe objected.

By a vote of 75 yeas and 23 nays, the House agreed to order the previous question on the amendments.

Rep. McCallum moved the adoption of the amendments.

Rep. Lydia Jackson objected.

A record vote was asked for and ordered by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Alexander, E; Alexander, R; Baldone; Baudoin; Beard; Bowler; Broome; Carter, R; Cazayoux; Clarkson; Crane; Crowe; Daniel; Devillier; Diez; Downer; Erdey; Faucheux; Total—53; Flavin; Futrell; Hill; Hutter; Iles; Katz; Kennard; Kenney; LaFleur; Lancaster; LeBlanc; Lucas; McCallum; McDonald; McVea; Nevers; Odinet; Perkins; Pinac; Pitre; Powell; Salter; Scalise; Schneider; Shaw; Smith, G.—56th; Smith, J.R.—30th; Sneed; Strain; Thompson; Triche; Tucker; Walsworth; Winston; Wright

NAYS

Table with 3 columns of names: Mr. Speaker; Alario; Ansardi; Baylor; Bruce; Bruneau; Carter, K; Curtis; Damico; Dartez; Doerge; Durand; Frith; Gallot; Total—41; Glover; Guillory; Honey; Hopkins; Hunter; Jackson, L; Johns; Landrieu; Martiny; Montgomery; Morrell; Morrish; Murray; Pierre; Pratt; Quezairé; Richmond; Romero; Schwegmann; Smith, J.D.—50th; Smith, J.H.—8th; Stelly; Toomy; Townsend; Waddell; Welch; Wooton

ABSENT

Table with 3 columns of names: Capella; Farrar; Fruge; Green; Total—11; Hammett; Heaton; Hebert; Hudson; Jackson, M; Riddle; Swilling

The amendments were adopted.

Suspension of the Rules

On joint motion of Reps. Bruce and Welch, and under a suspension of the rules, the above roll call was corrected to reflect them as voting nay.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Montgomery and Hopkins to Engrossed House Bill No. 144 by Representative Hammett

AMENDMENT NO. 1

On page 8, after line 27, add the following:

"(vix) Employers engaged in the casino industry as identified by the North American Industry Classification System code section 713210 provided, however that such employers may qualify for a contract and receive rebates under this Chapter based on the employees working in non-gaming positions, provided that the other requirements of this Chapter are met."

AMENDMENT NO. 2

Delete the set of floor amendments proposed by Representative McCallum and adopted by the House on April 11, 2002.

Rep. Montgomery moved the adoption of the amendments.

Rep. Crowe objected.

A record vote was asked for and ordered by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker; Alario; Ansardi; Baylor; Bruce; Carter, K; Clarkon; Curtis; Damico; Dartez; Devillier; Doerge; Frith; Gallot; Glover; Guillory; Hammett; Total—49; Heaton; Honey; Hopkins; Hudson; Hunter; Jackson, L; Johns; Landrieu; Martiny; Montgomery; Morrell; Morrish; Murray; Pierre; Pinac; Pratt; Quezairé; Richmond; Romero; Salter; Schwegmann; Smith, G.—56th; Smith, J.D.—50th; Smith, J.H.—8th; Stelly; Swilling; Thompson; Toomy; Townsend; Waddell; Welch; Wooton

NAYS

Table with 3 columns of names: Alexander, E; Alexander, R; Baldone; Baudoin; Beard; Bowler; Broome; Bruneau; Capella; Carter, R; Cazayoux; Crane; Crowe; Erdey; Faucheux; Flavin; Futrell; Hebert; Hill; Hutter; Iles; Katz; Kennard; Kenney; LaFleur; Lancaster; McVea; Nevers; Odinet; Perkins; Pitre; Powell; Scalise; Schneider; Smith, J.R.—30th; Sneed; Strain; Triche; Tucker

Daniel	LeBlanc	Walsworth
Diez	Lucas	Winston
Downer	McCallum	Wright
Durand	McDonald	
Total—50		

ABSENT

Farrar	Green	Riddle
Fruge	Jackson, M	Shaw
Total—6		

The amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Nevers to Engrossed House Bill No. 144 by Representative Hammett

AMENDMENT NO. 1

On page 19, line 13, change "five hundred" to "two hundred fifty"

AMENDMENT NO. 2

On page 22, line 23, change "five hundred" to "two hundred fifty"

AMENDMENT NO. 3

On page 23, line 3, change "five hundred" to "two hundred fifty" and on line 7, change "five hundred" to "two hundred fifty"

Motion

Rep. Pinac moved the previous question be ordered on the entire subject matter.

As a substitute motion, Rep. Thompson moved to end consideration of amendments.

Rep. Pinac objected.

The vote recurred on the substitute motion.

By a vote of 52 yeas and 44 nays, the House agreed to end consideration of amendments.

Rep. Nevers moved the adoption of the amendments.

Rep. Hammett objected.

By a vote of 70 yeas and 29 nays, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Baldone	Hammett	Powell
Baudoin	Heaton	Pratt
Baylor	Hebert	Quezaire
Beard	Hill	Richmond
Bowler	Honey	Riddle
Broome	Hopkins	Salter
Bruce	Hudson	Scalise
Bruneau	Hunter	Schneider
Capella	Hutter	Schwegmann
Carter, K	Iles	Shaw
Carter, R	Jackson, L	Smith, G.—56th
Cazayoux	Jackson, M	Smith, J.D.—50th
Clarkson	Johns	Smith, J.H.—8th
Crane	Katz	Smith, J.R.—30th
Crowe	Kennard	Sneed
Curtis	Kenny	Stelly
Damico	LaFleur	Strain
Daniel	Lancaster	Swilling
Dartz	Landrieu	Thompson
Devillier	LeBlanc	Toomy
Diez	Lucas	Townsend
Doerge	Martiny	Triche
Downer	McCallum	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walsworth
Farrar	Montgomery	Welch
Faucheux	Morrell	Winston
Flavin	Morrish	Wooton
Frith	Murray	Wright
Fruge	Nevers	
Total—104		

NAYS

Romero
Total—1

ABSENT

Total—0

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.

HOUSE BILL NO. 20—
BY REPRESENTATIVE THOMPSON
AN ACT

To enact R.S. 15:255(I), relative to the special witness fee funds in each of the parishes in the Fifth Judicial District; to provide for the transfer of surplus monies in those funds to the criminal court fund of that district court; and to provide for related matters.

Read by title.

Rep. Thompson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

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

Total—104

NAYS

Total—0

ABSENT

Walsworth
Total—1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 111—
BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 22:1419(A)(3)(b)(i) and to enact R.S. 11:127(D), relative to allocation of insurance premium assessment funds to certain retirement systems; to provide the method for allocating a portion of such funds; to provide that certain judgment funds may be used to reduce employer contributions and for amortization of such funds; and to provide for related matters.

Read by title.

Motion

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

Suspension of the Rules

On motion of Rep. Bruneau, the rules were suspended in order to take up and consider Petitions, Memorials and Communications at this time.

Petitions, Memorials and Communications

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

Message from the Senate

APPOINTMENT OF CONFERENCE COMMITTEE

April 11, 2002

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 165: Senators Holden, Lentini, and Dupre.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

April 11, 2002

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

I am directed to inform your honorable body that the Senate has concurred in the following House Concurrent Resolutions:

House Concurrent Resolution No. 56
Returned without amendments

House Concurrent Resolution No. 57
Returned without amendments.

House Concurrent Resolution No. 62
Returned without amendments.

House Concurrent Resolution No. 63
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

April 11, 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 No. 1

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

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

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

HOUSE RESOLUTION NO. 16—

BY REPRESENTATIVE BROOME

A RESOLUTION

To express the sincere and heartfelt condolences of the Louisiana House of Representatives upon the death of Farrakhan Lindsey.

Read by title.

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

HOUSE RESOLUTION NO. 17—

BY REPRESENTATIVE THOMPSON

A RESOLUTION

To request that the Louisiana Domestic Terrorism Advisory Committee include a provision for the centralized collection and distribution of information regarding grant funding available and received in its three- year plan for enhancing emergency response to terrorism in Louisiana; and to express the sentiments of the House on related matters.

Read by title.

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

Adjournment

On motion of Rep. Kenney, at 1:00 P.M., the House agreed to adjourn until Tuesday, April 16, 2002, at 3:30 P.M.

The Speaker of the House declared the House adjourned until 3:30 P.M., Tuesday, April 16, 2002.

ALFRED W. SPEER
Clerk of the House

