

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

FOURTEENTH DAY'S PROCEEDINGS

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

House of Representatives
State Capitol
Baton Rouge, Louisiana

Thursday, May 30, 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:

PRESENT

| | | |
|--------------|------------|------------------|
| Mr. Speaker | Futrell | Perkins |
| Alario | Gallot | Peychaud |
| Alexander, E | Glover | Pierre |
| Alexander, R | Green | Pinac |
| Ansardi | Guillory | Pitre |
| Arnold | Hammett | Powell |
| Baldone | Heaton | Quezaire |
| Baudoin | Hebert | Richmond |
| Baylor | Hill | Riddle |
| Beard | Honey | Romero |
| Bowler | Hopkins | Salter |
| Broome | Hudson | Scalise |
| Bruce | Hunter | Schneider |
| Bruneau | Hutter | Schwegmann |
| Capella | Iles | Shaw |
| Carter, K | Jackson, L | Smith, G.—56th |
| Carter, R | Johns | Smith, J.D.—50th |
| Cazayoux | Katz | Smith, J.H.—8th |
| Crane | Kennard | Smith, J.R.—30th |
| 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 |
| Fruge | Odinet | |
| Total—104 | | |

ABSENT

Jackson, M
Total—1

The Speaker announced that there were 104 members present and a quorum.

Prayer

Prayer was offered by Rev. Roger Merschbrock.

Pledge of Allegiance

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

Reading of the Journal

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

On motion of Rep. Ernie Alexander, and under a suspension of the rules, the Journal of May 29, 2002, was corrected to reflect him as voting nay on final passage of House Bill No. 244.

On motion of Rep. Frith, the Journal of May 29, 2002, was adopted.

**Petitions, Memorials and
Communications**

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 29, 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. 61
Returned without amendments.

House Concurrent Resolution No. 62
Returned without amendments.

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

Message from the Senate

HOUSE BILLS

May 29, 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. 40
Returned without amendments.

House Bill No. 49
Returned without amendments.

House Bill No. 54
Returned without amendments.

House Bill No. 73
Returned without amendments.

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

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

May 29, 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. 45

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

Suspension of the Rules

On motion of Rep. Hunter, the rules were suspended in order to take up and consider Senate Concurrent Resolutions at this time.

Senate Concurrent Resolutions

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

**SENATE CONCURRENT RESOLUTION NO. 45—
BY SENATOR C. JONES
A CONCURRENT RESOLUTION**

To acknowledge the sacrifices of Addie Mae Collins, Denise McNair, Carole Robertson, and Cynthia Wesley and the impact their deaths had on the civil rights movement in America.

Read by title.

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

Message from the Senate

SENATE BILLS

May 30, 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. 42, 57, 72, 86

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

Suspension of the Rules

On motion of Rep. Erdey, the rules were suspended in order to take up the bills contained in the message at this time.

**Senate Bills and Joint Resolutions
on First Reading**

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

**SENATE BILL NO. 42—
BY SENATOR FONTENOT
AN ACT**

To enact R.S. 47:6016, relative to tax credits; to grant a refundable credit against income and corporate franchise tax for the purchase of certain items from certain contractors employing inmate labor; and to provide for related matters.

Read by title.

**SENATE BILL NO. 57—
BY SENATOR THOMAS
AN ACT**

To amend and reenact R.S. 47:305(D)(5), relative to exclusions and exemptions from sales and use taxes; to provide or authorize an exemption for the sale, administration, or procurement of certain prescription drugs from local sales taxes; and to provide for related matters.

Read by title.

**SENATE BILL NO. 72—
BY SENATOR MALONE
AN ACT**

To enact R.S. 33:2711.15, relative to municipal sales and use taxes; to authorize the governing body of the city of Shreveport to levy and collect an additional sales and use tax; to provide for voter approval; to provide for terms and renewals; to provide for a termination date of such authority; and to provide for related matters.

Read by title.

**SENATE BILL NO. 86—(Substitute for Senate Bill No. 84 by
Senator Ellington)
BY SENATOR ELLINGTON
AN ACT**

To enact R.S. 47:301(10)(v), (13)(g) and (h), and (18)(i), relative to sales and use taxes; to provide for the taxation of the sale or other disposition of certain tangible personal property by a dealer in connection with the sale or use of mobile telecommunications services; to provide for applicability of the Act to certain claims and actions; to provide for an effective date; and to provide for related matters.

Read by title.

**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 CONCURRENT RESOLUTION NO. 63—

BY REPRESENTATIVE TRICHE

A CONCURRENT RESOLUTION

To create a task force to study the current trends in admissions and re-admissions to and discharges from developmental centers and the community capacity to meet the needs of persons with developmental disabilities who are involved with the judicial system, as well as persons with complex medical and behavioral problems being admitted to state developmental centers; and to make recommendations from these findings for supports/services planning and policy development.

Read by title.

Lies over under the rules.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Civil Law and Procedure

May 30, 2002

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on May 29, 2002, I am directed by your Committee on Civil Law and Procedure to submit the following report:

House Bill No. 24, by Alario (Joint Resolution)
Reported with amendments. (6-0) (Regular)

House Bill No. 31, by Stelly (Joint Resolution)
Reported without amendments. (6-0) (Regular)

House Bill No. 58, by Hebert (Joint Resolution)
Reported without amendments. (6-0) (Regular)

RONNIE JOHNS
Chairman

**Report of the Committee on
Municipal, Parochial and Cultural Affairs**

May 30, 2002

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Municipal, Parochial and Cultural Affairs to submit the following report:

Senate Bill No. 36, by Fields
Reported favorably. (8-0-1) (Regular)

Senate Bill No. 47, by Johnson
Reported favorably. (9-0-1) (Regular)

Senate Bill No. 48, by Johnson
Reported with amendments. (9-0-1) (Regular)

Senate Bill No. 78, by Johnson
Reported with amendments. (9-0-1) (Regular)

SHARON WESTON BROOME
Chairman

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

Report of the Committee on Ways and Means

May 30, 2002

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Ways and Means to submit the following report:

House Bill No. 55, by Faucheux
Reported with amendments. (11-0-1) (Regular)

House Bill No. 178, by Daniel
Reported favorably. (12-0-1) (Regular)

House Bill No. 225, by Durand
Reported favorably. (11-0-1) (Regular)

House Bill No. 234, by Daniel
Reported with amendments. (11-3-1) (Regular)

House Bill No. 256, by Montgomery
Reported with amendments. (12-0-1) (Regular)

BRYANT O. HAMMETT, JR.
Chairman

Suspension of the Rules

On motion of Rep. Johns, the rules were suspended in order to take up House Bills contained in the committee report 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. 24—
BY REPRESENTATIVE ALARIO
A JOINT RESOLUTION

Proposing to amend Article VII, Section 20(A)(1) of the Constitution of Louisiana, to increase the homestead exemption in accordance with the increase in the Consumer Price Index; to provide for submission of the proposed amendment to the electors; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed House Bill No. 24 by Representative Alario

Page 4 HOUSE

14th Day's Proceedings - May 30, 2002

AMENDMENT NO. 1

On page 2, at the beginning of line 22, after "To" change "increase" to "annually adjust"

AMENDMENT NO. 2

On page 2, line 23, change the period "." to a semicolon ";" and insert "and to provide that the homestead exemption shall not be less than seven thousand five hundred dollars."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 31—

BY REPRESENTATIVE STELLY

A JOINT RESOLUTION

Proposing to amend Article VII, Section 4(A) and to add Article VII, Section 2.2 of the Constitution of Louisiana, relative to the limitations on the power of taxation; to provide for the limitation of the rates and brackets for the individual income tax; to prohibit the imposition of state sales and use tax on certain items; to provide for the submission of the proposed amendment to the electors; to provide for an effective date; and to provide for related matters.

Read by title.

Reported without amendments by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 55—

BY REPRESENTATIVE FAUCHEUX

AN ACT

To enact R.S. 47:297(M), relative to individual income tax credits; to authorize a credit for long-term nursing home care insurance premiums paid by individuals; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 55 by Representative Fauchaux

AMENDMENT NO. 1

On page 1, delete line 3 and insert "authorize a credit for federally qualifying long-term care insurance premiums"

AMENDMENT NO. 2

On page 1, line 11, after "premiums for" delete the remainder of the line and insert "eligible long-term"

AMENDMENT NO. 3

On page 1, line 12, after "equal to" and before "the total" insert "ten percent of"

AMENDMENT NO. 4

On page 2, delete line 7 and insert "(5) For purposes of this Section, the term "long-term care insurance" shall mean, at a minimum, any"

AMENDMENT NO. 5

On page 2, at the end of line 13, insert the following:

"The insurance may, additionally, provide coverage for said person in alternative settings, such as adult residential care homes, home health care, and adult day care.

(6) In order for premiums to qualify for credit under this Section, the long-term care insurance policy shall:

(a) Have been approved by the commissioner of insurance for sale in this state.

(b) Have complied with the requirements of Part VI of Chapter 22 of the Louisiana Revised Statutes of 1950.

(c) Have qualified as a long-term care insurance contract as defined in Section 7702(B)(6) of the Internal Revenue Code of 1986 for a federal tax credit."

AMENDMENT NO. 6

On page 2, delete lines 14 and 15, and insert the following:

"Section 2. This Act shall become effective if and when a special fund is enacted by the legislature to finance the credit provided for in this Act."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 58—

BY REPRESENTATIVE HEBERT

A JOINT RESOLUTION

Proposing to amend Article VII, Section 18(G)(1)(a)(ii) and (iii) and 2(2)(a) of the Constitution of Louisiana, to provide that persons qualifying for the special assessment level for certain persons aged sixty-five and older shall apply for such assessment every five years; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported without amendments by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 178—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 47:305(D)(1)(t), relative to sales and use taxes; to provide for an exclusion for certain dental devices; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 225—

BY REPRESENTATIVE DURAND

AN ACT

To amend and reenact R.S. 47:297(H)(2) and (3), relative to the individual income tax; to provide a credit for dentists who practice in designated underserved areas; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 234—

BY REPRESENTATIVE DANIEL

AN ACT

To enact R.S. 47:301(10)(v), (13)(g), and (18)(i), relative to sales and use taxes; to provide for the taxation of the sale or other disposition of tangible personal property by a dealer in connection with the sale or use of mobile telecommunications services; to provide for applicability of the tax to certain existing claims or pending actions; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 234 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 2, after "13(g)" and before the comma "," insert "and (h)"

AMENDMENT NO. 2

On page 1, at the end of line 3, insert "certain"

AMENDMENT NO. 3

On page 1, line 6, after "claims" delete "or pending" and insert "and"

AMENDMENT NO. 4

On page 2, delete lines 5 and 6 and insert "sale or other disposition by a dealer of any cellular, PCS, or wireless telephone, any electronic accessories that interact with such telephones, and personal communications devices used in"

AMENDMENT NO. 5

On page 2, delete lines 9 and 10, and insert "or any other disposition of such cellular, PCS, or wireless telephone, any electronic accessories that interact with such telephones, and personal communications devices by the dealer"

AMENDMENT NO. 6

On page 2, line 13, after "such" delete the remainder of the line and at the beginning of line 14, delete "tangible personal property" and insert "cellular, PCS, or wireless telephone, any electronic accessories that interact with such telephones, and personal communications devices by the dealer"

AMENDMENT NO. 7

On page 2, delete lines 22 and 23 and insert "retail sale by a dealer of any cellular, PCS, or wireless telephone, any electronic accessories that interact with such telephones, and personal communications devices used in connection with"

AMENDMENT NO. 8

On page 2, line 27, after "such" delete the remainder of the line and on page 3, delete line 1 in its entirety and insert "cellular, PCS, or wireless telephone, and any electronic accessories that interact with such telephones and personal communications devices but shall not include (i)"

AMENDMENT NO. 9

On page 3, delete lines 6 and 7 and insert "cellular, PCS, or wireless telephone, any electronic accessories that interact with such telephones, and personal communications devices."

AMENDMENT NO. 10

On page 3, line 13, after "any" delete the remainder of the line and delete line 14 in its entirety and insert "cellular, PCS, or wireless telephone, any electronic accessories that interact with such telephones, and personal communications devices"

AMENDMENT NO. 11

On page 3, line 18, after "such" delete the remainder of the line and delete line 19 in its entirety and insert "cellular, PCS, or wireless telephone, any electronic accessories that interact with such telephones, and personal communications devices by"

AMENDMENT NO. 12

On page 3, between lines 21 and 22, insert the following:

"Section 2. R.S. 47:301(13)(h) is hereby enacted to read as follows:

§301. Definitions

As used in this Chapter the following words, terms, and phrases have the meaning ascribed to them in this Section, unless the context clearly indicates a different meaning:

* * *
(13)
* * *

(h) For the purpose of the imposition of sales and use tax imposed or levied by all taxing authorities in the state of any cellular, PCS, or wireless telephone used in connection with the sale or use of mobile telecommunications services, as defined in R.S. 47:301(10)(v) after August 1, 2002, the term "sales price" shall mean and include the greater of (i) the amount of money actually received by the dealer from the purchaser for each such telephone or (ii) twenty-five percent of the cost of such telephone to the dealer, but shall not include any amount received by the dealer from the purchaser for providing mobile telecommunications services and any commissions, fees, rebates, or other amounts received by the dealer from any source other than the purchaser as a result of or in connection with the sale of the telephone.

* * *

AMENDMENT NO. 13

On page 3, line 22, change "Section 2." to "Section 3." and after "provisions of" and before "this" insert "Section 1 of"

AMENDMENT NO. 14

On page 3, at the end of line 27, insert "Section 1 of"

AMENDMENT NO. 15

On page 4, line 3, after "date" and before the period "." insert the following:

"; provided that this Act shall not authorize or require a refund of tax, penalty, interest, attorney fees, or other charges related to such tax (1) voluntarily paid before the effective date of this Act, or (2) paid because of a judgment which has become final and nonappealable before such effective date."

AMENDMENT NO. 16

On page 4, at the beginning of line 4, change "Section 3." to "Section 4."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 256—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To enact Chapter 42 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9601 through 9610, and to amend and reenact R.S. 47:301(14)(i)(ii)(bb)(XV), relative to the taxation of telecommunications services; to create and establish a Louisiana Communications Tax District; to provide for the governance of the district by a board of directors; to provide for the authority, duties, powers, and responsibilities of

the district and its board of directors; to authorize the district to levy and collect a statewide excise tax on all communications services in lieu of other local taxes, charges, or fees imposed on providing communications services; to provide for the distribution of the proceeds of such tax to the local governmental subdivisions of the state; to prohibit the enforcement of existing obligations to pay certain local taxes, charges, and fees; to provide for definitions; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 256 by Representative Montgomery

AMENDMENT NO. 1

On page 1, line 3 after "9610," insert "and R.S. 45:781(C)" and on line 4, after "(XV)" and before the comma "," insert "and R.S. 45:781(A)"

AMENDMENT NO. 2

On page 1, line 14, after the semicolon ";" and before "to provide" insert "to provide that local governmental subdivisions shall have and retain the authority to regulate and manage their roads and rights-of-way in exercising their police power;"

AMENDMENT NO. 3

On page 5, delete lines 15 through 17 in their entirety and insert the following:

"E.(1) Notwithstanding any provision of law to the contrary, the district shall audit the taxpayers' books and records to ensure the accuracy of the returns and taxes remitted. Oversight of the audit and assessment process shall be performed by the district audit committee who shall serve at the pleasure of the district board of directors.

(2) The district audit committee shall be comprised of three tax administrators who are currently employed by a Louisiana local governmental subdivision. One member of the audit committee shall be appointed by the Louisiana Municipal Association, one member shall be appointed by the Police Jury Association, and one member shall be appointed by the Louisiana Association of Tax Administrators.

(3) The duties of the district audit committee shall be as follows:

- (a) To select taxpayers to be audited.
- (b) To select or hire qualified auditors.
- (c) To review auditors' findings.
- (d) To oversee the district's tax assessments and appeals processes.
- (e) To report any audit findings and assessments to the district at least annually.

(4) For purposes of this Subsection, "qualified auditors" shall mean district employees, local governmental tax auditors, or certified public accountants licensed in the state of Louisiana.

(5) Audit collections will be remitted to the local governmental subdivisions in the same manner as provided in this Chapter for current revenues.

(6) Any compensation to perform an audit by local governmental tax auditors or licensed certified public accountants shall be based on hourly fees plus direct expenses and shall not be on a contingency fee basis.

F. The district's financial statements, tax collections, and tax distributions shall be audited annually by an independent certified public accountant licensed in the state of Louisiana. The certified public accountant performing this audit may not perform taxpayer audits for the district.

AMENDMENT NO. 4

On page 6, line 14, after "a" and before "percent" change "one" to "three"

AMENDMENT NO. 5

On page 7, delete line 15 and insert "and those which fix"

AMENDMENT NO. 6

On page 7, line 21, after the period "." and before "The" insert the following:

"However, this Subsection shall not apply to any provision which allows for dealers compensation."

AMENDMENT NO. 7

On page 8, delete lines 20 through 26 in their entirety, and on page 9, delete lines 1 through 4 in their entirety and insert the following:

"B. For each quarterly distribution, the revenues generated shall be apportioned"

AMENDMENT NO. 8

On page 9, line 9, change "D." to "C."

AMENDMENT NO. 9

On page 9, line 14, change "E." to "D."

AMENDMENT NO. 10

On page 10, delete line 15 and insert the following:

"(a) Designated as a tax, franchise fee, user fee,"

AMENDMENT NO. 11

On page 10, at the end of line 25, insert the following:

"sales taxes on sales of tangible personal property and on any service not defined as communication services;"

AMENDMENT NO. 12

On page 12, line 10, after "shall" and before "retain" insert have and shall"

AMENDMENT NO. 13

On page 12, at the end of line 18, insert the following:

"Permissible rules or regulations shall include rules, regulations, and procedures for the issuance of construction, excavation, or other permits that comply with the requirements of this Part."

AMENDMENT NO. 14

On page 15, between lines 7 and 8, insert the following:

"Section 3. R.S. 45:781(C) is hereby enacted and R.S. 45:781(A) is amended and reenacted to read as follows:

§781. Lines; right to use public property; railroad property; waters; roads and streets; private property; expropriation; excluding lines of competitors; franchising of cable television by parishes

A. Corporations, domestic or foreign, formed for the purpose of transmitting intelligence by telegraph or telephone or other system of transmitting intelligence, may construct and maintain telegraph, telephone, or other lines necessary to transmit intelligence along all public roads or public works, and along and parallel to any of the railroads in the state, and along and over the waters of the state, if the ordinary use of the roads, works, railroads, and waters are not obstructed, and along the streets, alleys, and rights-of-way of any city; ~~local governmental subdivision, with the consent of the city council or trustees~~ subject to the provisions of R.S. 33:9601 et seq. Such companies shall be entitled to the right of way over all lands belonging to the state and over the lands, privileges, and servitudes of other persons, and to the right to erect poles, piers, abutments, and other works necessary for constructing and maintaining lines and works, upon making just compensation therefor. If the company fails to secure such right by consent, contract, or agreement upon just and reasonable terms, then the company has the right to proceed to expropriate as provided by law for railroads and other works of public utility, but shall not impede the full use of the highways, navigable waters, or the drainage or natural servitudes of the land over which the right of way may be exercised. No company, operating under the provisions of this Section, shall contract with the owners of land, ~~a political subdivision~~, or with any other corporation for the right to erect and maintain any telephone, telegraph, or other line for transmission of intelligence over its lands, privileges, or servitudes, to the exclusion of the lines of other companies operating under the provisions of this Section.

* * *

C. No company operating under the provisions of this Section shall commence any installation or maintenance or other construction on, over, or under any public street, alley, right-of-way, or other public property without first obtaining all construction, excavation, or other permits adopted in compliance with R.S. 33:9610."

AMENDMENT NO. 15

On page 15, line 8, change "Section 3." to "Section 4."

AMENDMENT NO. 16

On page 15, line 13, change "Section 4." to "Section 5."

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

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

Under the rules, placed on the regular calendar.

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 44—
BY SENATOR HAINKEL AND REPRESENTATIVE MCVEA
A CONCURRENT RESOLUTION

To recognize and commend the Wildcats of Silliman Institute for an outstanding season of baseball and for capturing the Mississippi Private School Association 3-A baseball championship.

Read by title.

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

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. 60—
BY SENATOR C. JONES
AN ACT

To enact R.S. 33:2711.11.1, relative to taxation; to authorize the levy of a tax by a municipality having a population exceeding fifty thousand but not in excess of fifty-five thousand according to the most recent federal decennial census; to provide for the purpose of the tax; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

SENATE BILL NO. 71—
BY SENATORS BAJOEIE AND LAMBERT
AN ACT

To amend and reenact R.S. 47:305(D)(4), relative to local sales tax exemptions; to provide an exemption from local sales taxes for cancer and related chemotherapy prescription drugs administered in a physician's office or clinic; 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. 58—
BY SENATOR BARHAM
AN ACT

To amend and reenact R.S. 47:603, relative to the corporation franchise tax; to exclude from borrowed capital certain indebtedness of vehicle, boat, and equipment dealers; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

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

Suspension of the Rules

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

SENATE BILL NO. 38—
BY SENATORS ELLINGTON, BARHAM, LENTINI, SMITH AND HOLDEN, CAIN AND SCHEDLER AND REPRESENTATIVES MONTGOMERY, TOWNSEND AND WOOTON
AN ACT

To amend R.S. 47:293(7) and to enact R.S. 47:293(6)(a)(vii), 297.3, 300.6(B)(2)(d), and 300.7(C)(2)(c), relative to income tax inclusions; to provide for an exclusion from income for shareholders of banks organized as S corporations; to provide an effective date; and to provide for related matters.

Read by title.

Rep. Townsend moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|--------------|------------|------------------|
| Mr. Speaker | Futrell | Peychaud |
| Alario | Gallot | Pierre |
| Alexander, E | Glover | Pinac |
| Alexander, R | Green | Pitre |
| Ansardi | Guillory | Powell |
| Arnold | Hammett | Quezaire |
| Baldone | Heaton | Richmond |
| Baudoin | Hebert | Riddle |
| Baylor | Hill | Romero |
| Beard | Honey | Salter |
| Bowler | Hopkins | Scalise |
| Broome | Hudson | Schneider |
| Bruce | Hunter | Schwegmann |
| Bruneau | Hutter | Shaw |
| Carter, K | Iles | Smith, G.—56th |
| Carter, R | Jackson, L | Smith, J.D.—50th |
| Cazayoux | Katz | Smith, J.H.—8th |
| Crane | Kennard | Smith, J.R.—30th |
| 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 | Waddell |
| Durand | Montgomery | Walsworth |
| Erdey | Morrell | Welch |
| Farrar | Morrish | Winston |
| Faucheux | Murray | Wooton |
| Flavin | Nevers | Wright |
| Frith | Odinet | |
| Fruge | Perkins | |
| Total—100 | | |

NAYS

Total—0

ABSENT

| | | |
|------------|-------|--------|
| Capella | Johns | Tucker |
| Jackson, M | McVea | |
| Total—5 | | |

The Chair declared the above bill was finally passed.

Rep. Townsend 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. Martiny, the rules were suspended in order to take up and consider House Bills and Joint Resolutions on Third Reading and Final Passage at this time.

House Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

HOUSE BILL NO. 175—
BY REPRESENTATIVES DEWITT, HAMMETT, LEBLANC, PINAC, AND DIEZ

AN ACT

To enact Chapter 2-D of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:336 through 339, and to enact R.S. 47:340, all relative to the state sales and use tax; to reduce the tax on certain transactions when certain revenue growth is achieved; to provide for a tax reduction schedule; to provide for the deposit of funds to offset certain reductions; to provide for the effectiveness of certain exemptions to the tax; to provide for an effective date; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Alario, and under a suspension of the rules, consideration of the above bill was deferred at this time.

HOUSE BILL NO. 4—
BY REPRESENTATIVE ALARIO

AN ACT

To amend and reenact R.S. 47:601, relative to the corporation franchise tax; to phase in a reduction of the tax; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Alario, and under a suspension of the rules, consideration of the above bill was deferred at this time.

HOUSE BILL NO. 33
BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact Code of Criminal Procedure Article 895.4, relative to crime stoppers organizations; to provide for an additional cost of court to be imposed on offenders convicted of

criminal and traffic violations; to provide for the payment of the funds derived from the additional cost of court to crime stopper organizations; to provide for the use of those funds; and to provide for related matters.

Read by title.

Rep. Martiny moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|--------------|------------|------------------|
| Mr. Speaker | Fruge | Odinet |
| Alario | Futrell | Perkins |
| Alexander, E | Gallot | Pierre |
| Alexander, R | Glover | Pinac |
| Ansardi | Green | Pitre |
| Arnold | Guillory | Powell |
| Baldone | Hammett | Quezaire |
| Baudoin | Heaton | Richmond |
| Baylor | Hebert | Riddle |
| Beard | Hill | Romero |
| Bowler | Honey | Salter |
| Broome | Hopkins | Scalise |
| Bruce | Hudson | Schneider |
| Bruneau | Hunter | Schwegmann |
| Capella | Hutter | Shaw |
| Carter, K | Iles | Smith, G.—56th |
| Carter, R | Jackson, L | Smith, J.D.—50th |
| Cazayoux | Johns | Smith, J.H.—8th |
| Crane | Kennard | Smith, J.R.—30th |
| Crowe | Kenney | Sneed |
| Curtis | LaFleur | Stelly |
| Damico | Lancaster | Strain |
| Daniel | Landrieu | Swilling |
| Dartz | 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—102 | | |

NAYS

Total—0

ABSENT

| | | |
|------------|------|----------|
| Jackson, M | Katz | Peychaud |
| Total—3 | | |

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. 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. 36—

BY REPRESENTATIVE STELLY
AN ACT

To amend and reenact R.S. 47:32(A), 112(A), 287.445(C), 293(6)(a)(iv) and (7), 295, and 1623(D) and to repeal R.S. 47:112(B) and (C), 293(2) and (6)(a)(i), and 296, relative to the individual income tax; to revise the tax brackets; to repeal the deduction for excess federal itemized deductions; to authorize the secretary of the Department of Revenue to promulgate income tax and withholding tax tables; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 98—

BY REPRESENTATIVE ALARIO
AN ACT

To enact R.S. 47:602(F), relative to the corporation franchise tax; to provide for a deduction from taxable capital for certain corporations; to provide for definitions; to provide an effective date; and to provide for related matters.

Read by title.

Motion

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

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. 100—

BY REPRESENTATIVES DAMICO AND DOWNER AND SENATOR SCHEDLER
AN ACT

To amend and reenact R.S. 32:412(A)(1), (2), (5), and (6) and (B)(1), (2), and (7)(e) and to enact R.S. 30:2532(B)(3), relative to drivers' licenses; to increase the fee for issuance and renewal of drivers' licenses; to require funds from such fee increase to be forwarded to the Keep Louisiana Beautiful Fund; to provide relative to the use of such funds; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Engrossed House Bill No. 100 by Representative Damico

AMENDMENT NO. 1

On page 2, line 4, after "activities." insert the following:

"Keep Louisiana Beautiful, Inc. shall not use these funds to pay the salaries of employees and shall report annually to the Joint Legislative Committee on the Budget on the use of these funds. The books and records of Keep Louisiana Beautiful, Inc. shall at all times be subject to audit by the legislative auditor or a certified public

accountant subject to the authority of the legislative auditor as provided in R.S. 24:513."

AMENDMENT NO. 2

On page 6, after line 17, insert the following:

"Section 3. The effects of this Act shall cease on July 1, 2006."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bowler to Engrossed House Bill No. 100 by Representative Damico

AMENDMENT NO. 1

On page 6, after line 17, insert the following:

"Section 3. The effects of this Act shall cease on July 1, 2004."

Rep. Bowler moved the adoption of the amendments.

Rep. Damico objected.

By a vote of 42 yeas and 52 nays, the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|------------|------------------|
| Mr. Speaker | Frith | Pierre |
| Alario | Gallot | Pinac |
| Arnold | Glover | Quezaire |
| Baldone | Hammett | Richmond |
| Baylor | Heaton | Salter |
| Bruce | Hebert | Schwegmann |
| Capella | Honey | Smith, G.—56th |
| Carter, K | Hunter | Smith, J.R.—30th |
| Curtis | Jackson, L | Stelly |
| Damico | Johns | Swilling |
| Daniel | Kenney | Thompson |
| Dartez | Lancaster | Toomy |
| Diez | LeBlanc | Walsworth |
| Doerge | Martiny | Welch |
| Downer | Montgomery | Wooton |
| Durand | Murray | |
| Faucheux | Odinot | |
| Total—49 | | |

NAYS

| | | |
|--------------|----------|------------------|
| Alexander, E | Hill | Powell |
| Baudoin | Hopkins | Riddle |
| Bead | Hudson | Romero |
| Bowler | Hutter | Scalise |
| Bruneau | Iles | Schneider |
| Carter, R | Katz | Shaw |
| Cazayoux | Kennard | Smith, J.D.—50th |
| Crane | LaFleur | Smith, J.H.—8th |
| Crowe | McCallum | Sneed |
| Devillier | McDonald | Strain |
| Erdey | McVea | Townsend |

| | | |
|----------|----------|---------|
| Farrar | Morrish | Triche |
| Flavin | Nevers | Waddell |
| Fruge | Perkins | Winston |
| Futrell | Peychaud | Wright |
| Guillory | Pitre | |
| Total—47 | | |

ABSENT

| | | |
|--------------|------------|---------|
| Alexander, R | Green | Lucas |
| Ansardi | Jackson, M | Morrell |
| Broome | Landrieu | Tucker |
| Total—9 | | |

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

Motion to reconsider pending.

HOUSE BILL NO. 2 —
BY REPRESENTATIVES HAMMETT AND LEBLANC AND SENATORS BARHAM AND DARLENNE

AN ACT

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

Suspension of the Rules

On motion of Rep. Hammett, and under a suspension of the rules, the above bill was taken up out of its regular order at this time.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Hammett and LeBlanc to Reengrossed House Bill No. 2 by Representative Hammett, et al.

AMENDMENT NO. 1

On page 23, line 19, after "funding" and before "to the" change "pursuant" to "according"

AMENDMENT NO. 2

On page 23, line 20, after "established" and before "pursuant" delete "in"

AMENDMENT NO. 3

On page 56, delete lines 46 through 50, and insert:

"Nonrecurring Revenues \$ 150,000"

AMENDMENT NO. 4

On page 71, delete lines 18 through 21, and insert:

"Nonrecurring Revenues \$ 75,000"

AMENDMENT NO. 5

On page 74, line 32, change "(1221)" to "(1222)"

AMENDMENT NO. 6

On page 85, line 15, change "()" to "(1317)"

AMENDMENT NO. 7

On page 85, delete lines 21 through 24, and insert:

"Nonrecurring Revenues \$ 167,000"

AMENDMENT NO. 8

On page 86, line 21, change "\$500,000" to "\$400,000"

AMENDMENT NO. 9

On page 86, line 22, change "\$600,000" to "\$500,000"

AMENDMENT NO. 10

On page 86, line 30, change "\$460,000" to "\$360,000"

AMENDMENT NO. 11

On page 86, line 31, change "\$560,000" to "\$460,000"

AMENDMENT NO. 12

On page 90, delete lines 37 through 40 and insert:

"Nonrecurring Revenues \$ 53,600"

AMENDMENT NO. 13

On page 93, line 39, change "\$102,000" to "\$70,000"

AMENDMENT NO. 14

On page 94, delete lines 45 through 49, and insert:

"Nonrecurring Revenues \$ 125,000"

AMENDMENT NO. 15

On page 96, delete lines 13 through 16, and insert:

"Nonrecurring Revenues \$ 53,400"

AMENDMENT NO. 16

On page 117, line 49, change "\$2,300,000" to "\$1,000,000"

AMENDMENT NO. 17

On page 117, line 51, change "\$11,550,000" to "\$10,250,000"

AMENDMENT NO. 18

On page 127, line 10, after the period "." and before "Notwithstanding" insert:

"Notwithstanding any provision of this Act or any previous capital outlay act, the appropriation to the Special Olympics of Louisiana may be used by the Special Olympics of Louisiana, Inc., a nonprofit corporation exempt from taxation under the provisions of Title 26, Section 501(C)(3) of the United States Code, to acquire land and real property."

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

Page 12 HOUSE

14th Day's Proceedings - May 30, 2002

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hammett to Reengrossed House Bill No. 2 by Representative Hammett, et al.

AMENDMENT NO. 1

On page 72, between lines 7 and 8, insert the following:

"50/J10 CALCASIEU PARISH

| | | |
|-------|--|--------------------|
| (566) | Senior Center and Administrative Services Facility, Planning and Construction (Calcasieu) Payable from General Obligation Bonds | |
| | Priority 2 | \$ 50,000 |
| | Priority 5 | \$ 350,000 |
| | Total | <u>\$ 400,000"</u> |

AMENDMENT NO. 2

On page 75, delete line 7 and insert the following:

| | | |
|--|------------|----------------------|
| | Priority 1 | \$ 450,000 |
| | Priority 2 | \$ 1,000,000 |
| | Priority 5 | \$ 2,000,000 |
| | Total | <u>\$ 3,450,000"</u> |

AMENDMENT NO. 3

On page 95, delete lines 34 through 42 in their entirety

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative John Smith to Reengrossed House Bill No. 2 by Representative Hammett, et al.

AMENDMENT NO. 1

On page 85, between lines 45 and 46 insert:

| | | |
|--------|--|-------------------|
| "(722) | Vernon Lake Cultural Center, Recreation and Tourism Park, Planning and Construction (\$50,000 Local Match) (Vernon) Payable from General Obligation Bonds | |
| | Priority 2 | \$ 210,000 |
| | Priority 5 | \$ 300,000 |
| | Total | <u>\$ 510,000</u> |

| | | |
|-------|--|------------------|
| (723) | Lighting and Restrooms for Pavilion to Cover Rodeo Arena at Fairgrounds in Leesville, Planning and Construction (\$50,000 Local Match) (Vernon) Payable from General Obligation Bonds | |
| | Priority 2 | <u>\$ 70,000</u> |

| | | |
|-------|--|-------------------|
| (724) | Visitor Center Vernon Parish Police Jury, Planning and Construction (\$25,000 Local Match) (Vernon) Payable from General Obligation Bonds | |
| | Priority 2 | \$ 25,000 |
| | Priority 5 | \$ 225,000 |
| | Total | <u>\$ 250,000</u> |

| | | |
|-------|--|--------------------|
| (725) | Recreation Complex for Anacoco Youth Association, Planning and Construction (\$50,000 Local Match) (Vernon) Payable from General Obligation Bonds | |
| | Priority 2 | <u>\$ 370,000"</u> |

AMENDMENT NO. 2

On page 98, after line 52, insert:

"50/ML2 NEW LLANO

| | | |
|-------|---|--------------------|
| (855) | New City Hall, Planning and Construction (\$20,000 Local Match) (Vernon) Payable from General Obligation Bonds | |
| | Priority 2 | \$ 20,000 |
| | Priority 5 | \$ 360,000 |
| | Total | <u>\$ 380,000"</u> |

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Futrell to Reengrossed House Bill No. 2 by Representative Hammett, et al.

AMENDMENT NO. 1

On page 23, delete lines 15 and 16 and insert the following:

| | |
|---------------|-----------------------|
| "Fund-Regular | \$ 131,000,000 |
| Total | <u>\$ 466,000,000</u> |

Provides that \$20,000,000 of the Transportation Trust Fund - Regular appropriation for the Highway Program will be designated and used for projects on state highways that are ineligible for Federal Funds."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hudson to Reengrossed House Bill No. 2 by Representative Hammett, et al.

AMENDMENT NO. 1

On page 113, between lines 33 and 34, insert:

"50/NF5 SOUTH ST. LANDRY COMMUNITY LIBRARY

(974) Renovation of Existing Building Adjacent to Library to Establish a Community Center, Planning and Construction (St. Landry) Payable from General Obligation Bonds

| | |
|--------------|--------------------|
| Priority 2 | \$ 55,000 |
| Priority 5 | \$ 300,000 |
| Total | \$ 355,000" |

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Reengrossed House Bill No. 2 by Representative Hammett, et al.

AMENDMENT NO. 1

On page 109, delete lines 9 and 10, and insert:

"Priority 5 \$100,000,000"

On motion of Rep. Alario, 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 | Psychaud |
| Alario | Gallot | Pierre |
| Alexander, E | Glover | Pinac |
| Alexander, R | Green | Pitre |
| Ansardi | Guillory | Powell |
| Arnold | Hammett | Quezaire |
| Baldone | Heaton | Richmond |
| Baudoin | Hebert | Riddle |
| Baylor | Honey | Salter |
| Beard | Hopkins | Scalise |
| Bowler | Hudson | Schneider |
| Broome | Hunter | Schwegmann |
| Bruce | Hutter | Shaw |
| Bruneau | Iles | Smith, G.—56th |
| Capella | Jackson, L | Smith, J.D.—50th |
| Carter, K | Johns | Smith, J.H.—8th |
| Carter, R | Katz | Smith, J.R.—30th |
| Cazayoux | Kennard | Sneed |
| Crane | Kenney | Stelly |
| Crowe | LaFleur | Strain |
| Curtis | Lancaster | Swilling |
| Damico | Landrieu | Thompson |
| Daniel | LeBlanc | Toomy |
| Dartez | Lucas | Townsend |
| Devillier | Martiny | Triche |
| Diez | McCallum | Tucker |
| Doerge | McVea | Waddell |
| Downer | Montgomery | Walsworth |
| Durand | Morrell | Welch |
| Erdey | Morrish | Winston |
| Farrar | Murray | Wooton |

| | | |
|-----------|---------|--------|
| Fauchoux | Nevers | Wright |
| Flavin | Odinet | |
| Frith | Perkins | |
| Total—100 | | |

NAYS

| | |
|---------|--------|
| Fruge | Romero |
| Total—2 | |

ABSENT

| | | |
|---------|------------|----------|
| Hill | Jackson, M | McDonald |
| Total—3 | | |

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. 3—
BY REPRESENTATIVE HAMMETT AND SENATOR BARHAM
AN ACT

To enact the Omnibus Bond Authorization Act of 2002, relative to the implementation of a five-year capital improvement program; to provide for the repeal of certain prior bond authorizations; to provide for new bond authorizations; to provide for authorization and sale of such bonds by the State Bond Commission; and to provide for related matters.

Suspension of the Rules

On motion of Rep. Hammett, and under a suspension of the rules, the above bill was taken up out of its regular order at this time.

Read by title.

Rep. Hammett moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Page 14 HOUSE

14th Day's Proceedings - May 30, 2002

| | | |
|-----------|------------|-----------|
| 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—102

NAYS

Fruge
Total—2

ABSENT

Jackson, M
Total—1

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. 122—

BY REPRESENTATIVES DANIEL, FAUCHEUX, AND L. JACKSON
AN ACT

To enact R.S. 47:297.3, relative to the individual income tax; to provide for a credit against such tax for costs associated with the rehabilitation of certain historic structures; to provide for definitions; to provide for the taxable periods in which the credit may be taken; and to provide for related matters.

Read by title.

Rep. Daniel moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|--------------|------------|------------------|
| Mr. Speaker | Futrell | Perkins |
| Alario | Gallot | Peychaud |
| Alexander, E | Glover | Pierre |
| Alexander, R | Green | Pinac |
| Ansardi | Guillory | Pitre |
| Arnold | Hammett | Powell |
| Baldone | Heaton | Quezaire |
| Baudoin | Hebert | Richmond |
| Baylor | Hill | Riddle |
| Beard | Honey | Romero |
| Bowler | Hopkins | Salter |
| Broome | Hudson | Scalise |
| Bruce | Hunter | Schneider |
| Bruneau | Hutter | Schwegmann |
| Capella | Iles | Shaw |
| Carter, K | Jackson, L | Smith, G.—56th |
| Carter, R | Johns | Smith, J.D.—50th |
| Cazayoux | Katz | Smith, J.H.—8th |
| Crane | Kennard | Smith, J.R.—30th |
| 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 |
| Fruge | Odinot | |

Total—104

NAYS

Total—0

ABSENT

Jackson, M
Total—1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 158—

BY REPRESENTATIVES LANDRIEU, ALARIO, R. ALEXANDER, ANSARDI, BROOME, BRUNEAU, K. CARTER, DAMICO, DANIEL, DEVILLIER, DIEZ, DURAND, FAUCHEUX, FUTRELL, HEATON, HEBERT, HUDSON, HUNTER, HUTTER, L. JACKSON, LAFLEUR, LANCASTER, LUCAS, MONGOMERY, MORRELL, MURRAY, PINAC, PITRE, QUEZAIRE, SCALISE, SCHWEGMANN, SWILLING, THOMPSON, TOOMY, AND WRIGHT

AN ACT

To enact R.S. 47:301(3)(h), (13)(g), and (24), relative to the state and local sales and use tax; to provide for an exclusion for certain costs of certain publishing businesses; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Karen Carter moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|--------------|------------|------------------|
| Mr. Speaker | Futrell | Perkins |
| Alario | Gallot | Peychaud |
| Alexander, E | Glover | Pierre |
| Alexander, R | Green | Pinac |
| Ansardi | Guillory | Pitre |
| Arnold | Hammett | Powell |
| Baldone | Heaton | Quezaire |
| Baudoin | Hebert | Richmond |
| Baylor | Hill | Riddle |
| Beard | Hopkins | Salter |
| Bowler | Hudson | Scalise |
| Broome | Hunter | Schneider |
| Bruce | Hutter | Schwegmann |
| Bruneau | Iles | Shaw |
| Capella | Jackson, L | Smith, G.—56th |
| Carter, K | Johns | Smith, J.D.—50th |
| Cazayoux | 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 | Martiny | Toomy |
| Doerge | McCallum | Townsend |
| Downer | McDonald | Triche |
| Durand | McVea | Tucker |
| Erdey | Montgomery | Waddell |
| Farrar | Morrell | Walsworth |
| Fauchoux | Morrish | Welch |
| Flavin | Murray | Winston |
| Frith | Nevers | Wooton |
| Fruge | Odinet | Wright |

Total—99

NAYS

Curtis
Total—1

ABSENT

| | | |
|-----------|------------|--------|
| Carter, R | Jackson, M | Romero |
| Honey | Lucas | |

Total—5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Karen Carter 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. 98—
BY REPRESENTATIVE ALARIO
AN ACT

To enact R.S. 47:602(F), relative to the corporation franchise tax; to provide for a deduction from taxable capital for certain corporations; to provide for definitions; to provide an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Alario moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|--------------|----------|------------------|
| Mr. Speaker | Futrell | Perkins |
| Alario | Gallot | Peychaud |
| Alexander, E | Glover | Pierre |
| Alexander, R | Green | Pinac |
| Ansardi | Guillory | Pitre |
| Arnold | Hammett | Powell |
| Baldone | Heaton | Quezairre |
| Baudoin | Hebert | Riddle |
| Baylor | Hill | Romero |
| Beard | Hopkins | Salter |
| Bowler | Hudson | Scalise |
| Broome | Hunter | Schneider |
| Bruce | Hutter | Schwegmann |
| Bruneau | Iles | Shaw |
| Carter, K | Johns | Smith, G.—56th |
| Carter, R | Katz | Smith, J.D.—50th |
| Cazayoux | Kennard | Smith, J.H.—8th |

| | | |
|-----------|------------|------------------|
| Crane | Kenney | Smith, J.R.—30th |
| Crowe | LaFleur | Sneed |
| Damico | Lancaster | Stelly |
| Daniel | Landrieu | Strain |
| Dartez | LeBlanc | Swilling |
| Devillier | Lucas | Thompson |
| Diez | Martiny | Toomy |
| Doerge | McCallum | Townsend |
| Downer | McDonald | Triche |
| Durand | McVea | Tucker |
| Erdey | Montgomery | Waddell |
| Farrar | Morrell | Walsworth |
| Fauchoux | Morrish | Welch |
| Flavin | Murray | Winston |
| Frith | Nevers | Wright |
| Fruge | Odinet | |

Total—98

NAYS

Total—0

ABSENT

| | | |
|---------|------------|--------|
| Capella | Jackson, L | Wooton |
| Curtis | Jackson, M | |
| Honey | Richmond | |

Total—7

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 241—
BY REPRESENTATIVES DOWNER, BALDONE, DARTEZ, DURAND, FAUCHEUX, FLAVIN, FRITH, GUILLORY, HEBERT, HUTTER, JOHNS, LEBLANC, MORRISH, ODINET, PIERRE, PINAC, PITRE, ROMERO, GARY SMITH, JACK SMITH, STELLY, TRICHE, AND WOOTON AND SENATORS CHAISSON, DUPRE, GAUTREAUX, HOYT, MOUNT, ROMERO, THEUNISSEN, AND ULLO
AN ACT

To enact R.S. 56:506 and to repeal R.S. 56:505, relative to seafood taken in state waters or imported into the state; to levy an excise tax on shrimp taken in state waters or imported into the state; to provide for the administration, collection, and enforcement of the tax; to provide for civil and criminal penalties; to provide for use of the avails derived from the tax; to repeal the severance tax on saltwater shrimp taken in state waters; to provide for an effective date; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Downer, and under a suspension of the rules, consideration of the above bill was deferred at this time.

HOUSE BILL NO. 242—
BY REPRESENTATIVE LEBLANC
AN ACT

To appropriate funds for the Fiscal Year 2002-2003 to the Department of Labor for deposit into the Employment Security Administration Fund for specific purposes in amounts appropriated; to provide for the use of such monies; and to provide for related matters.

Read by title.

Rep. LeBlanc moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

| | | |
|---------|------|------------|
| Glover | Hill | Jackson, M |
| Total—3 | | |

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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. 252—
BY REPRESENTATIVES DOWNER AND ALARIO
AN ACT

To amend and reenact R.S. 33:9022(4), 9023(A) and (C)(introductory paragraph), (3), and (4), 9024(E)(2), 9026, 9029.2(A)(1), 9031, and 9035(4) and (7) and to enact R.S. 33:9022(5) and (6) and 9031.1 and R.S. 47:6015, relative to economic development; to create a tax credit for certain expenses incurred by economic development corporations; to provide relative to definitions; to provide for the creation of economic development corporations; to provide for the powers of the corporations; to provide relative to funding of the corporations; to provide for the review of the economic

development plans of the corporations; to provide relative to cooperative endeavor agreements; to provide relative to costs of an economic development project; 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. 252 by Representative Downer

AMENDMENT NO. 1

On page 4, at the beginning of line 6, change "moveable" to "movable"

AMENDMENT NO. 2

On page 4, at the beginning of line 14, change "immoveable or moveable" to "immovable or movable"

AMENDMENT NO. 3

On page 9, line 26, following "may" and before "reimbursable" delete "be"

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

Motion

On motion of Rep. Downer, the bill, as amended, was returned to the calendar.

HOUSE BILL NO. 260—
BY REPRESENTATIVE SNEED
AN ACT

To enact R.S. 33:9037.1, to authorize the issuance of bonds to finance cooperative endeavors and to provide relative to leases and subleases by certain entities for the direct or indirect purpose of securing or providing revenue to pay the principal and interest on such bonds; and to provide for related matters.

Read by title.

Rep. Sneed moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|--------------|----------|-----------|
| Mr. Speaker | Futrell | Perkins |
| Alario | Gallot | Peychaud |
| Alexander, E | Glover | Pierre |
| Alexander, R | Green | Pinac |
| Ansardi | Guillory | Pitre |
| Arnold | Hammett | Powell |
| Baldone | Heaton | Quezaire |
| Baudoin | Hebert | Richmond |
| Baylor | Hill | Riddle |
| Beard | Honey | Romero |
| Bowler | Hopkins | Salter |
| Broome | Hudson | Scalise |
| Bruce | Hunter | Schneider |

| | | |
|-----------|------------|------------------|
| Bruneau | Hutter | Schwegmann |
| Capella | Iles | Shaw |
| Carter, K | Jackson, L | Smith, G.—56th |
| Carter, R | Johns | Smith, J.D.—50th |
| Cazayoux | Katz | Smith, J.H.—8th |
| Crane | Kennard | Smith, J.R.—30th |
| 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 |
| Früge | Odinet | |

Total—104

NAYS

Total—0

ABSENT

Jackson, M
Total—1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Sneed 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. 26—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 47:302(P), 321(G), and 331(N), relative to the sales and use tax; to extend the effectiveness of the exemption for purchases of utilities used by certain steelworks and blast furnaces; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Faucheux to Engrossed House Bill No. 26 by Representative Faucheux

AMENDMENT NO. 1

On page 1, line 11, between "contrary" and the comma "," insert "and specifically notwithstanding any provision enacted during the 2002 Regular Session which makes any sales and use tax exemption inapplicable, inoperable, and of no effect"

AMENDMENT NO. 2

On page 2, line 1, between "contrary" and the comma "," insert "and specifically notwithstanding any provision enacted during the 2002

Regular Session which makes any sales and use tax exemption inapplicable, inoperable, and of no effect"

AMENDMENT NO. 3

On page 2, line 7, between "contrary" and the comma "," insert "and specifically notwithstanding any provision enacted during the 2002 Regular Session which makes any sales and use tax exemption inapplicable, inoperable, and of no effect"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|--------------|------------|------------------|
| Mr. Speaker | Gallot | Psychaud |
| Alario | Glover | Pierre |
| Alexander, E | Green | Pinac |
| Alexander, R | Guillory | Pitre |
| Ansardi | Hammett | Powell |
| Arnold | Heaton | Quezaire |
| Baldone | Hebert | Richmond |
| Baudoin | Hill | Riddle |
| Baylor | Honey | Romero |
| Beard | Hopkins | Salter |
| Bowler | Hudson | Scalise |
| Broome | Hunter | Schneider |
| Bruce | Hutter | Schwegmann |
| Bruneau | Iles | Shaw |
| Capella | Jackson, L | Smith, G.—56th |
| Carter, K | Johns | Smith, J.D.—50th |
| Carter, R | Katz | Smith, J.H.—8th |
| Cazayoux | Kennard | Smith, J.R.—30th |
| 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 |
| Durand | Montgomery | Walsworth |
| Farrar | Morrell | Welch |
| Faucheux | Morrish | Winston |
| Flavin | Murray | Wooton |
| Frith | Nevers | Wright |
| Früge | Odinet | |
| Futrell | Perkins | |

Total—103

NAYS

Total—0

ABSENT

Erdey Jackson, M
Total—2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 59—
BY REPRESENTATIVE HEBERT
AN ACT

To amend and reenact R.S. 47:1712, relative to the ad valorem tax; to provide that persons qualifying for the special assessment level for certain persons aged sixty-five and older shall not be required to reapply annually; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 207—
BY REPRESENTATIVES JOHNS, HILL, AND MONTGOMERY
AN ACT

To enact R.S. 47:301(16)(h), relative to state and local sales and use tax; to exclude apheresis kits and leuko reduction filters used by nonprofit blood banks and blood collection centers from the definition of tangible personal property; to provide for an effective date; and to provide for related matters.

Suspension of the Rules

On motion of Rep. Johns, and under a suspension of the rules, the above bill was taken up out of its regular order at this time.

Read by title.

Rep. Johns 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 | Psychaud |
| Alexander, R | Green | Pierre |
| Ansardi | Guillory | Pinac |
| Arnold | Hammatt | Pitre |
| Baudoin | Heaton | Powell |
| 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 | Johns | Smith, G.—56th |
| Crane | Katz | Smith, J.D.—50th |
| Crowe | Kennard | Smith, J.H.—8th |
| Curtis | Kenney | Smith, J.R.—30th |
| Damico | LaFleur | Sneed |
| Daniel | Lancaster | Stelly |
| Dartez | Landrieu | Strain |
| Devillier | LeBlanc | Thompson |
| Diez | Lucas | Toomy |
| Doerge | Martiny | Townsend |
| 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

| | | |
|---------|------------|----------|
| Baldone | Jackson, M | Swilling |
| Total—3 | | |

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Johns 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. 205—
BY REPRESENTATIVES JOHNS, HILL, AND MONTGOMERY
AN ACT

To enact R.S. 47:301(8)(f), relative to state and local sales and use taxes; to provide for the exclusion of purchases by nonprofit blood banks and blood collection centers; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Johns to Engrossed House Bill No. 205 by Representative Johns

AMENDMENT NO. 1

On page 1, line 2 after "enact" and before "relative" change "R.S. 47:301(8)(f)," to "R.S. 47:301(16)(h),"

AMENDMENT NO. 2

On page 1, line 3 after "purchases" and before "by" insert "of certain property"

AMENDMENT NO. 3

On page 1, line 7 after "Section 1." and before "is" change "R.S. 47:301(8)(f)" to "R.S. 47:301(16)(h)"

AMENDMENT NO. 4

On page 1, delete lines 13 through 17 and insert the following:

"(16)

* * *

(h) The term "tangible personal property", for purposes of the payment of sales and use taxes levied by all tax authorities in the state, shall not include materials used directly in the collection, separation, treatment, testing, and storage of blood by nonprofit blood banks and nonprofit blood collection centers."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

| | | |
|---------|--------|------------|
| Ansardi | Dartez | Jackson, M |
| Daniel | Hebert | |
| Total—5 | | |

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Johns 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. 206—
BY REPRESENTATIVE BROOME

AN ACT

To amend and reenact R.S. 46:2403(B), relative to death certificates; to charge an additional assessment on the issuance and filing of death certificates; 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:

YEAS

| | | |
|--------------|------------|----------|
| Mr. Speaker | Glover | Murray |
| Alario | Guillory | Odinet |
| Alexander, R | Hammett | Peychaud |
| Arnold | Honey | Pierre |
| Baylor | Hudson | Pinac |
| Beard | Hunter | Quezaire |
| Broome | Iles | Richmond |
| Bruce | Jackson, L | Riddle |
| Carter, K | Kennard | Salter |
| Cazayoux | LaFleur | Swilling |
| Curtis | Landrieu | Townsend |
| Damico | Lucas | Welch |
| Daniel | Montgomery | Wooton |
| Gallot | Morrell | |
| Total—41 | | |

NAYS

| | | |
|--------------|-----------|------------------|
| Alexander, E | Flavin | Powell |
| Ansardi | Frith | Romero |
| Baldone | Fruge | Scalise |
| Baudoin | Futrell | Schneider |
| Bowler | Hebert | Schwegmann |
| Bruneau | Hill | Shaw |
| Capella | Hopkins | Smith, G.—56th |
| Carter, R | Hutter | Smith, J.D.—50th |
| Crane | Johns | Smith, J.H.—8th |
| Crowe | Kenney | Sneed |
| Dartez | Lancaster | Stelly |
| Devillier | LeBlanc | Strain |
| Diez | Martiny | Thompson |
| Doerge | McCallum | Toomy |
| Downer | McDonald | Triche |
| Durand | Morrish | Waddell |
| Erdey | Nevers | Walsworth |
| Farrar | Perkins | Winston |
| Faucheux | Pitre | Wright |
| Total—57 | | |

ABSENT

| | | |
|------------|------------------|--------|
| Green | Katz | Tucker |
| Heaton | McVea | |
| Jackson, M | Smith, J.R.—30th | |
| Total—7 | | |

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

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

HOUSE BILL NO. 223—
BY REPRESENTATIVE DIEZ
AN ACT

To amend and reenact R.S. 47:462(B)(3)(a), 463(A)(1)(b) and (2), and 481, relative to the vehicle registration license tax; to provide for an additional tax on certain trucks and private passenger vehicles; to provide for disposition of the proceeds of the tax; to provide for an effective date; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Diez, and under a suspension of the rules, consideration of the above bill was deferred at this time.

HOUSE BILL NO. 236—
BY REPRESENTATIVES DANIEL AND JOHNS
AN ACT

To amend and reenact R.S. 47:633(7)(c)(iv)(introductory paragraph) and (aa), relative to severance tax exemptions; to suspend the severance tax on inactive wells; and to provide for related matters.

Read by title.

Rep. Daniel 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 | Peychaud |
| Alexander, R | Green | Pierre |
| Ansardi | Guillory | Pinac |
| Arnold | Hammett | Pitre |
| Baldone | Heaton | Powell |
| Baudoin | Hebert | Quezairé |
| Baylor | Hill | Richmond |
| Beard | Honey | Riddle |
| Bowler | Hopkins | Romero |
| Bruce | Hudson | Salter |
| Bruneau | Hunter | Scalise |
| Capella | Hutter | Schneider |
| Carter, K | Iles | Schwegmann |
| Carter, R | Jackson, L | Shaw |
| Cazayoux | Johns | Smith, G.—56th |
| Crane | Katz | Smith, J.D.—50th |
| Crowe | Kennard | Smith, J.H.—8th |
| Curtis | Kenney | Smith, J.R.—30th |
| Damico | LaFleur | Sneed |
| Daniel | Lancaster | Stelly |
| Dartez | Landrieu | Strain |
| Devillier | LeBlanc | Swilling |
| Diez | Lucas | Thompson |
| Doerge | Martiny | Toomy |
| Downer | McCallum | Townsend |
| Durand | McDonald | Triche |
| Erdey | Montgomery | Waddell |
| Faucheux | Morrell | Walsworth |
| Flavin | Morrish | Welch |
| Frith | Murray | Winston |
| Früge | Nevers | Wooton |
| Total—99 | | |

NAYS

| | |
|---------|--------|
| Broome | Farrar |
| Total—2 | |

ABSENT

| | |
|------------|--------|
| Jackson, M | Tucker |
| McVea | Wright |
| Total—4 | |

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 238—
BY REPRESENTATIVES L. JACKSON AND K. CARTER
AN ACT

To amend and reenact R.S. 47:297(B) and to enact R.S. 47:297.3, relative to individual income tax credits; to revise the credit for certain child care expenses; to provide that the credit shall be refundable for certain persons; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 252—
BY REPRESENTATIVES DOWNER AND ALARIO
AN ACT

To amend and reenact R.S. 33:9022(4), 9023(A) and (C)(introductory paragraph), (3), and (4), 9024(E)(2), 9026, 9029.2(A)(1), 9031, and 9035(4) and (7) and to enact R.S. 33:9022(5) and (6) and 9031.1 and R.S. 47:6015, relative to economic development; to create a tax credit for certain expenses incurred by economic development corporations; to provide relative to definitions; to provide for the creation of economic development corporations; to provide for the powers of the corporations; to provide relative to funding of the corporations; to provide for the review of the economic development plans of the corporations; to provide relative to cooperative endeavor agreements; to provide relative to costs of an economic development project; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Downer to Engrossed House Bill No. 252 by Representatives Downer and Alario

AMENDMENT NO. 1

On page 2, line 4, delete the rest of the line after "for" and the word "expenses" from line 5 and insert the following:

"the filing fee paid to the Louisiana State Bond Commission that is"

AMENDMENT NO. 2

On page 2, line 9, delete "actual expenses" from the beginning of the line and insert the following:

"the filing fee paid to the Louisiana State Bond Commission that is"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|--------------|------------|------------------|
| Mr. Speaker | Futrell | Perkins |
| Alario | Gallot | Psychaud |
| Alexander, E | Glover | Pierre |
| Alexander, R | Green | Pinac |
| Ansardi | Guillory | Pitre |
| Arnold | Hammett | Powell |
| Baldone | Heaton | Quezaire |
| Baudoin | Hebert | Richmond |
| Baylor | Hill | Riddle |
| Beard | Honey | Romero |
| Bowler | Hopkins | Salter |
| Broome | Hudson | Scalise |
| Bruce | Hunter | Schneider |
| Bruneau | Hutter | Schwegmann |
| Capella | Iles | Shaw |
| Carter, K | Jackson, L | Smith, G.—56th |
| Carter, R | Johns | Smith, J.D.—50th |
| Cazayoux | Katz | Smith, J.H.—8th |
| Crane | Kennard | Smith, J.R.—30th |
| 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 |
| Fruge | Odinet | |
| Total—104 | | |

NAYS

Total—0

ABSENT

Jackson, M
Total—1

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. 267 (Substitute for House Bill No. 183 by Representative DeWitt)—
BY REPRESENTATIVE DEWITT

AN ACT

To amend and reenact R.S. 22:1068(E)(1), (2)(d), and (3), R.S. 51:1923(1), (5), and (6)(a)(i), 1924(B) and (D)(1), (2), (5), and (E) and (F), 1926(A)(1), (2), (3)(a), and (H)(3), 1927(A), 1927.1, 1928(B)(2) and (C)(3), and 1931 and to enact R.S. 51:1923(11) through (20), 1924(D)(6), 1926(A)(4), 1927.2, 1928(B)(3), 1934(C), and 1935(C), relative to the certified capital companies; to provide for the determination of the amount of tax credits available to certified capital companies; to

provide for qualified investments by certified capital companies; to define certain terms; to provide for allocation of certified capital for which tax credits are allowed; to provide for carry forward of tax credits; to provide for the transfer or sale of income or premium tax credits; to provide for annual audits following decertification of investment pools; to require annual reports to the legislature; to provide for disclosure of information concerning certified capital companies; and to provide for related matters.

Read by title.

Rep. Pinac moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|--------------|------------|------------------|
| Mr. Speaker | Futrell | Perkins |
| Alario | Gallot | Psychaud |
| Alexander, E | Glover | Pierre |
| Alexander, R | Green | Pinac |
| Ansardi | Guillory | Pitre |
| Arnold | Hammett | Powell |
| Baldone | Heaton | Quezaire |
| Baudoin | Hebert | Richmond |
| Baylor | Hill | Riddle |
| Beard | Honey | Romero |
| Bowler | Hopkins | Salter |
| Broome | Hudson | Scalise |
| Bruce | Hunter | Schneider |
| Bruneau | Hutter | Schwegmann |
| Capella | Iles | Shaw |
| Carter, K | Jackson, L | Smith, G.—56th |
| Carter, R | Johns | Smith, J.D.—50th |
| Cazayoux | Katz | Smith, J.H.—8th |
| Crane | Kennard | Smith, J.R.—30th |
| 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 |
| Fruge | Odinet | |
| Total—104 | | |

NAYS

Total—0

ABSENT

Jackson, M
Total—1

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. 59—
BY REPRESENTATIVE HEBERT
AN ACT

To amend and reenact R.S. 47:1712, relative to the ad valorem tax; to provide that persons qualifying for the special assessment level for certain persons aged sixty-five and older shall not be required to reapply annually; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hebert to Engrossed House Bill No. 59 by Representative Hebert

AMENDMENT NO. 1

On page 1, line 13 after "assessment" and before "by" delete "once every five years"

AMENDMENT NO. 2

On page 1, line 15 after "application" and before "may" delete "and each renewal"

On motion of Rep. Hebert, 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 | Futrell | Perkins |
| Alario | Gallot | Peychaud |
| Alexander, E | Glover | Pierre |
| Alexander, R | Green | Pinac |
| Ansardi | Guillory | Pitre |
| Arnold | Hammett | Powell |
| Baldone | Heaton | Quezaire |
| Baudoin | Hebert | Richmond |
| Baylor | Hill | Riddle |
| Beard | Honey | Romero |
| Bowler | Hopkins | Salter |
| Broome | Hudson | Scalise |
| Bruce | Hunter | Schneider |
| Bruneau | Hutter | Schwegmann |
| Capella | Iles | Shaw |
| Carter, K | Jackson, L | Smith, G.—56th |
| Carter, R | Johns | Smith, J.D.—50th |
| Cazayoux | Katz | Smith, J.H.—8th |
| Crane | Kennard | Smith, J.R.—30th |
| 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 |
| Fruge | Odinet | |

Total—104

NAYS

Total—0

ABSENT

Jackson, M
Total—1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

SENATE BILL NO. 62—

BY SENATORS LENTINI, BARHAM, CAIN, DUPRE, HEITMEIER, HOYT, MCPHERSON, MOUNT, ROMERO, SCHEDLER, SMITH, THEUNISSEN, THOMAS, BEAN AND GAUTREUX AND REPRESENTATIVES ALARIO, BALDONE, CURTIS, DAMICO, DANIEL, DARTEZ, DIEZ, DOWNER, DURAND, FARRAR, FLAVIN, FUTRELL, GUILLORY, HEATON, L. JACKSON, JOHNS, LANDRIEU, MONTGOMERY, ODINET, PITRE, RIDDLE, STELLY, STRAIN, TOWNSEND, TUCKER, WINSTON, WOOTON, FRUGE, POWELL, JACK SMITH AND WALSWORTH

AN ACT

To amend and reenact R.S. 47:305.1(C) and to enact R.S. 47:305.1(D), relative to sales and use tax as it applies to ships and ships' supplies; to define "foreign or interstate coastwise commerce" with respect to the exemption provided for certain owners and operators of ships or vessels operating in such commerce; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 63—

BY SENATORS LENTINI, BARHAM, BEAN, CAIN, DUPRE, GAUTREUX, HEITMEIER, HOYT, MCPHERSON, MOUNT, ROMERO, SCHEDLER, SMITH, THEUNISSEN AND THOMAS AND REPRESENTATIVES ALARIO, BALDONE, CURTIS, DAMICO, DANIEL, DARTEZ, DIEZ, DOWNER, DURAND, FARRAR, FLAVIN, FRUGE, FUTRELL, GUILLORY, HEATON, L. JACKSON, JOHNS, LANDRIEU, MONTGOMERY, ODINET, PITRE, POWELL, RIDDLE, JACK SMITH, STELLY, STRAIN, TOWNSEND, TUCKER, WALSWORTH, WINSTON AND WOOTON

AN ACT

To amend and reenact R.S. 47:305.1(C) and to enact R. S. 47:305.1(D), relative to exclusions and exemptions from state and local sales and use tax for ships and ships' supplies; to provide for an exemption for certain shipbuilding materials,

equipment, and machinery from such tax; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 70—

BY SENATORS LENTINI, BARHAM, CAIN, DUPRE, HEITMEIER, HOYT, MCPHERSON, MOUNT, SCHEDLER, SMITH, THEUNISSEN, THOMAS, BEAN, GAUTREAU, ROMERO AND ULLO AND REPRESENTATIVES ALARIO, BALDONE, CURTIS, DAMICO, DANIEL, DARTEZ, DIEZ, DOWNER, DURAND, FARRAR, FLAVIN, FUTRELL, GUILLORY, HEATON, L. JACKSON, JOHNS, LANDRIEU, MONTGOMERY, ODINET, PITRE, RIDDLE, STELLY, STRAIN, TOWNSEND, TUCKER, WINSTON, WOOTON, FRUGE, POWELL, JACK SMITH AND WALSWORTH

AN ACT

To amend and reenact R.S. 47:305.1(C) and to enact R.S. 47:305.1(D), relative to exclusions and exemptions from state and local sales and use tax for ships and ships' supplies; to provide for an exemption for certain shipbuilding materials, equipment, and machinery from such tax; to define "foreign or interstate coastwise commerce" with respect to the exemption provided for certain owners and operators of ships or vessels operating in such commerce; and to provide for related matters.

Read by title.

Rep. Alario moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|--------------|------------|------------------|
| Mr. Speaker | Fruge | Odinet |
| Alario | Futrell | Perkins |
| Alexander, E | Gallot | Peychaud |
| Alexander, R | Glover | Pierre |
| Ansardi | Green | Pinac |
| Arnold | Guillory | Pitre |
| Baldone | Hammett | Powell |
| Baudoin | Heaton | Quezairé |
| Baylor | Hebert | Richmond |
| Beard | Hill | Riddle |
| Bowler | Honey | Romero |
| Broome | Hopkins | Salter |
| Bruce | Hudson | Scalise |
| Bruneau | Hunter | Schneider |
| Capella | Hutter | Schwegmann |
| Carter, K | Iles | Shaw |
| Carter, R | Jackson, L | Smith, G.—56th |
| Cazayoux | 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 | LeBlanc | Swilling |
| Devillier | Lucas | Thompson |
| Diez | Martiny | Toomy |
| Doerge | McCallum | Townsend |
| Downer | McDonald | Triche |
| Durand | McVea | Waddell |
| Erdey | Montgomery | Walsworth |
| Farrar | Morrell | Welch |
| Faucheux | Morrish | Winston |
| Flavin | Murray | Wooton |
| Frith | Nevers | Wright |

Total—102

NAYS

Total—0

ABSENT

Jackson, M Landrieu Tucker
Total—3

The Chair declared the above bill was finally passed.

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

Petitions, Memorials and Communications

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

Message from the Senate

HOUSE BILLS

May 29, 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. 12
Returned without amendments.

House Bill No. 82
Returned with amendments.

House Bill No. 95
Returned with amendments.

House Bill No. 130
Returned without amendments.

House Bill No. 135
Returned without amendments.

House Bill No. 141
Returned with amendments.

House Bill No. 166
Returned without amendments.

House Bill No. 167
Returned without amendments.

House Bill No. 190
Returned with amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

May 30, 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. 46

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Peychaud, the rules were suspended in order to take up and consider Senate Concurrent Resolutions at this time.

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 46—
BY SENATOR BAJOIE

A CONCURRENT RESOLUTION

To recognize and commend Dora Stone on her exemplary accomplishment of being awarded a General Educational Development (GED) certificate from the state of Louisiana at age seventy-four.

Read by title.

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

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

May 30, 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. 20, 22, 25, 26, 27, 28, 29, 31, 32, 33, 34, 36, 37, 38, and 42

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

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

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

Message from the Senate

**DISAGREEMENT TO
SENATE CONCURRENT RESOLUTIONS**

May 30, 2002

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Concurrent Resolution No. 17 by Sen. Dupre, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Privileged Report of the Committee on Enrollment

May 30, 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 Resolutions have been properly enrolled:

HOUSE RESOLUTION NO. 33—
BY REPRESENTATIVE FUTRELL

A RESOLUTION

To commend William Morris of Zachary for winning the Honesty and Integrity Award presented by the Masons of Northeast Lodge No. 435.

HOUSE RESOLUTION NO. 34—
BY REPRESENTATIVE PINAC

A RESOLUTION

To commend Norma LaGrange Weekley upon being named the Crowley Chamber of Commerce Outstanding Business Person for 2002.

HOUSE RESOLUTION NO. 35—

BY REPRESENTATIVES DOWNER, ALARIO, E. ALEXANDER, R. ALEXANDER, ANSARDI, ARNOLD, BALDONE, BAUDOIN, BAYLOR, BEARD, BOWLER, BROOME, BRUCE, BRUNEAU, CAPELLA, K. CARTER, R. CARTER, CAZAYOUX, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEVILLIER, DEWITT, DIEZ, DOERGE, DURAND, ERDEY, FARRAR, FAUCHEUX, FLAVIN, FRITH, FRUGE, FUTRELL, GALLOT, GLOVER, GREEN, GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUDSON, HUNTER, HUTTER, ILES, L. JACKSON, M. JACKSON, JOHNS, KATZ, KENNARD, KENNEY, LAFLEUR, LANCASTER, LANDRIEU, LEBLANC, LUCAS, MARTINY, MCCALLUM, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, MURRAY, NEVERS, ODINET, PERKINS, PEYCHAUD, PIERRE, PINAC, PITRE, POWELL, QUEZAIRE, RICHMOND, RIDDLE, ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, SNEED, STELLY, STRAIN, SWILLING, THOMPSON, TOOMY, TOWNSEND, TRICHE, TUCKER, WADDELL, WALSWORTH, WELCH, WINSTON, WOOTON, AND WRIGHT

A RESOLUTION

To commend Sergeant First Class Roy E. Handy, Jr. of New Orleans upon his selection as 2002 Soldier of the Year by *Army Times* magazine.

HOUSE RESOLUTION NO. 36—

BY REPRESENTATIVE GALLOT

A RESOLUTION

To commend Leon and Clarice Whittaker upon the occasion of their fiftieth wedding anniversary celebration on June 8, 2002.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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

Privileged Report of the Committee on Enrollment

May 30, 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. 56—

BY REPRESENTATIVES TRICHE, ALARIO, E. ALEXANDER, R. ALEXANDER, ANSARDI, ARNOLD, BALDONE, BAUDOIN, BAYLOR, BEARD, BOWLER, BROOME, BRUCE, BRUNEAU, CAPELLA, K. CARTER, R. CARTER, CAZAYOUX, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEVILLIER, DEWITT, DIEZ, DOERGE, DOWNER, DURAND, ERDEY, FARRAR, FAUCHEUX, FLAVIN, FRITH, FRUGE, FUTRELL, GALLOT, GLOVER, GREEN, GULLORY, HAMMETT, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUDSON, HUNTER, HUTTER, ILES, L. JACKSON, M. JACKSON, JOHNS, KATZ, KENNARD, KENNEY, LAFLEUR, LANCASTER, LANDRIEU, LEBLANC, LUCAS, MARTINY, MCCALLUM, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, MURRAY, NEVERS, ODINET, PERKINS, PEYCHAUD, PIERRE, PINAC, PITRE, POWELL, QUEZAIRE, RICHMOND, RIDDLE, ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, SNEED, STELLY, STRAIN, SWILLING, THOMPSON, TOOMY, TOWNSEND, TUCKER, WADDELL, WALSWORTH, WELCH, WINSTON, WOOTON, AND WRIGHT AND SENATORS HAINKEL, BAJOIE, BARHAM, BEAN, BOISSIERE, CAIN, CAMPBELL, CHAISSON, CRAVINS, DARDENNE, DEAN, DUPRE, ELLINGTON, FIELDS, FONTENOT, GAUTREAU, HEITMEIER, HINES, HOLDEN, HOLLIS, HOYT, IRONS, JOHNSON, B. JONES, C. JONES, LAMBERT, LENTINI, MALONE, MARIONNEAU, MCPHERSON, MICHOT, MOUNT, ROMERO, SCHEDLER, SMITH, TARVER, THEUNISSEN, THOMAS, AND ULLO

A CONCURRENT RESOLUTION

To commend Kirby J. Ducote for thirty-five years of dedicated and highly effective service as the public policy liaison for the Roman Catholic bishops of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 59—

BY REPRESENTATIVES SCALISE AND ANSARDI

A CONCURRENT RESOLUTION

To commend Richard Palmer for thirty-three years of outstanding service to the Jefferson Parish School System.

HOUSE CONCURRENT RESOLUTION NO. 61—

BY REPRESENTATIVES JOHNS, FLAVIN, GULLORY, HILL, MORRISH, AND STELLY AND SENATORS CAIN, MOUNT, AND THEUNISSEN

A CONCURRENT RESOLUTION

To commend the Inaugural Class of the Louisiana Fast Pitch Softball Hall of Fame to be inducted on June 1, 2002, in Lake Charles.

HOUSE CONCURRENT RESOLUTION NO. 62—

BY REPRESENTATIVES DOWNER, BALDONE, DARTEZ, AND TRICHE AND SENATORS DUPRE AND GAUTREAU

A CONCURRENT RESOLUTION

To commend the shipmates of the *USS Terrebonne Parish* upon their second annual reunion.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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

Privileged Report of the Committee on Enrollment

May 30, 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 Bills have been properly enrolled:

HOUSE BILL NO. 40—

BY REPRESENTATIVES MONTGOMERY, FAUCHEUX, HILL, AND THOMPSON

AN ACT

To amend and reenact R.S. 47:305.50(A)(1)(a) and Section 2 of Act No. 8 of the 1996 Regular Session of the Legislature, as amended by Act No. 41 of the 1998 Regular Session of the Legislature and as amended by Act No. 27 of the 2000 Regular Session of the Legislature, relative to the sales and use tax; to extend the time limitation for the exemption for certain buses, trucks, and trailers used in interstate commerce; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 49—

BY REPRESENTATIVES BRUNEAU AND DOWNER

AN ACT

To amend and reenact R.S. 4:67(A), relative to boxing and wrestling; to increase the maximum amount of tax proceeds which can be collected by the State Boxing and Wrestling Commission per contest or exhibition; and to provide for related matters.

HOUSE BILL NO. 54—

BY REPRESENTATIVES DANIEL AND THOMPSON

AN ACT

To amend and reenact Section 2 of Act No. 29 of the 1996 Regular Session of the Legislature, as amended by Act No. 21 of the 1998 Regular Session of the Legislature, as amended by Act No. 28 of the 2000 Regular Session of the Legislature, relative to sales and use tax; to provide for the effectiveness of the exemption for boiler fuel; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 73—

BY REPRESENTATIVES FARRAR AND THOMPSON AND SENATOR MCPHERSON

AN ACT

To enact R.S. 47:305.25(C), relative to exclusions and exemptions from sales and use taxes for farm equipment; to authorize a city or parish school board, the governing authority of any

municipality, and the governing authority of any parish to grant an exemption from sales and use taxes for farm equipment; and to provide for related matters.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Bills contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk and were signed by the President of the Senate and taken by the Clerk of the House to the Governor for executive approval.

Suspension of the Rules

On motion of Rep. Hammett, the rules were suspended to permit the Committee on Ways and Means to meet without giving the notice required by House Rule 14.24(A) and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill Nos. 111 and 153

Leave of Absence

Rep. Michael Jackson- 1 day

Adjournment

On motion of Rep. Kenney, at 5:20 P.M., the House agreed to adjourn until Monday, June 3, 2002, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Monday, June 3, 2002.

ALFRED W. SPEER
Clerk of the House