

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

TWENTY-SECOND DAY'S PROCEEDINGS

Twenty-ninth Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974

House of Representatives
State Capitol
Baton Rouge, Louisiana

Monday, May 12, 2003

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

Erdey	McVea	Walker
Fannin	Montgomery	Walsworth
Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright

Total—105

ABSENT

Total—0

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

Prayer

Prayer was offered by Father Phillip Michiels.

Pledge of Allegiance

Rep. Faucheux 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. Crowe, and under a suspension of the rules, the Journal of May 7, 2003, was corrected to reflect him as voting yea on final passage of House Bill No. 1035.

On motion of Rep. Frith, the Journal of May 8, 2003, was adopted.

Petitions, Memorials and Communications

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

Message from the Senate

SENATE BILLS

May 12, 2003

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. 151, 437, 439, 849, 876, 952, 1022, and 1089

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Hill, 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. 151—

BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 13:5108.1(E)(1)(c) and (3)(b) relative to justices of the peace and constables; to provide that justices of the peace and certain constables be indemnified by the state against certain claims or demands seeking damages; and to provide for related matters.

Read by title.

SENATE BILL NO. 437—

BY SENATORS CAIN AND CRAVINS

AN ACT

To amend and reenact R.S. 4:144(A); to provide for the membership of the State Racing Commission; and to provide for related matters.

Read by title.

SENATE BILL NO. 439—

BY SENATOR MOUNT

AN ACT

To enact R.S. 14:98.2, relative to operating a vehicle while intoxicated; to provide relative to any person arrested for such offense; to require impoundment of the motor vehicle of such person for a limited period of time; to provide for release of such vehicle under certain conditions; to provide relative to a person who is summoned to transport such offender; to require written acknowledgment by such person of certain liability; to authorize the promulgation of rules; and to provide for related matters.

Read by title.

SENATE BILL NO. 849—

BY SENATOR ELLINGTON

AN ACT

To enact Subpart F of Part III of Chapter 4 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:2341 through 2345; relative to police; to provide for a management institute; to provide for a board; to provide for duties; to provide for management; to provide for training; and to provide for related matters.

Read by title.

SENATE BILL NO. 876—

BY SENATORS MOUNT AND BAJOIE

AN ACT

To amend and reenact R.S. 40:1300.52(C), relative to criminal history records; to provide relative to checks of such records for employment purposes; to authorize temporary employment of certain personnel only under certain circumstances prior to completion of such check; and to provide for related matters.

Read by title.

SENATE BILL NO. 952—

BY SENATOR B. JONES

AN ACT

To amend and reenact R.S. 26:354(I), R.S. 36:458(F), R.S. 47:15(14), 1401, 1407(1) and (4), 1431, 1432, 1437, 1481, 1508.1(B), 1561, 1565, 1566(C), 1567, 1580(A)(3), 1621(F), 1621.1(A), 1625, 1626, 1627, 1688, and 1689, the heading of R.S. 47:1621.1, and R.S. 49:967(A) and 992(D)(1); to enact R.S. 36:4(B)(1)(r) and Chapter 3 of Subtitle I of Title 47 of the Louisiana Revised Statutes of 1950, comprised of R.S. 47:16 through 16.55, and R.S. 49:992(D)(9), relative to administrative

proceedings concerning taxes, fees, and claims against the state; to create and provide for the Tax Court as an administrative agency in the office of the governor and the judges of Tax Court; to provide for a small claims division of the Tax Court and the magistrate thereof; to revise provisions concerning the Board of Tax Appeals; to provide for judicial review of Tax Court judgments; and to provide for related matters.

Read by title.

SENATE BILL NO. 1022—

BY SENATOR FIELDS

AN ACT

To enact R.S. 27:93(A)(9), relative to the Louisiana Gaming Control Law; to provide with respect to the Louisiana Riverboat Economic Development and Gaming Control Act; to provide for admission fees for riverboats located in certain parishes; to provide for the levying of boarding fees; to provide for allocation of funds derived from additional riverboat boarding fees; and to provide for related matters.

Read by title.

SENATE BILL NO. 1089—

BY SENATORS MARIONNEAUX, FONTENOT AND CAIN

AN ACT

To amend and reenact R.S. 30:2418(I) and enact R.S. 30:2418 (M)(3) and (4) and (N), relative to the disposal of waste tires; to provide relative to fees collected on new tires; to provide relative to documentation verifying the tires are generated in Louisiana; to provide for the weighing or counting of used tires; and to provide for related matters.

Read by title.

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 15—

BY SENATORS GAUTREUX, LAMBERT AND MCPHERSON AND REPRESENTATIVE MURRAY

A CONCURRENT RESOLUTION

To re-create and continue a study commission to coordinate state policy options to mitigate the projected impact of global changes in climate as they relate to Louisiana business, wetlands, agricultural activities, economy, and environment.

Read by title.

Under the rules, the above resolution was referred to the Committee on Environment.

House Bills and Joint Resolutions on Second Reading to be Referred

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

Motion

On motion of Rep. Welch, the Committee on Health and Welfare was discharged from further consideration of House Bill No. 1550.

HOUSE BILL NO. 1550—

BY REPRESENTATIVE WELCH

AN ACT

To enact Chapter 8-A of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:978 and 979, relative to health care for the low-income uninsured; to provide for expanding coverage to certain low-income uninsured through Medicaid program waivers; and to provide for related matters.

Read by title.

Motion

Rep. Welch moved that House Bill No. 1550 be designated as a duplicate of Senate Bill No. 382.

Which motion was agreed to.

On motion of Rep. Welch, the bill was recommitted to the Committee on Appropriations.

Senate Bills and Joint Resolutions on Second Reading to be Referred

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

SENATE BILL NO. 4—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 43:111.1, relative to public media advertising; to prohibit the expenditure of any state funds for media advertisement which mentions any public official whether elected or appointed; to prohibit expenditure of public funds by any public entity for media advertisement which mentions any public official whether elected or appointed; to provide exceptions; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on House and Governmental Affairs.

SENATE BILL NO. 42—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 38:2212(C)(2), relative to public work; to require public entities to transmit addendum to bids for contracts for such work exceeding the contract limit by means other than mail; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 60—

BY SENATOR LENTINI

A JOINT RESOLUTION

Proposing to amend Article I, Section 4 of the Constitution of Louisiana, relative to the right to property; to provide that no person may enter or remain in or upon the private property of another without authorization, either express, legal or implied; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

Under the rules, the above bill was referred to the Committee on Civil Law and Procedure.

SENATE BILL NO. 98—

BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 14:63 and to repeal R.S. 14:63.1, 63.2, 63.5, 63.6, 63.7, 63.8, 63.9, 63.10, and 63.12, relative to criminal trespass; to provide for the crime of unauthorized entry; to provide for penalties; to provide exemptions; to provide for the limitation of liability of owners, lessees, and custodians; to delete certain specific types of crimes of trespass; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

SENATE BILL NO. 140—

BY SENATOR ELLINGTON AND REPRESENTATIVE CROWE

AN ACT

To enact R.S. 26:306, relative to the sale of certain alcoholic beverages; to provide for tracking the retail sale of malt beverages in a keg; to provide for procedures; to provide for forms; to provide for adoption of rules and regulations; to provide for preemption of local ordinances; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 141—

BY SENATOR DUPRE

AN ACT

To enact R.S. 32:408(B)(4)(c), relative to school bus drivers; to provide for a restriction to commercial driver's licenses for operation only of a school bus; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 192—

BY SENATOR BOISSIERE

AN ACT

To enact Part VIII of Chapter 5 of Subtitle III of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:2025 through 2029, relative to the Parochial Employees' Retirement System of Louisiana; to create and provide relative to an excess benefit plan for members of the fund; to provide for definitions, benefits, and contributions; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 217—

BY SENATOR MARIONNEAUX AND REPRESENTATIVE MURRAY

A JOINT RESOLUTION

Proposing to amend Article V, Section 23(B) of the Constitution of Louisiana, relative to the judicial branch; to provide with respect to mandatory retirement; to provide that a judge shall not remain in office beyond his seventy-sixth birthday; and to specify an

election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

Motion

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

SENATE BILL NO. 290—
BY SENATOR SMITH (BY REQUEST)
AN ACT

To amend and reenact R.S. 9:335(A)(2)(b), relative to joint custody; to provide a guideline for minimum visitation days, when in the best interest of the child; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Civil Law and Procedure.

SENATE BILL NO. 300—
BY SENATOR CHAISSON
AN ACT

To amend and reenact R.S. 9:1581, relative to the appointment of public administrators for successions in certain parishes; to provide for the appointment and terms of such administrators; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Civil Law and Procedure.

SENATE BILL NO. 305—
BY SENATORS SCHEDLER, B. JONES AND BAJOIE AND REPRESENTATIVE DURAND
AN ACT

To enact Part XXVI-A of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1299.78 through 1299.78.5, relative to the Medicaid Buy-In Program for Persons with Disabilities; to provide for coverage for those receiving Social Security Disability Insurance benefits, but who desire to return to the workforce; to provide definitions; to provide for basic guidelines; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 330—
BY SENATOR BOISSIERE
AN ACT

To enact R.S. 11:153(L), relative to the Sheriffs' Pension and Relief Fund; to provide with respect to purchase of military service credit for years of active duty military service in the Vietnam Conflict; to provide with respect to employee contributions; to provide with respect to employer contributions; to provide for severability; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 373—
BY SENATOR SCHEDLER
AN ACT

To amend and reenact R.S. 44:9(A), relative to criminal records; to provide relative to court ordered expungement of arrest records; to authorize a processing fee for such expungement; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 383—
BY SENATOR SCHEDLER
AN ACT

To amend and reenact Children's Code Art. 603(13)(b), and Code of Evidence Art. 511(A)(1), relative to children in need of care; to provide for mandatory reporting by a member of the clergy; to provide for a confidential communication exception to the mandatory reporter designation; to provide for the definition of a clergyman; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Civil Law and Procedure.

SENATE BILL NO. 410—
BY SENATOR LENTINI (On Recommendation of the La Law Institute)
AN ACT

To amend and reenact Title XIII of Book III of the Civil Code formerly consisting of Articles 2926 through 2981, to comprise Articles 2926 through 2951; all relative to deposit, deposit with innkeepers, conventional sequestration, and judicial sequestration; to provide for a definition of deposit; to provide for matters for which no special provision is made; to provide for the nature of the contract of deposit; to provide for the formation of the contract of deposit; to provide for the standard by which a depositary is to fulfill his obligations; to provide for the use of the thing deposited by the depositary; to provide for when the thing deposited is a consumable; to provide for the return of the thing deposited; to provide for when the thing deposited is lost or deteriorated; to provide for the delivery of civil and natural fruits; to provide that the proof of ownership of the thing deposited is not required; to provide for when the thing deposited was a stolen thing; to provide for the place and expense of return; to provide for the time of return; to provide for the retention of the thing deposited by the depositary; to provide for the reimbursement of the depositary; to provide for the obligation of an innkeeper; to provide that an innkeeper is a compensated depositary for things of a guest that are delivered to him; to provide for when a safe is placed in a guest's room; to provide for when the things of a guest are stolen or damaged; to provide for a limitation on the liability of an innkeeper; to provide for the definition of conventional sequestration; to provide for the application of the rules of deposit to conventional sequestration when compatible; to provide for the termination of conventional sequestration by the depositary; to provide for judicial sequestration; to provide for the application of the rules of deposit and conventional sequestration to judicial sequestration when compatible; to provide for the obligations and rights of a judicial depositary; to provide an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Civil Law and Procedure.

SENATE BILL NO. 422—
BY SENATOR MCPHERSON

AN ACT

To enact R.S. 38:2225.2, relative to public contracts; to prohibit the state of Louisiana and any state or local entity from utilizing the "design-build" concept unless authorized by law; to prohibit the state of Louisiana and any state or a local entity from entering into any agreement to purchase unimproved property which requires the successful design and construction of a structure prior to transfer of title unless authorized by law; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 567—
BY SENATOR LENTINI

AN ACT

To enact R.S. 22:1514.3, relative to insurance policies; to provide for the surrender of a defendant for non-payment of premium; to provide for certain notification requirements upon surrender; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 601—
BY SENATOR LENTINI

AN ACT

To enact R.S. 22:1142.1, relative to insurers; to provide for certain licensing requirements for the solicitation of bail; to provide for certain prohibited activities; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 693—
BY SENATOR ULLO

AN ACT

To enact R.S. 33:4735, relative to municipalities and parishes; to provide that local governing authorities of parishes with a population of four hundred fifty thousand to four hundred sixty thousand notify area legislators prior to hearings regarding a facility that stores hazardous material; 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. 732—
BY SENATOR ROMERO

AN ACT

To amend and reenact R.S. 56:322(I), relative to crawfish traps; to reduce the minimum size mesh for commercial crawfish traps; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 742—
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 40:1299.41(A)(1) and to enact R.S. 40:1299.41(A)(21), relative to medical malpractice; to provide for definitions; to provide for emergency medical services rendered in certain circumstances; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 764—
BY SENATOR MARIONNEAUX

AN ACT

To enact R.S. 23:1049, relative to workers' compensation; to provide with respect to liability of employers; to exempt employers who fail to secure workers' compensation insurance or proper certification of self-insurance status from statutory immunity from recovery for all legal damages to the injured employee; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Labor and Industrial Relations.

SENATE BILL NO. 835—
BY SENATOR B. JONES

AN ACT

To enact R.S. 47:16.17 and 16.19, relative to the Tax Court; to require the court to establish fees for services rendered by the court and its small claims division; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 842—
BY SENATOR MCPHERSON AND REPRESENTATIVES CURTIS, DEWITT AND FARRAR

AN ACT

To enact Code of Civil Procedure Art. 4843(J) and 4850.1, relative to city court jurisdiction; to provide for an increase in the jurisdictional amount for the Alexandria City Court; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 863—
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 14:106(A)(2)(a), (3), (4), (6), and (F)(1), and to enact R.S. 14:106(A)(7), relative to obscenity; to include electronic communication of sexually explicit advertisements over the Internet in the crime of obscenity under certain

conditions; to require indication of sexually explicit material in unsolicited electronic advertisements; to provide for definitions; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

SENATE BILL NO. 875—
BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 14:37.2(C) and 37.4(C), relative to crimes of assault; to provide relative to the crime of aggravated assault upon a peace officer with a firearm; to provide relative to the crime of aggravated assault with a firearm; to increase the penalties for such crimes; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

SENATE BILL NO. 1028 (Substitute for Senate Bill No. 321 By Senator Lentini) —
BY SENATOR LENTINI

AN ACT

To enact R.S. 33:2218.2(C)(8)(d), relative to law enforcement officers; to provide relative to supplemental pay for such persons; to provide for eligibility of certain elected police chiefs to receive such compensation; to provide for an effective date for the initiation of such compensation; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 1067—
BY SENATORS DUPRE AND GAUTREUX

AN ACT

To enact R.S. 56:303(E), relative to commercial fishermen; to provide for endorsement of a commercial fisherman's license as certified; and to provide for related matters.

Read by title.

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

Motion

On motion of Rep. Bruneau, the Committee on Municipal, Parochial and Cultural Affairs was discharged from further consideration of Senate Bill No. 1032.

SENATE BILL NO. 1032—
BY SENATOR MARIONNEAUX

AN ACT

To enact R.S. 42:1123(32), relative to ethics; to provide for exceptions for members of public bodies to engage in certain transactions with such public body; to permit public officials of certain governing authorities and their immediate families and legal entities to make application for the subdivision, resubdivision or zoning of property, or building permits and inspections; to provide for exceptions to be based on population; to require written notice to the Board of Ethics and recusal from voting; and to provide for related matters.

Read by title.

On motion of Rep. Bruneau, the bill was recommitted to the Committee on House and Governmental Affairs.

**House and House Concurrent Resolutions
Reported by Committee**

The following House and House Concurrent Resolutions reported by committee were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 4—
BY REPRESENTATIVE FAUCHEUX
A CONCURRENT RESOLUTION

To urge and request the secretary of state to study internet voting.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

HOUSE CONCURRENT RESOLUTION NO. 11—
BY REPRESENTATIVE MARTINY
A CONCURRENT RESOLUTION

To direct the Louisiana State Law Institute to study all aspects of Kendra's Law and make specific recommendations for implementation of assisted outpatient treatment in Louisiana.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Concurrent Resolution No. 11 by Representative Martiny

AMENDMENT NO. 1

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

"BE IT FURTHER RESOLVED that since the Louisiana Public Mental Health Review Commission was created during the 1999 Regular Session of the Legislature pursuant to Senate Concurrent Resolution No. 138, to study the feasibility of restructuring the public mental health system to reflect the challenges facing the system in the twenty-first century, that the Louisiana State Law Institute shall consult with the Louisiana Public Mental Health Review Commission in conducting its study pursuant to this Resolution."

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

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

HOUSE CONCURRENT RESOLUTION NO. 38—
BY REPRESENTATIVE BOWLER
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute, Marriage/Persons Committee to study Louisiana's visitation statutes and make specific recommendations on or before January 15, 2004, for revisions to state laws.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

HOUSE CONCURRENT RESOLUTION NO. 40—

BY REPRESENTATIVE WADDELL

A CONCURRENT RESOLUTION

To urge and request the Department of State and the Department of Elections and Registration to develop and implement a system for providing voting information on the internet.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

HOUSE CONCURRENT RESOLUTION NO. 42—

BY REPRESENTATIVE CRANE

A CONCURRENT RESOLUTION

To establish a multi-disciplinary advisory council to address the health care concerns of students in Louisiana schools.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Concurrent Resolution No. 42 by Representative Crane

AMENDMENT NO. 1

On page 1, line 2, after "council to" delete the remainder of the line and delete line 3 in its entirety and insert "provide advice to the state Department of Education on specific health-related matters as requested by the state superintendent of education on an as-needed basis."

AMENDMENT NO. 2

On page 2, line 2, after "council to" delete the remainder of the line and delete line 3 in its entirety and insert "provide advice to the state Department of Education on specific health-related matters as requested by the state superintendent of education on an as-needed basis."

AMENDMENT NO. 3

On page 2, line 12, after "populations" and before the period "." insert "appointed by the state superintendent of education"

AMENDMENT NO. 4

On page 2, line 27, after "consultant" and before the period "." insert "appointed by the Louisiana State Board of Nursing"

AMENDMENT NO. 5

On page 3, line 5, after "authority" and before the period "." insert "appointed by the state superintendent of education"

AMENDMENT NO. 6

On page 3, line 6, after "psychologist" and before the period "." insert "appointed by the state superintendent of education"

AMENDMENT NO. 7

On page 3, delete lines 14 and 15 in their entirety and insert "an as-needed basis as requested by the state superintendent of education."

AMENDMENT NO. 8

On page 3, between lines 15 and 16, insert the following:

"BE IT FURTHER RESOLVED that the advisory council members shall serve without per diem or travel expenses provided by the state Department of Education."

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

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

HOUSE CONCURRENT RESOLUTION NO. 114—

BY REPRESENTATIVE LALEUR

A CONCURRENT RESOLUTION

To continue the existence of the Louisiana Commission on French and the Louisiana French Study Committee, created in 2001 to assess the condition of the French language in Louisiana.

Read by title.

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

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

**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. 19—

BY REPRESENTATIVE FRITH

A JOINT RESOLUTION

Proposing to amend Article V, Section 23(B) of the Constitution of Louisiana, to authorize a judge who reaches the mandatory retirement age of seventy prior to finishing his term of office to complete that current term; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

Under the rules, the above bill was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

HOUSE BILL NO. 28—

BY REPRESENTATIVE FRITH

AN ACT

To amend and reenact R.S. 11:1352(A)(1) and R.S. 13:10.1, relative to the retirement of judges; to permit a judge who attains the mandatory retirement age while serving a term of office to complete that term of office; to provide for retirement benefits of judges in the noncontributory retirement plan for judges who retire after the mandatory retirement age in order to complete a term; to provide for effectiveness; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 86—

BY REPRESENTATIVE MURRAY

A JOINT RESOLUTION

Proposing to amend Article V, Section 23(B) of the Constitution of Louisiana, to increase the mandatory retirement age of judges to seventy-five years of age; to provide for an effective date; to provide for applicability; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

Under the rules, the above bill was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

HOUSE BILL NO. 139—

BY REPRESENTATIVE FLAVIN

AN ACT

To amend and reenact Code of Civil Procedure Article 4843(E)(2) and (H), relative to the civil jurisdiction of the City Court of Lake Charles; to increase the jurisdictional amount of the court; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 196—

BY REPRESENTATIVE ANSARDI

AN ACT

To enact Part VI-C of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2176 through 2180, relative to alternate health care models; to provide with respect to the licensure of alternate health care models; to provide procedures and fees; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 258—

BY REPRESENTATIVE NEVERS

AN ACT

To amend and reenact R.S. 33:1559, relative to compensation for coroners; to provide for state compensation for coroners; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Original House Bill No. 258 by Representative Nevers

AMENDMENT NO. 1

On page 2, line 16, after "authority" and before the period "." insert "and shall not preclude the payment of a supplemental salary to a coroner by the state"

AMENDMENT NO. 2

On page 2, line 23 after "July 1," change "2003" to "2004" and change the semicolon ";" to a period "." and delete the remainder of the line and delete lines 24 through 26 in their entirety

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 261—

BY REPRESENTATIVE FARRAR

AN ACT

To enact R.S. 17:236.3; to provide eligibility for participation in public school extracurricular activities by students in home study programs approved by the State Board of Elementary and Secondary Education; to provide guidelines and limitations; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 370—

BY REPRESENTATIVE FAUCHEUX

A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, to authorize a local government to provide capital from certain revenues for industrial development purposes; to provide prerequisites; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

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

Under the rules, the above bill was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

HOUSE BILL NO. 411—

BY REPRESENTATIVE MCVEA

AN ACT

To amend and reenact R.S. 11:1541, relative to the Clerks of Court Retirement and Relief Fund; to provide with respect to the membership of the board of trustees; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 417—

BY REPRESENTATIVE MURRAY

AN ACT

To amend and reenact R.S. 11:558(A)(4), relative to the Louisiana State Employees' Retirement System; to provide with respect to judges and officers of the court who are members of the system; to provide relative to retirement eligibility; to provide for retirement at age sixty regardless of years of service; to clarify that remaining in office beyond age seventy is not prohibited by statute if permitted by the constitution; to provide for an effective date; and to provide for related matters.

Read by title.

Reported without action by the Committee on Judiciary with recommendation that the bill be recommitted to the Committee on Retirement.

On motion of Rep. Toomy, the bill was recommitted to the Committee on Retirement.

HOUSE BILL NO. 591—

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact R.S. 18:102, relative to persons ineligible to register to vote; to provide for the eligibility of a person convicted of a felony prior to adoption of the 1974 Constitution of Louisiana who has fully satisfied and completed his sentence to register to vote and vote; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 653—

BY REPRESENTATIVE K. CARTER

A JOINT RESOLUTION

Proposing to add Article VIII, Section 9.1 of the Constitution of Louisiana, to require members of each city, parish, and other local public school board to take a specified oath of office; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 653 by Representative K. Carter

AMENDMENT NO. 1

On page 2, line 10, after "schools" and before "so help" delete "or school board counsel," and insert a comma " , "

Under the rules, the above bill, as amended, was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

HOUSE BILL NO. 662—

BY REPRESENTATIVE BRUNEAU

A JOINT RESOLUTION

Proposing to amend Article V, Section 24 of the Constitution of Louisiana, to provide for the qualifications of office for judges of the supreme court, courts of appeal, district court, family court, parish court, or court having solely juvenile jurisdiction; to provide for submission of the proposed amendment to the electors; to provide for an effective date; to provide for applicability; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Original House Bill No. 662 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 17, after "least" and before "years" delete "the following number of" and insert in lieu thereof "ten"

AMENDMENT NO. 2

On page 2, delete lines 1 through 5 in their entirety

AMENDMENT NO. 3

On page 2, at the end of line 19, after "for" delete the remainder of the line in its entirety and insert in lieu thereof "ten"

AMENDMENT NO. 4

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On page 2, at the beginning of line 20, before "years" delete "number of"

AMENDMENT NO. 5

On page 2, line 20, after "his" delete the remainder of the line and delete line 21 in its entirety and insert in lieu thereof "election to the supreme court, court of appeal, district court,"

AMENDMENT NO. 6

On page 2, line 23, after "jurisdiction" and before the period "." delete "ten years"

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

Under the rules, the above bill, as amended, was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

HOUSE BILL NO. 711—

BY REPRESENTATIVES HAMMETT AND DEWITT
AN ACT

To enact R.S. 33:4548.5(A)(20) and 4548.6(N), relative to the powers of the Louisiana Local Government Environmental Facilities and Community Development Authority; to provide that the authority may make loans to political subdivisions under any loan guaranty program of any department or agency of the United States; to authorize political subdivisions to borrow from the authority; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 786—

BY REPRESENTATIVES DANIEL AND WELCH
AN ACT

To repeal Section 4 of Act No. 47 of the 2002 First Extraordinary Session of the Legislature, relative to the Capitol House Taxing District; to remove the provision making the law providing for the district effective upon the transfer of property of the district to the East Baton Rouge City-Parish; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 809—

BY REPRESENTATIVE GUILLORY
AN ACT

To amend and reenact R.S. 33:120.8, relative to the Calcasieu Parish Planning and Zoning Board; to increase the maximum per diem authorized to be paid to such members for attending board meetings and to reduce the number of board meetings for which per diem may be paid; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 908—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To enact R.S. 11:1751.1, relative to the Municipal Employees' Retirement System of Louisiana; to exempt certain elected officials from making contributions to the system and to provide that they are ineligible for membership; to provide for employer contributions; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Original House Bill No. 908 by Representative Schneider

AMENDMENT NO. 1

On page 2, line 2, after "employee" delete the remainder of the line and delete lines 3 through 5 in their entirety and insert in lieu thereof "or employer contributions shall be made by such an elected official or his employer."

AMENDMENT NO. 2

On page 2, between lines 11 and 12, insert:

"C. Any person who avails himself of the provisions of this Section who later wishes to receive credit for service for these years in this or any other system in this Title shall pay to such system an amount sufficient to offset any additional liability to the system, calculated on an actuarial basis in accordance with R.S. 11:158(C)."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 915—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:822(E), relative to the Teachers' Retirement System of Louisiana; to provide with respect to election procedures for members of the board of trustees; to provide for dissemination of election information to system members; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 918—
BY REPRESENTATIVE SCHNEIDER
AN ACT

To enact Part VI of Chapter 2 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:91 through 94, relative to birth certificates; to provide for the issuance of certificates of stillbirth; to provide for delayed certificates of stillbirth; to provide for certified copies and fees; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 918 by Representative Schneider

AMENDMENT NO. 1

On page 2, line 8, after "However," delete the remainder of the line and delete lines 9 and 10 and insert the following:

"the certificate of stillbirth shall be identified as a certificate of birth resulting in stillbirth and shall contain the following information:

(1) The name of the child who shall be identified as deceased, or if the child is not named, the preparer shall include the sex of the child who shall be identified as deceased.

(2) The date and location of the stillbirth.

(3) The name of the mother and the father if the father's name is available.

(4) The certificate of stillbirth shall clearly indicate that it is not proof of a live birth."

AMENDMENT NO. 2

On page 2, line 12, after "registrar" delete the remainder of the line and delete line 13 and insert "in compliance with the requirements of R.S. 40:44."

AMENDMENT NO. 3

On page 2, between lines 13 and 14, add the following:

"D. One copy of the certificate of birth resulting in stillbirth shall be provided at no cost. Additional copies shall be subject to the same fees as a certificate of live birth as provided in R.S. 40:40."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 964—
BY REPRESENTATIVE LEBLANC
AN ACT

To amend and reenact Section 3(A) of Act No. 38 of the 1974 Regular Session of the Legislature, as amended by Act No. 673 of the 1977 Regular Session of the Legislature, Act No. 940 of the 1981 Regular Session of the Legislature, Act No. 939 of the 1986 Regular Session of the Legislature, and Act No. 40 of the 1989 Regular Session of the Legislature, relative to the taxes levied by the governing authority of Lafayette Parish upon the occupancy of hotel rooms and overnight camping facilities within the parish, the proceeds of which are used to support the Lafayette Parish Convention and Visitors Commission; to provide that the amount of such taxes shall not exceed four percent of the rent or fee charged for such occupancy; to provide for an effective date; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 967—
BY REPRESENTATIVE WELCH
AN ACT

To amend and reenact R.S. 46:153.3(B)(2)(a)(introductory paragraph) and (D)(5)(a) and (d)(introductory paragraph) and to enact R.S. 46:153.3(D)(5)(d)(xii) and (e), relative to the medical assistance drug program; to exempt from the prior approval requirement those medications that can be used as either primary or rescue therapy in acute or emergency treatment; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 967 by Representative Welch

AMENDMENT NO. 1

On page 1, line 3, after "(D)(5)(a)" delete "and (d)(introductory paragraph)"

AMENDMENT NO. 2

On page 1, line 7, delete "acute or" and after "treatment" insert "of severe allergic reactions"

AMENDMENT NO. 3

On page 1, line 11, after "(D)(5)(a)" delete "and (d)(introductory paragraph)"

AMENDMENT NO. 4

On page 2, line 4, after "Subparagraph" and before "(5)" insert "(D)"

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AMENDMENT NO. 5

On page 3, delete lines 1 and 2 in their entirety

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 986—

BY REPRESENTATIVE MURRAY

AN ACT

To amend and reenact R.S. 11:163(B) and to enact R.S. 11:163(C), relative to the Louisiana State Employees' Retirement System; to provide for purchase of service credit for time on leave without pay; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Original House Bill No. 986 by Representative Murray

AMENDMENT NO. 1

On page 2, at the end of line 3, insert "by paying to the system an amount sufficient to offset any liability to the system, calculated on an actuarial basis"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1085—

BY REPRESENTATIVE ERDEY

AN ACT

To enact R.S. 33:3819(D), relative to the Ward Two Water District of the Parish of Livingston; to increase the maximum per diem authorized to be paid to members of the governing board of the district for attending board meetings; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 1088—

BY REPRESENTATIVE HAMMETT

AN ACT

To enact R.S. 33:381(C)(27), relative to the office of police chief in the town of Clayton; to provide that the office of police chief shall be appointive rather than elective; to provide for the time

of the initial appointment; to provide for the method of appointment and for the salary, term, duties, qualifications, and supervision of the police chief; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1126—

BY REPRESENTATIVE HUNTER

AN ACT

To enact R.S. 13:2081.3, relative to the City Court of Monroe; to authorize the court to transfer certain funds into the court's general operational account; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 1127—

BY REPRESENTATIVE LANDRIEU

AN ACT

To enact R.S. 33:9091.6, to create the Upper Hurstville Security District in the parish of Orleans; to provide relative to the boundaries, purpose, and governance of the district; to provide relative to taxes or fees to be levied and collected in the district; to authorize the governing board of the district to cooperate and provide for the merger of the district with adjacent security districts; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 1127 by Representative Landrieu

AMENDMENT NO. 1

On page 1, delete lines 5 through 7 in their entirety and insert "levied and collected in the district; and to provide for related matters."

AMENDMENT NO. 2

On page 5, line 11, after "board of commissioners" and before "and shall not" insert a period "." and "The tax shall be a special ad valorem tax levied on taxable property in the district"

AMENDMENT NO. 3

On page 5, at the end of line 12, insert the following:

"The fee shall be a flat fee levied on each parcel located in the district and shall not exceed five hundred dollars per parcel per year."

AMENDMENT NO. 4

On page 6, line 4, after "(5)" and before "The tax" insert "(a)"

AMENDMENT NO. 5

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

"(b) Any tax or fee which is unpaid shall be added to the tax rolls of the city and shall be enforced with the same authority and subject to the same penalties and procedures as unpaid ad valorem taxes."

AMENDMENT NO. 6

On page 6, delete lines 22 through 25 in their entirety and on page 7, delete lines 1 through 6 in their entirety.

AMENDMENT NO. 7

On page 7, line 7, change "L" to "H."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1128—

BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact Code of Civil Procedure Article 4843(D) and (E)(2), relative to the civil jurisdiction of the City Court of Monroe; to increase the jurisdictional amount of the court; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 1153—

BY REPRESENTATIVE DOWNER
AN ACT

To enact R.S. 33:2012, to enact the Louisiana Fire Service Bill of Rights; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Original House Bill No. 1153 by Representative Downer

AMENDMENT NO. 1

On page 1, at the beginning of line 10, before "that" change "guarantee" to "promote"

AMENDMENT NO. 2

On page 1, line 14, after "available" and before "insofar" delete "only"

AMENDMENT NO. 3

On page 1, at the end of line 15, after "1950" insert a comma " ,"

AMENDMENT NO. 4

On page 1, at the beginning of line 16, before "the" delete "or"

AMENDMENT NO. 5

On page 1, line 16, after "governmental" and before the period "." delete "entities" and insert in lieu thereof "entities, and the budgetary consideration of state and local governmental entities"

AMENDMENT NO. 6

On page 2, line 1, after "Rights" and before "the" delete "provides for" and insert in lieu thereof "promotes"

AMENDMENT NO. 7

On page 2, line 3, after "(1)" and before "right" delete "The fire service has the" and insert in lieu thereof "Promotes the fire service"

AMENDMENT NO. 8

On page 2, line 5, after "(2)" and before "right" delete "The fire service has the" and insert in lieu thereof "Promotes the fire service"

AMENDMENT NO. 9

On page 2, line 7, after "(3)" and before "right" delete "The fire service has the" and insert in lieu thereof "Promotes the fire service"

AMENDMENT NO. 10

On page 2, at the end of line 8, after "death" and before the period "." insert "related to performance on the job"

AMENDMENT NO. 11

On page 2, line 9, after "(4)" and before "right" delete "The fire service has the" and insert in lieu thereof "Promotes the fire service"

AMENDMENT NO. 12

On page 2, line 11, after "(5)" and before "right" delete "The fire service has the" and insert in lieu thereof "Promotes the fire service"

AMENDMENT NO. 13

On page 2, line 14, after "(6)" and before "right" delete "The fire service has the" and insert in lieu thereof "Promotes the fire service"

AMENDMENT NO. 14

On page 2, line 16, after "(7)" and before "right" delete "The fire service has the" and insert in lieu thereof "Promotes the fire service"

AMENDMENT NO. 15

On page 2, line 19, after "(8)" and before "right" delete "The fire service has the" and insert in lieu thereof "Promotes the fire service"

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AMENDMENT NO. 16

On page 2, line 22, after "(9)" and before "right" delete "The fire service has the" and insert in lieu thereof "Promotes the fire service"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1204—

BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 11:2180.2(C) and 2180.3(C)(3) and to enact R.S. 11:2178.1(C)(14) and 2180.5, relative to the Sheriffs' Pension and Relief Fund; to provide for calculation of Back-DROP benefits to assure compliance with the Internal Revenue Code, for an increase in the annual compensation limit subject to federal law that is used for purposes of certain calculations used in determining benefits, for the definition of "eligible retirement plan" for purpose of transfers of benefits, and for creation of an excess benefit plan; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1235—

BY REPRESENTATIVE CAZAYOUX
AN ACT

To enact R.S. 33:4574.1-A(I), relative to the occupancy taxes levied by certain tourist commissions; to authorize certain tourist commissions to increase such taxes; to provide for an effective date; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 1235 by Representative Cazayoux

AMENDMENT NO. 1

On page 1, line 12, after "thousand" delete the remainder of line 12, and at the beginning of line 13, delete "hundred fifty" and insert in lieu thereof "eight hundred"

AMENDMENT NO. 2

On page 1, line 13, after "thousand" delete the remainder of line 13, and at the beginning of line 14, delete "fifty" and insert in lieu thereof "eight hundred"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1263—

BY REPRESENTATIVE PITRE
AN ACT

To amend and reenact R.S. 18:481, 511(A) and (B), and 512(B), relative to the election of United States senators and representatives in congress; to provide for congressional candidates to qualify for a general election; to provide for the election of United States senators and representatives only in a general election; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1278—

BY REPRESENTATIVES SCHNEIDER, DANIEL, AND TRICHE
AN ACT

To amend and reenact R.S. 11:103(B)(3)(e)(i), (ii), and (iv), relative to the Municipal Police Employees' Retirement System; to provide for the determination of the employer contribution rate; to change the period for amortization of certain changes in actuarial liability from fifteen years to thirty years; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Original House Bill No. 1278 by Representative Schneider

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 11:103(B)(3)(e)(i)," insert "(ii), and (iv),"

AMENDMENT NO. 2

On page 1, at the beginning of line 5, delete "actuarial gains and losses" and insert in lieu thereof "certain changes in actuarial liability"

AMENDMENT NO. 3

On page 1, line 11, after "R.S. 11:103(B)(3)(e)(i)" delete "is" and insert and comma "," and "(ii), and (iv) are"

AMENDMENT NO. 4

On page 2, line 20, after "June 30," change "2003," to "2002,"

AMENDMENT NO. 5

On page 2, between lines 24 and 25, insert:

"(ii)(aa) Except as provided in Subitem (bb), ~~changes~~ Changes in actuarial assumptions or the method of valuing of assets, such payments to be computed as level dollar amounts over a period of fifteen years from the year of occurrence of the change.

(bb) For the Municipal Police Employees' Retirement System, changes in actuarial assumptions or the method of valuing of assets, such payments to be computed as level dollar amounts over a period of thirty years from the year of occurrence of the change.

* * *

(iv)(aa) Except as provided in Subitem (bb), changes ~~Changes~~ in actuarial accrued liability, computed using the actuarial funding method as specified in R.S. 11:22, due to legislation changing plan provisions, such payments to be computed in the manner and over the time period specified in the legislation creating the change or, if not specified in such legislation, as level dollar amounts over a period of fifteen years from the year of occurrence of the change.

(bb) For the Municipal Police Employees' Retirement System, changes in actuarial accrued liability, computed using the actuarial funding method as specified in R.S. 11:22, due to legislation changing plan provisions, such payments to be computed in the manner and over the time period specified in the legislation creating the change or, if not specified in such legislation, as level dollar amounts over a period of thirty years from the year of occurrence of the change.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1282—
BY REPRESENTATIVE TRICHE

AN ACT

To amend and reenact R.S. 46:236.15(D)(1)(a) and to enact R.S. 4:199 and 27:15(F), relative to the collection of child support; to authorize the Department of Social Services to intercept gaming winnings; to require the promulgation of rules; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 1282 by Representative Triche

AMENDMENT NO. 1

On page 1, line 13, delete "to be determined by the"

AMENDMENT NO. 2

On page 1, line 14, delete "commission" and insert "that require the licensed gaming operator to prepare an IRS Form W-G2 as required by federal law."

AMENDMENT NO. 3

On page 2, line 10, delete "to be determined by the board" and insert "that require the licensed gaming operator to prepare an IRS Form W-G2 as required by federal law"

AMENDMENT NO. 4

On page 2, line 23, before "certified" insert "first class or"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1294—
BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 23:1310.5(B), relative to disputed workers' compensation claims; to provide for appellate procedures of disputed claims; to permit the appeals to be taken within certain time periods; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Labor and Industrial Relations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Labor and Industrial Relations to Original House Bill No. 1294 by Representative Bowler

AMENDMENT NO. 1

On page 1, line 14, delete "after a judgment or"

AMENDMENT NO. 2

On page 1, line 15, delete "motion for new trial is denied"

AMENDMENT NO. 3

On page 1, line 17, delete "after a judgment or motion for new trial is denied"

AMENDMENT NO. 4

On page 2, delete line 6 and insert "an appeal when a motion for new trial has been filed shall be governed by the Louisiana"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1306—
BY REPRESENTATIVE LANCASTER
AN ACT

To enact R.S. 42:3.2, to prohibit a public official from using public funds for certain public service announcements if he has qualified as a candidate for election; to provide for penalties for violation of this provision; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 1306 by Representative Lancaster

AMENDMENT NO. 1

On page 2, between lines 6 and 7, insert the following:

"C. The provisions of Subsections A and B of this Section shall not apply to any public service announcement made by a public official when a bona fide emergency involving imminent peril to the public health, safety, or welfare requires an emergency public service announcement."

AMENDMENT NO. 2

On page 2, delete lines 7 through 12, and insert the following:

"Section 2. This Act shall become effective on January 1, 2004."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1325—
BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:124 and 181 and to enact R.S. 11:183 through 185, relative to state and statewide retirement systems and the Public Retirement Systems' Actuarial Committee; to provide for membership, administration, duties, and responsibilities; to provide for education; to provide for quorum requirements, meeting dates, and per diem; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Original House Bill No. 1325 by Representative Schneider

AMENDMENT NO. 1

On page 7, line 2, after "trustees" delete the remainder of the line

AMENDMENT NO. 2

On page 7, at the end of line 4, insert:

"By January fifteenth of each calendar year, the board of trustees of each state and statewide retirement system shall submit to the House and Senate committees on retirement a letter stating whether or not each member of that board has met the requirements of this Section.

and giving the date or dates upon which the required training hours were completed by each member."

AMENDMENT NO. 3

On page 7, at the end of line 10, insert:

"Any member who is elected to the board for the first time in the last quarter of a calendar year shall only be required to comply with the provisions of Paragraph (2) of this Subsection."

AMENDMENT NO. 4

On page 2, at the end of line 14, insert:

"The system shall submit evidence of training in compliance with this Paragraph to the speaker of the House of Representatives and the president of the Senate within fourteen days after the completion thereof."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1347—
BY REPRESENTATIVE TOOMY
AN ACT

To amend and reenact R.S. 13:717(C), (D)(1) and (2)(e), (F)(introductory paragraph), and (H) and 718(A), (B), and (I)(2) and to repeal R.S. 13:717(E) and 718(G), relative to the offices of commissioner for the Twenty-Fourth Judicial District Court; to provide for the qualifications and salary of the commissioners; to repeal the authority of the commissioners to hear criminal trials; to repeal the termination date of the office of commissioner; to require the sheriff of Jefferson Parish to collect the premium fee from each commercial surety underwriting criminal bail bonds in Jefferson Parish; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Original House Bill No. 1347 by Representative Toomy

AMENDMENT NO. 1

On page 1, line 3, after "(H) and" delete the remainder of the line and insert in lieu thereof "and 718(A), (B), and (I)(2) and to"

AMENDMENT NO. 2

On page 1, line 8, after "commissioner;" delete the remainder of the line

AMENDMENT NO. 3

On page 1, line 9, before "to require" delete "classification of the commissioners and employees;"

AMENDMENT NO. 4

On page 1, line 11, after "bonds in" delete the remainder of the line and insert in lieu thereof "Jefferson Parish;"

AMENDMENT NO. 5

On page 1, line 12, before "and to" delete "Fourth Judicial District;"

AMENDMENT NO. 6

On page 2, line 2, after "(H) and" delete the remainder of the line and insert in lieu thereof "718(A), (B), and (I)(2) are hereby"

AMENDMENT NO. 7

On page 2, line 10, after "matters." delete the remainder of the line and insert in lieu thereof "Each of the commissioners shall have been admitted to the practice of law in this state for at least five years prior to his selection as commissioner and shall have been domiciled in the judicial district for the two years preceding his selection as commissioner."

AMENDMENT NO. 8

On page 2, delete lines 11 and 12 in their entirety

AMENDMENT NO. 9

On page 3, line 19, after "to" and before "percent" delete "seventy" and insert in lieu thereof "seventy-five"

AMENDMENT NO. 10

On page 3, delete lines 24 through 26 in their entirety

AMENDMENT NO. 11

On page 4, delete lines 1 through 4 in their entirety

AMENDMENT NO. 12

On page 4, line 9, after "(2) insert the following:

"(a) Notwithstanding the provisions of R.S. 22:1065.1 and 1404.3, and in addition to the fee imposed by those Sections, there is hereby imposed a fee on premium for all commercial surety underwriters who write criminal bail bonds in ~~the Twenty-Fourth Judicial District Court.~~ Jefferson Parish. The fee shall be equal to fifty dollars for each ten thousand dollars worth of liability underwritten by the surety."

AMENDMENT NO. 13

On page 4, delete line 10 in its entirety

AMENDMENT NO. 14

On page 4, at the beginning of line 12, before "shall" delete "the Twenty-fourth Judicial District Court" and insert in lieu thereof "Jefferson Parish"

AMENDMENT NO. 15

On page 4, at the beginning of line 13, change "quarter" to "month"

AMENDMENT NO. 16

On page 4, at the end of line 13, change "sheriffs" to "Sheriffs"

AMENDMENT NO. 17

On page 4, at the beginning of line 14, change "office." to "Office."

AMENDMENT NO. 18

On page 4, line 15, after "in" and before "and" delete "the Twenty-Fourth Judicial District Court" and insert in lieu thereof "Jefferson Parish"

AMENDMENT NO. 19

On page 4, line 18 after "the" and before "for" change "quarter" to "month"

AMENDMENT NO. 20

On page 4, line 21, after "Parish" and before "for" delete "sheriff's office" and insert in lieu thereof "Sheriff's Office"

AMENDMENT NO. 21

On page 4, line 22, after "in" delete the remainder of the line and insert in lieu thereof "Jefferson Parish."

AMENDMENT NO. 22

On page 4, line 23, before "the" delete "Court. Each calendar quarter," and insert in lieu thereof "Each month."

AMENDMENT NO. 23

On page 4, line 24, after "Parish" and before "shall" delete "sheriff's office" and insert in lieu thereof "Sheriff's Office"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1422—
BY REPRESENTATIVE HEBERT
AN ACT

To amend and reenact R.S. 22:173.1(C)(2), relative to individual deferred annuities; to provide for the determination of the minimum nonforfeiture amount for individual deferred annuities; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Insurance.

The substitute was read by title as follows:

HOUSE BILL NO. 2012—
BY REPRESENTATIVE HEBERT (**Substitute for House Bill No. 1422 by Representative Hebert**)
AN ACT

To amend and reenact R.S. 22:173.1(C) (introductory paragraph) and to enact R.S. 22:173.1(L), relative to standard nonforfeiture law for individual deferred annuities; to provide for minimum values; to provide for net considerations; to provide for interest rates; to provide for the authority of the commissioner; to provide for rules; and to provide for related matters.

Read by title.

On motion of Rep. Hebert, the substitute was adopted and became House Bill No. 2012 by Rep. Hebert, on behalf of the

Committee on Insurance, as a substitute for House Bill No. 1422 by Rep. Hebert.

Under the rules, lies over in the same order of business.

HOUSE BILL NO. 1426—

BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 11:449(C), 788(C), 1152(F)(3), 1312(H), 1456(F)(1), 1530(F), 1641(C), 1763(F)(2), 1938(F)(2), 2178.1(C)(9)(a), 2221(F)(2), and 2257(F)(2), relative to state and statewide retirement systems; to provide with respect to Deferred Retirement Option Plans and Back-Deferred Retirement Option Plans; to provide for investment of the funds in such plans; to require that any investment of such funds after the member completes participation in the plan shall be in liquid asset money market investments; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1432—

BY REPRESENTATIVE DANIEL
AN ACT

To enact Chapter 15 of Title 41 of the Louisiana Revised Statutes of 1950, comprised of R.S. 41:1751 through 1753, relative to the Louisiana Purchase Commemorative Act; to establish the Louisiana Purchase Commemorative Act Commission and provide for its authority and responsibilities; to establish three funds to receive monies available to purchase land for public parks and green spaces; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 1432 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 2, after "enact" and before "Chapter" insert "R.S. 36:209(T) and" and after "1950," insert "to be"

AMENDMENT NO. 2

On page 1, line 5, after "Commission" delete the remainder of the line and at the beginning of line 6, delete "responsibilities;" and insert in lieu thereof:

"as an agency of the state within the Department of Culture, Recreation and Tourism; to provide relative to the authority and responsibilities of the commission;"

AMENDMENT NO. 3

On page 1, between lines 9 and 10, insert:

"Section 1. R.S. 36:209(T) is hereby enacted to read as follows:

§209. Transfer of boards, commissions, departments, and agencies to Department of Culture, Recreation and Tourism

* * *

T. The Louisiana Purchase Commemorative Act Commission (R.S. 41:1751 et seq.) is placed within the Department of Culture, Recreation and Tourism and shall exercise its powers, duties, functions, and responsibilities as provided in Chapter 15 of Title 41 of the Louisiana Revised Statutes of 1950.

* * *

AMENDMENT NO. 4

On page 1, at the beginning of line 10, change "Section 1." to "Section 2."

AMENDMENT NO. 5

On page 2, line 7, after "Commission" insert a comma "," and delete the remainder of the line and insert the following:

"referred to in this Chapter as the "commission", which shall be an agency of state government within the Department of Culture, Recreation and Tourism. The commission shall be composed of"

AMENDMENT NO. 6

On page 2, line 22, after "(10)" change "A representative" to "One member"

AMENDMENT NO. 7

On page 2, line 24, after "(11)" change "A representative" to "One member"

AMENDMENT NO. 8

On page 2, line 25, after "(12)" change "A representative of" to "One member appointed by"

AMENDMENT NO. 9

On page 3, line 1, after "(13)" change "A representative of" to "One member appointed by"

AMENDMENT NO. 10

On page 3, line 2, after "(14)" change "A representative of" to "One member appointed by"

AMENDMENT NO. 11

On page 3, line 3, after "(15)" change "A representative of" to "One member appointed by"

AMENDMENT NO. 12

On page 3, line 4, after "(16)" change "A representative of" to "One member appointed by"

AMENDMENT NO. 13

On page 3, line 5, after "(17)" change "A representative of" to "One member appointed by"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1437—

BY REPRESENTATIVE HEBERT

AN ACT

To enact R.S. 22:250.39, relative to health insurance; to provide with respect to underpayment of health insurance claims; to provide relative to retroactive contractual rate adjustments negotiated between a health insurance issuer and a health care provider; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1438—

BY REPRESENTATIVE HEBERT

AN ACT

To amend and reenact R.S. 22:245(A) and 246(1), (2), and (9), relative to a pilot health insurance program; to provide for small employers; to provide for eligibility; to provide for health insurance issuers; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1459—

BY REPRESENTATIVES THOMPSON, KATZ, AND MCDONALD

AN ACT

To enact R.S. 40:573(12), relative to Housing Cooperation Law; to provide with respect to housing developments and redevelopment projects; to provide for public hearings; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1538—

BY REPRESENTATIVE TUCKER

AN ACT

To enact Part XII-B of Chapter 2 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:2036.1 through R.S. 22:2036.10, relative to health maintenance organizations; to implement risk-based capital requirements for health

maintenance organizations; to provide with respect to the authority of the commissioner of insurance to enforce such requirements; to provide for hearings; to provide for confidentiality; to provide for immunity; to provide for regulations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1594—

BY REPRESENTATIVE K. CARTER

AN ACT

To enact R.S. 18:18(8) and 18:18(A)(8), relative to the duties and powers of the commissioner of elections and secretary of state; to provide for the commissioner of elections to create standards for voter education programs; to provide for the commissioner of elections to be responsible for the implementation of voter registration week; to create an official voter registration week; to provide for the secretary of state to create standards for voter education programs; to provide for the secretary of state to be responsible for the implementation of voter registration week; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 1594 by Representative Karen Carter

AMENDMENT NO. 1

On page 1, line 2, after "enact" delete "R.S. 18:18(8) and" and insert "R.S."

AMENDMENT NO. 2

On page 1, delete lines 3 through 7 and insert "the secretary of state; to provide for the secretary of state"

AMENDMENT NO. 3

On page 1, delete lines 12 through 17 and delete page 2 and on page 3, delete lines 1 through 4

AMENDMENT NO. 4

On page 3, line 5, change "Section 2." to "Section 1."

AMENDMENT NO. 5

On page 3, line 22, change "commissioner of elections" to "secretary of state"

AMENDMENT NO. 6

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On page 3, line 24, change "commissioner of elections" to "secretary of state"

AMENDMENT NO. 7

On page 4, line 10, after "week" delete the remainder of the line and insert "which occurs two weeks prior to the close of registration records for the regular fall primary election."

AMENDMENT NO. 8

On page 4, delete lines 12 through 25 and insert the following:

"Section 2. The provisions of this Act shall become effective at noon on January 12, 2004."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1606—

BY REPRESENTATIVE MORRISH
AN ACT

To amend and reenact R.S. 22:230.5(C) and to enact R.S. 22:230.5(D) and 2016.1, relative to health insurance; to provide with respect to health insurance benefits and options mandated by law; to provide for a moratorium on additional statutory mandates; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Original House Bill No. 1606 by Representative Morrish

AMENDMENT NO. 1

On page 1, line 15, after "after" change "July 1, 2002," to "January 1, 2003,"

AMENDMENT NO. 2

On page 1, line 16, after "31," change "2007," to "2008,"

AMENDMENT NO. 3

On page 2, at the end of line 24, change "July 1, 2002," to "January 1, 2003,"

AMENDMENT NO. 4

On page 2, line 25, after "31," change "2007," to "2008,"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1626—

BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 11:723.1(B), relative to the Teachers' Retirement System of Louisiana; to provide for actuarial purchase of service credit for certain service performed under contract; to provide relative to the time period during which such purchase may be made and procedures therefor; to provide an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Original House Bill No. 1626 by Representative Daniel

AMENDMENT NO. 1

On page 1, at the end of line 17, after "2005" delete the period "." and "Such purchase" and on page 2, at the beginning of line 1, delete "may be accomplished by installment payments" and insert a comma ","

AMENDMENT NO. 2

On page 2, line 1, after "shall be" delete "transacted" and insert in lieu thereof "in an amount sufficient to offset any liability to the system caused by such purchase, calculated"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1662—

BY REPRESENTATIVE K. CARTER
AN ACT

To enact R.S. 17:29, relative to school social workers; to require the employment of a full-time social worker in each city, parish, and other local public school identified as a failing school; to provide for definitions; to provide for effectiveness; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 1662 by Representative K. Carter

AMENDMENT NO. 1

On page 1, line 4, after "school" and before "to" delete the semicolon ";" and insert "in certain parishes;"

AMENDMENT NO. 2

On page 1, line 5, after "definitions;" and before "to provide for effectiveness;" insert "to provide for applicability;"

AMENDMENT NO. 3

On page 1, at the end of line 9, change "schools" to "schools;" and add "applicability"

AMENDMENT NO. 4

On page 1, at the beginning of line 10, insert "A."

AMENDMENT NO. 5

On page 1, after line 17, add the following:

"B. The provisions of this Section shall be applicable to any city, parish, or other local public school board in any parish having a population of at least four hundred seventy-five thousand persons and any city, parish, or other local public school board in any parish having a population of at least four hundred thousand but not more than four hundred thirty thousand persons, all according to the latest federal decennial census."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1672—

BY REPRESENTATIVE BROOME
AN ACT

To enact R.S. 1:55(A)(8) and (B)(6), relative to legal holidays; to provide that June Nineteenth shall be observed by the departments of the state and local governments; to provide that an employee shall not be paid if leave time is not used, and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Original House Bill No. 1672 by Representative Broome

AMENDMENT NO. 1

On page 1, line 2, after "enact" and before "relative" change "R.S. 1:55(A)(8) and (B)(6)," to "R.S. 1:55(B)(6),"

AMENDMENT NO. 2

On page 1, line 3, after "of the" delete the remainder of the line in its entirety and insert in lieu thereof "state; to authorize an employer to determine who is nonessential;"

AMENDMENT NO. 3

On page 1, at the beginning of line 4, before "to provide" delete "local governments;"

AMENDMENT NO. 4

On page 1, line 7, after "Section 1." and before "hereby" delete "R.S. 1:55(A)(8) and (B)(6) are" and insert in lieu thereof "R.S. 1:55(B)(6) is"

AMENDMENT NO. 5

On page 1, delete lines 10 and 11 in their entirety

AMENDMENT NO. 6

On page 1, delete lines 13 through 16 in their entirety

AMENDMENT NO. 7

On page 2, line 4, after "Nineteenth." and before "employee" delete "An" and insert in lieu thereof "A nonessential"

AMENDMENT NO. 8

On page 2, line 4, after "state" and before "has" insert "as determined by the employer"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1684—

BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 11:301 through 309, relative to state and statewide retirement systems; to reestablish the Commission on Public Retirement; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Original House Bill No. 1684 by Representative Daniel

AMENDMENT NO. 1

On page 2, line 10, after "of" and before "members" delete "fifteen" and insert in lieu thereof "eleven"

AMENDMENT NO. 2

On page 2, delete lines 16 through 19

AMENDMENT NO. 3

On page 2, at the beginning of line 20, change "(5)" to "(3)"

AMENDMENT NO. 4

On page 2, at the beginning of line 21, change "(6)" to "(4)"

AMENDMENT NO. 5

On page 2, at the beginning of line 22, change "(7)" to "(5)"

AMENDMENT NO. 6

On page 2, at the beginning of line 24, change "(8)" to "(6)"

AMENDMENT NO. 7

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On page 3, at the beginning of line 1, change "(9)" to "(7)"

AMENDMENT NO. 8

On page 3, delete lines 3 through 5

AMENDMENT NO. 9

On page 3, at the beginning of line 6, change "(11)" to "(8)"

AMENDMENT NO. 10

On page 3, at the beginning of line 7, change "Three" to "Two"

AMENDMENT NO. 11

On page 3, line 9, delete "two."

AMENDMENT NO. 12

On page 3, line 10, after "systems" insert a period "." and delete the remainder of the line and delete line 11 in its entirety

AMENDMENT NO. 13

On page 3, delete lines 12 through 19 and insert in lieu thereof:

"(9) One person chosen by the chairmen of the Senate and House retirement committees from a list of four names recommended by the Louisiana Municipal Association and the Police Jury Association of Louisiana."

AMENDMENT NO. 14

On page 4, at the beginning of line 7, delete "(21) The director" and insert in lieu thereof "(10) The president"

AMENDMENT NO. 15

On page 4, line 23, after "Senate" insert "and House retirement committees," and delete the remainder of the line and delete lines 24 and 25 in their entirety

AMENDMENT NO. 16

On page 6, line 6, after "auditor," and before "and" insert "the legislative actuary."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1688—

BY REPRESENTATIVE LAFLEUR
AN ACT

To amend and reenact R.S. 18:424(E) and 425(E), relative to compensation of commissioners and commissioners-in-charge; to provide for commissioners and commissioners-in-charge to be paid timely for their services on election day; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 1688 by Representative LaFleur

AMENDMENT NO. 1

On page 1, line 12, after "serves." and before "Any commissioner" insert "The clerk of court of each parish shall transmit to the Department of Elections and Registration the names, addresses, and social security numbers of all persons who served as commissioners-in-charge on election day in that parish no later than seven days after the election."

AMENDMENT NO. 2

On page 1, line 14, after "within" and before "days" delete "thirty" and insert "thirty-seven"

AMENDMENT NO. 3

On page 2, line 8, after "dollars." and before "Any commissioner" insert "The clerk of court of each parish shall transmit to the Department of Elections and Registration the names, addresses, and social security numbers of all persons who served as commissioners on election day in that parish no later than seven days after the election."

AMENDMENT NO. 4

On page 2, line 9, after "within" and before "days" delete "thirty" and insert "thirty-seven"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1725—

BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact R.S. 44:4.1(B)(1) and to enact Part XVI of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:559.1 through 559.13, relative to aquacultural development; to create the Louisiana Aquaculture Coordinating Council; to provide for the membership, organization, powers, and duties of the Louisiana Aquaculture Coordinating Council; to provide for the powers of the commissioner of the Department of Agriculture and Forestry; to require certain aquatic producers to obtain a license; to provide for the cost and issuance of such license; to establish criteria for inspecting facilities; to provide for the deposit and disbursement of fees; to enumerate violations; to provide civil penalties for violations; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

The substitute was read by title as follows:

HOUSE BILL NO. 2013—(Substitute for House Bill No. 1725 by Representative Townsend)

BY REPRESENTATIVE HEBERT

AN ACT

To amend and reenact R.S. 44:4.1(B)(1) and to enact Part XVI of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:559.1 through 559.13 and R.S. 36:629(Q) and 919.7 and R.S. 56:319(F), relative to aquacultural development; to create the Louisiana Aquaculture Coordinating Council; to provide for the membership, organization, powers, and duties of the Louisiana Aquaculture Coordinating Council; to provide for the powers of the commissioner of the Department of Agriculture and Forestry; to provide relative to authority from the Department of Wildlife and Fisheries to possess certain fish; to require certain aquatic producers to obtain a license or permit; to provide for fees for the issuance of such license or permit; to establish criteria for inspecting licensed facilities; to provide for the deposit and disbursement of fees and penalties; to enumerate violations; to provide for investigations of facilities; to provide civil penalties for violations; and to provide for related matter.

Read by title.

On motion of Rep. Thompson, the substitute was adopted and became House Bill No. 2013 by Rep. Townsend, on behalf of the Committee on Agriculture, Forestry, Aquaculture, and Rural Development, as a substitute for House Bill No. 1725 by Rep. Townsend.

Under the rules, lies over in the same order of business.

HOUSE BILL NO. 1741—

BY REPRESENTATIVE PINAC

AN ACT

To enact Chapter 8-A of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:871 through 878, relative to delivery sales of cigarettes; to provide for definitions; to provide relative to the regulation of sales of cigarettes when such sale is made pursuant to an order placed by means of telephone or other voice transmission, mail or other delivery service, or the Internet or online service or when delivery is made by mail or by delivery service; to provide for penalties for violations; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Original House Bill No. 1741 by Representative Pinac

AMENDMENT NO. 1

On page 1, line 3, after "through" and before the comma "," change "879" to "878"

AMENDMENT NO. 2

On page 1, at the end of line 8, insert "provide for penalties for violations; to

AMENDMENT NO. 3

On page 1, line 12, after "through" and before the comma "," change "879" to "878"

AMENDMENT NO. 4

On page 1, line 15, after "§871." change "Imposition of tax" to "Definitions"

AMENDMENT NO. 5

On page 2, line 4, after "retail dealer" delete the remainder of the line, and delete line 5 in its entirety and insert "as defined in R.S. 47:842."

AMENDMENT NO. 6

On page 2, line 7, after "either" and before "the" change "(i)" to "(a)"

AMENDMENT NO. 7

On page 2, line 10, after "service, or" and before "the" change "(ii)" to "(b)"

AMENDMENT NO. 8

On page 2, line 21, after "state" and before the period "." insert "as provided in R.S. 26:911(A)(1)"

AMENDMENT NO. 9

On page 2, line 25, after "1:10" and before the period "." add a comma "," and insert the following:

"except that a delivery service subject to the jurisdiction of the U.S. Department of Transportation, when engaged in the business of the commercial delivery of letters, packages, or other containers, is not a person for purposes of this Chapter"

AMENDMENT NO. 10

On page 3, line 11, after "set" and before "in" change "for" to "forth"

AMENDMENT NO. 11

On page 3, delete line 19 in its entirety and insert:

"to those laws imposing: (a) excise taxes, (b) sales taxes, (c) permit"

AMENDMENT NO. 12

On page 3, line 20, after "and" and before "escrow" change "(iv)" to "(d)"

AMENDMENT NO. 13

On page 3, at the end of line 25, after "consumer" delete the colon ":" and insert in lieu thereof a comma "," and "the consumer's age is verified through electronic or written communication. The commissioner of the office of alcohol and tobacco control may promulgate rules and regulations pursuant to the Administrative Procedure Act, R.S. 49:950 et seq., to implement this Section."

AMENDMENT NO. 14

On page 4, delete lines 1 through 24 in their entirety

AMENDMENT NO. 15

On page 5, delete lines 1 through 14 in their entirety

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AMENDMENT NO. 16

On page 5, at the beginning of line 15, change "§875." to "§874."

AMENDMENT NO. 17

On page 5, line 17, after "sale" and before the colon ":" insert "shall"

AMENDMENT NO. 18

On page 5, line 18, after "(1)" delete "Shall" and change "include" to "Include"

AMENDMENT NO. 19

On page 5, line 22, after "(2)" delete "Shall" and change "use" to "Use"

AMENDMENT NO. 20

On page 5, line 23, after "require" and before "the" change "(i)" to "(a)"

AMENDMENT NO. 21

On page 5, line 26, after "and" and before "proof" change "(ii)" to "(b)"

AMENDMENT NO. 22

On page 6, at the beginning of line 14, change "§876." to "§875."

AMENDMENT NO. 23

On page 7, line 8, after "Code" and before "shall" insert "(15 U.S.C. 376)"

AMENDMENT NO. 24

On page 7, at the beginning of line 10, change "§877." to "§876."

AMENDMENT NO. 25

On page 7, at the beginning of line 17, change "§878." to "§877."

AMENDMENT NO. 26

On page 7, line 26, after "Chapter" delete the remainder of the line

AMENDMENT NO. 27

On page 8, at the beginning of line 1, before "shall" delete "R.S. 47:873(A)(1) in another person's name."

AMENDMENT NO. 28

On page 8, at the beginning of line 17, change "§879." to "§878."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1797—

BY REPRESENTATIVE KENNEY

AN ACT

To amend and reenact R.S. 3:3105(B) and to enact R.S. 3:3107, relative to the importation of cervid species; to provide for entry requirements of cervid species into Louisiana; to provide for penalties; to provide for quarantines; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Agriculture, Forestry, Aquaculture, and Rural Development to Original House Bill No. 1797 by Representative Kenney

AMENDMENT NO. 1

On page 2, line 20, after "Part" insert a comma ","

AMENDMENT NO. 2

On page 2, line 23, after "agency" delete remainder of line

AMENDMENT NO. 3

On page 2, line 24, after "incurred by" delete the remainder of the line and insert "it in the destruction."

AMENDMENT NO. 4

On page 2, line 25, after "monitoring" insert "of other animals"

AMENDMENT NO. 5

On page 3, line 7, after "address" insert a comma ","

AMENDMENT NO. 6

On page 3, line 11, after "address" insert a comma ","

AMENDMENT NO. 7

On page 3, line 13, after "address" insert a comma ","

AMENDMENT NO. 8

On page 3, line 15, after "address" insert a comma ","

AMENDMENT NO. 9

On page 4, line 5, after "species" insert a comma ","

AMENDMENT NO. 10

On page 4, line 9, after "cervid" delete "species The" and insert "species. the"

AMENDMENT NO. 11

On page 5, line 2, after "samples" delete remainder of line

AMENDMENT NO. 12

On page 6, line 20, after "state. as" delete remainder of line and at the beginning of line 21 delete "be" and insert "he deems"

AMENDMENT NO. 13

On page 6, line 25, after "time he" delete the remainder of line and at the beginning of line 26 delete "judgment."

AMENDMENT NO. 14

On page 7, line 1, after "lifting" insert a comma ","

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1833—

BY REPRESENTATIVE MORRISH
AN ACT

To amend and reenact R.S. 22:1142(A)(4) and R.S. 40:1428(A)(3), relative to insurance fraud; to provide for licensing; to provide for funding; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Original House Bill No. 1833 by Representative Morrish

AMENDMENT NO. 1

On page 1, lines 2 and 6, after "R.S. 22:1142(A)" insert "(introductory paragraph) and"

AMENDMENT NO. 2

On page 1, on line 12, delete "in this state".

AMENDMENT NO. 3

On page 2, on line 11, delete "2003" and insert "2004"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1836—

BY REPRESENTATIVE BAYLOR
AN ACT

To enact R.S. 17:1603, relative to state buildings; to provide that the band hall located on Elton C. Harrison Drive at Southern University at Baton Rouge be renamed the Isaac Greggs Band Hall; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1841—

BY REPRESENTATIVE FANNIN
AN ACT

To amend and reenact R.S. 56:1685(C)(20), relative to Caney Creek Lake State Park; to rename the state park Jimmie Davis State Park; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 1841 by Representative Fannin

AMENDMENT NO. 1

On page 1, line 3, after "state park" delete the remainder of line 3, and insert in lieu thereof "Jimmie Davis State Park;"

AMENDMENT NO. 2

On page 1, line 14, change "Jimmy Davis Sunshine" to "Jimmie Davis"

AMENDMENT NO. 3

On page 2, line 2, after "known as" delete the remainder of line 2, and at the beginning of line 3, delete "Sunshine" and insert in lieu thereof "Jimmie Davis"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1852—

BY REPRESENTATIVE R. CARTER
AN ACT

To enact R.S. 13:996.60, relative to judicial expense funds of district courts; to establish a judicial expense fund for a district court comprised of two parishes with one parish having a population of between fourteen thousand seven hundred fifty and fifteen thousand two hundred fifty and one parish having a population between twenty-one thousand two hundred eighty and twenty-one thousand five hundred according to the most recent federal decennial census; to provide for assessment of fees in civil and criminal matters; to require the clerks of court to place all sums collected into a separate account designated as the judicial expense fund; to require annual audits; to provide for uses of the fund; to prohibit the use of the fund for salaries; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1874—
BY REPRESENTATIVE JOHN SMITH
AN ACT

To enact R.S. 40:1300.143(3)(a)(viii), relative to the Rural Hospital Preservation Act; to add certain hospitals to the definition of a rural hospital; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 1874 by Representative John Smith

AMENDMENT NO. 1

On page 1, delete lines 15 and 16 and insert "(viii) Has no more than sixty hospital beds or has notified the Department of Health and Hospitals as of December 31, 2003, of its intent to reduce its number of hospital beds to no more than sixty, and:"

AMENDMENT NO. 2

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

AMENDMENT NO. 3

On page 2, after line 4, add "(cc) Is located within ten miles of a United States military base."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1877—
BY REPRESENTATIVE GARY SMITH
AN ACT

To enact R.S. 22:214.3(C), relative to health insurance; to require health care providers and hospitals to provide certain information, including a claim form, to patients upon request; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Original House Bill No. 1877 by Representative Gary Smith

AMENDMENT NO. 1

On page 1, line 11 after "charges" and before "rendered" insert "after the initial filing of the claim"

AMENDMENT NO. 2

On page 1, line 12 change "one day" to "ten days"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1881—
BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:449(C), 1152(F)(3), 1312(H), 1456(F)(1), 1530(F), 1641(C), 1763(F)(2), 1938(F)(2), 2178.1(C)(9)(a), 2221(F)(2), and 2257(F)(2), relative to state and statewide retirement systems; to provide with respect to Deferred Retirement Option Plans and Back-Deferred Retirement Option Plans; to provide for investment of the funds in such plans; to require that any investment of such funds after the member completes participation in the plan shall be in liquid asset money market investments; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1890—
BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact R.S. 17:1966, relative to extracurricular activities; to permit students attending the Louisiana School for Math, Science, and the Arts to be eligible to participate in extracurricular activities at certain state-approved nonpublic schools; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1952—
BY REPRESENTATIVE CAZAYOUX
AN ACT

To amend and reenact R.S. 33:4547.1, 4547.2, and 4547.3 and to enact R.S. 33:4547.4, relative to public contracts; to provide for award of performance based energy efficiency contracts through the request for proposal process; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial, and Cultural Affairs with recommendation that the bill be recommitted to the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 1952 by Representative Cazayoux

AMENDMENT NO. 1

On page 1, line 3, after "public contracts; to provide" delete the remainder of the line and delete lines 4 and 5 in their entirety and insert in lieu thereof:

"relative to the award of performance-based energy efficiency contracts; to provide relative to the request for proposals process used in awarding such contracts; to provide relative to the term of such contracts; to provide relative to the use of energy savings; and to provide for related matters."

AMENDMENT NO. 2

On page 1, at the end of line 18, delete "either:" and insert a colon ":"

AMENDMENT NO. 3

On page 2, line 8, after "less" and before "the annual" change "that" to "than"

AMENDMENT NO. 4

On page 2, line 13, after "savings" delete "shall mean" and insert a comma ","

AMENDMENT NO. 5

On page 2, at the beginning of line 16, change "R.S. 39:1484(14) the savings" to "Subsection B of this Section."

AMENDMENT NO. 6

On page 2, line 17, after "utility costs" delete the period "." and delete the remainder of the line and delete lines 18 and 19 in their entirety and insert in lieu thereof:

and shall include maintenance savings as defined in R.S. 33:4547.3(B). However, capital replacement expenditures avoided as a result of new equipment installed or services performed by the performance contractor and operation expenses eliminated shall be itemized separately.

AMENDMENT NO. 7

On page 2, at the beginning of line 22, change "state." to "political subdivision."

AMENDMENT NO. 8

On page 2, line 26, after "providing" insert "or"

AMENDMENT NO. 9

On page 3, line 8, after "The" and before "advertisement" change "first" to "last"

AMENDMENT NO. 10

On page 3, at the end of line 16, insert the following:

"However, in no event shall evaluation factors other than cost or price exceed forty percent of the factors used in the evaluation of the proposal. The most favorable cost or price shall be the proposal containing the lowest cost, shortest payback, and maximum savings considering the scope of work proposed."

AMENDMENT NO. 11

On page 3, line 23, after "cost" and before "and payback" insert a comma ","

AMENDMENT NO. 12

On page 3, at the end of line 24, delete the semi-colon ";" and insert a period "." and the following:

"For the purposes of this Chapter, energy conservation measure (ECM) means a measure that is applied to existing buildings that improves energy efficiency and is life cycle cost effective. Operational savings means reduction of actual budget line items being expended or savings realized from the implementation or installation of energy cost savings measure."

AMENDMENT NO. 13

On page 4, line 2, after "equipment proposed" delete the remainder of the line and delete line 3 in its entirety and insert a period "."

AMENDMENT NO. 14

On page 4, line 5, after "savings" and before "for each" change "forecast" to "guarantee"

AMENDMENT NO. 15

On page 4, at the end of line 5, delete the semi-colon ";" and insert a period "."

AMENDMENT NO. 16

On page 4, delete lines 6 and 7 in their entirety

AMENDMENT NO. 17

On page 4, line 8, change "(5)" to "(4)"

AMENDMENT NO. 18

On page 4, line 11, after "determined by the" delete "using agency of the"

AMENDMENT NO. 19

On page 4, line 16, after "responsible offerers" and before "proposals" change "who submit" to "whose"

AMENDMENT NO. 20

On page 4, line 16, after "proposals" and before "reasonably" delete "determined to be" and insert "meet the criteria in Subsection C of this Section and are"

AMENDMENT NO. 21

On page 5, delete lines 7 through 13 in their entirety and at the beginning of line 14 delete "the services required by a request for proposals." and insert in lieu thereof:

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"G. For any systems proposed pursuant to this Chapter, including but not limited to facility and automation systems, a political subdivision or its designee shall be provided with full capabilities to operate, maintain, update, reconfigure, and engineer changes necessary to accommodate facility or operational changes. This includes all hardware, software, and/or training."

AMENDMENT NO. 22

On page 5, line 15, after "contain a" and before "statement" delete "sworn"

AMENDMENT NO. 23

On page 5, line 17, after "limitation" change "to" to "on"

AMENDMENT NO. 24

On page 5, line 18, after "hardware," change "or" to "and"

AMENDMENT NO. 25

On page 5, at the end of line 20, delete "sworn" and at the beginning of line 21, delete "statement" and insert "proposal"

AMENDMENT NO. 26

On page 5, line 26, after "proposer and the" and before "in achieving" change "state" to "political subdivision"

AMENDMENT NO. 27

On page 5, at the end of line 26, change "desired" to "guaranteed"

AMENDMENT NO. 28

On page 6, line 1, after "each individual" and before "that is" delete "energy upgrade, retrofit or project" and insert "ECM"

AMENDMENT NO. 29

On page 6, line 2, after "proposed" and before "the following" change "which claims a savings" to "for which a guaranteed savings is claimed"

AMENDMENT NO. 30

On page 6, at the end of line 4, change "energy upgrade," to "ECM,"

AMENDMENT NO. 31

On page 6, line 5, after "For each" delete the remainder of the line and on line 6, delete "responsibility in" and insert in lieu thereof "ECM listed, the persons or entities primarily responsible for"

AMENDMENT NO. 32

On page 6, at the end of line 6, change "that parameter," to "the parameters influencing ECM savings,"

AMENDMENT NO. 33

On page 6, delete lines 7 through 11 in their entirety and insert in lieu thereof:

"(3) For each ECM, measurement and verification in accordance with M & V Guidelines. Measurement and Verification for Federal Energy Projects shall be the standard used to determine guaranteed savings for each ECM. Where no federal standards exist,

the proposal guarantee checklist shall describe the methodology or equation used to determine the guaranteed savings."

AMENDMENT NO. 34

On page 6, line 15, after "a" and before "period" delete "maximum"

AMENDMENT NO. 35

On page 6, line 15, after "period" insert the following:

"equal to the lesser of ten years or the average life of the equipment installed by the performance contractor"

AMENDMENT NO. 36

On page 6, at the end of line 16, delete "of ten years"

AMENDMENT NO. 37

On page 6, line 20, change "R.S. 39:1484(14)," to "R.S. 33:4547.1(B),"

AMENDMENT NO. 38

On page 7, line 2, after "event the" and before "wishes to" change "using agency" to "governing body of the political subdivision"

AMENDMENT NO. 39

On page 7, at the beginning of line 3, change "finance" to "refinance or finance additional"

AMENDMENT NO. 40

On page 7, line 3, after "purchases of the" and before "it" delete "using agency," and insert "political subdivision,"

AMENDMENT NO. 41

On page 7, at the end of line 4, change "can" to "shall"

AMENDMENT NO. 42

On page 7, line 8, after "subtracted from the" and before "The energy" delete "adjusted baseline usage," and insert "prior year's energy use,"

AMENDMENT NO. 43

On page 7, at the beginning of line 9, change "times the then existing" to "multiplied by the current"

AMENDMENT NO. 44

On page 7, line 9, after "charges" change "determines" to "shall determine"

AMENDMENT NO. 45

On page 7, line 10, after "savings" change "as determined above" to "so determined"

AMENDMENT NO. 46

On page 7, at the beginning of line 11, change "finance or refinance" to "undertake through leasing, financing, or refinancing"

AMENDMENT NO. 47

On page 7, line 13, after "this Chapter;" delete "however such financing or refinancing" and insert "however, any such leasing, financing, or refinancing"

AMENDMENT NO. 48

On page 7, line 14, after "achieved" change "must be done" to "may be implemented only"

AMENDMENT NO. 49

On page 7, line 14, after "three years" change "from" to "after"

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

On motion of Rep. Broome, the bill, as amended, was ordered engrossed and recommitted to the Committee on Commerce.

HOUSE BILL NO. 2000—
BY REPRESENTATIVE ODINET
AN ACT

To enact R.S. 22:1404(7), relative to homeowners insurance rates; to provide for limitations; to provide for contiguous parishes; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2009 (Substitute for House Bill No. 1012 by Representative Devillier)—
BY REPRESENTATIVE DEVILLIER
AN ACT

To enact R.S. 40:962.1.1, relative to the Uniform Controlled Dangerous Substances Law; to provide for the crime of possession of twelve grams or more of ephedrine, pseudoephedrine, or phenylpropanolamine or their salts; to provide for penalties; to provide for applicability; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2010 (Substitute for House Bill No. 1044 by Representative Murray) —
BY REPRESENTATIVE MURRAY
AN ACT

To authorize the Milne Home for Girls to operate as an adult residential care home; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2011 (Substitute for House Bill No. 1382 by Representative Lancaster)—

BY REPRESENTATIVES LANCASTER, DEWITT, BRUNEAU, ANSARDI, BALDONE, BOWLER, CAPELLA, MARTINY, SCALISE, SNEED, AND STRAIN

AN ACT

To amend and reenact R.S. 24:35.5(A)(11), (12), (52), (53), (74), (75), (79), (80), (81), and (82), (B), and (C), to provide for the composition of House of Representative Districts Nos. 11, 12, 52, 53, 74, 75, 79, 80, 81, and 82; to provide for the precincts used to compose such districts; to provide for severability; to provide for effectiveness; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

Senate Instruments on Second Reading Returned from the Legislative Bureau

The following Senate Instruments on second reading, returned from the Legislative Bureau, were taken up and acted upon as follows:

SENATE BILL NO. 210—
BY SENATOR BARHAM AND REPRESENTATIVE MCDONALD
AN ACT

To authorize and empower the Department of Wildlife and Fisheries to sell or exchange or otherwise transfer title to certain property in Ouachita and Morehouse parishes; to provide for the use of proceeds derived from any sale of such property; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 246—
BY SENATOR SMITH AND REPRESENTATIVE SALTER
AN ACT

To authorize the state to exchange and convey title to certain property in Sabine Parish for certain property owned by Blue Lake Village, Incorporated; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 346—

BY SENATORS DARDENNE, SCHEDLER, CAIN, BARHAM, BOISSIERE, CRAVINS, DEAN, DUPRE, ELLINGTON, FIELDS, FONTENOT, GAUTREAU, HINES, HOLDEN, HOLLIS, HOYT, IRONS, B. JONES, C. JONES, LAMBERT, LENTINI, MALONE, MCPHERSON, MICHOT, MOUNT, ROMERO, SMITH, THEUNISSEN AND ULLO

AN ACT

To amend and reenact R.S. 15:603(8), (9), (10), and (11), and 609(A), (B), and (C) and Code of Criminal Procedure Art. 572 and to enact R.S. 15:603(12) and (13) and 609(F), (G), (H), and (I), relative to DNA detection of sexual and violent offenders; to provide relative to the collection of DNA samples from certain offenders; to provide for definitions; to add certain offenses to crimes requiring the collection of such samples; to provide relative to juvenile offenders; to require DNA samples collection of such offenders under certain conditions; to require DNA sample collection after interstate transfer of offenders under certain conditions; to prohibit the invalidation of a database match under certain circumstances; to provide relative to the limitation of the prosecution of noncapital offenses; to provide for exceptions to such limitations; to require retroactivity of such exceptions; to authorize the use of force under certain circumstances; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Re-reengrossed Senate Bill No. 346 by Senator Dardenne

AMENDMENT NO. 1

On page 1, delete line 4, and insert "609(F), (G), (H), and (I) and to repeal R.S. 15:615 and 619, relative to DNA"

AMENDMENT NO. 2

On page 1, line 15, after "circumstances;" and before "and" insert "to repeal provisions with respect to the mandatory charge to be imposed on certain persons; to repeal provisions with respect to the DNA Detection Fund;"

AMENDMENT NO. 3

On page 2, line 4, change "R.S. 15:603(12) and (13) and " to "R.S."

AMENDMENT NO. 4

On page 2, delete lines 15 through 19 in their entirety

AMENDMENT NO. 5

On page 2, at the beginning of line 20, change "(12)" to "(10)"

AMENDMENT NO. 6

On page 2, delete lines 22 through 26 in their entirety and insert in lieu thereof the following:

"(a) A violation of R.S. ~~14:30 through 32.7~~ 14.34.2 through 34.5.

(b) A violation of R.S. ~~14:34 through 38.2~~ 14:35 through 37.

(c) A violation of R.S. ~~14:40.1 through 40.2~~ 14:37.3.

(d) A violation of R.S. ~~14:44 through 45~~ 14:38.

(e) A violation of R.S. 14:38.2.

(f) A violation of R.S. 14:40.2.

(g) A violation of R.S. 14:80.1.

(h) A violation of R.S. 14:82.

(i) A violation of R.S. 14:83 through 83.1.

(j) A violation of R.S. 14:83.3 through 83.4.

(k) A violation of R.S. 14:85 through 85.1."

AMENDMENT NO. 7

On page 3, at the beginning of line 1, change "(13)" to "(11)"

AMENDMENT NO. 8

On page 3, line 5, after "for a felony" delete the comma and the words "a felony sex" and at the beginning of line 6, delete "offense"

AMENDMENT NO. 9

On page 3, line 15, after "for a felony" and before "or" delete the comma and the words "a felony sex offense"

AMENDMENT NO. 10

On page 3, line 19, after "a felony" and before "or" delete the comma and the words "a felony sex offense"

AMENDMENT NO. 11

On page 4, line 17, after "a felony" and before "or" delete the comma and the words "a felony sex offense"

AMENDMENT NO. 12

On page 4, line 19, after "for a felony" delete the comma and the words "a felony sex offense"

AMENDMENT NO. 13

On page 5, line 3, after "of a felony" and before "or" delete the comma and the words "a felony sex offense"

AMENDMENT NO. 14

On page 5, line 11, after "of a felony" delete the comma "," and the words "a felony sex" and at the beginning of line 12 delete "offense,"

AMENDMENT NO. 15

On page 6, at the end of line 23, delete "at" and delete lines 24 through 26 in their entirety and on page 7 delete lines 1 through 6 in their entirety and insert in lieu thereof "beyond the time limitations set forth in this Title if the identity of the offender is established after the expiration of such time limitation through the use of a DNA profile."

AMENDMENT NO. 16

On page 7, between lines 16 and 17, add the following:

"Section 3. R.S. 15:615 and 619 are hereby repealed in their entirety.

Section 4. If any provision or item of this Act or the application thereof is held invalid, such invalidity shall not affect other provisions, items, or applications of this Act which can be given effect without the invalid provisions, items, or applications, and to this end the provisions of this Act are hereby declared severable."

AMENDMENT NO. 17

On page 7, at the beginning of line 17, change "Section 3." to "Section 5."

Reported without amendments by the Legislative Bureau.

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

On motion of Rep. LeBlanc, the bill, as amended, was recommitted to the Committee on Appropriations.

SENATE BILL NO. 463—
BY SENATOR MCPHERSON

AN ACT

To authorize and provide for the transfer of certain state property, together with all buildings and improvements thereon, located in Rapides Parish, to the Department of Culture, Recreation and Tourism; to require completion of certain conditions prior to transfer; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 485—
BY SENATOR HOLLIS

AN ACT

To enact R.S. 6:506(E) and 507(D), relative to financial institution branch offices; to provide for leased branch offices; to provide for waiver of certain closure requirements; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 486—
BY SENATORS HOLLIS AND MICHOT

AN ACT

To amend and reenact R.S. 6:714(A), (C), and (F) and 1188(C), relative to officers of savings and loan associations and savings banks; to provide for officers; to provide for election by the board of directors; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 487—
BY SENATORS HOLLIS AND MICHOT

AN ACT

To amend and reenact R.S. 6:231(C), relative to amendments to the articles of incorporation of banks; to provide a procedure for after-the-fact approval of amendments to articles; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 489—
BY SENATORS HOLLIS AND MICHOT

AN ACT

To amend and reenact R.S. 6:937 and 1207, relative to dividends and capital surplus; to revise certain dividend and capital surplus requirements; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 496—
BY SENATORS HOLLIS AND HEITMEIER

AN ACT

To amend and reenact R.S. 6:351(C) and 352.1(A), (B)(introductory paragraph), and (H)(2) and to repeal R.S. 6:352.1(H)(3) and (4), relative to share exchanges; to revise the definition of share exchange procedures between state financial institutions; to require commissioner approval for share exchanges; to require shareholder approval for share exchanges; to eliminate certain filing requirements with the commissioner; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 597—
BY SENATOR MCPHERSON

AN ACT

To authorize and provide for the state, through the division of administration, to transfer a certain tract of land situated in Rapides Parish to the England Economic and Industrial Development District; to provide for preparation of documents; to provide certain terms and conditions; to provide for effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 691—
BY SENATORS ULLO AND SCHEDLER
AN ACT

To enact R.S. 37:1737, relative to immunity from liability; to exempt from liability those engaged in certain "Amber Alert" activities; to provide immunity to state and local law enforcement, radio, television and cable operators, the Lottery Corporation and those associations and foundations engaged in the "Amber Alert" effort; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1048 (Substitute for Senate Bill No. 993 by Senator Theunissen)—
BY SENATORS THEUNISSEN AND MOUNT AND REPRESENTATIVES FLAVIN, JOHNS, MORRISH AND STELLY
AN ACT

To amend and reenact R.S. 34:202 and 204 and to enact R.S. 34:204.1, relative to the Lake Charles Harbor and Terminal District; to provide relative to the appointment and terms of the district's board of commissioners; to provide relative to the board's responsibility for management of the district; to provide for the employment of a port director including his qualifications and duties; and to provide for related matters.

Read by title.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 1048 by Senator Theunissen

AMENDMENT NO. 1

On page 8, line 23, following "to" and before "for" change "service" to "serve"

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

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

Under the rules, placed on the regular calendar.

House and House Concurrent Resolutions on Third Reading for Final Consideration

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

HOUSE CONCURRENT RESOLUTION NO. 37—
BY REPRESENTATIVE WELCH
A CONCURRENT RESOLUTION

To urge and request each public postsecondary education management board, in consultation with the Board of Regents, to develop and implement policies to require each institution under its respective jurisdiction to provide information to first-time entering freshmen relative to the dangers of credit card debt as part of a freshman orientation program or other admissions process.

Read by title.

On motion of Rep. Welch, the resolution was adopted.

Ordered to the Senate.

House Concurrent Resolutions Returned from the Senate with Amendments

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

HOUSE CONCURRENT RESOLUTION NO. 72—
BY REPRESENTATIVES MONTGOMERY, BAYLOR, FARRAR, FAUCHEUX, HILL, HUNTER, LANDRIEU, ODINET, AND TOWNSEND
A CONCURRENT RESOLUTION

To direct the House Committee on Ways and Means to study the impact of the constitutional amendment, commonly referred to as the "Stelly Plan", on individual taxpayers and the state budget.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed House Concurrent Resolution No. 72 by Representative Montgomery

AMENDMENT NO. 1

On page 1, line 2, after "direct" insert: "the Senate Committee on Revenue and Fiscal Affairs and"

AMENDMENT NO. 2

On page 2, line 7, after "directs" insert: "the Senate Committee on Revenue and Fiscal Affairs and"

AMENDMENT NO. 3

On page 2, line 9, after "resources" insert: "the Senate Committee on Revenue and Fiscal Affairs and"

AMENDMENT NO. 4

On page 2, line 13, delete "committee report its" and insert in lieu thereof: "committees report their"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinet
Alario	Futrell	Perkins
Alexander	Gallot	Psychaud
Arnold	Glover	Pierre
Baldone	Green	Pinac
Baudoin	Guillory	Pitre
Baylor	Hammett	Powell
Beard	Heaton	Quezaire
Bowler	Hebert	Romero
Broome	Hill	Salter
Bruce	Honey	Scalise
Bruneau	Hopkins	Schneider
Capella	Hudson	Schwegmann
Carter, K	Hunter	Shaw
Cazayoux	Hutter	Smith, G.—56th
Crane	Iles	Smith, J.D.—50th
Crowe	Jackson, L	Smith, J.H.—8th
Curtis	Jackson, M	Smith, J.R.—30th
Damico	Johns	Sneed
Daniel	Katz	Stelly
Dartez	Kennard	Strain
Devillier	Kenney	Swilling
Diez	LaFleur	Thompson
Doerge	Lancaster	Toomy
Downer	Landrieu	Townsend
Downs	LeBlanc	Triche
Durand	McDonald	Walker
Erdey	McVea	Walsworth
Fannin	Montgomery	Welch
Farrar	Morrell	Winston
Faucheux	Morrish	Wright
Flavin	Murray	
Frith	Nevers	
Total—97		

NAYS

Total—0

ABSENT

Ansardi	Martiny	Waddell
Carter, R	Richmond	Wooton
Lucas	Tucker	
Total—8		

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

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. 33—

BY REPRESENTATIVE NEVERS

AN ACT

To amend and reenact R.S. 17:421.8(A), (C), and (E), relative to salaries of certain public school administrators; to provide a salary supplement for certain public school administrators holding both a valid Louisiana counseling credential approved and issued by the state Department of Education and a National Certified School Counselor credential issued by the National Board for Certified Counselors; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 161—

BY REPRESENTATIVE GLOVER

AN ACT

To enact R.S. 14:34.5.1, relative to offenses against the person; to create the crime of battery of a public employee; to provide for definitions; to provide for criminal penalties; and to provide for related matters.

Read by title.

Rep. Glover moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

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Frith Murray
Total—101
NAYS

Bowler Perkins
Total—2
ABSENT

Pinac Tucker
Total—2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 165—

BY REPRESENTATIVE POWELL
AN ACT

To amend and reenact R.S. 56:332(K), relative to crab traps; to change the months within which the required escape rings must be open to allow crabs to escape; and to provide for related matters.

Read by title.

Rep. Powell moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Nevers
Alario	Futrell	Odinet
Alexander	Gallot	Perkins
Ansardi	Glover	Peychaud
Arnold	Green	Pierre
Baldone	Guillory	Pitre
Baudoin	Hammett	Powell
Baylor	Heaton	Quezairé
Beard	Hebert	Richmond
Bowler	Hill	Romero
Broome	Honey	Salter
Bruce	Hopkins	Scalise
Bruneau	Hudson	Schneider
Capella	Hunter	Schwegmann
Carter, K	Hutter	Shaw
Carter, R	Iles	Smith, G.—56th
Cazayoux	Jackson, L	Smith, J.D.—50th
Crane	Jackson, M	Smith, J.H.—8th
Crowe	Johns	Smith, J.R.—30th
Curtis	Katz	Sneed
Damico	Kennard	Stelly
Daniel	Kenney	Strain
Dartez	LaFleur	Swilling
Devillier	Lancaster	Thompson
Diez	Landrieu	Toomy
Doerge	LeBlanc	Townsend
Downer	Lucas	Triche
Downs	Martiny	Waddell
Durand	McDonald	Walker
Erdey	McVea	Walsworth
Fannin	Montgomery	Welch
Farrar	Morrell	Winston

Flavin Murray Wright
Frith Murray
Total—101
NAYS

Total—0
ABSENT

Faucheux Tucker
Pinac Wooton
Total—4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 170—

BY REPRESENTATIVE POWELL
AN ACT

To enact R.S. 56:332(M), relative to taking of crabs; to allow a certain amount of finfish by-catch caught in crab traps to be kept for personal consumption; and to provide for related matters.

Read by title.

Rep. Powell moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinet
Alario	Fruge	Perkins
Alexander	Futrell	Peychaud
Ansardi	Gallot	Pierre
Arnold	Glover	Pinac
Baldone	Green	Pitre
Baudoin	Guillory	Powell
Baylor	Hammett	Quezairé
Beard	Heaton	Richmond
Bowler	Hebert	Romero
Broome	Hill	Salter
Bruce	Hopkins	Scalise
Bruneau	Hudson	Schneider
Capella	Hunter	Schwegmann
Carter, K	Hutter	Shaw
Carter, R	Iles	Smith, G.—56th
Cazayoux	Jackson, L	Smith, J.D.—50th
Crane	Jackson, M	Smith, J.H.—8th
Crowe	Johns	Smith, J.R.—30th
Curtis	Katz	Sneed
Damico	Kenney	Stelly
Daniel	LaFleur	Strain
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Doerge	Lucas	Triche
Downer	Martiny	Walker
Downs	McDonald	Walsworth
Durand	McVea	Welch
Erdey	Montgomery	Winston
Fannin	Morrell	Wooton
Farrar	Morrish	Wright

Faucheux
Flavin
Total—100

Murray
Nevers

NAYS

Total—0

ABSENT

Honey
Kennard
Total—5

Swilling
Tucker

Waddell

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 481—
BY REPRESENTATIVE MARTINY
AN ACT

To enact Part XIII of Chapter 2 of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:521 through 523, and R.S. 44:3(G), relative to evidence; to provide for proof of an official driving record by certificate of the assistant secretary of the Department of Public Safety and Corrections, office of motor vehicles, or his designee; to provide for the admissibility of official driving records; to provide for notice of opposing parties and opportunity to cross-examine experts; to provide that certificates of official driving records are not public records; and to provide for related matters.

Read by title.

Rep. LaFleur moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Perkins
Alario	Futrell	Psychaud
Alexander	Gallot	Pierre
Ansardi	Glover	Pinac
Arnold	Green	Pitre
Baldone	Guillory	Powell
Baudoin	Hammett	Quezaire
Baylor	Heaton	Richmond
Beard	Hebert	Romero
Bowler	Hill	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	Jackson, M	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Crowe	Katz	Sneed
Curtis	Kennard	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend

Doerge
Downer
Downs
Durand
Erdey
Fannin
Farrar
Faucheux
Flavin
Frith
Total—103

Lucas
Martiny
McDonald
McVea
Montgomery
Morrell
Morrish
Murray
Nevers
Odinot

Triche
Waddell
Walker
Walsworth
Welch
Winston
Wooton
Wright

NAYS

Total—0

ABSENT

Honey
Total—2

Tucker

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. LaFleur 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. 616—
BY REPRESENTATIVE FAUCHEUX (BY REQUEST)
AN ACT

To enact R.S. 17:81(O), to require that expenditures by city, parish, and other local school boards to reimburse school board members for certain travel and related expenses be in accordance with travel regulations prescribed by the division of administration for state executive branch employees; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Faucheux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Devillier	Lancaster	Swilling
Diez	Landrieu	Thompson
Doerge	LeBlanc	Toomy
Downer	Lucas	Townsend
Downs	Martiny	Triche
Durand	McDonald	Waddell
Erdey	McVea	Walker
Fannin	Montgomery	Walsworth
Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright

Total—102

NAYS

Total—0

ABSENT

Cazayoux	LaFleur	Tucker
Total—3		

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. 864—
BY REPRESENTATIVE DEVILLIER
AN ACT

To amend and reenact Code of Evidence Article 412.2(A), relative to relevancy of evidence and its limits; to provide that evidence regarding the commission of acts involving sexually assaultive behavior may be admissible in certain cases; to provide that evidence regarding acts which indicate a lustful disposition toward children is admissible in certain cases; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 954—
BY REPRESENTATIVES WINSTON, SCHWEGMANN, AND STRAIN
AN ACT

To amend and reenact R.S. 39:1533(A) and to enact R.S. 28:771(E) and Chapter 16 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:851 through 856, and R.S. 36:254(H) and 258(H), relative to human services; to create the Florida Parishes Human Services Authority; to provide for powers, duties, and functions of the authority; to create a governing board and provide for membership, powers, duties, and functions; to provide for the transfer of certain powers, duties, and functions from the Department of Health and Hospitals to the authority; to provide for transfer of employees; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Winston to Engrossed House Bill No. 954 by Representative Winston

AMENDMENT NO. 1

On page 1, line 2, after "enact" and before "R.S. 28:771(E)" insert:

"Part IX-A of Chapter 1 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:382.1, and"

AMENDMENT NO. 2

On page 1, line 5, after "services;" insert "to provide a statewide framework to govern the delivery of mental health, developmental disabilities and addictive disorders services funded by appropriations from the state;"

AMENDMENT NO. 3

On page 1, line 13, "R.S." and before "28:771(E)" insert "28:382.1 and"

AMENDMENT NO. 4

On page 1, between lines 13 and 14, change "is" to "are"

AMENDMENT NO. 5

On page 1, after line 13 insert the following:

"§382.1. Framework for human services delivery; development; implementation

A. The secretary of the Department of Health and Hospitals shall develop a statewide framework to govern the delivery of mental health, developmental disabilities, and addictive disorders services funded by appropriations from the state.

(1) The framework shall be developed through a statewide planning process involving Jefferson Parish Human Services Authority, Capital Area Human Services District, Florida Parishes Human Services Authority, other human service districts or authorities, consumers, family members, advocates, non-state providers and Department of Health and Hospital offices in the fields of mental health, developmental disabilities and addictive disorders.

(2) The framework shall be implemented through rules and regulations promulgated in accordance with the Administrative Procedure Act to be effective not later than July 1, 2005, with the exception of individual provider agreements or contracts as provided in Subsection B of this Section, which shall be implemented not later than July 1, 2007. Nothing in this Section shall be construed to preclude or impede the creation of human service districts or authorities prior to implementation of the statewide framework.

B. The framework shall include a state human services plan that sets forth the exclusive means for the delivery of community-based mental health, developmental disability and addictive disorders services funded by appropriations from the state including but not limited to the following:

(1) Vision and mission for the state human services system.

(2) Definitions of eligible and priority populations.

(3) Definitions of core and targeted services. Core services are minimum and essential services available to eligible populations in all urban and rural areas. Targeted services are mandated specialized

services available to priority populations on a regional or statewide basis.

(4) Standards for the geographic scope of service delivery, including that a human services district or authority be comprised of at least one DHH region.

(5) Standards for processes of intake and access to institutional and community services.

(6) Unified client record for services by disability and for individuals with co-occurring disorders, within the confidentiality statutes and federal HIPAA requirements.

(7) Formal mechanisms for interagency coordination of services to children and adults with multiple public systems involvement and for coordination with the office of public health and the Medicaid program.

(8) Statewide strategies for the provision of technical assistance on best practices in service delivery.

(9) Statewide strategies for funding services, including but not limited to formulas for the equitable allocation of state appropriations and financial incentives for the development and use of community-based alternatives to mental health, developmental disabilities and addictive disorders institutional services.

(10) Statewide monitoring of human services system performance, including minimum data set and systems required for reliable outcome measurement.

(11) Statewide monitoring to assure quality of care and protection of consumer rights in the delivery of services.

(12) Uniform budgeting and accounting requirements for funds appropriated by the state.

(13) Standards for provider agreements or contracts for services funded by appropriations from the state to assure compliance with the state human services plan and applicable state and federal law, rules, regulations and court orders and provide remedies for correction of noncompliance and sanctions for failure to comply.

C. Notwithstanding the provisions of R.S. 36:257, the secretary may reorganize Department of Health and Hospitals agencies and offices, exclusive of Jefferson Parish Human Services Authority, Capital Area Human Services District, Florida Parishes Human Services Authority and other human service districts and authorities, to support the transition of state roles and functions from direct service delivery to policy setting and contract monitoring of direct service delivery."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinet
Alario	Futrell	Perkins
Alexander	Gallot	Peychaud
Ansardi	Glover	Pierre
Arnold	Green	Pinac
Baldone	Guillory	Pitre
Baudoin	Hammett	Powell

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

Total—105

NAYS

Total—0

ABSENT

Total—0

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Winston 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. 1011—
BY REPRESENTATIVE DEVILLIER
AN ACT

To enact R.S. 40:1002, relative to controlled dangerous substances; to create the crime of the creation or operation of a clandestine laboratory for the unlawful manufacture of a controlled dangerous substance; to provide for penalties; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1014—
BY REPRESENTATIVE DEVILLIER
AN ACT

To amend and reenact R.S. 14:93(A), relative to the crime of cruelty to juveniles; to provide for additional grounds for violations for the intentional or negligent exposure to a clandestine laboratory operation; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1015—
BY REPRESENTATIVE DEVILLIER
AN ACT

To amend and reenact R.S. 40:967(B)(1), (3), and (5), relative to Schedule II controlled dangerous substances; to provide increased penalties for the distribution, dispensing, or possession with intent to produce, manufacture, distribute, or dispense amphetamines or methamphetamines; to clarify the penalty provision for Schedule II non-narcotic controlled dangerous substances not otherwise provided for by law; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1016—
BY REPRESENTATIVES DEVILLIER AND HEATON
AN ACT

To amend and reenact R.S. 15:574.4(A)(2)(a)(introductory paragraph), relative to eligibility for intensive parole supervision under the supervision of the Department of Public Safety and Corrections; to provide for eligibility of persons convicted of certain controlled dangerous substances; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1129—
BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact Children's Code Article 791.1, relative to the truancy and assessment and service center pilot program; to authorize the creation of a truancy and assessment and service center in the parishes of Bienville, Claiborne, and Jackson; and to provide for related matters.

Read by title.

Rep. Gallot 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	Glover	Pierre
Ansardi	Green	Pinac
Arnold	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Quezaire
Baylor	Hebert	Richmond
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	Jackson, M	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Crowe	Katz	Sneed
Curtis	Kennard	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Doerge	Lucas	Triche
Downer	Martiny	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Walsworth
Fannin	Morrell	Welch
Farrar	Morrish	Winston
Faucheux	Murray	Wright
Frith	Nevers	
Fruge	Odinet	
Total—103		

NAYS

Total—0

ABSENT

Flavin	Wooton
Total—2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1321—
BY REPRESENTATIVE K. CARTER
AN ACT

To enact Part LVI of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.171 and 1300.172, relative to environmental health surveillance; to provide for purpose of environmental health surveillance; to provide for objective; to provide for creation of a working group; 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	Morrish
Alario	Gallot	Murray
Alexander	Glover	Nevers
Ansardi	Green	Odinet
Baldone	Guillory	Psychaud
Baudoin	Hammett	Pierre

Baylor	Heaton	Pinac
Broome	Hebert	Pitre
Bruce	Hill	Quezaire
Carter, K	Honey	Richmond
Carter, R	Hopkins	Romero
Cazayoux	Hudson	Salter
Curtis	Hunter	Schwegmann
Damico	Hutter	Shaw
Daniel	Iles	Smith, G.—56th
Dartez	Jackson, L	Smith, J.D.—50th
Devillier	Jackson, M	Smith, J.H.—8th
Diez	Johns	Smith, J.R.—30th
Doerge	Kenney	Stelly
Downer	LaFleur	Strain
Downs	Lancaster	Swilling
Durand	Landrieu	Thompson
Fannin	LeBlanc	Townsend
Farrar	Lucas	Waddell
Faucheux	Martiny	Walker
Flavin	McDonald	Welch
Frith	Montgomery	Wright
Frige	Morrell	
Total—83		

NAYS

Arnold	Crane	Scalise
Beard	Crowe	Triche
Bowler	Erdey	Tucker
Bruneau	Perkins	Walsworth
Total—12		

ABSENT

Capella	Powell	Winston
Katz	Schneider	Wooton
Kennard	Sneed	
McVea	Toomy	
Total—10		

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.

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. 1476—
BY REPRESENTATIVES HEBERT, FRUGE, AND BOWLER
AN ACT

To amend and reenact R.S. 22:1254 and 1255(A), relative to the use of courts by unauthorized insurers; to provide for approval; to provide for bonds; to provide for exemption; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Morrish to Engrossed House Bill No. 1476 by Representatives Hebert, Fruge, and Bowler

AMENDMENT NO. 1

On page 2, line 21, change "May 5," to "March 28,"

Rep. Morrish moved the adoption of the amendments.

Rep. Townsend objected.

By a vote of 37 yeas and 61 nays, the amendments were rejected.

Rep. Hebert moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Pierre
Alario	Glover	Pinac
Alexander	Green	Pitre
Ansardi	Guillory	Powell
Arnold	Hammett	Quezaire
Baldone	Heaton	Richmond
Beard	Hebert	Romero
Bowler	Hill	Salter
Broome	Honey	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Capella	Hutter	Shaw
Carter, R	Iles	Smith, G.—56th
Crane	Jackson, L	Smith, J.D.—50th
Crowe	Jackson, M	Smith, J.H.—8th
Curtis	Johns	Smith, J.R.—30th
Damico	Katz	Sneed
Daniel	Kennard	Stelly
Dartez	Kenney	Strain
Devillier	LaFleur	Swilling
Diez	Lancaster	Thompson
Doerge	Landrieu	Toomy
Downer	LeBlanc	Triche
Downs	Martiny	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walker
Fannin	Montgomery	Walsworth
Faucheux	Morrell	Winston
Flavin	Morrish	Wooton
Frith	Nevers	Wright
Frige	Odinet	
Futrell	Perkins	
Total—94		

NAYS

Baudoin	Farrar	Peychaud
Baylor	Hunter	Welch
Carter, K	Murray	
Total—8		

ABSENT

Cazayoux	Lucas	Townsend
Total—3		

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.

HOUSE BILL NO. 1765—
BY REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact R.S. 22:250.38(B), relative to recoupment of payments; to provide for appeal of health insurer's action; to allow a health care provider thirty days to provide certain information to the insurer; and to provide for related matters.

Read by title.

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

Total—105

NAYS

Total—0

ABSENT

Total—0

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Ansardi 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. 1780—
BY REPRESENTATIVE TUCKER
AN ACT

To enact R.S. 22:629(C), relative to insurance contracts; to provide for arbitration clauses; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tucker to Engrossed House Bill No. 1780 by Representative Tucker

AMENDMENT NO. 1

On page 1, line 10, after "in any" insert "insurance" and at the end of line 10, add the following: "This exception is limited to insurance contracts between insurance companies with effective dates on or after January 1, 2004."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Fauchoux
Flavin
Frith
Total—105

Morrish
Murray
Nevers
Winston
Wooton
Wright

NAYS

Total—0

ABSENT

Total—0

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Tucker 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. 1855—

BY REPRESENTATIVE MORRELL
AN ACT

To amend and reenact R.S. 14:95.1(A), relative to possession or concealment of a firearm; to provide that it is unlawful for any person who has been convicted of a crime which is defined as a sex offense in R.S. 15:541(14.1) to possess a firearm or to carry a concealed weapon; and to provide for related matters.

Read by title.

Rep. Morrell 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	Gallot	Pierre
Ansardi	Glover	Pinac
Arnold	Green	Pitre
Baldone	Guillory	Powell
Baudoin	Hammett	Quezairé
Baylor	Heaton	Richmond
Beard	Hebert	Romero
Bowler	Hill	Salter
Broome	Honey	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Capella	Hunter	Shaw
Carter, K	Hutter	Smith, G.—56th
Carter, R	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Smith, J.R.—30th
Crowe	Johns	Sneed
Curtis	Katz	Stelly
Damico	Kennard	Strain
Daniel	Kenney	Swilling
Dartez	LaFleur	Thompson
Devillier	Lancaster	Toomy
Diez	Landrieu	Townsend
Doerge	LeBlanc	Triche
Downer	Martiny	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Walsworth
Fannin	Morrell	Welch

Farrar
Fauchoux
Flavin
Frith
Total—104

Morrish
Murray
Nevers
Odinet
Winston
Wooton
Wright

NAYS

Total—0

ABSENT

Lucas
Total—1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Morrell 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. 1856—

BY REPRESENTATIVE LAFLEUR
AN ACT

To enact R.S. 14:71(H) and (I), relative to the crime of issuing worthless checks; to provide for the evidence which may be introduced to prove violations of that crime; and to provide for related matters.

Read by title.

Rep. LaFleur moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinot
Alario	Futrell	Perkins
Alexander	Gallot	Peychaud
Ansardi	Glover	Pierre
Arnold	Green	Pinac
Baldone	Guillory	Pitre
Baudoin	Heaton	Powell
Baylor	Hebert	Quezairé
Beard	Hill	Richmond
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
Crane	Jackson, M	Smith, J.D.—50th
Crowe	Johns	Smith, J.H.—8th
Curtis	Katz	Smith, J.R.—30th
Damico	Kennard	Sneed
Daniel	Kenney	Stelly
Dartez	LaFleur	Strain
Devillier	Lancaster	Swilling
Diez	Landrieu	Thompson
Doerge	LeBlanc	Toomy
Downer	Lucas	Townsend
Downs	Martiny	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell
Fannin	Montgomery	Walker

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Farrar Morrell Walsworth
Faucheux Morrish Welch
Flavin Murray Winston
Frith Nevers Wright
Total—102

NAYS

Total—0

ABSENT

Cazayoux Hammett Wooton
Total—3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. LaFleur 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. 1894—
BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 56:302.9.1(A), relative to charter boat licenses; to provide that such licenses are required only for motorized vessels; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Wooton to Engrossed House Bill No. 1894 by Representative Wooton

AMENDMENT NO. 1

On page 2, after line 4, add the following:

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

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Fruge Odinet
Alario Futrell Perkins
Alexander Gallot Peychaud
Ansardi Glover Pierre
Arnold Green Pinac
Baldone Guillory Pitre
Baudoin Hammett Powell
Baylor Heaton Quezaire
Beard Hebert Richmond

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

Total—105

NAYS

Total—0

ABSENT

Total—0

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Wooton 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. 1904—
BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 40:2017.11, relative to fees for review of plans by the Department of Health and Hospitals; to increase fees for the review of construction plans for hospitals, ambulatory surgical centers, nursing homes, and group or community homes or other residential living options by the Department of Health and Hospitals; and to provide for related matters.

Read by title.

Motion

Rep. Durand moved that House Bill No. 1904 be designated as a duplicate of Senate Bill No. 377.

Which motion was agreed to.

Rep. Durand moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Flavin	Morrell
Alario	Frith	Murray
Alexander	Futrell	Odinet
Ansardi	Gallot	Peychaud
Arnold	Glover	Pierre
Baldone	Guillory	Pinac
Baudoin	Hammett	Pitre
Baylor	Heaton	Powell
Bowler	Hebert	Quezaire
Broome	Hill	Richmond
Bruce	Honey	Salter
Bruneau	Hudson	Schwegmann
Carter, K	Hunter	Shaw
Carter, R	Hutter	Smith, G.—56th
Cazayoux	Iles	Smith, J.H.—8th
Crane	Jackson, L	Smith, J.R.—30th
Curtis	Jackson, M	Stelly
Damico	Johns	Swilling
Daniel	Katz	Thompson
Dartez	Kenney	Toomy
Devillier	LaFleur	Townsend
Diez	Lancaster	Triche
Doerge	Landrieu	Walker
Downs	LeBlanc	Welch
Durand	Lucas	Winston
Fannin	Martiny	Wright
Farrar	McDonald	
Faucheux	Montgomery	
Total—82		

NAYS

Beard	Hopkins	Scalise
Capella	Kennard	Schneider
Crowe	McVea	Strain
Downer	Nevers	Walsworth
Erdey	Perkins	
Früge	Romero	
Total—16		

ABSENT

Green	Sneed	Wooton
Morrish	Tucker	
Smith, J.D.—50th	Waddell	
Total—7		

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. Durand 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. 1905—

BY REPRESENTATIVES CURTIS, ALEXANDER, CROWE, HONEY, HUDSON, KENNEY, NEVERS, PEYCHAUD, JANE SMITH, STELLY, SWILLING, AND WINSTON

AN ACT

To enact R.S. 17:81(O), relative to powers and duties of city and parish school boards; to prohibit a school board member from using his authority of office to directly or indirectly compel or coerce personnel decisions or employee decisions; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Curtis to Engrossed House Bill No. 1905 by Representative Curtis, et al.

AMENDMENT NO. 1

On page 1, line 11, after "board" delete the remainder of the line and at the beginning of line 12, delete "administrator"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Toomy to Engrossed House Bill No. 1905 by Representatives Curtis, Alexander, Crowe, Honey, Hudson, Kenney, Nevers, Peychaud, Jane Smith, Stelly, Swilling, and Winston

AMENDMENT NO. 1

On page 2, line 3, delete "school board or"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Durand	McDonald	Walker
Erdey	McVea	Welch
Fannin	Montgomery	Winston
Farrar	Morrell	Wooton
Faucheux	Murray	Wright
Flavin	Nevers	
Total—101		

NAYS

Glover
Total—1

ABSENT

Morrish	Tucker	Walsworth
Total—3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1917—
BY REPRESENTATIVES DOWNS AND GALLOT
AN ACT

To authorize the adjutant general of the Louisiana Army National Guard to transfer title to certain land in Union Parish to the Union Parish Police Jury; to provide for the property description; to provide for reservation of mineral rights; to provide for terms and conditions; and to provide for related matters.

Read by title.

Rep. Downs moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Doerge	Landrieu	Toomy
Downer	LeBlanc	Townsend
Downs	Lucas	Triche
Durand	Martiny	Waddell
Erdey	McDonald	Walker
Fannin	McVea	Welch
Farrar	Montgomery	Winston
Faucheux	Morrell	Wright
Flavin	Morrish	
Total—101		

NAYS

Total—0

ABSENT

Sneed	Walsworth
Tucker	Wooton
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Downs 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. 1940—
BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 27:15(D) and (E), relative to the Louisiana Gaming Control Law; to provide that civil penalties imposed by the Louisiana Gaming Control Board are applicable to the land-based casino and live horse racing facilities conducting slot machine gaming; and to provide for related matters.

Read by title.

Rep. Wooton moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Dartez	LaFleur	Toomy
Devillier	Lancaster	Townsend
Diez	Landrieu	Triche
Doerge	LeBlanc	Tucker
Downer	Lucas	Waddell
Downs	Martiny	Walker
Erdey	McDonald	Walsworth
Fannin	McVea	Welch
Farrar	Montgomery	Winston
Faucheux	Morrell	Wooton
Flavin	Morrish	Wright
Frith	Murray	
Total—101		

NAYS

Schneider
Total—1

ABSENT

Durand	Smith, J.R.—30th	Swilling
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. Wooton 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. 1944—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 27:93(A)(2)(introductory paragraph) and (a), (7)(e), and (8), to enact R.S. 27:93(A)(9), and to repeal R.S. 27:93(A)(2)(e), (f), and (i), relative to admission fees for riverboats; to provide for allocation of funds derived from riverboat boarding fees on certain riverboats in Bossier Parish; to provide for the levying of boarding fees in Bossier Parish in certain cases; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1965—
BY REPRESENTATIVE HOPKINS
AN ACT

To enact R.S. 27:307(F), relative to the Video Poker Devices Control Law; to provide with respect to rules and regulations; to provide for licensees to participate in the promotion of device play with the potential for an enhanced compensation other than that awarded by the gaming device; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hopkins to Engrossed House Bill No. 1965 by Representative Hopkins

AMENDMENT NO. 1

On page 1, at the end of line 14, add the following:

"No promotion which is awarded under the provisions of this Subsection shall exceed one hundred dollars in value."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hammett	Peychaud
Alario	Heaton	Pierre
Ansardi	Hebert	Pinac
Arnold	Honey	Pitre
Baldone	Hopkins	Powell
Baylor	Hudson	Quezaire
Bruneau	Hutter	Richmond
Carter, R	Jackson, L	Romero
Cazayoux	Jackson, M	Shaw
Crane	Johns	Smith, G.—56th
Curtis	Kennard	Smith, J.D.—50th
Damico	Kenney	Smith, J.H.—8th
Daniel	LaFleur	Smith, J.R.—30th
Dartez	Lancaster	Stelly
Diez	Landrieu	Swilling
Durand	LeBlanc	Toomy
Faucheux	Martiny	Townsend
Flavin	McVea	Triche
Frith	Montgomery	Waddell
Gallot	Morrell	Walker
Glover	Morrish	Welch
Green	Murray	Wooton
Guillory	Odinot	Wright
Total—69		

NAYS

Alexander	Fannin	Salter
Baudoin	Farrar	Scalise
Bead	Fruge	Schneider
Bowler	Futrell	Schwegmann
Broome	Hill	Sneed
Capella	Hunter	Strain
Crowe	Iles	Thompson
Devillier	Katz	Tucker
Doerge	Lucas	Walsworth
Downer	McDonald	Winston
Downs	Nevers	
Erdey	Perkins	
Total—34		

ABSENT

Bruce	Carter, K
Total—2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hopkins 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. 1989—

BY REPRESENTATIVES HEBERT, DEWITT, BAYLOR, ERDEY, FRUGE, MORRISH, GARY SMITH, TOWNSEND, AND TUCKER
AN ACT

To enact R.S. 22:231(H) and 236(10) and Chapter 8 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:3101 through 3112, relative to minimal benefit hospital and medical policies; to create the Louisiana Safety Net Health Insurance Program; to provide for the Louisiana Health Plan; to provide for eligibility; to provide for participation; to provide for employers; to provide for administration and oversight; to provide for the Office of Group Benefits; to provide for coverage and benefits; to provide for policy forms and requirements; and to provide for related matters.

Read by title.

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

Total—104

NAYS

Total—0

ABSENT

Lancaster
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.

HOUSE BILL NO. 2006 (Substitute Bill For House Bill No. 920 by Representative Pinac)—

BY REPRESENTATIVE PINAC
AN ACT

To enact R.S. 48:228.2, relative to highway construction projects let by the Department of Transportation and Development; to require the department to let certain classes of projects in a specified form; to authorize the department to include an incentive for early completion of such projects; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 2007 (Substitute for House Bill No. 1502 by Representative Landrieu)—

BY REPRESENTATIVE LANDRIEU
AN ACT

To enact Part III-F of Title 19 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 19:136 through 136.9, relative to expropriation by a declaration of taking; to provide for legislative intent; to provide for definitions; to provide for applicability to municipalities with a population greater than four hundred fifty thousand; to provide for the authority to expropriate; to provide for the contents of the petition; to provide for a determination of value; to provide for vesting of title; to provide for notice; to provide for opposition and waiver of defenses; to provide for procedures and delays for filing an answer; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 2008 (Substitute for House Bill No. 1676 by Representatives Kennard and Ansardi)—

BY REPRESENTATIVES ANSARDI AND KENNARD
AN ACT

To amend and reenact R.S. 13:3041, 3042, 3044, 3047, and 3106 and R.S. 23:965(A)(1) and to enact R.S. 13:3042.1 and 3050, relative to jury service; to provide for public policy; to provide for waivers of petit jury service; to provide for postponements of petit jury service; to provide for jury service by sessions ; to provide for frequency of service on juries; to provide for the Lengthy Trial Fund; to provide for applicability of certain provisions in Orleans Parish; to provide for the prohibition against dismissal of employees for jury service; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 864—
 BY REPRESENTATIVE DEVILLIER
 AN ACT

To amend and reenact Code of Evidence Article 412.2(A), relative to relevancy of evidence and its limits; to provide that evidence regarding the commission of acts involving sexually assaultive behavior may be admissible in certain cases; to provide that evidence regarding acts which indicate a lustful disposition toward children is admissible in certain cases; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Devillier moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Perkins
Alario	Fruge	Pierre
Alexander	Futrell	Pinac
Ansardi	Gallot	Pitre
Arnold	Green	Powell
Baldone	Guillory	Quezairé
Baudoin	Hammett	Salter
Baylor	Heaton	Scalise
Beard	Hebert	Schneider
Bowler	Hill	Schwegmann
Bruce	Honey	Shaw
Bruneau	Hopkins	Smith, G.—56th
Capella	Hudson	Smith, J.D.—50th
Carter, K	Hutter	Smith, J.H.—8th
Carter, R	Iles	Smith, J.R.—30th
Cazayoux	Jackson, M	Sneed
Crane	Johns	Stelly
Damico	Katz	Strain
Daniel	Kennard	Thompson
Dartez	Kenney	Toomy
Devillier	LaFleur	Townsend
Diez	Lancaster	Triche
Doerge	Landrieu	Tucker
Downer	LeBlanc	Waddell
Downs	Martiny	Walker
Durand	McDonald	Walsworth
Erdey	McVea	Welch
Fannin	Montgomery	Winston
Farrar	Morrish	Wooton
Faucheux	Nevers	Wright
Flavin	Odiné	
Total—92		

NAYS

Glover	Lucas	Peychaud
Hunter	Morrell	Richmond
Jackson, L	Murray	Swilling
Total—9		

ABSENT

Broome	Curtis
Crowe	Romero
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Devillier 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. 1011—
 BY REPRESENTATIVE DEVILLIER
 AN ACT

To enact R.S. 40:1002, relative to controlled dangerous substances; to create the crime of the creation or operation of a clandestine laboratory for the unlawful manufacture of a controlled dangerous substance; to provide for penalties; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Devillier moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Honey	Lancaster	Waddell
-------	-----------	---------

Total—3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Devillier 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. 1014—
BY REPRESENTATIVE DEVILLIER
AN ACT

To amend and reenact R.S. 14:93(A), relative to the crime of cruelty to juveniles; to provide for additional grounds for violations for the intentional or negligent exposure to a clandestine laboratory operation; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Devillier moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Hudson	Morrell
Total—2	

ABSENT

Shaw
Total—1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Devillier 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. 1015—
BY REPRESENTATIVE DEVILLIER
AN ACT

To amend and reenact R.S. 40:967(B)(1), (3), and (5), relative to Schedule II controlled dangerous substances; to provide increased penalties for the distribution, dispensing, or possession with intent to produce, manufacture, distribute, or dispense amphetamines or methamphetamines; to clarify the penalty provision for Schedule II non-narcotic controlled dangerous substances not otherwise provided for by law; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Devillier moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Flavin	Odinet	Wright
Frith	Perkins	
Total—101		

NAYS

Johns	Morrell
Total—2	

ABSENT

Carter, R	Hudson
Total—2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Devillier 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. 1016—
BY REPRESENTATIVES DEVILLIER AND HEATON
AN ACT

To amend and reenact R.S. 15:574.4(A)(2)(a)(introductory paragraph), relative to eligibility for intensive parole supervision under the supervision of the Department of Public Safety and Corrections; to provide for eligibility of persons convicted of certain controlled dangerous substances; and to provide for related matters.

Called from the calendar.

Read by title.

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

Downs	Martiny	Waddell
Durand	McDonald	Walker
Erdey	McVea	Walsworth
Fannin	Montgomery	Welch
Farrar	Morrish	Winston
Faucheux	Murray	Wright
Flavin	Nevers	
Frith	Odinet	
Total—103		

NAYS

Morrell
Total—1

ABSENT

Wooton
Total—1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Devillier 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. 1788—
BY REPRESENTATIVE MORRISH AND SENATOR DARDENNE
AN ACT

To enact Subpart B of Part XXX of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1430 through 1430.17, and to repeal R.S. 22:1406.1 through 1406.13 and 1431 through 1445, relative to residential and commercial property insurance; to provide for the Louisiana Citizens Property Insurance Corporation; to provide for the FAIR Plan; to provide for the Coastal Plan; to provide for a board of directors; to provide for the Louisiana Insurance Rating Commission; to provide for corporate powers; to provide for certain immunity; to provide for a plan of operation; to provide for assessments; to provide for charges and surcharges; to provide for participating insurers; to provide for eligibility; to provide for insurance; to provide for rates; to provide for contributions by the state; to provide for plan deficits; and to provide for related matters.

Suspension of the Rules

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

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Morrish to Engrossed House Bill No. 1788 by Representative Morrish

AMENDMENT NO. 1

On page 3, at line 11, between “voluntary market.” and “Because”, insert the following:

“The legislature further intends that the corporation work toward the ultimate depopulation of these residual market insurance plans.”

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AMENDMENT NO. 2

On page 5, line 19, after "a" and before "nonprofit" delete "private"

AMENDMENT NO. 3

On page 6, at line 7, between "B." and "Assets", insert "(1)"

AMENDMENT NO. 4

On page 6, between lines 11 and 12, insert the following:

"(2) The corporation shall be prohibited from making contributions to any political party, political organization, public official, or candidate for public office, whether federal, state or local in nature.

(3) All compensated employees of the corporation shall be subject to the provisions of Article X, Part I., Section 9 of the Louisiana Constitution of 1974, 'Prohibitions Against Political Activities', as if they were employees of the state, except members of the governing board of the corporation."

AMENDMENT NO. 5

On page 8, at the beginning of line 15 before "risk", insert "specific"

AMENDMENT NO. 6

On page 8, at the end of line 20 after the period ".", insert the following:

"Notwithstanding the provisions of this Subsection, the corporation shall not provide either a partial or complete list of the plans' insureds, applicants or claimants to any voluntary insurer."

AMENDMENT NO. 7

On page 8, delete lines 21 through 25 in their entirety

AMENDMENT NO. 8

On page 9, delete lines 1 and 2 in their entirety.

AMENDMENT NO. 9

On page 12, at line 3, between "market." and "The corporation", insert the following:

"The corporation shall not offer private or commercial automobile or vehicle insurance."

AMENDMENT NO. 10

On page 13, between lines 17 and 18, insert the following:

"(5) Upon depopulation of the plans, such that less than one thousand policies are written in a plan year, and a determination by the governing board that the declaration and purpose as set forth in R.S. 22:1430 no longer requires operation of the plans, and with approval of the Louisiana Insurance Rating Commission and the commissioner of insurance, effectuate a plan of dissolution of the corporation. Upon dissolution, the assets of the corporation shall be applied first to pay all debts, liabilities, and obligations of the corporation, including the establishment of reasonable reserves for any contingent liabilities or obligations, and all remaining assets of the corporation shall become property of the state and be deposited in the general fund. However, no dissolution shall take effect as long as the corporation has bonds or other financial obligations

outstanding unless adequate provision has been made for the payment of the bonds or other financial obligations pursuant to the documents authorizing the issuance of the bonds or other financial obligations."

AMENDMENT NO. 11

On page 13, at line 18, change "(5)" to "(6)".

AMENDMENT NO. 12

On page 14, at line 6, between "insurance;" and "and", insert the following:

"provisions for attaining depopulation of the plans;"

AMENDMENT NO. 13

On page 14, at line 13, between "B." and "The governing", insert "(1)"

AMENDMENT NO. 14

On page 14, between lines 21 and 22, insert the following:

"(2) Notwithstanding the provisions of Paragraph (1) of this Subsection, neither the governing board of the corporation nor the Louisiana Insurance Rating Commission shall have the authority to amend the plan of operation to expand on the declaration and purpose as set forth in R.S. 22:1430, or to expand on the essential property insurance and subject lines of business as defined in R.S. 22:1430.1."

AMENDMENT NO. 15

On page 20, at the end of line 22, after the period ".", insert the following:

"Subject to the provisions of Subsections A and B of this Section, the rates shall be approved by the Louisiana Insurance Rating Commission prior to use."

AMENDMENT NO. 16

On page 21, at line 7, between "Insurance," and "annual", insert the following:

"annual and quarterly statements as required for authorized insurers pursuant to R.S. 22:1451; and"

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

Rep. Morrish 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	Fruge	Pinac
Alexander	Futrell	Pitre
Arnold	Gallot	Powell
Baldone	Glover	Quezaire
Baudoin	Green	Richmond
Baylor	Guillory	Romero
Beard	Hammett	Salter
Broome	Heaton	Scalise

Bruce	Hebert	Schneider
Bruneau	Hill	Schwegmann
Capella	Honey	Shaw
Carter, K	Hopkins	Smith, G.—56th
Carter, R	Hutter	Smith, J.D.—50th
Cazayoux	Iles	Smith, J.H.—8th
Crane	Jackson, L	Smith, J.R.—30th
Crowe	Jackson, M	Sneed
Curtis	Johns	Stelly
Damico	Katz	Strain
Daniel	Kennard	Swilling
Dartez	Kenney	Thompson
Devillier	LaFleur	Toomy
Diez	Landrieu	Townsend
Doerge	LeBlanc	Triche
Downer	Lucas	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Walsworth
Fannin	Morrish	Welch
Farrar	Nevers	Winston
Fauchoux	Odinot	Wooton
Flavin	Perkins	Wright
Total—96		

NAYS

Bowler	Hunter	Murray
Hudson	Morrell	Peychaud
Total—6		

ABSENT

Ansardi	Lancaster	Martiny
Total—3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Morrish 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. 1686—

BY REPRESENTATIVES DEWITT, CRANE, FUTRELL, KATZ, PITRE, SHAW, AND TUCKER

AN ACT

To enact R.S. 17:416.1(D) and R.S. 32:407(E) and 431, relative to drivers' licenses and learners' licenses; to prohibit issuance of a license or learner's license for one year to a student who is expelled or suspended from school for ten or more consecutive days or who withdraws from school under certain circumstances; to require notification to the office of motor vehicles when a student is expelled or suspended from school or withdraws from school under certain circumstances; to provide for suspension of a driver's license or learner's license; to require notification of such suspension; to allow reinstatement of driving privileges under certain circumstances; to provide for an appeal process; to provide for hardship; to prohibit an increase in insurance rates due to such license suspension; to provide for the promulgation of rules; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Arnold to Engrossed House Bill No. 1686 by Representatives DeWitt, Crane, et al.

AMENDMENT NO. 1

On page 1, line 5, after "days" insert "for committing certain infractions"

AMENDMENT NO. 2

On page 2, line 11, after "board." insert the following:

"Expulsions or suspensions of a student for ten or more consecutive schools days or an assignment to an alternative educational setting for ten or more consecutive school days which require the suspension or denial of the students driver's license shall include but not be limited to infractions involving the sale or possession of drugs, alcohol, or any other illegal substance, the possession of a firearm, or an infraction involving assault, battery or fighting. The governing authority of any public elementary or secondary school shall promulgate rules and regulations to implement the provisions of this Section. Additionally, the governing authority of any elementary or secondary public school may promulgate rules and regulations to designate other specific infractions which shall require the expulsion or suspension of a student for ten or more consecutive school days and shall result in the suspension or denial of the student's driver's license."

AMENDMENT NO. 3

On page 3, at the end of line 10, after "board." insert the following:

"Expulsions or suspensions of a student for ten or more consecutive schools days or an assignment to an alternative educational setting for ten or more consecutive school days which require the suspension or denial of the students driver's license shall include but not be limited to infractions involving the sale or possession of drugs, alcohol, or any other illegal substance, the possession of a firearm, or an infraction involving assault, battery or fighting. The governing authority of any public elementary or secondary school shall promulgate rules and regulations to implement the provisions of this Section. Additionally, the governing authority of any elementary or secondary public school may promulgate rules and regulations to designate other specific infractions which shall require the expulsion or suspension of a student for ten or more consecutive school days and shall result in the suspension or denial of the student's driver's license."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Pierre
Alario	Futrell	Pinac
Alexander	Gallot	Pitre
Arnold	Glover	Powell
Baldone	Green	Quezaire
Baudoin	Guillory	Romero
Beard	Hammett	Salter
Bruce	Heaton	Scalise
Bruneau	Hebert	Schneider

Capella	Hill	Schwegmann
Carter, R	Honey	Shaw
Crane	Hudson	Smith, J.D.—50th
Crowe	Hunter	Smith, J.H.—8th
Curtis	Hutter	Smith, J.R.—30th
Damico	Jackson, L	Sneed
Dartez	Johns	Stelly
Devillier	Katz	Strain
Diez	Kennard	Swilling
Doerge	Kenney	Thompson
Downer	Landrieu	Townsend
Downs	LeBlanc	Triche
Durand	Lucas	Tucker
Erdey	McDonald	Waddell
Fannin	McVea	Walker
Farrar	Montgomery	Welch
Faucheux	Murray	Wooton
Flavin	Nevers	Wright
Frith	Peychaud	
Total—83		

NAYS

Baylor	Iles	Richmond
Bowler	Jackson, M	Smith, G.—56th
Broome	Morrell	Toomy
Daniel	Odinet	Walsworth
Hopkins	Perkins	Winston
Total—15		

ABSENT

Ansardi	LaFleur	Morrish
Carter, K	Lancaster	
Cazayoux	Martiny	
Total—7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

HOUSE BILL NO. 946—

BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 13:5112(C), relative to suits against the state; to provide for claims for damages arising ex delicto; to provide for the non-accrual of interest; 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.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Johns to Engrossed House Bill No. 946 by Representative Johns

AMENDMENT NO. 1

On page 1, at the beginning of line 17, change "becomes final" to "is signed by the judge of the trial court"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives R. Carter and Powell to Engrossed House Bill No. 946 by Representative Johns

AMENDMENT NO. 1

On page 2, delete lines 5 through 8 in their entirety

Rep. Robert Carter moved the adoption of the amendments.

Rep. Johns objected.

By a vote of 67 yeas and 35 nays, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Morrell to Engrossed House Bill No. 946 by Representative Johns

AMENDMENT NO. 1

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

"Notwithstanding any other provision of law to the contrary, no suit by the state against a private individual or legal entity shall bear legal or judicial interest, provided the judgment is paid within one year from the date the judgment becomes final."

Rep. Morrell moved the adoption of the amendments.

Rep. Johns objected.

By a vote of 47 yeas and 50 nays, the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hutter	Schwegmann
Alexander	Johns	Shaw
Beard	Katz	Smith, J.H.—8th
Bruneau	Kenney	Smith, J.R.—30th
Capella	LeBlanc	Sneed
Crane	McDonald	Stelly
Diez	McVea	Strain
Downer	Nevers	Thompson
Downs	Perkins	Tucker
Durand	Pinac	Waddell
Erdey	Pitre	Walker
Fannin	Scalise	Walsworth
Fruge	Schneider	Winston
Total—39		

NAYS

Alario	Frith	Montgomery
Ansardi	Futrell	Morrell
Arnold	Gallot	Murray
Baldone	Glover	Odinet
Baudoin	Green	Psychaud
Baylor	Guillory	Pierre
Bowler	Hammett	Powell
Broome	Heaton	Quezaire
Bruce	Hebert	Richmond
Carter, K	Hill	Romero
Carter, R	Honey	Salter
Crowe	Hopkins	Smith, G.—56th
Curtis	Hudson	Swilling
Damico	Hunter	Toomy
Daniel	Iles	Townsend
Dartez	Jackson, L	Triche
Devillier	Jackson, M	Welch
Doerge	LaFleur	Wooton
Farrar	Landrieu	
Faucheux	Lucas	
Total—58		

ABSENT

Cazayoux	Lancaster	Smith, J.D.—50th
Flavin	Martiny	Wright
Kennard	Morrish	
Total—8		

The Chair declared the above bill failed to pass.

Rep. Landrieu 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. 1718—
BY REPRESENTATIVES ANSARDI AND TOOMY
AN ACT

To amend and reenact R.S. 34:2021(D), 2022(A), (C)(2)(introductory paragraph), and (I), 2024, 2027, 2028, and 2032(A) and to enact R.S. 34:2022(K) and 2033 through 2037, relative to the Jefferson Parish Economic Development and Port District; to provide for rights and powers; to provide for sale of bonds; to provide for right of expropriation; to provide for general compliances; to create and provide for additional economic development; to create and provide for additional powers; to create and provide for revenue bonds; to create and provide for exemption from ad valorem taxes; and to provide for related matters.

Suspension of the Rules

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

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ansardi to Engrossed House Bill No. 1718 by Representative Ansardi

AMENDMENT NO. 1

On page 1, line 3, after "2027, and before "and to enact" delete "2028, and 2032(A)" and insert "2028"

AMENDMENT NO. 2

On page 1, line 17, after "2027," and before "are" delete "2028, and 2032(A)," and insert "2028"

AMENDMENT NO. 3

On page 2, line 15, after "consisting of the" and before "limits" change "territorial" to "geographical"

AMENDMENT NO. 4

On page 3, line 2, after "through" and before "relative" change "34:1009" to "34:1055"

AMENDMENT NO. 5

On page 9, delete lines 1 through 19 in their entirety

AMENDMENT NO. 6

On page 21, line 7, after "throughout" and before "geographical" insert "the"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Engrossed House Bill No. 1718 by Representative Ansardi

AMENDMENT NO. 1

On page 2, line 6, after "Jefferson Parish" delete "or" and insert "except that the board may include two"

AMENDMENT NO. 2

On page 7, line 7, after "Council" and before the period "." insert "and/or the municipality so involved"

AMENDMENT NO. 3

On page 11, line 14, after "inside" delete "and outside"

AMENDMENT NO. 4

On page 11, delete lines 21 through 25 and insert "The commission shall"

AMENDMENT NO. 5

On page 12, line 6, change "may" to "shall"

AMENDMENT NO. 6

On page 12, at the end of line 19, change "one" to "three" and at the beginning of line 20 change "issue" to "issues"

AMENDMENT NO. 7

On page 15, delete lines 13 through 18 in their entirety

AMENDMENT NO. 8

On page 15, at the beginning of line 19, change "(d)" to "(c)"

AMENDMENT NO. 9

On page 20, at the end of line 20, change "may" to "shall"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Nevers
Alario	Gallot	Odinot
Alexander	Glover	Peychaud
Ansardi	Green	Pierre
Arnold	Guillory	Pinac
Baldone	Hammett	Pitre
Baudoin	Heaton	Powell
Baylor	Hebert	Quezaire
Bowler	Hill	Romero
Broome	Honey	Salter
Bruce	Hopkins	Scalise
Bruneau	Hudson	Schwegmann
Carter, R	Hunter	Shaw
Cazayoux	Hutter	Smith, G.—56th
Crane	Iles	Smith, J.D.—50th
Crowe	Jackson, L	Smith, J.H.—8th
Curtis	Jackson, M	Smith, J.R.—30th
Damico	Johns	Sneed
Daniel	Katz	Stelly
Dartez	Kennard	Strain
Devillier	Kenney	Swilling
Diez	LaFleur	Thompson
Doerge	Lancaster	Toomy
Downer	Landrieu	Townsend
Downs	LeBlanc	Triche
Durand	Lucas	Tucker
Erdey	Martiny	Waddell
Fannin	McDonald	Walker
Farrar	McVea	Walsworth
Faucheux	Montgomery	Welch
Flavin	Morrell	Winston
Frith	Morrish	Wooton
Fruge	Murray	Wright
Total—99		

NAYS

Perkins	Schneider
Total—2	

ABSENT

Beard	Carter, K
Capella	Richmond
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Ansardi 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. 45—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 56:332(E)(1) and (G) and to enact R.S. 56:332(M), relative to a program for removal of abandoned crab traps; to authorize the Louisiana Wildlife and Fisheries Commission to establish such a program; to require promulgation of rules and regulations under the Administrative Procedure Act; and to provide for related matters.

Read by title.

Rep. Farrar moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinot
Alario	Futrell	Perkins
Alexander	Gallot	Peychaud
Ansardi	Glover	Pierre
Arnold	Green	Pinac
Baldone	Guillory	Pitre
Baudoin	Hammett	Powell
Baylor	Heaton	Quezaire
Beard	Hill	Richmond
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	Jackson, M	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Crowe	Katz	Sneed
Curtis	Kennard	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Devillier	Lancaster	Thompson
Diez	Landrieu	Toomy
Doerge	LeBlanc	Townsend
Downer	Lucas	Triche
Downs	Martiny	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walker
Fannin	Montgomery	Walsworth
Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright
Total—102		

NAYS

Dartez	Hebert	Romero
--------	--------	--------

Total—3

ABSENT

Total—0

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 574—

BY SENATORS DARDENNE, SCHEDLER AND MOUNT AND REPRESENTATIVE MURRAY

AN ACT

To amend and reenact R.S. 46:231(5), 231(6), 231(8), and 231.1(A) and (B), 231.3(A) and (B), 231.5(A), 231.6(A)(2), (B), and (C)(1) and (4), 231.7(A), (B), (C), and (D), 231.8(A) and (B), 231.10, 231.11, 460.4(A), 460.5(B)(3)(b)(iii), 460.8(A), and 460.9(A), and to enact R.S. 46:230.1, 231(12), 231(13), and 231(14), and 231.6(D) and (E), and to repeal R.S. 46:231.12, and 460.4(B); relative to aid to needy families; to provide for legislative intent; to provide for definitions; to provide for certain required agreements; to provide for termination of eligibility; to provide for responsibilities of the Department of Social Services; to provide for responsibilities of the Louisiana Workforce Commission; to provide for evaluations and screenings; to provide for transition of programs; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Murray and Winston to Reengrossed Senate Bill No. 574 by Senators Dardenne, et al

AMENDMENT NO. 1

On page 1, line 2, after "231(8)," and before "231.1(A)" delete "and"

AMENDMENT NO. 2

On page 1, line 15, after "231(8)," and before "231.1(A)" delete "and"

AMENDMENT NO. 3

On page 2, delete lines 21 through 26 in their entirety and insert the following:

"B. The Department of Social Services shall submit written reports on the status of implementation of these provisions to the Performance Review Subcommittee of the Joint Legislative Committee on the Budget in March, 2004 and September, 2004, and thereafter, annually at the same time as the mid-year performance progress report is submitted as provided in R.S. 39:87.3(A)(2). Such written reports shall include, but not be limited to, data providing performance measures assessing the success of performance-based agreements, job readiness, workplace literacy, job development services, and such additional data as may be determined by the committee.

C. An annual evaluation of the implementation of these provisions shall be conducted by a consultant selected in accordance with law who shall be paid out of funds appropriated for TANF evaluation. The annual evaluation shall be done on a sampling of cases until the department's information technology system is developed to the extent that facilitates a comprehensive evaluation of the entire FITAP/STEP caseload at which time the annual evaluation shall be a comprehensive evaluation."

AMENDMENT NO. 4

On page 2, at the end of line 23, after "Performance" insert "Review"

AMENDMENT NO. 5

On page 4, at the beginning of line 26, change "A." to "A:"

AMENDMENT NO. 6

On page 11, line 2, after "implement" and before "STEP" delete "the"

AMENDMENT NO. 7

On page 11, at the beginning of line 6, delete "the" and after "STEP" delete "program"

AMENDMENT NO. 8

On page 11, line 22, after "R.S." delete "46:231.12" and insert "46:231(14)"

AMENDMENT NO. 9

On page 12, line 5, after "(b)" and before "Immediate" insert "Requirements for" and at the end of line 6, delete "requirements"

AMENDMENT NO. 10

On page 12, line 9, after "enhancements" and before "and" insert a comma "," and at the end of line 10, delete "requirement"

AMENDMENT NO. 11

On page 12, line 11, after "(d)" and before "Participation" insert "Requirements for" and on line 13, delete "requirement"

AMENDMENT NO. 12

On page 12, line 16, after "Agreements" insert a comma ","

AMENDMENT NO. 13

On page 13, line 1, after "participant" change "to" to "for"

AMENDMENT NO. 14

On page 13, at the end of line 5, delete "due to" and insert "of"

AMENDMENT NO. 15

On page 13, at the beginning of line 7, delete "B." and insert "B(1)"

AMENDMENT NO. 16

On page 13, line 8, after "administer" delete "the" and after "STEP" delete "program"

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AMENDMENT NO. 17

On page 13, line 20, delete "job readiness/job search" to "job readiness and job search"

AMENDMENT NO. 18

On page 14, at the beginning of line 7, delete "(1)" and insert "(2)"

AMENDMENT NO. 19

On page 15, at the beginning of line 2, delete "(2)" and insert "(3)"

AMENDMENT NO. 20

On page 19, line 7, after "STEP" delete "program"

AMENDMENT NO. 21

On page 20, line 24, after "barriers" insert a comma ","

AMENDMENT NO. 22

On page 21, line 18, after "developers" delete the comma ","

AMENDMENT NO. 23

On page 22, line 8, after "tax credit" insert a comma " ,"

AMENDMENT NO. 24

On page 22, line 21, after "barriers" insert a comma " ,"

AMENDMENT NO. 25

On page 23, delete lines 19 and 20 in their entirety and insert the following:

"B.

* * *

(3) The department shall also take necessary steps, subject to state and federal law, to provide assistance beyond the state twenty-four months out of sixty months time limit:

* * *

(b) In cases of hardship including circumstances where:

* * *"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Perkins
Alario	Futrell	Psychaud
Alexander	Gallot	Pierre
Ansardi	Glover	Pinac
Arnold	Green	Pitre
Baldone	Guillory	Powell
Baudoin	Hammett	Quezaire

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

Total—104

NAYS

Morrell
Total—1

ABSENT

Total—0

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 798—
BY SENATOR BAJOIE

AN ACT

To amend and reenact R.S. 37:1358(B), relative to acupuncturists; to revise certain employment and supervision requirements for acupuncturist's assistants; and to provide for related matters.

Read by title.

Rep. Shaw 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	Glover	Pierre
Ansardi	Green	Pinac
Arnold	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Quezaire
Baylor	Hebert	Richmond

Beard	Hill	Romero
Bowler	Honey	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Carter, K	Hutter	Shaw
Carter, R	Iles	Smith, G.—56th
Cazayoux	Jackson, L	Smith, J.D.—50th
Crane	Jackson, M	Smith, J.H.—8th
Crowe	Johns	Smith, J.R.—30th
Curtis	Katz	Sneed
Damico	Kennard	Stelly
Daniel	Kenney	Strain
Dartez	LaFleur	Swilling
Devillier	Lancaster	Thompson
Diez	Landrieu	Toomy
Doerge	LeBlanc	Townsend
Downer	Lucas	Triche
Downs	Martiny	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walker
Fannin	Montgomery	Walsworth
Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright
Fruge	Odinet	
Total—104		

NAYS

Total—0

ABSENT

Capella
Total—1

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 718—
BY SENATORS HOLLIS AND HEITMEIER
AN ACT

To amend and reenact R.S. 6:217(B) and (C), 232(C), 352.1(H)(4), 361(B)(2), 364.1(B), 365.1(A)(4), 366(E), 367(B)(7), 706(D), (E), and (F), 721(C)(4), (D), and (F), 862, 863(B), 868(E), 938(C), 1273(C), and 1284(5), relative to financial institution filing requirements; to eliminate document filing requirements with the secretary of state; 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	Peychaud
Alexander	Glover	Pierre
Ansardi	Green	Pinac
Arnold	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Quezaire

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

NAYS

Total—0

ABSENT

Capella
Total—1

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 745—
BY SENATOR SMITH
AN ACT

To amend and reenact R.S. 14:67.1 and to repeal R.S. 14:67.4 and 67.5, relative to theft; to provide relative to theft of livestock; to define such theft; to include certain things within such definition; to provide for presumptive evidence of intent to deprive a person of livestock or proceeds from sale of livestock; to provide for an affirmative defense; to define livestock; to provide penalties; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 466—
BY SENATOR HOLLIS
AN ACT

To repeal R.S. 6:829, relative to savings and loan association investments; to repeal the restriction on investments in non-liquid assets; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 493—
BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 6:822(2)(r), relative to loans and investments by associations; to increase the percentage of assets of associations of which loans entered into by the association may not exceed; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 495—
BY SENATORS HOLLIS AND HEITMEIER

AN ACT

To repeal R.S. 6:124.1(B), relative to financial condition statements; to delete certain requirements from financial condition statements regarding community reinvestment ratings; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 791 (Duplicate of House Bill No. 1658)—
BY SENATOR BARHAM AND REPRESENTATIVE ALARIO

AN ACT

To enact R.S. 47:301(16)(l), relative to political subdivision sales tax; to provide that tangible personal property shall not include other constructions permanently attached to the land; 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	Gallot	Peychaud
Ansardi	Glover	Pierre
Arnold	Green	Pinac
Baldone	Guillory	Pitre
Baudoin	Hammett	Powell
Baylor	Heaton	Quezaire
Beard	Hebert	Richmond
Bowler	Hill	Romero
Broome	Honey	Salter
Bruce	Hopkins	Scalise
Bruneau	Hudson	Schwegmann

Capella	Hunter	Shaw
Carter, K	Hutter	Smith, G.—56th
Carter, R	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Sneed
Crowe	Johns	Stelly
Damico	Katz	Strain
Daniel	Kennard	Swilling
Dartez	Kenney	Thompson
Devillier	LaFleur	Toomy
Diez	Lancaster	Townsend
Doerge	Landrieu	Triche
Downer	LeBlanc	Tucker
Downs	Lucas	Waddell
Durand	Martiny	Walker
Erdey	McDonald	Welch
Fannin	McVea	Winston
Farrar	Montgomery	Wooton
Faucheux	Morrell	Wright
Flavin	Murray	
Frith	Nevers	
Total—100		

NAYS

Schneider
Total—1

ABSENT

Curtis
Morrish
Total—4

Smith, J.R.—30th
Walsworth

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.

SENATE BILL NO. 99—
BY SENATORS CAIN, FONTENOT, HOLLIS, HOYT AND MCPHERSON
AN ACT

To amend and reenact R.S. 36:358(C), R.S. 38:3076(A)(introductory paragraph), and R.S. 49:968(B)(11), to enact R.S. 36:359(K) and 802.18, R.S. 38:3076(A)(24), 3087.136(4), and Chapter 13-A-1 of Title 38 of the Louisiana Revised Statutes of 1950, comprised of 3097.1 through 3097.6, and to repeal R.S. 36:4(X) and Chapter 13-C of Title 38 of the Louisiana Revised Statutes of 1950, comprised of R.S. 38:3099.1 through 3099.4, relative to ground water resources in the state of Louisiana; to provide for the powers, duties, functions, and responsibilities of the commissioner of conservation relative to ground water management; to create the Ground Water Resources Commission; to provide for the powers, duties, functions, and responsibilities of the commission; to provide for determination of critical ground water areas; to provide for preservation and management of ground water resources in critical ground water areas; to provide for duties of the Sparta Groundwater Conservation District and the Capital Area Groundwater Conservation District; to provide for registration for certain water wells; to provide for the Ground Water Management Task Force; 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

Alario	Futrell	Perkins
Alexander	Gallot	Peychaud
Ansardi	Glover	Pierre
Arnold	Green	Pinac
Baldone	Guillory	Pitre
Baudoin	Hammett	Quezaire
Baylor	Heaton	Richmond
Beard	Hebert	Romero
Bowler	Hill	Salter
Broome	Honey	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Carter, K	Hunter	Shaw
Crane	Iles	Smith, G.—56th
Crowe	Jackson, L	Smith, J.D.—50th
Curtis	Jackson, M	Smith, J.H.—8th
Damico	Johns	Sneed
Daniel	Katz	Stelly
Dartez	Kenard	Strain
Devillier	Kenney	Swilling
Diez	Lancaster	Thompson
Doerge	Landrieu	Toomy
Downer	LeBlanc	Townsend
Downs	Lucas	Triche
Durand	Martiny	Tucker
Erdey	McDonald	Waddell
Fannin	McVea	Walker
Farrar	Montgomery	Walsworth
Faucheux	Morrell	Welch
Flavin	Murray	Winston
Frith	Nevers	Wooton
Fruge	Odinet	Wright
Total—96		

NAYS

Carter, R	Powell
Total—2	

ABSENT

Mr. Speaker	Hutter	Smith, J.R.—30th
Capella	LaFleur	
Cazayoux	Morrish	
Total—7		

The Chair declared the above bill was finally passed.

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.

SENATE BILL NO. 779—

BY SENATOR SMITH

AN ACT

To amend and reenact Part VI of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:551.1 through 551.11, and to enact R.S. 3:551, relative to eggs; to provide for the membership, powers, and duties of the Louisiana Egg Commission; to provide for assessments on the sale of eggs; to provide for the powers of the commissioner of agriculture and forestry; to provide for penalties; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Thompson to Reengrossed Senate Bill No. 779 by Senator Smith

AMENDMENT NO. 1

On page 4, line 4, change "**board**" to "**commission**"

AMENDMENT NO. 2

On page 5, line 20, change "**board**" to "**commission**"

AMENDMENT NO. 3

On page 6, lines 18, 21, and 23, change "board" to "commission"

AMENDMENT NO. 4

On page 7, lines 3, 6, 21, 22, and 26, change "board" to "commission"

AMENDMENT NO. 5

On page 9, line 16, change "board" to "commission"

AMENDMENT NO. 6

On page 10, line 6, change "board's" to "commission's" and on lines 7 and 15

change "board" to "commission"

AMENDMENT NO. 7

On page 15, line 1, change "board" to "commission"

AMENDMENT NO. 8

On page 21, lines 12, 17, and 21, change "board" to "commission"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Morrish
Alario	Gallot	Murray
Alexander	Glover	Odinet
Ansardi	Green	Peychaud
Arnold	Guillory	Pierre
Baldone	Hammett	Pinac
Baudoin	Heaton	Pitre
Baylor	Hebert	Powell
Broome	Hill	Quezaire
Bruce	Honey	Richmond
Bruneau	Hudson	Salter
Carter, K	Hunter	Schwegmann
Carter, R	Hutter	Smith, G.—56th
Cazayoux	Iles	Smith, J.D.—50th

Curtis	Jackson, L	Smith, J.H.—8th
Damico	Jackson, M	Smith, J.R.—30th
Daniel	Johns	Stelly
Dartez	Kenney	Strain
Devillier	LaFleur	Swilling
Diez	Lancaster	Thompson
Doerge	Landrieu	Toomy
Downer	LeBlanc	Townsend
Durand	Lucas	Triche
Fannin	Martiny	Walker
Farrar	McDonald	Welch
Faucheux	McVea	Wooton
Flavin	Montgomery	Wright
Frith	Morrell	
Total—83		

NAYS

Beard	Kennard	Sneed
Bowler	Nevers	Tucker
Crane	Perkins	Waddell
Crowe	Romero	Walsworth
Erdey	Scalise	Winston
Futrell	Schneider	
Hopkins	Shaw	
Total—19		

ABSENT

Capella	Downs	Katz
Total—3		

The Chair declared the above bill was finally passed.

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

Petitions, Memorials and Communications

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

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

May 12, 2003

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

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

Senate Concurrent Resolution Nos. 45, 63, and 66

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 12, 2003

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. 147
Returned without amendments.

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

Message from the Senate

SIGNED SENATE BILLS AND JOINT RESOLUTIONS

May 12, 2003

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

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

Senate Bill No. 927

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

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

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

Introduction of Resolutions, House and House Concurrent

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

HOUSE RESOLUTION NO. 46—
BY REPRESENTATIVE CURTIS

A RESOLUTION

To express sincere and heartfelt condolences upon the death of Dolores Dell Moss Thompson.

Read by title.

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

HOUSE RESOLUTION NO. 47—
BY REPRESENTATIVE CURTIS

A RESOLUTION

To recognize May 12, 2003, as the Lighthouse for the Blind in New Orleans Day.

Read by title.

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

HOUSE RESOLUTION NO. 48—
BY REPRESENTATIVE HAMMETT

A RESOLUTION

To commend the Vidalia High School softball team upon winning the Louisiana Class 2A State Championship.

Read by title.

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

HOUSE RESOLUTION NO. 49—
BY REPRESENTATIVE HONEY

A RESOLUTION

To commend the Southern University women's bowling team upon winning the 2003 Southwestern Athletic Conference Championship.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 149—
BY REPRESENTATIVE ANSARDI

A CONCURRENT RESOLUTION

To request the Judicial Council of the Supreme Court of Louisiana to study funding sources for the Lengthy Trial Fund created by House Bill No. 2008 of the 2003 Regular Session in the event that this legislation is subsequently passed and enacted into law.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 150—
BY REPRESENTATIVE ANSARDI

A CONCURRENT RESOLUTION

To recognize the Atakapas-Ishak Tribe of Southwest Louisiana as an Indian tribe of Louisiana.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 151—
BY REPRESENTATIVE CROWE

A CONCURRENT RESOLUTION

To commend the Parents Resource Institute for Drug Education of St. Tammany Parish and Washington Parish and commends the St. Tammany Troupe for being named national PRIDE Team of the Year.

Read by title.

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

Ordered to the Senate.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Civil Law and Procedure

May 12, 2003

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Civil Law and Procedure to submit the following report:

House Bill No. 249, by Bowler
Reported favorably. (6-1) (Regular)

House Bill No. 520, by Johns
Reported with amendments. (7-0) (Regular)

House Bill No. 634, by Hutter
Reported favorably. (7-0) (Regular)

House Bill No. 813, by Townsend
Reported with amendments. (7-0) (Regular)

House Bill No. 1145, by Hutter
Reported favorably. (7-0) (Regular)

House Bill No. 1224, by Walsworth
Reported by substitute. (6-0) (Regular)

House Bill No. 1377, by DeWitt
Reported favorably. (7-0) (Regular)

House Bill No. 1408, by DeWitt
Reported with amendments. (7-0) (Regular)

House Bill No. 1549, by DeWitt
Reported with amendments. (7-0) (Regular)

House Bill No. 1808, by Johns
Reported favorably. (7-0) (Regular)

RONNIE JOHNS
Chairman

Report of the Committee on Commerce

May 12, 2003

To the Speaker and Members of the House of Representatives:

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

House Bill No. 52, by G Smith
Reported favorably. (14-0) (Regular)

House Bill No. 312, by Pinac
Reported favorably. (13-0) (Regular)

House Bill No. 802, by Triche
Reported with amendments. (13-0) (Regular)

House Bill No. 1328, by Pinac
Reported favorably. (12-0) (Regular)

House Bill No. 1795, by Futrell
Reported with amendments. (14-0) (Regular)

House Bill No. 1889, by Lucas
Reported with amendments. (14-0) (Regular)

House Bill No. 1994, by Welch

Reported favorably. (11-0) (Regular)

House Resolution No. 17, by Salter
Reported favorably. (13-0)

House Resolution No. 42, by Montgomery
Reported favorably. (10-0)

GIL J. PINAC
Chairman

**Report of the Committee on
Transportation, Highways and Public Works**

May 12, 2003

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Transportation,
Highways and Public Works to submit the following report:

House Bill No. 129, by Lancaster
Reported with amendments. (9-0-1) (Regular)

House Bill No. 696, by Johns
Reported favorably. (9-0-1) (Regular)

House Bill No. 1122, by Quezaire
Reported with amendments. (9-0-1) (Regular)

House Bill No. 1728, by Pinac
Reported favorably. (9-0-1) (Regular)

House Bill No. 1793, by DeWitt
Reported favorably. (9-0-1) (Regular)

House Bill No. 1829, by Richmond
Reported with amendments. (10-0-1) (Regular)

House Bill No. 1834, by Swilling
Reported favorably. (8-2-1) (Regular)

House Bill No. 1850, by Hopkins
Reported favorably. (10-0-1) (Regular)

Senate Bill No. 367, by Schedler (Duplicate of HB 350)
Reported favorably. (11-0-1) (Regular)

JOHN C. DIEZ
Chairman

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

Privileged Report of the Committee on Enrollment

May 12, 2003

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. 146—

BY REPRESENTATIVE DANIEL

A CONCURRENT RESOLUTION

To express the condolences and the heartfelt sorrow of the
Legislature of Louisiana upon the death of Robert R.
Brooksher, former president of the Louisiana Mid-Continent
Oil and Gas Association.

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 12, 2003

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. 1148—

BY REPRESENTATIVE ERDEY

AN ACT

To amend and reenact Section 9(B)(12) of Act No. 73 of the 2002
Regular Session of the Louisiana Legislature, relative to the
Revenue Sharing Fund; to provide with respect to certain
distributions in Livingston Parish for Fiscal Year 2002-2003;
to provide for the retroactive application of this Act; to
provide for an effective date; 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. Johns, the rules were suspended to permit
the Committee on Civil Law and Procedure to meet on Tuesday,
May 13, 2003, 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. 19, 86, 213, 370, 653, 662, and 1401

Suspension of the Rules

On motion of Rep. Pinac, the rules were suspended to permit
the Committee on Commerce to meet on Tuesday, May 13, 2003,
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. 415, 625, and 1869

Suspension of the Rules

On motion of Rep. Hammett, the rules were suspended to permit the Committee on Ways and Means to meet on Tuesday, May 13, 2003, 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. 2 and 3

Adjournment

On motion of Rep. Kenney, at 5:40 P.M., the House agreed to adjourn until Tuesday, May 13, 2003, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Tuesday, May 13, 2003.

ALFRED W. SPEER
Clerk of the House

Committee Meeting Notices

Committee on Appropriations

Will meet at: 9:30 A.M. Date: May 13, 2003

Location: Committee Room 5

HB 1 LEBLANC – APPROPRIATIONS: Provides for the ordinary operating expenses of state government

JERRY LUKE LEBLANC
Chairman

Committee on Civil Law and Procedure

Will meet at: 9:00 A.M. Date: May 13, 2003

Location: Committee Room 3

HB 19 FRITH (TBA) – RETIREMENT/JUDGES: (Constitutional Amendment) Allows judges attaining 70 years of age to complete term of office (*Technical Review Only*) (*Subject to Rule Suspension*)

HB 42 HUTTER – CHILDREN/SUPPORT: Provides for the federal and state tax dependency deductions

HB 86 MURRAY (TBA) – RETIREMENT/JUDGES: (Constitutional Amendment) Prohibits a judge from remaining in office beyond his 75th birthday (*Technical Review Only*) (*Subject to Rule Suspension*)

HB 213 MORRELL (TBA) – SUCCESSION/FORCE HEIRSHIP: Provides for an exception to the forced heirship of certain persons (*Subject to Rule Suspension*)

HB 364 G SMITH – CHILDREN/SUPPORT: Provides for the reporting of nonpayment of child support to consumer reporting agencies

HB 365 G SMITH – CHILDREN/SUPPORT: Authorizes the suspension of licenses for a pattern of nonpayment of support

HB 370 FAUCHEUX (TBA) – LOCAL FINANCE: (Constitutional Amendment) Authorizes local governments to provide capital from certain revenue sources for industrial development purposes (*Technical Review Only*) (*Subject to Rule Suspension*)

HB 653 K CARTER (TBA) – SCHOOLS/BOARDS: (Constitutional Amendment) Requires members of city, parish, and other local public school boards to take a specified oath of office (*Technical Review Only*) (*Subject to Rule Suspension*)

HB 662 BRUNEAU (TBA) – JUDGES: (Constitutional Amendment) Provides for the qualifications of office for judges (*Technical Review Only*) (*Subject to Rule Suspension*)

HB 851 PERKINS – CHILDREN/SUPPORT: Provides for reductions in child support for unemployment and disability

HB 1333 DAMICO – NOTARIES: Provides for appointment of ex officio notaries for university police departments

HB 1386 WALSWORTH – CONTRACTORS: Provides a limitation of liability for contractors

HB 1395 TOWNSEND – DIVORCE: Provides for the termination of interim spousal support

HB 1401 JOHNS (TBA) – CIVIL/CLAIMS: Provides for civil claims involving exposure to asbestos and to certain successor liability (*Subject to Rule Suspension*)

HB 1527 PERKINS – CHILDREN: Provides for the costs of paternity testing

HB 1636 PERKINS – CHILDREN/SUPPORT: Provides for a deviation from the child support guidelines

HB 1812 FAUCHEUX – CIVIL/CLAIMS: Authorizes certain causes of action against sponsors and participants of bonfire presentations on the Mississippi River levee

HB 1843 MARTINY – WILLS/TESTAMENTS: Provides for the continued validity of certain previously executed testaments

HB 1907 WINSTON – CHILDREN/CUSTODY: Provides with respect to the relocation of a child's residence

HB 1998 BEARD – FAMILY LAW/PATERNITY: Provides with respect to the payment of support

SB 1041 IRONS – WILLS/TESTAMENTS: Provides for the continued validity of certain previously executed testaments.

RONNIE JOHNS
Chairman

Committee on Commerce

Will meet at: 9:30 A.M. Date: May 13, 2003

Location: Committee Room 1

HB 415 MORRELL (TBA) – BANKS/BANKING: Prohibits banks from charging a fee for cashing an instrument at the place of business of the drawee bank (*Subject to Rule Suspension*)

HB 625 WALSWORTH – MORTGAGES: Provides for advance fees collected by loan and mortgage brokers

HB 993 LAFLEUR – TELECOMMUNICATIONS: Prohibits the transmission of unsolicited commercial electronic mail advertisements from Louisiana or to a Louisiana electronic mail address

HB 1267 PINAC – UTILITIES: Establishes the Louisiana Utilities Assistance Fund and authorizes the assessment of fees and promulgation of rules and regulations regarding the funding and operation of the fund

HB 1548 PINAC – ECONOMIC DEVELOPMENT: Creates the Louisiana Applied Polymer Technology Extension Consortium

HB 1572 FAUCHEUX – RACING/HORSE: Authorizes the conduct of harness or standardbred races by a licensed racing association in the state

HB 1869 PINAC (TBA) – UTILITIES: Changes the definition of "proposed schedule" to include only rates of services deemed noncompetitive by the Public Service Commission (**Subject to Rule Suspension**)

GIL PINAC
Chairman

Committee on Environment

Will meet at: 9:00 A.M. Date: May 13, 2003

Location: Committee Room 4

HB 1060 BEARD – WATER/RESOURCES: Establishes the reclaimed water program for the protection of natural resources

HB 1835 HAMMETT – ENVIRONMENT/QUALITY: Exempts oil transporters from reporting of certain incidents to the office of state police

HB 1932 DANIEL – WATER/RESOURCES: Provides for remedial plans for ground water contamination and for notice of actions

SB 381 SCHEDLER – FUNDS/FUNDING: Removes the authority of the Department of Environmental Quality to administer the Drinking Water Revolving Loan Fund Program and authorizes the Department of Health and Hospitals to administer the fund. (gov sig)

SB 873 JOHNSON – PARISHES: Authorizes an increase in the penalty for illegal dumping in Orleans Parish.

N. J. DAMICO
Chairman

Committee on Transportation, Highways, and Public Works

Will meet at: 10:00 A.M. Date: May 13, 2003

Location: Committee Room 2

HCR 53 LAFLEUR – COMMERCIAL REGULATIONS: Amends certain administrative rules relative to professional land surveyors and professional engineers

HB 241 MORRELL – TRAFFIC/VIOLATIONS: Prohibits certain trucks from passing motor vehicles on certain streets and highways

HB 388 DAMICO – EXCEP PERSON/DISABLED: Provides for handicapped parking spaces on ferries for certain vehicles

HB 432 POWELL – AIRCRAFT/AIRPORTS: Provides relative to the extension of certain airport leases

HB 458 WELCH – LEVEES/BDS & DISTRICTS: Authorizes construction of bike paths and walkways along the tops of certain levees in East Baton Rouge Parish

HB 713 HUTTER – MTR VEHICLE/SEAT BELTS: Requires child passenger restraint systems, according to age and weight, for children transported in motor vehicles

HB 1006 MORRELL – TRAFFIC/VIOLATIONS: Prohibits certain trucks passing motor vehicles on certain highways or bridges

HB 1431 MORRELL – MTR VEHICLE/VIOLATIONS: Prohibits the use of a cellular telephone while operating a motor vehicle

HB 1478 MORRELL – TRAFFIC/VIOLATIONS: Authorize municipalities to restrict certain trucks to the right lane on all streets, roads, and highways within the municipality provided signs are posted by DOTD

HB 1814 DIEZ – TRANSPORTATION DEPT: Authorizes the Dept. of Transportation and Development to contract with a third party relative to logo signs and supports

HB 1870 THOMPSON – WATERWAYS/RESERVOIRS: Increases the membership of the board of the commissioners of the Poverty Point Reservoir District

HB 1878 M STRAIN – HIGHWAYS: Provides relative to substitutes for delayed projects under the highway priority program

HB 1882 SCHNEIDER – HIGHWAYS: Provides relative to substitutes for delayed projects under the highway priority program

HB 1899 DIEZ – MTR VEHICLE/TRUCKS: Increases the width of vehicles in regular operation on certain highways

HB 1900 DIEZ – MTR VEHICLE/TRUCKS: Provides relative to the fees collected from issuance of special permits and payments for penalties

HB 1903 McVEA – PUBLIC CONTRACT/BIDS: Provides a temporary exception to the public bid law for certain bridges constructed or reconstructed by a parish governing authority

HB 1926 FRUGE – TRAFFIC/SPEED LIMITS: Increases speed limit on certain highways

JOHN C. "JUBA" DIEZ
Chairman

Committee on Ways and Means

Will meet at: 9:00 A.M. Date: May 13, 2003

Location: Committee Room 6

HCR 131 FAUCHEUX – TAX/INCOME TAX: Suspends the provision of law which imposes penalty for underpayment of state income tax

HCR 133 DANIEL – TAX/INCOME TAX: Suspends the provision of law which imposes penalty for underpayment of state income tax

HB 2 HAMMETT (TBA) – CAPITAL OUTLAY: Provides for the comprehensive capital outlay budget (**SUBJECT TO RULE SUSPENSION**)

HB 3 HAMMETT (TBA) – CAPITAL OUTLAY: Provides for the Omnibus Bond Act (**SUBJECT TO RULE SUSPENSION**)

HB 965 J R SMITH – ASSESSORS: Provides for membership of the Insurance Committee of the Assessors' Insurance Fund

HB 1194 TRICHE – TAX/TAXATION: Authorizes a cease and desist order for failure to pay any state tax

HB 1257 TRICHE – TAX/TAXATION: Increases the penalty for failure to file certain state tax returns or filing incorrect returns

HB 1303 TRICHE – TAX/TAXATION: Authorizes jeopardy assessments by the secretary of the Department of Revenue

HB 1310 TRICHE – TAX/TAXATION: Authorizes the secretary of the Department of Revenue to take a rule to cease a business activity and suspend a state-granted trade, occupational, or professional license for willful failure to pay individual income tax and related charges

HB 1329 TRICHE – TAX/TAXATION: Imposes penalties for certain conduct by tax return preparers

SB 551 B JONES – TAX/TAXATION: Enacts the Uniform Local Sales Tax Code [the UTC] by gathering various provisions applicable to local sales and use taxes and requires local sales tax to be administered and collected in conformity with such provisions. (7/1/03)

SB 1029 HOLLIS – ECONOMIC DEVELOPMENT: Makes technical and grammatical corrections and specifies that out-of-state employees relocating to Louisiana qualify as "new direct jobs" under the "Louisiana Quality Jobs Program Act". (gov sig)

Review of proposed rule relative to the definition of "payout" for severance tax purposes.

BRYANT O. HAMMETT, JR.
Chairman

Weekly Committee Schedules

The following committees posted weekly committee schedules as follows:

Committee on Education

Wednesday, May 14, 2003
Committee Room No. 1
8:00 A.M.

! To receive and discuss comments from Superintendent Anthony Amato relative to the Orleans Parish public school system.

INSTRUMENTS TO BE HEARD:

HB 278 CRANE — STUDENT/LOANS-SCHOLARSHIP: Increases the number of high school core curriculum units that must be successfully completed for eligibility for TOPS Opportunity, Performance, and Honors awards

HB 439 MARTINY — STUDENT/LOANS-SCHOLARSHIP: Permits certain high school students completing honors or advanced placement courses and having a minimum cumulative grade point average of 3.00 to qualify for TOPS Performance Awards under specified circumstances

HB 535 BOWLER — STUDENT/LOANS-SCHOLARSHIP: Permits certain students to qualify for a TOPS Opportunity Award based on academic performance while attending an eligible college or university

HB 549 FUTRELL — STUDENT/LOANS-SCHOLARSHIP: Provides that the ACT composite score needed by certain students to be eligible for a TOPS Opportunity Award shall never be less than 20

HB 575 CRANE — STUDENT/LOANS-SCHOLARSHIP: For TOPS, provides relative to residency, citizenship, and other initial and continuing eligibility requirements, certain required agency rules, and eligibility for multiple awards and refers to court-ordered custodians rather than legal gu

HB 644 CRANE — STUDENT/LOANS-SCHOLARSHIP: Provides alternative eligibility requirements for TOPS-Tech and Opportunity awards for certain students receiving La. high school equivalency diplomas

HB 665 DOERGE — STUDENT/LOANS-SCHOLARSHIP: Relative to TOPS eligibility, provides an alternative means for determining residency of certain dependent students whose parents or legal guardians reside in an adjoining state

HB 894 HUDSON — STUDENT/LOANS-SCHOLARSHIP: Relative to TOPS, limits the dollar amount of award benefits and provides for eligible colleges and universities to establish and for their TOPS students to meet certain academic standards and financial needs based criteria

HB 930 MORRELL — STUDENT/LOANS-SCHOLARSHIP: Relative to TOPS, limits the dollar amount of award benefits and provides for eligible colleges and universities to establish, and for their TOPS students to meet certain academic standards, and financial needs-based criteria

HB 1336 DANIEL — STUDENT/LOANS-SCHOLARSHIP: Permits, under specified conditions and limitations, subsequent use of certain TOPS awards at eligible La. institutions by otherwise qualified students who enroll as first-time freshmen in out-of-state colleges or universities

HB 1364 HONEY — STUDENT/LOANS-SCHOLARSHIP: Permits certain students to qualify for a TOPS award based on student performance as a college freshman

HB 1657 HONEY — STUDENT/LOANS-SCHOLARSHIP: Provides relative to TOPS high school core curriculum requirements for Opportunity, Performance, and Honors awards

HB 1702 FAUCHEUX — STUDENT/LOANS-SCHOLARSHIP: Prohibits initial TOPS-Tech awards after the 2002-2003 school year and provides instead for the TOPS-Tech Tuition Grant

HB 1703 POWELL — STUDENT/LOANS-SCHOLARSHIP: Prohibits initial TOPS-Tech awards after the 2002-2003 school year and provides instead for the TOPS-Tech Tuition Grant

SB 7 THEUNISSEN — TOPS: Extends time for military personnel to declare La. their official state of legal residence of record for TOPS eligibility from 60 days after reporting to 180 days. (gov sig)

SB 46 MCPHERSON — TOPS: Permits, subject to certain limitations, subsequent use of TOPS awards at eligible La. institutions by otherwise qualified students who attended out-of-state colleges or universities. (gov sig)

SB 82 THEUNISSEN — TOPS: Adds Agriscience I and II to the list of sciences that may be taken as part of the TOPS curriculum. (gov sig)

SB 364 THEUNISSEN — TOPS: Revises the required duration of residency from 24 months prior to graduation to the last two academic years prior to graduation and revises the citizenship requirements. (gov sig)

SB 459 CAIN — TOPS: Provides for the eligibility of the dependent child of a military member who is not and does not become a state resident, but who resides in the state under permanent change of station orders. (gov sig)

**Thursday, May 15, 2003
9:00 A.M.**

INSTRUMENTS TO BE HEARD:

HB 259 WINSTON — STUDENT/LOANS-SCHOLARSHIP: Repeals various student financial assistance programs, provides for the continuance of certain tuition payments, and deletes provisions relative to the review of certain applications

HB 347 G SMITH — STUDENT/LOANS-SCHOLARSHIP: Permits certain students under specified circumstances to receive TOPS Opportunity, Performance, and Honors award benefits for postgraduate study

HB 800 POWELL — SCHOOLS/CHARTER: Authorizes BESE to enter into charters for type 4 schools only

HB 1423 FAUCHEUX — STUDENT/LOANS-SCHOLARSHIP: Requires that procedures used for reducing the number of TOPS awards in the event of insufficient appropriations be based on the ability of each student's family to pay the tuition

HB 1740 FAUCHEUX — STUDENT/LOANS-SCHOLARSHIP: Regarding TOPS awards, provides relative to the use of certain application forms as well as requirements that students apply for federal grant aid

HB 1923 HUDSON — TEACHERS: Provides for the Teach Louisiana First Program to reduce the shortage of certified teachers in certain public schools

HB 1941 CRANE — STUDENT/LOANS-SCHOLARSHIP: Transfers, with certain exceptions, the La. Student Financial Assistance Commission and the Office of Student Financial

Assistance to the Bd. of Regents and retains the commission as an advisory body

SB 365 THEUNISSEN — TUITION: Provides for the development and maintenance of a comprehensive state student aid plan that supports the Master Plan for Public Postsecondary Education, subject to approval by Regents. (gov sig)

SB 471 HOYT — TUITION: Provides for administration of and participation in the START program. (gov sig)

CARL CRANE
Chairman

Committee on Environment

**Monday, May 12, 2003
Committee Room No. 4**

INSTRUMENTS TO BE HEARD:

NO MEETING IS SCHEDULED

**Tuesday, May 13, 2003
9:00 A.M.**

INSTRUMENTS TO BE HEARD:

HB 1060 BEARD — WATER/RESOURCES: Establishes the reclaimed water program for the protection of natural resources

HB 1835 HAMMETT — ENVIRONMENT/QUALITY: Exempts oil transporters from reporting of certain incidents to the office of state police

HB 1932 DANIEL — WATER/RESOURCES: Provides for remedial plans for ground water contamination and for notice of actions

SB 381 SCHEDLER — FUNDS/FUNDING: Removes the authority of the Department of Environmental Quality to administer the Drinking Water Revolving Loan Fund Program and authorizes the Department of Health and Hospitals to administer the fund. (gov sig)

SB 402 FONTENOT — ENVIRONMENTAL QUALITY: Requires the department to develop new criteria for compliance inspections.

SB 873 JOHNSON — PARISHES: Authorizes an increase in the penalty for illegal dumping in Orleans Parish.

N. J. DAMICO
Chairman

Committee on Health and Welfare

**Wednesday, May 14, 2003
Committee Room No. 4
9:30 A.M.**

INSTRUMENTS TO BE HEARD:

HB 473 SHAW — RESEARCH & DEVELOPMENT: Repeals termination date of human cloning prohibition

HB 960FUTRELL — DRUGS/PRESCRIPTION: Authorizes the participation of Medicare enrollees in the state's Medicaid Drug Program

HB 1018JOHNS — PHARMACISTS: Authorizes the Louisiana Board of Pharmacy to obtain criminal history record information and requires submission to a drug screen or evaluation on any person applying for any license or permit which the board may issue

HB 1049WELCH — HEALTH CARE: Provides relative to the licensing of chiropractors

HB 1933DEVILLIER — HOSPITALS: Requires patient transfers in accordance with DHH rules and regulations

SCR 49HINES — HEALTH/HOSPITALS DEPT: Establishes the Louisiana Diabetes Advisory Council.

SB 298HINES — GENETICS: Extends the ban on human cloning until July 1, 2006.

Thursday, May 15, 2003
9:30 A.M.

INSTRUMENTS TO BE HEARD:

HB 814FAUCHEUX — HEALTH CARE/FACILITIES: Authorizes DHH to seek certification as a substance abuse/addiction treatment facility accreditation body

HB 966WELCH — CHIROPRACTORS: Provides relative to the performance of spinal manipulation and spinal adjustment

HB 982WELCH — PHYSICAL THERAPISTS: Provides relative to the practice of physical therapy

HB 1147DURAND — HOSPITALS: Provides relative to admissions to and services of the mental retardation and developmental system

HB 1613WINSTON — SOCIAL SERVICES DEPT: Provides with respect to the creation of a "no wrong door" delivery of social and other services

HB 1710WALSWORTH — ABORTION: Provides relative to the liability of the medical professional in regard to abortion

HB 1715GLOVER — HEALTH: Creates Interagency Task Force on Health Literacy

SYDNIE MAE DURAND
Chairman

Committee on House and Governmental Affairs

Wednesday, May 14, 2003
Committee Room No. 3
10:00 A.M.

INSTRUMENTS TO BE HEARD:

HB 35 TOOMY — SCHOOLS/BOARDS: (Constitutional Amendment) Limits state mandates increasing the financial burden of local school boards

HB 373 FAUCHEUX — CIVIL RIGHTS: (Constitutional Amendment) Provides that the legislature may restore the rights of certain criminal offenders

HB 547 FAUCHEUX — SCHOOLS/FINANCE: (Constitutional Amendment) Permits legislative amendment of the MFP formula adopted by BESE

HB 674 ERDEY — SCHOOLS/FINANCE-MFP: (Constitutional Amendment) Permits legislative amendment of the MFP formula adopted by BESE

HB 1936 M JACKSON — LEGISLATIVE AGENCIES: Creates and provides for Joint Legislative Committee on Science and Technology

HCR 109 FUTRELL — TRANSPORTATION DEPT: Creates a special commission to evaluate the funding and efficiency of the Department of Transportation and Development

SB 256 DARDENNE — ETHICS: Requires the Board of Ethics to provide access via the Internet to certain information. (gov sig)

HB 112 GUILLORY — PUBLIC BLDGS/GROUNDS-ST : Allows public buildings to be named in honor of living persons

HB 134 PINAC — FIRE PROTECT/FIRE MARSHA: Requires rules promulgated by the fire marshal be submitted to the House Committee on Commerce and Senate Committee on Commerce, Consumer Protection and International Affairs

HB 980 SNEED — ADMINISTRATIVE PROCEDURE: Requires that the copy of a proposed agency rule which is provided to the appropriate legislative oversight committee be coded to show language added to or deleted from existing rules

HB 594 SCALISE — PUBLIC EMPLOYEES: (Constitutional Amendment) Prohibits the state and its political subdivisions and governmental agencies from requiring certain public employees to reside or have a domicile in a particular place

HB 1221 MURRAY — ETHICS/CODE: Provides for the agency of the lieutenant governor for purposes of the Code of Governmental Ethics

HB 105 PITRE — CONSTITUTION/AMENDMENT: (Constitutional Amendment) Specifies that the law providing for the calling of a constitutional convention may limit the matters to be considered by the constitutional convention

HB 151 PITRE — CONSTITUTION/CONVENTION : Provides for a constitutional convention to be convened in January, 2004

Thursday, May 15, 2003
9:30 A.M.

INSTRUMENTS TO BE HEARD:

HB 489 BALDONE — ADMINISTRATIVE PROCEDURE: Provides for a House or Senate committee, by 2/3 vote, to override the governor's disapproval of a subcommittee's action relative to a proposed agency rule

HB 542 DANIEL — LEGISLATIVE PROCEDURE: (Constitutional Amendment) Changes the vote of the legislature necessary to approve certain bills over gubernatorial veto

HB 655 HEBERT — APPROPRIATIONS: (Constitutional Amendment) Provides for alternating the house of origin for appropriations bills

HB 656 HEBERT — APPROPRIATIONS: (Constitutional Amendment) Repeals the governor's authority to veto line items in an appropriation bill

HB 1973 HEBERT — GOVERNOR: Prohibits the governor, governor-elect, and candidates in the general election for governor from taking any action to influence the selection of legislative officers

HB 447 TRICHE — ETHICS/BOARD: Reduces the membership of the Board of Ethics

HB 885 BRUNEAU — REGISTRARS OF VOTERS: Provides for salary increase for registrars of voters, chief deputy registrars of voters, and confidential assistants

HB 895 LANCASTER — CAMPAIGN FINANCE: Removes the exclusion of certain judicial seats from the definition of "major office" for purposes of the Campaign Finance Disclosure Act

HB 1054 LANCASTER — CAMPAIGN FINANCE: Makes changes to campaign finance laws

HB 1242 PERKINS — CAMPAIGN FINANCE: Amends campaign contribution provisions relative to certain gaming licensees and facilities

HB 1970 ARNOLD — CAMPAIGN FINANCE: Provides for the Board of Ethics to post on the Internet any campaign finance reports or forms that are filed electronically no sooner than five business days after the deadline for filing

HB 100 CROWE — LOBBYING: Prohibits convicted felons from being registered lobbyists

HB 1272 DEWITT — LOBBYING: Requires a lobbyist's principal to furnish certain information to the lobbyist

HB 628 LANCASTER — ELECTED OFFICIALS/TERMS : (Constitutional Amendment) Prohibits a person who has served as governor for one full term from being elected governor for the succeeding term

HB 636 LANCASTER — LIEUTENANT GOVERNOR: (Constitutional Amendment) Provides that the lieutenant governor shall be the presiding officer of the Senate

HB 679 HEBERT — PUBLIC OFFICIALS: (Constitutional Amendment) Changes the date that the governor and statewide elected officials take office

CHARLES D. LANCASTER, JR.
Chairman

Committee on Insurance

Wednesday, May 14, 2003
Committee Room No. 2
9:00 A.M.

INSTRUMENTS TO BE HEARD:

HB 367 R CARTER — INSURANCE CLAIMS: Provides for timely offer of settlement to third party claimants

HB 691 FARRAR — INSURERS/ALIEN: Increases the deposit and bond required of foreign and alien insurers

HB 1080 DURAND — HEALTH SERVICES: Requires direct payment of charges to emergency medical services or ambulance services providers

HB 1439 HEBERT — INSURANCE/HEALTH: Provides relative to certain limitations placed on premium rates for small groups and individuals

HB 1440 HEBERT — INSURANCE/HEALTH: Clarifies various provisions relative to employer group trusts, multiple employer trusts, association health coverage, and health maintenance organizations

HB 1508 HEBERT — INSURANCE DEPARTMENT: Provides for the organization and functions of the office of property and casualty in the Department of Insurance and the Louisiana Insurance Rating Commission

HB 1510 HEBERT — INSURANCE/FIRE-CASUALTY : Provides for the standard provisions of fire insurance contracts including cancellation notice, loss payable, and terrorism

HB 1666 LAFLEUR — INSURANCE CLAIMS: Provides for damages for the breach of a good faith duty to settle an insurance claim

HB 1966 HEBERT — INSURANCE/HEALTH-ACCID: Provides relative to billing of insureds and enrollees by certain health care providers

HB 1995 HEBERT — INSURANCE COMMISSIONER: Repeals the use of directives by the commissioner of insurance

SB 138 DARDENNE — INSURERS: Requires health insurance policies to provide coverage for services rendered by registered nurse first assistants.

SB 150 DUPRE — CONTRACTS: Provides that contingent fee agreement between an insured and a public adjuster is against public policy and is null and void.

SB 229 HOLLIS — INSURANCE DEPARTMENT: Provides for continuing education credit for licensed insurance agents and brokers.

SB 420 MCPHERSON — INSURERS: Provides for Patient's Bill of Rights.

SB 474 THOMAS — INSURANCE DEPARTMENT: Insurance does not include certain trust funds established to pay professional malpractice or public liability claims against members of societies of a statewide hospital association.

SB 581 LENTINI — LIABILITY INSURANCE: Prohibits certain acts by bail bond producers. (gov sig)

Thursday, May 15, 2003
9:00 A.M.

INSTRUMENTS TO BE HEARD:

HB 68 DOERGE — INSURANCE/HEALTH: Mandates offering of optional insurance coverage for treatment of morbid obesity

HB 619 HUTTER — INSURANCE/HEALTH: Requires coverage of all bone and joint disorders (TMJ)

HB 1447 HEBERT — INSURANCE/HMO: Provides for solvency requirements and insolvency protection for health maintenance organizations

HB 1709 HEBERT — INSURANCE/HEALTH: Provides for continuity of care under health insurance coverage

TROY HEBERT
Chairman

LEGISLATIVE INSTRUMENTS MAY BE DELETED (DOES NOT REQUIRE HOUSE RULES SUSPENSION) OR ADDED (REQUIRES HOUSE RULES SUSPENSION) PRIOR TO THE MEETING DATE. (HOUSE RULES 14.23 AND 14.24) SEE THE DAILY NOTICE OF COMMITTEE MEETINGS POSTED PRIOR TO MEETING DATE.