

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

THIRTY-FIFTH 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

Tuesday, June 3, 2003

The House of Representatives was called to order at 2:00 P.M., by the Honorable Emile "Peppi" Bruneau, Speaker Pro Tempore 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	Gallot	Psychaud
Ansardi	Glover	Pierre
Arnold	Green	Pinac
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	Tucker
Durand	McDonald	Waddell

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

Total—104

ABSENT

Wooton
Total—1

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

Prayer

Prayer was offered by Rev. Rod Pasch.

Pledge of Allegiance

Rep. Walker 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. Wright, the reading of the Journal was dispensed with.

On motion of Rep. Wright, the Journal of June 2, 2003, was adopted.

Petitions, Memorials and Communications

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

June 2, 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. 207
Returned without amendments.

House Concurrent Resolution No. 210
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

HOUSE BILLS

June 2, 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 House Bills:

Page 2 HOUSE

35th Day's Proceedings - June 3, 2003

House Bill No. 83
Returned without amendments.

House Bill No. 92
Returned without amendments.

House Bill No. 111
Returned without amendments.

House Bill No. 115
Returned without amendments.

House Bill No. 129
Returned without amendments.

House Bill No. 131
Returned with amendments.

House Bill No. 157
Returned with amendments.

House Bill No. 174
Returned with amendments.

House Bill No. 181
Returned without amendments.

House Bill No. 200
Returned without amendments.

House Bill No. 221
Returned with amendments.

House Bill No. 254
Returned with amendments.

House Bill No. 271
Returned without amendments.

House Bill No. 282
Returned without amendments.

House Bill No. 306
Returned without amendments.

House Bill No. 320
Returned without amendments.

House Bill No. 324
Returned without amendments.

House Bill No. 325
Returned without amendments.

House Bill No. 326
Returned without amendments.

House Bill No. 327
Returned without amendments.

House Bill No. 366
Returned without amendments.

House Bill No. 379
Returned without amendments.

House Bill No. 405
Returned without amendments.

House Bill No. 422
Returned without amendments.

House Bill No. 450
Returned with amendments.

House Bill No. 452
Returned without amendments.

House Bill No. 506
Returned without amendments.

House Bill No. 544
Returned with amendments.

House Bill No. 555
Returned without amendments.

House Bill No. 556
Returned without amendments.

House Bill No. 561
Returned without amendments.

House Bill No. 562
Returned without amendments.

House Bill No. 563
Returned without amendments.

House Bill No. 616
Returned with amendments.

House Bill No. 631
Returned with amendments.

House Bill No. 695
Returned without amendments.

House Bill No. 709
Returned without amendments.

House Bill No. 712
Returned without amendments.

House Bill No. 720
Returned with amendments.

House Bill No. 721
Returned without amendments.

House Bill No. 792
Returned without amendments.

House Bill No. 807
Returned without amendments.

House Bill No. 858
Returned without amendments.

House Bill No. 887
Returned with amendments.

House Bill No. 900
Returned with amendments.

House Bill No. 901
Returned without amendments.

House Bill No. 943
Returned without amendments.

House Bill No. 950
Returned without amendments.

House Bill No. 975
Returned without amendments.

House Bill No. 1053
Returned without amendments.

House Bill No. 1067
Returned without amendments.

House Bill No. 1128
Returned without amendments.

House Bill No. 1146
Returned without amendments.

House Bill No. 1154
Returned with amendments.

House Bill No. 1196
Returned without amendments.

House Bill No. 1207
Returned without amendments.

House Bill No. 1209
Returned without amendments.

House Bill No. 1230
Returned without amendments.

House Bill No. 1296
Returned with amendments.

House Bill No. 1309
Returned with amendments.

House Bill No. 1334
Returned with amendments.

House Bill No. 1346
Returned without amendments.

House Bill No. 1353
Returned without amendments.

House Bill No. 1354
Returned without amendments.

House Bill No. 1470
Returned with amendments.

House Bill No. 1523
Returned without amendments.

House Bill No. 1539
Returned without amendments.

House Bill No. 1594
Returned without amendments.

House Bill No. 1649
Returned without amendments.

House Bill No. 1662
Returned with amendments.

House Bill No. 1691
Returned without amendments.

House Bill No. 1728
Returned without amendments.

House Bill No. 1747
Returned without amendments.

House Bill No. 1769
Returned without amendments.

House Bill No. 1776
Returned with amendments.

House Bill No. 1793
Returned without amendments.

House Bill No. 1796
Returned without amendments.

House Bill No. 1832
Returned without amendments.

House Bill No. 1833
Returned without amendments.

House Bill No. 1841
Returned without amendments.

House Bill No. 1890
Returned without amendments.

House Bill No. 1899
Returned without amendments.

House Bill No. 1903
Returned without amendments.

House Bill No. 2005
Returned without amendments.

House Bill No. 2011
Returned without amendments.

House Bill No. 2012
Returned with amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

June 3, 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. 106 and 115

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

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

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 115—

BY SENATOR HINES

A CONCURRENT RESOLUTION

To commend the Tunica-Biloxi Tribe of Louisiana for its many contributions to the state, its history and culture, and its people.

Read by title.

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

Message from the Senate

SENATE BILLS

June 2, 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. 819 and 1133

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Daniel, 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. 819—

BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 23:1201(F)(introductory paragraph) and to enact R.S. 23:1201(I) and (J) and to repeal R.S. 23:1121(C) and 1201.2, relative to workers' compensation; to provide for the payment of medical benefits; to require certain documentation of medical treatment; and to provide for related matters.

Read by title.

SENATE BILL NO. 1133 (Substitute for Senate Bill 416 by Senator Smith)—

BY SENATORS SMITH AND CRAVINS

AN ACT

To amend and reenact the introductory paragraph of R.S. 22:1192(A) and to enact R.S. 22:1192(A)(4) and Part XXIV of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1110.1 through 1110.21, relative to independent insurance adjusters; to provide for licensure of independent adjusters; to provide for fees, duties, obligations, and other licensing matters for independent claims adjusters; to provide for exemptions; and to provide for related matters.

Read by title.

Introduction of Resolutions, House and House Concurrent

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

HOUSE RESOLUTION NO. 105—

BY REPRESENTATIVES McDONALD, HAMMETT, HUNTER, KATZ, KENNEY, AND THOMPSON

A RESOLUTION

To commend Sergeant Randall Rugg of the United States Marine Corps for his extraordinary service and great sacrifice for his country while fighting in Operation Iraqi Freedom and to express prayer for the safe return of all members of the United States Armed Forces serving in Operation Iraqi Freedom.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 211—

BY REPRESENTATIVES BAUDOIN, WELCH, BOWLER, BROOME, BRUCE, K. CARTER, DARTEZ, DEVILLIER, DOERGE, DURAND, HUTTER, ILES, L. JACKSON, KATZ, SCHWEGMANN, JANE SMITH, SNEED, WALKER, AND WINSTON

A CONCURRENT RESOLUTION

To commend SLEMCO for its donation to the Stay Alert and Vigilant Everywhere (SAVE) fund.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 212—

BY REPRESENTATIVE LANCASTER

A CONCURRENT RESOLUTION

To request the House Committee on House and Governmental Affairs and the Senate Committee on Senate and Governmental Affairs to meet and to function as a joint committee to study the exceptions to the public records laws which are applicable to private nonprofit corporations which support public higher education institutions, and to report the findings of the joint committee to the legislature prior to the convening of the 2004 Regular Session.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 213—

BY REPRESENTATIVES KENNEY AND THOMPSON AND SENATOR THEUNISSEN

A CONCURRENT RESOLUTION

To urge and request the Board of Regents, in consultation with certain others, to study a proposal to include certain agriscience courses as a core curriculum science option for the Tuition Opportunity Program for Students and the impact, if any, that implementing such a proposal may have on the academic eligibility requirements for program awards and on postsecondary education student financial aid policy and to report in writing on study findings and recommendations to the House Committee on Education and the Senate Committee on Education by not later than December 15, 2003.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 214—

BY REPRESENTATIVE DARTEZ

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to replace signs along Louisiana Highway 90 indicating exits to Morgan City with larger signs.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 215—

BY REPRESENTATIVE PERKINS

A CONCURRENT RESOLUTION

To proclaim June 5, 2003, as "Dr. Bryant E. Dean Day" in Louisiana and to recognize Dr. Bryant E. Dean for his invaluable contributions to the citizens of this state.

Read by title.

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

Ordered to the Senate.

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 74—

BY SENATORS SCHEDLER AND MOUNT

A CONCURRENT RESOLUTION

To suspend until January 1, 2004 certain provisions of R.S. 39:127, relative to the authority of the commissioner of administration to allocate, sell, transfer, and reallocate buildings and vacated spaces.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 79—

BY SENATOR JOHNSON

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the feasibility of adding an additional lane in each direction along the portion of Interstate 10 in New Orleans East.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 83—

BY SENATOR HOLDEN

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to place signs at the junction of Interstate 10 West and Interstate 110 North in the city of Baton Rouge that indicate "I-10 West - Texas - Houston".

Read by title.

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

**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. 3—

BY REPRESENTATIVE SCHNEIDER

A CONCURRENT RESOLUTION

To memorialize the United States Congress to support the President's agenda on legal reform.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Concurrent Resolution No. 3 by Representative Schneider

AMENDMENT NO. 1

On page 2, line 2, change "cost" to "costs" and change "rises" to "rise" and at the end of line 2, delete "exorbitant"

AMENDMENT NO. 2

On page 2, line 7, after "reform" and before "in" delete the comma ", " and delete "as well as any other legal reform legislation"

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

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

HOUSE CONCURRENT RESOLUTION NO. 140—

BY REPRESENTATIVE MORRELL
A CONCURRENT RESOLUTION

To direct the House Committee on Commerce and the Senate Committee on Commerce, Consumer Protection, and International Affairs to study the reason why the increase in the price of gasoline has been greater than the increase in the price of crude oil for the first three months of 2003.

Read by title.

Reported favorably by the Committee on Commerce.

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

HOUSE CONCURRENT RESOLUTION NO. 172—

BY REPRESENTATIVES BOWLER AND CAPELLA
A CONCURRENT RESOLUTION

To request that the Louisiana State Law Institute study certain aspects of laws related to immovable property, land titles, and trust property.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

On motion of Rep. Johns, 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. 61—

BY REPRESENTATIVE LANCASTER
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Wayne B. Posey v. Department of Transportation and Development for the State of Louisiana, and Aluminum Company of America, Inc."; to provide for interest; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 62—

BY REPRESENTATIVE GALLOT
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Paula Jo Odom v. State of Louisiana, through the Louisiana Department of Transportation and Development"; to provide for court costs; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 73—

BY REPRESENTATIVE BRUCE
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the final judgment in the suit entitled "Thomas Adams, et ux v. The State of Louisiana through the Department of Transportation and Development"; to provide for interest; to provide for court costs; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 73 by Representative Bruce

AMENDMENT NO. 1

On page 1, line 10, after "costs" and before the comma ", " insert "as ordered by the court"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 74—

BY REPRESENTATIVE ROMERO
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Dora Salazar, et al v. State of Louisiana, Department of Transportation and Development"; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 79—
BY REPRESENTATIVE BRUNEAU
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the final judgment in the suit entitled "Ralph Buras v. Darryl M. Schultz, Judges of Orleans Parish Criminal District Court and the State of Louisiana"; to provide for interest; to provide for court costs; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 79 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 10, after "costs" and before the comma "," insert "in the amount of Three Hundred Twenty-seven and 50/100 (\$327.50) Dollars"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 159—
BY REPRESENTATIVE ERDEY
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the judgment in the suit entitled "Mary E. Shackelford, et al v. Cheryl A. Harris, et al c/w Cheryl A. Harris v. State of Louisiana, Department of Transportation and Development"; to provide for interest and court costs; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 202—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the final judgment in favor of J. Caldarera & Co., Inc. in the suit entitled "Sizeler Architects, et al v. State of Louisiana through the

Louisiana Stadium and Exposition District"; to provide for interest; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 202 by Representative Fauchaux

AMENDMENT NO. 1

On page 1, line 3, after "judgment" and before "in" insert "in favor of J. Caldarera & Co., Inc."

AMENDMENT NO. 2

On page 1, line 12, after "judgment" and before "in" insert "in favor of J. Caldarera & Co., Inc."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 237—
BY REPRESENTATIVE CROWE
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Gladys Breland and Kenneth Breland v. David A. McKenzie, Aleman's Auto Sales, Inc., Herbert McKenzie Auto Sales, Canal Indemnity Insurance Company, First Oak Brook Syndicate, and Louisiana Department of Transportation and Development"; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 274—
BY REPRESENTATIVE WALKER
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay certain judgments against the state; to pay the judgments rendered in "Mary A. Brouillette v. Gilchrist Construction Company and the state of Louisiana through the Department of Transportation and Development"; to pay the consent judgments in "Janice Marie Miller, et ux and Amanda Heather Belgard, et ux v. State of Louisiana, through the Department of Transportation and Development"; to provide for interest; to provide for costs; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 274 by Representative Walker

AMENDMENT NO. 1

On page 1, line 6, after "Development";" and before "to provide" insert the following:

"to pay the consent judgments in "Janice Marie Miller, et ux and Amanda Heather Belgard, et ux v. State of Louisiana, through the Department of Transportation and Development";"

AMENDMENT NO. 2

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

"Section 3. The sum of Twenty-five Thousand and No/100 (\$25,000.00) Dollars, is hereby appropriated out of the General Fund of the State of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in favor of Janice Marie Miller and Larry Miller in the suit entitled "Janice Marie Miller, et ux, and Amanda Heather Belgard, et ux v. State of Louisiana, through the Department of Transportation and Development, et al", bearing Number 196-353 on the docket of the Ninth Judicial District Court, parish of Rapides, state of Louisiana.

Section 4. The sum of Twenty-five Thousand and No/100 (\$25,000.00) Dollars, is hereby appropriated out of the General Fund of the State of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in favor of Amanda Heather Belgard and Steve Belgard in the suit entitled "Janice Marie Miller, et ux, and Amanda Heather Belgard, et ux v. State of Louisiana, through the Department of Transportation and Development, et al", bearing Number 196-353 on the docket of the Ninth Judicial District Court, parish of Rapides, state of Louisiana."

AMENDMENT NO. 3

On page 2, line 12, change "Section 3." to "Section 5."

AMENDMENT NO. 4

On page 2, line 15, change "Section 4." to "Section 6."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 275—

BY REPRESENTATIVE ALARIO

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the final judgment in the suit entitled "Sizeler Architects, A Professional Corporation, and J. Calderera Company, Inc. v. The State of Louisiana through the Louisiana Stadium and Exposition District"; to provide for interest; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 289—

BY REPRESENTATIVE TUCKER

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Cassandra Fontenette v. State of Louisiana through the Department of Transportation and Development and ABC Insurance Company"; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 371—

BY REPRESENTATIVE FAUCHEUX

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the final judgment in the suit entitled "Rhonda Johnson, on behalf of her minor daughter, Renata Johnson v. Melvin Dumas, Sr., his employer, St. James Catholic Church, and their liability insurance company, Virginia Surety Company, Randy Folse, and the Louisiana Department of Transportation and Development"; to provide for interest; to provide for costs; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 576—

BY REPRESENTATIVES LEBLANC, DEWITT, HAMMETT, AND MURRAY

A JOINT RESOLUTION

Proposing to amend Article III, Section 11 of the Constitution of Louisiana, relative to the legislative auditor; to prohibit certain political activities by the legislative auditor and his employees; to prohibit any former legislative auditor from qualifying for elected public office for a certain time period; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 598 (Duplicate of Senate Bill No. 748)—
BY REPRESENTATIVE JOHNS AND SENATOR HAINKEL
AN ACT

To amend and reenact R.S. 40:2010.8(D)(1) and 2010.9(A) and (B) and to enact R.S. 40:2010.9(C), relative to nursing homes and health care facilities; to provide for a resident's right of action; to provide for injunctive relief; to provide for prescriptive and peremptive periods; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Conforming amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 598 by Representative Johns (Duplicate of S.B. No. 748)

AMENDMENT NO. 1

On page 1, line 4, after "resident's" and before "right" delete "personal"

AMENDMENT NO. 3

On page 1, line 5, after the semicolon";" delete the remainder of the line and at the beginning of line 6, delete "contract actions;"

AMENDMENT NO. 4

On page 1, at the end of line 16, delete "and" and at the beginning of line 17, delete "personal"

AMENDMENT NO. 5

On page 2, delete line 10 in its entirety and at the beginning of line 11, delete "the"

AMENDMENT NO. 6

On page 2, line 20, after the period "." delete the remainder of the line and delete lines 21 through 23 in their entirety

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 643—
BY REPRESENTATIVE BRUNEAU
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Nellie L. Smith, Mother of Tron E. Smith, Deceased v. State of Louisiana, through the Department of Transportation and Development"; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 666 (Duplicate of Senate Bill No. 60)—
BY REPRESENTATIVE THOMPSON AND 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.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 666 by Representative Thompson

AMENDMENT NO. 1

On page 3, line 10, after "To" delete the remainder of the line and at the beginning of line 11, delete "no person may enter or remain" and insert "restrict persons from entering or remaining"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 731—
BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 13:5063(C)(2)(b), relative to the Master Settlement Agreement; to provide for escrow payments by tobacco product manufacturers; to provide for the state's allocable share; to provide for the release of funds from escrow; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 731 by Representative Pinac

AMENDMENT NO. 1

On page 2, line 18, after "unconstitutional," delete the remainder of the line

AMENDMENT NO. 2

On page 2, delete line 19 in its entirety

AMENDMENT NO. 3

On page 2, at the beginning of line 20, delete "competent jurisdiction to be unconstitutional,"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 798—
BY REPRESENTATIVE PERKINS
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "Linda Berthelot v. Linda F. Jones, and State of Louisiana, through the Department of Transportation and Development"; to provide for interest; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 831—
BY REPRESENTATIVE LEBLANC
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the final judgment in the suit entitled "Christine Vallien, Individually, on behalf of the estate of her husband, Leonard C. Vallien, and on behalf of her minor children, Joy Renee Vallien, Tiffany Rochelle Vallien, and Leonard C. Vallien, Jr. v. State of Louisiana through the Department of Transportation and Development"; to pay the consent judgment in "Kim Fitch, et al. v. Eddie Lewis, et al."; and to pay the consent judgment in "Kim Sonnier, et ux. v. Allstate Insurance Co., et al." to provide for interest; to provide for court costs; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 831 by Representative LeBlanc

AMENDMENT NO. 1

On page 1, line 8, after "Development";" and before "to provide for interest" insert the following:

"to pay the consent judgment in "Kim Fitch, et al. v. Eddie Lewis, et al."; and to pay the consent judgment in "Kim Sonnier, et ux. v. Allstate Insurance Co., et al."

AMENDMENT NO. 2

On page 2, between lines 3 and 4, insert the following:

"Section 2. The sum of One Hundred Thousand and No/100 (\$100,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in "Kim Sonnier, et ux. v. Allstate Insurance Co., et al.", bearing No. 75-912-J on the docket of the Fifteenth Judicial District Court, parish of Vermilion, state of Louisiana.

Section 3. The sum of Fifty Thousand and No/100 (\$50,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in "Kim Fitch, et al. v. Eddie Lewis, et al.", bearing Number 75-866-F on the docket of the Fifteenth Judicial District Court, parish of Vermilion, state of Louisiana."

AMENDMENT NO. 3

On page 2, at the beginning of line 4, change "Section 2." to "Section 4."

AMENDMENT NO. 4

On page 2, at the beginning of line 7, change "Section 3." to "Section 5."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 838—
BY REPRESENTATIVE QUEZAIRE
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Virgil Joffrion, Sr. v. The State of Louisiana, through the Department of Transportation and Development, consolidated with Joan Grissafe v. The State of Louisiana, through the Department of Transportation and Development"; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 843—
BY REPRESENTATIVE FARRAR
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay consent judgments against the state in the suits entitled "Ann Hickman, Douglas L. Hickman, and Emily Hickman v. State of Louisiana, through the Department of Transportation and Development"; "Terry L. Westbrooks, et al. v. State of Louisiana, Department of Transportation and Development"; "Vickie Gayle Evans v. State of Louisiana, Department of Transportation and Development, et al."; "Bobby Allison v. Highlands Insurance Company, et al."; "Billy Hendrix, et al. v. Gilchrist Construction Company, et al."; "Joseph Wiltz v. City of Alexandria Public

Works Division and Charlisle Contracting"; and "Melvin Smith and Lenora Smith v. State of Louisiana Department of Transportation and Development, et al."; to provide for costs; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 843 by Representative Farrar

AMENDMENT NO. 1

On page 1, at the end of line 7, delete "and"

AMENDMENT NO. 2

On page 1, line 9, after the semicolon ";" and before "to provide" insert the following:

""Bobby Allison v. Highlands Insurance Company, et al."; "Billy Hendrix, et al. v. Gilchrist Construction Company, et al."; "Joseph Wiltz v. City of Alexandria Public Works Division and Charlisle Contracting"; and "Melvin Smith and Lenora Smith v. State of Louisiana Department of Transportation and Development, et al.";"

AMENDMENT NO. 3

On page 1, line 13, after "costs" and before the comma "," insert "in the amount of Two Thousand Six Hundred Twenty-three and 42/100 (\$2,623.42) Dollars"

AMENDMENT NO. 4

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

"Section 4. The sum of Thirty Six Thousand Five Hundred and No/100 (\$36,500.00) Dollars, is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Bobby Allison v. Highlands Insurance Company, et al.", bearing Number 83,495 on the docket of the Twenty-First Judicial District Court, parish of Livingston, state of Louisiana.

Section 5. The sum of One Hundred Twenty-five Thousand and No/100 (\$125,000.00) Dollars, plus court costs in the amount of Two Thousand One Hundred Seven and 21/100 (\$2,107.21) Dollars, is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Billy Hendrix, et al. v. Gilchrist Construction Company, et al.", bearing number 2001-1632 on the docket of the Twelfth Judicial District Court, parish of Avoyelles, state of Louisiana.

Section 6. The sum of Three Thousand Five Hundred and No/100 (\$3,500.00) Dollars, plus court costs in the amount of One Thousand Two Hundred Thirty-eight and 90/100 (\$1,238.90) Dollars, is hereby appropriated out of the General Fund of the state of Louisiana for 2003-2004 to be used to pay the consent judgment in the suit entitled "Joseph Wiltz v. City of Alexandria Public Works Division and Charlisle Contracting", bearing Number 199,963 on the

docket of the Ninth Judicial District Court, parish of Rapides, state of Louisiana.

Section 7. The sum of One Thousand and No/100 (\$100,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for 2003-2004 to be used to pay the consent judgment in the suit entitled "Melvin Smith and Lenora Smith v. State of Louisiana Department of Transportation and Development, et al.", bearing Number 79,396 on the docket of the Seventeenth Judicial District Court, parish of Lafourche, state of Louisiana."

AMENDMENT NO. 5

On page 2, line 15, change "Section 4." to "Section "8."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 863— BY REPRESENTATIVE DURAND AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Alison Bond and Dennis W. Bond v. Blake E. Ewen, Kelley P. Ewen, State of Louisiana through the Department of Transportation and Development, City of Baton Rouge/Parish of East Baton Rouge, Boston Old Colony Insurance Co., and ABC Insurance Company"; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 867— BY REPRESENTATIVE MORRELL AN ACT

To amend and reenact Section 4 of Act No. 762 of the 1986 Regular Session of the Legislature, as amended by Act No. 875 of the 1988 Regular Session of the Legislature, and as amended by Act No. 1227 of the 1995 Regular Session of the Legislature, relative to the Greater New Orleans Expressway Commission; to provide for use of surplus funds; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 867 by Representative Morrell

AMENDMENT NO. 1

On page 3, line 12 , after "New Orleans" and before "Council on Aging" insert "Police Department for the Fiscal Year 2003-2004, and thereafter for the New Orleans"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 882—
BY REPRESENTATIVE ALARIO
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "Louis Bravo, individually, and for and on behalf of the community of acquets and gains, and Betty Bravo v. Parish of Jefferson, Board of Commissioners for the East Jefferson Levee District, C."Bud" Taulli Construction Company, Inc., Manual Anaya, and the XYZ Insurance Company"; to provide for interest; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 891—
BY REPRESENTATIVE GALLOT
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Regan Taylor, et al v. Rhett B. Price, et al"; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 902—
BY REPRESENTATIVE SCHNEIDER
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the final judgment in the suit entitled "David P. Lanasa, Clare P. Lanasa, for/on behalf of the Estate of Debra Ann Lanasa, and her minor child, Tommy Jonathan Lanasa v. Michele A. Harrison, Allstate Insurance Company, and the State of Louisiana through the Department of Transportation and Development, c/w Michele A. Harrison v. State of Louisiana through the Department of Transportation and Development"; to provide for interest; to provide for court costs; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 902 by Representative Schneider

AMENDMENT NO. 1

On page 1, line 12, after "Section 1." delete the remainder of the line and insert the following:

"Notwithstanding the provisions of R.S. 49:112, the sum of One Million Ninety-one Thousand One Hundred"

AMENDMENT NO. 2

On page 1, line 13, after "01/100" and before "Dollars" change "\$1,065,137.01)" to "\$1,091,137.01)"

AMENDMENT NO. 3

On page 1, line 14, after "costs" and before the comma "," insert "in the amount awarded by the court"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 934—
BY REPRESENTATIVE BROOME
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Latasha Butler, Individually and as Administratrix of the Estate of Her Minor Children, Tamara Butler and Lexie Butler v. State of Louisiana, through the Department of Transportation and Development"; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 984—
BY REPRESENTATIVE SALTER
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "Lashondria Howard, et al. v. State of Louisiana, et al. consolidated with Julia Faye Hamilton Guice, et al. v. Zurich American Insurance Company, et al., Lyndon Property Insurance Co., et al. v. Union Parish Police Jury, et al., consolidated with Darrell Foster, et al. v. State of Louisiana, et al."; to provide for court costs; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1073 (Duplicate of Senate Bill No. 637)—
BY REPRESENTATIVE DIEZ AND SENATOR HEITMEIER
AN ACT

To repeal R.S. 48:442(3)(e), relative to expropriation; to repeal certain content requirements of a petition for expropriation.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Conforming amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 1073 by Representative Diez (Duplicate of Senate Bill No. 637)

AMENDMENT NO. 1

On page 1, after line 5, insert the following:

"Section 2. This Act shall become effective on July 1, 2003; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2003, or on the day following such approval by the legislature, whichever is later."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1077—
BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 27:312(C)(1)(b)(introductory paragraph) and to enact R.S. 33:171(C), relative to municipal annexations; to provide relative to monies distributed to certain parishes and municipalities from the Video Draw Poker Device Fund relative to such annexations; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 1077 by Representative Pinac

AMENDMENT NO. 1

On page 2, after line 26, insert the following:

"(3) Amounts distributed pursuant to this Subsection may be redistributed among the authorized recipients pursuant to a written agreement, ratified by a vote of the governing authority of each recipient."

AMENDMENT NO. 2

On page 3, line 1, change "June" to "July "

AMENDMENT NO. 3

On page 3, line 3, change "June" to "July"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1095—
BY REPRESENTATIVE WRIGHT
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "Louis D. Cockerham, Sr. v. State of Louisiana, Department of Transportation and Development"; to provide for court costs; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1139—
BY REPRESENTATIVE ERDEY
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "James E. Leonard, et al. v. State of Louisiana through the Dept. of Transportation and Development"; to provide for costs; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1176—
BY REPRESENTATIVE DOWNER
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "Troy A. Rouse, et al. v. State of Louisiana, through the Department of Transportation and Development, et al."; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

Page 14 HOUSE

35th Day's Proceedings - June 3, 2003

HOUSE BILL NO. 1239—

BY REPRESENTATIVE FRITH

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Gwendolyn Derouen, Brad Lee Derouen, Wendy Lynn Guidry and Kurt Lee Derouen v. State of Louisiana, Department of Transportation and Development"; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1247—

BY REPRESENTATIVE MURRAY

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay consent judgments in the suits against the state entitled "Thelonious Dukes v. The State of Louisiana Department of Transportation and Development"; "Virginia Serpas v. the State of Louisiana, through the Department of Transportation and Development"; and "Anna Landry v. State of Louisiana through the Department of Transportation and Development"; to provide for interest; to provide for costs; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1248—

BY REPRESENTATIVES HUTTER AND ODINET

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "Evelyn Deffes v. State of Louisiana through the Department of Transportation and Development"; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1249—

BY REPRESENTATIVE ROMERO

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "Julaine C. LeBlanc, et al. v. State Farm Insurance Company, et al."; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1261—

BY REPRESENTATIVE DANIEL

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay certain judgments against the state; to pay the consent judgment in "Kasey J. Kidder v. State of Louisiana, through the Department of Transportation and Development"; to pay the consent judgment in "Louisiana United Businesses Self Insured Fund v. the State of Louisiana, Department of Transportation consolidated with David L. Blount v. the State of Louisiana, through the Department of Transportation and Development"; to pay the consent judgment in "Patrick Outlaw v. State of Louisiana, through the Department of Transportation and Development, et al"; to pay the consent judgments in "Don Gross, individually and as natural tutor of his minor children, Don Terrell Spears and Adarian Dante Spears, and Mitchell Dominic v. State of Louisiana, through the Department of Transportation and Development"; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 1261 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 3, after "pay" delete the remainder of the line and insert "certain judgments against the state;"

AMENDMENT NO. 2

On page 1, line 4, delete "suits against the state entitled" and insert "to pay the consent judgment in"

AMENDMENT NO. 3

On page 1, line 5, after "Development" delete "and", insert a semicolon ";", and insert "to pay the consent judgment in"

AMENDMENT NO. 4

On page 1, line 9, after "Deveopment" and the semicolon ";", and before "and to" insert the following:

"to pay the consent judgment in "Patrick Outlaw v. State of Louisiana, through the Department of Transportation and Development, et al"; to pay the consent judgments in "Don Gross, individually and as natural tutor of his minor children, Don Terrell Spears and Adarian Dante Spears, and Mitchell Dominic v. State of Louisiana, through the Department of Transportation and Development";

AMENDMENT NO. 5

On page 2, between lines 9 and 10, insert the following:

"Section 3. The sum of Five Thousand and No/100 (\$5,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Patrick Outlaw v. State of Louisiana, through the Department of Transportation and Development, et al", bearing Number 33,109 on the docket of the Eighteenth Judicial District Court for the parish of Point Coupee, state of Louisiana.

Section 4. The sum of One Million Five Thousand and No/100 (\$1,005,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Don Gross, individually and as natural tutor of his minor children, Don Terrell Spears and Adrian Dante Spears and Mitchell Dominic", bearing Number 32,959 on the docket of the Twentieth Judicial District Court for the parish of East Feliciana, state of Louisiana.

Section 5. The sum of Fifteen Thousand and No/100 (\$15,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Don Gross, individually and as natural tutor of his minor children, Don Terrell Spears and Adrian Dante Spears and Mitchell Dominic", bearing Number 32,959 on the docket of the Twentieth Judicial District Court for the parish of East Feliciana, state of Louisiana."

AMENDMENT NO. 6

On page 2, line 10, change "Section 3." to "Section 6."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1285—

BY REPRESENTATIVE DOWNER
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the amended judgment in the claim against the state entitled "National Beverage Company v. Secretary, Department of Revenue and Taxation, State of Louisiana"; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1314—

BY REPRESENTATIVE DEVILLIER
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay certain judgments against the state; to pay certain judgments against the state; to pay the consent judgment in the suit entitled "McKinley Thompson v. State of Louisiana through the Department of Transportation and Development and East Feliciana Parish Sheriff's Office"; to pay the consent judgment in the suit entitled "Curtis K. Stafford, Jr.,

Bonnie Bridges Stafford and Kendall R. Stafford v. State Farm Mutual Automobile Insurance Company and State of Louisiana, through the Department of Transportation and Development"; to pay the consent judgment in the suit entitled "Curtis K. Stafford, Jr., Bonnie Bridges Stafford and Kendall R. Stafford v. State Farm Mutual Automobile Insurance Company and State of Louisiana, through the Department of Transportation and Development; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 1314 by Representative Devillier

AMENDMENT NO. 1

On page 1, line 3, after "pay" and before "the consent" insert "certain judgments against the state; to pay"

AMENDMENT NO. 2

On page 1, line 6, after "Office";" and before "and to" insert "to pay the consent judgment in the suit entitled "Curtis K. Stafford, Jr. Bonnie Bridges Stafford and Kendall R. Stafford v. State Farm Mutual Automobile Insurance Company and State of Louisiana, through the Department of Transportation and Development";

AMENDMENT NO. 3

On page 1, between lines 14 and 15, insert the following:

"Section 2. The sum of Four Hundred Forty Thousand and No/100 (\$440,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Curtis K. Stafford, Jr., Bonnie Bridges Stafford and Kendall R. Stafford v. State Farm Mutual Automobile Insurance Company and State of Louisiana, through the Department of Transportation and Development", bearing Number 26,595 on the docket of the Eighteenth Judicial District Court for the parish of West Baton Rouge, state of Louisiana."

AMENDMENT NO. 4

On page 1, line 15, change "Section 2." to "Section 3."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1335—

BY REPRESENTATIVE R. CARTER
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Keith E. Ridgel and Tara Ridgel v. Emile G. Hardin, ABC Insurance Company, Illinois Central Railroad Company d/b/a Canadian National/Illinois

Central Railroad, DEF Insurance Company, and the State of Louisiana through the Department of Transportation and Development"; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1369—
BY REPRESENTATIVE M. JACKSON
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay consent judgments in the suits against the state entitled "Nakisha Rogers v. Kenyatta Thomas, Allstate Insurance Company and the State of Louisiana through the Department of Transportation and Development"; "Kenyatta Thomas v. the State of Louisiana, through the Department of Transportation and Development"; and "Wiley Boyett, Elaine Boyett Rachal, Roger Van Boyett and Debra Boyett Allen v. Kemper Insurance Group, et al."; to provide for costs; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 1369 by Representative M. Jackson

AMENDMENT NO. 1

On page 1, line 9, after the semicolon ";" and before "and" insert "to provide for costs;"

AMENDMENT NO. 2

On page 1, at the end of line 12, insert ", plus court costs in the amount of Two Hundred Fifty and No/100 (\$250.00) Dollars,"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1461—
BY REPRESENTATIVE GARY SMITH
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay certain judgments against the state; to pay the consent judgment in the suit entitled "Levar Green, et al. v. Department of Transportation and Development, et al."; to pay the consent judgment in the suit entitled "John Kolwe and Sheila Kolwe v. State of Louisiana, through the Department of Transportation and Development"; to pay the final judgment in "Mathilda Curry v. Mutual Services Casualty Insurance Co., Hung Vu, and Department of Transportation and Development, State of

Louisiana"; to provide for interest; to provide for costs; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1481—
BY REPRESENTATIVE LANCASTER
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay certain judgments against the state; to pay the consent judgment in the suit entitled "Carl Walther, et al. v. Department of Labor and Department of State Civil Service"; to pay the consent judgment in the suit entitled "Justin Phillips, et al. v. Elwood Matherne, Jr., et al."; to pay the consent judgment in the suit entitled "Gramercy Insurance Company v. Louisiana Department of Economic Development, Louisiana Small Business Bonding Assistance Program and Hibernia National Bank"; to pay certain judgments of the Board of Tax Appeals in the claims of "Newpark Environmental Services, Inc. v. State of Louisiana"; to provide for interest; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 1481 by Representative Lancaster

AMENDMENT NO. 1

On page 1, line 12, after the semicolon ";" delete the remainder of the line, delete lines 13 and 14 in their entirety, and on line 15, delete "Revenue, State of Louisiana";

AMENDMENT NO. 2

On page 3, delete lines 7 through 13 in their entirety

AMENDMENT NO. 3

On page 3, at the beginning of line 14, change "Section 7." to "Section 6."

AMENDMENT NO. 4

On page 3, at the beginning of line 17, change "Section 8." to "Section 7."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1518—BY REPRESENTATIVE LANDRIEU
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay certain judgments against the state for fees and costs associated with legal representation of certain juveniles; to provide for interest; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 1518 by Representative Landrieu

AMENDMENT NO. 1

On page 1, line 2, after "Louisiana" delete "to the" and insert "for Fiscal Year 2003-2004"

AMENDMENT NO. 2

On page 1, at the beginning of line 3, delete "Department of Social Services"

AMENDMENT NO. 3

On page 1, delete line 11 in its entirety and insert "to be"

AMENDMENT NO. 4

On page 1, delete lines 16 through 19, and on page 2, delete lines 1 through 6

AMENDMENT NO. 5

On page 2, line 7, change "Section 3." to "Section 2."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1547—BY REPRESENTATIVE SALTER
AN ACT

To enact R.S. 51:2303(11) and 2315(D), relative to special treasury funds; to establish the Rural Economic Development Account within the Louisiana Economic Development Fund; to provide for deposit and use of monies in the account; to provide for definitions; to provide for effectiveness; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1622—BY REPRESENTATIVE LAFLEUR
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "Derrick Shane Miller v. State of Louisiana through the Department of Transportation and Development and Prairie Construction Company"; to provide for costs; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1651—BY REPRESENTATIVE LANDRIEU AND SENATOR JOHNSON
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay certain judgments against the state; to pay the final judgment in the suit entitled "Darlene Rogers and Carol Barnes v. State of Louisiana, through the Department of Transportation and Development"; to pay the final judgment in the suit entitled "William W. Rosen v. State of Louisiana through the Department of Transportation and Development, ABC Construction Company, and ABC Insurance Company"; to pay the consent judgment in the suit entitled "Michael Perry v. the State of Louisiana, through the Department of Transportation and Development and Parish of St. Bernard;" to pay the consent judgment in the suit entitled "William Serigne v. State of Louisiana, through the Department of Transportation and Development, et al.;" to pay the consent judgment in the suit entitled "Jerry L. Fox v. Alton B. Honeycutt, et al.;" to pay the consent judgment in "Tina Marie Hebert v. Robert Metzler, Barriere Construction Co., Inc., St. Paul Fire & Marine Insurance Company and Atlanta Casualty Companies"; to provide for interest; to provide for costs; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 1651 by Representative Landrieu

AMENDMENT NO. 1

On page 1, line 15, at the end of line 15 insert the following:

"pay the consent judgment in "Tina Marie Hebert v. Robert Metzler, Barriere Construction Co., Inc., St. Paul Fire & Marine Insurance Company and Atlanta Casualty Companies"; to"

AMENDMENT NO. 2

On page 3, between lines 17 and 18, insert the following:

"Section 6. The sum of Twenty-five thousand and No/100 (\$25,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Tina Marie Hebert v. Robert Metzler, Barriere Construction Co., Inc., St. Paul Fire & Marine Insurance Company and Atlanta Casualty Companies", bearing Number 99-5388 on the docket of the Civil District Court for the parish of Orleans, state of Louisiana."

AMENDMENT NO. 3

On page 3, at the beginning of line 18, change "Section 6." to "Section 7."

AMENDMENT NO. 4

On page 3, at the beginning of line 21, change "Section 7." to "Section 8."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1654—
BY REPRESENTATIVE LAFLEUR
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgments in the suits entitled "Kerry Kathryn Gordon Benoit and Breanna Hope Benoit v. The Hartford Casualty Insurance, et al."; "Betty Frady Huddleston v. State of Louisiana, Department of Transportation and Development; "Dorothy Calico and Kelly Calico v. Angelo Iafrate, Louisiana Department of Transportation and Development, ABC Contracting Company, DEF Insurance Company and XYZ Insurance Company; "Dale Rice, individually and on behalf of Jonathan T. Rice v. Zulema VA. Miller, Johnny C. Miller, the Parish of East Feliciana, the State of Louisiana through the Department of Transportation and Development, Transcontinental Pipeline Gas Company and XYZ Insurance Company"; and "Linda Rainey, as the tutor of Kody Michel v. State of Louisiana, Department of Transportation and Development and Department of Public Works; the Parish of St. Tammany; Town of Abita Springs; Wal-Mart, Inc., and XYZ Engineering Company"; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 1654 by Representative LaFleur

AMENDMENT NO. 1

On page 1, line 3, after "consent" change "judgment in the suit" to "judgments in the suits"

AMENDMENT NO. 2

On page 1, line 5, after the "et al.," and before "to provide" insert the following:

""Betty Frady Huddleston v. State of Louisiana, Department of Transportation and Development; "Dorothy Calico and Kelly Calico v. Angelo Iafrate, Louisiana Department of Transportation and Development, ABC Contracting Company, DEF Insurance Company and XYZ Insurance Company; "Dale Rice, individually and on behalf of Jonathan T. Rice v. Zulema VA. Miller, Johnny C. Miller, the Parish of East Feliciana, the State of Louisiana through the Department of Transportation and Development, Transcontinental Pipeline Gas Company and XYZ Insurance Company"; and "Linda Rainey, as the tutor of Kody Michel v. State of Louisiana, Department of Transportation and Development and Department of Public Works; the Parish of St. Tammany; Town of Abita Springs; Wal-Mart, Inc., and XYZ Engineering Company";

AMENDMENT NO. 3

On page 1, between lines 14 and 15, insert the following:

"Section 2. The sum of Four Thousand and No/100 (\$4,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Betty Frady Huddleston v. State of Louisiana, Department of Transportation and Development", bearing Number 29,497 on the docket of the Third Judicial District Court, parish of Union, state of Louisiana.

Section 3. The sum of Thirty-two Thousand Five Hundred and No/100 (\$32,500.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Dorothy Calico and Kelly Calico v. Angelo Iafrate, Louisiana Department of Transportation and Development, ABC Contracting Company, DEF Insurance Company and XYZ Insurance Company", bearing Number 53,178 on the docket of the Twenty-ninth Judicial District Court, parish of St. Charles, state of Louisiana.

Section 4. The sum of One Hundred Seventy-five Thousand and No/100 (\$175,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Dale Rice, individually and on behalf of Jonathan T. Rice v. Zulema VA. Miller, Johnny C. Miller, the Parish of East Feliciana, the State of Louisiana through the Department of Transportation and Development, Transcontinental Pipeline Gas Company and XYZ Insurance Company", bearing Number 32,031 on the docket of the Twentieth Judicial District Court, parish of East Feliciana, state of Louisiana.

Section 5. The sum of One Hundred Thousand and No/100 (\$100,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Linda Rainey, as the tutor of Kody Michel v. State of Louisiana, Department of Transportation and Development and Department of Public Works; the Parish of St. Tammany; Town of Abita Springs; Wal-Mart, Inc., and XYZ Engineering Company", bearing Number 95-14841 on the docket of the Twenty-second Judicial District Court, parish of St. Tammany, state of Louisiana."

AMENDMENT NO. 4

On page 1, at the beginning of line 15, change "Section 2." to "Section 6."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1673—
BY REPRESENTATIVE LAFLEUR
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "Natalie Ortego v. Crowell Lumber Company and St. Paul Fire and Marine Insurance Company"; to provide for costs; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1742—
BY REPRESENTATIVE HUTTER
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana to be used to pay the consent judgment in the suit entitled "Walter Diggs, Jr., husband of/and Mary Diggs v. Louisiana Department of Transportation and Development"; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1792—
BY REPRESENTATIVE HUDSON
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay certain consent judgments against the state; to pay the consent judgment in the suit entitled "Joseph Powell v. State of Louisiana, through the Department of Transportation and Development"; to pay the consent judgment in the suit entitled "Nelda Powell v. State of Louisiana, through the Department of Transportation and Development"; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1817—
BY REPRESENTATIVES ODINET, RICHMOND, AND SWILLING
AN ACT

To amend and reenact R.S. 47:322.38(A)(1) and to enact R.S. 47:322.38(E), relative to the state sales and use tax on hotel occupancy levied in Orleans Parish; to revise the dedication of

a portion of the avails of the tax; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 1817 by Representative Odinet

AMENDMENT NO. 1

On page 2, line 12, after "avails" and before "into" insert ", not to exceed \$300,000."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1873—
BY REPRESENTATIVE JOHN SMITH
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgments in the suits entitled "Albert J. Rohlfs and Helen M. Rohlfs v. Great West Casualty Co., et al" and "James Luther, et ux. v. Janie Audra Mason, et al."; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 1873 by Representative John Smith

AMENDMENT NO. 1

On page 1, line 3, change "judgment" to "judgments"

AMENDMENT NO. 2

On page 1, at the beginning of line 4, change "suit" to "suits"

AMENDMENT NO. 3

On page 1, line 5, after "et al" and before the semicolon ";" insert "and "James Luther, et ux. v. Janie Audra Mason, et al.""

AMENDMENT NO. 4

On page 1, between lines 12 and 13, insert the following:

"Section 2. The sum of Thirty Thousand Five Hundred and No/100 (\$30,500.00) Dollars is hereby appropriated out of the

General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the claims of James Luther and Freddie Luther ordered in the consent judgment in the suit entitled "James Luther, et ux. v. Janie Audra Mason, et al.", bearing Number 64,486"A" on the docket of the Thirtieth Judicial District Court, parish of Vernon, state of Louisiana."

AMENDMENT NO. 5

On page 1, line 13, change "Section 2." to "Section 3."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1953—
BY REPRESENTATIVE ARNOLD
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgments in the suits entitled "Leora Gernados, et al v. Toby E. Vallian and the Department of Transportation and Development" and "Terri C. Gernados v. Toby E. Vallian, et al."; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 1953 by Representative Arnold

AMENDMENT NO. 1

On page 1, line 3, after "consent" change "judgment" to "judgments"

AMENDMENT NO. 2

On page 1, line 4, change "suit" to "suits"

AMENDMENT NO. 3

On page 1, line 5, after "Development" and before the semicolon ";" insert "and "Terri C. Gernados v. Toby E. Vallian, et al.";"

AMENDMENT NO. 4

On page 1, between lines 14 and 15, insert the following:

"Section 2. The sum of Five Thousand and No/100 (\$5,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay the consent judgment in the suit entitled "Terri C. Gernados v. Toby E. Vallian, et al.", bearing Number 27,097 on the docket of the Twenty-third Judicial District Court, parish of St. James, state of Louisiana."

AMENDMENT NO. 5

On page 1, at the beginning of line 15, change "Section 2." to "Section 3."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1983—
BY REPRESENTATIVE MCDONALD
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to be used to pay certain judgments against the state; to pay the judgment in the suit entitled "Stuart Hughes Smith, et ux. v. State of Louisiana, Department of Transportation and Development et al"; to pay the judgment in the suit entitled "Marcus Ray Bennett v. Ford Motor Company and State of Louisiana, Department of Transportation and Development"; to pay the judgment in the suit entitled "The Estate of Gabriel Taylor Murray, et al v. State of Louisiana, Department of Transportation and Development"; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 1983 by Representative McDonald

AMENDMENT NO. 1

On page 1, line 10, after "Development" insert a semi-colon ";"

AMENDMENT NO. 2

On page 2, line 2, after "interest" and before the comma "," insert "from September 16, 2002 until paid"

AMENDMENT NO. 3

On page 2, at the end of line 13, change "Ouachita" to "Morehouse"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1987—
BY REPRESENTATIVE SCALISE
AN ACT

To amend and reenact R.S. 15:831(A), relative to medical care of inmates; to prohibit the use of state funds for medical costs associated with organ transplants; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

Reconsideration

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

HOUSE BILL NO. 2029 (Substitute for House Bill No. 989 by Representative Townsend) —
BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 37:24, relative to health care professionals; to provide for access to certain information from health care professional licensing boards; to provide for information on adverse actions taken against health care professionals; and to provide for related matters.

Read by title.

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

Returned to the calendar under the rules.

Suspension of the Rules

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

House Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

HOUSE BILL NO. 2030 (Substitute for House Bill No. 1083 by Representative Powell)—
BY REPRESENTATIVE POWELL
AN ACT

To enact Subpart B-33 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.611 through 130.619, to create the Hammond Area Economic and Industrial Development District; to provide relative to the boundaries and purposes of the district; to provide relative to the governing authority of the district and its powers and duties; to provide relative to taxes to be levied and collected in the district; to provide relative to the issuance of bonds; 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	Faucheux	Odinet
Alario	Flavin	Perkins
Alexander	Frith	Psychaud
Ansardi	Futrell	Pierre

Arnold	Gallot	Pinac
Baldone	Glover	Pitre
Baudoin	Green	Powell
Baylor	Guillory	Quezaire
Beard	Hammett	Richmond
Bowler	Hebert	Salter
Broome	Hill	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hunter	Schwegmann
Capella	Hutter	Smith, G.—56th
Carter, K	Iles	Smith, J.D.—50th
Carter, R	Jackson, L	Smith, J.H.—8th
Cazayoux	Jackson, M	Smith, J.R.—30th
Crane	Johns	Sneed
Crowe	Kennard	Stelly
Curtis	Kenney	Strain
Damico	LaFleur	Swilling
Daniel	Lancaster	Thompson
Dartz	Landrieu	Toomy
Devillier	LeBlanc	Townsend
Diez	Lucas	Triche
Doerge	Martiny	Waddell
Downer	McDonald	Walker
Downs	McVea	Welch
Durand	Montgomery	Winston
Erdey	Morrish	Wright
Fannin	Murray	
Farrar	Nevers	

Total—94

NAYS

Total—0

ABSENT

Fruge	Katz	Tucker
Heaton	Morrell	Walsworth
Honey	Romero	Wooton
Hudson	Shaw	
Total—11		

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. 2031 (Substitute for House Bill No. 1588 by Representative Daniel)—
BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 11:62(5) (introductory paragraph) and (b) and 511, to enact Chapter 5 of Subtitle I of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:351 through 355, and to repeal R.S. 11:62(3), 242(B)(11), 246(A)(9), and Chapter 9 of Subtitle III of Title 11 of the Louisiana Revised Statutes of 1950, comprised of R.S. 11:2251 through 2270; to create the Louisiana Board of Pension Administration and the Public Employees' Retirement Fund of Louisiana; to provide with respect to membership, creditable service, benefits, administration, management and expenditure of funds, and methods of funding and financing; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 2032 (Substitute for House Bill No. 1593 by Representative Flavin)—
BY REPRESENTATIVE FLAVIN

AN ACT

To enact Subpart M of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:140.201 through 140.207, relative to physical development of parishes and municipalities; to provide with respect to the creation of a metropolitan planning commission in the parish of Calcasieu; to provide for the creation, organization, powers, and duties of a metropolitan planning commission; to provide with respect to the regulation of the subdivision and zoning of land in the metropolitan planning area; to provide for the adoption of ordinances prescribing minimum construction, health, and sanitation standards; to provide for joint or correlated action by the governing authority of any municipality within the parish and the police jury of Calcasieu Parish in the adoption of ordinances or other measures; and to provide for related matters.

Read by title.

Rep. Flavin 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	Psychaud
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	Hudson	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	Kennard	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
Devillier	LeBlanc	Toomy
Diez	Lucas	Townsend
Doerge	Martiny	Triche
Downer	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Welch
Fannin	Morrell	Winston
Farrar	Morrish	Wright
Faucheux	Murray	
Flavin	Nevers	
Total—97		

NAYS

Total—0

ABSENT

Downs	Landrieu	Walsworth
Hunter	Shaw	Wooton
Katz	Tucker	
Total—8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Flavin 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. 453—
BY REPRESENTATIVE HAMMETT
AN ACT

To enact R.S. 9:5607, relative to civil liability for damages; to provide for peremption of actions for damages against a professional engineer, surveyor, and architect; to provide for applicability; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hammett to Engrossed House Bill No. 453 by Representative Hammett

AMENDMENT NO. 1

On page 2, line 11, after "from" insert a colon ":" and delete the remainder of the line

AMENDMENT NO. 2

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

"(1) The date of registry in the mortgage office of acceptance of the work by owner; or

(2) The date the owner has occupied or taken possession of the improvement, in whole or in part, if no such acceptance is recorded; or

(3) The date the person furnishing such services has completed the services with regard to actions against that person, if the person performing or furnishing the services, as described herein, does not render the services preparatory to construction, or if the person furnishing such services is preparatory to construction but the person furnishing such services does not perform any inspection of the work."

AMENDMENT NO. 3

On page 2, after line 24, insert the following:

"F. The preemptive periods provided in Subsections A and B of this Section shall not apply to any proceedings initiated by the Louisiana Professional Engineering and Land Surveying Board or The State Board of Architectural Examiners."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hammett to Engrossed House Bill No. 453 by Representative Hammett

AMENDMENT NO. 1

On page 1, at the beginning of line 14, delete "under" and insert "licensed under the laws of"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hammett to Engrossed House Bill No. 453 by Representative Hammett

AMENDMENT NO. 1

On page 1, line 4, after "architect;" and before "to provide" insert "to provide for a prescriptive period for such actions;"

AMENDMENT NO. 2

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

"C. The one-year period of limitation provided in Subsection A of this Section is a prescriptive period within the meaning of Civil Code Article 3447. The five-year period of limitation provided for in Subsection A of this Section is a peremptive period within the meaning"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinot
Alario	Futrell	Perkins
Alexander	Gallot	Psychaud
Arnold	Glover	Pierre
Baldone	Green	Pinac
Baudoin	Guillory	Pitre
Baylor	Hammett	Powell
Beard	Heaton	Quezaire
Bowler	Hebert	Richmond
Broome	Hill	Romero
Bruce	Honey	Salter
Bruneau	Hopkins	Scalise
Capella	Hudson	Schneider
Carter, K	Hunter	Schwegmann
Carter, R	Hutter	Shaw
Cazayoux	Iles	Smith, G.—56th
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	Tucker
Durand	Martiny	Waddell
Erdey	McDonald	Walker
Fannin	McVea	Walsworth
Farrar	Montgomery	Welch
Faucheux	Morrell	Winston
Flavin	Morrish	Wright
Frith	Murray	

Total—101

NAYS

Total—0

ABSENT

Ansardi	Smith, J.D.—50th
Nevers	Wooton
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 679—
BY REPRESENTATIVE HEBERT
A JOINT RESOLUTION

Proposing an amendment to the Constitution of Louisiana, to amend Article III, Section 5(A) and Article IV, Section 3(A) and to add Article IV, Section 3(E), to change the date that statewide elected officials and members of the legislature take office; to provide relative to the election of the statewide elected officials and members of the legislature; to extend the term of office of the statewide elected officials and members of the legislature; to specify a date on which members of the legislature take office; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hebert to Engrossed House Bill No. 679 by Representative Hebert

AMENDMENT NO. 1

On page 1, at the beginning of line 4, change "Section 3(E)," to "Section (3)(E) and (F),"

AMENDMENT NO. 2

Page 24 HOUSE

35th Day's Proceedings - June 3, 2003

On page 1, line 9, after "office;" and before "to provide" insert the following:

"to provide for the election of all other officials; to provide for the effectuation of such change in election by law;"

AMENDMENT NO. 3

On page 2, line 8, change "Section 3(E)" to "Section (3)(E) and (F)"

AMENDMENT NO. 4

On page 3, between lines 2 and 3, insert the following:

"(F) Notwithstanding any other provision of law, home rule charter, or this constitution to the contrary, beginning January 1, 2006, all other officials elected to a regular term of office, except those officials provided for in Paragraph (E) of this Section, shall be elected at the regular congressional election. The legislature shall provide by law for the terms of office of such officials and other matters necessary to effectuate this Paragraph."

AMENDMENT NO. 5

On page 3, at the end of line 13, delete "and"

AMENDMENT NO. 6

On page 3, line 15, after "office" delete the period "." and insert the following:

"to provide beginning January 1, 2006, that all other officials elected to a regular term of office shall be elected at the regular congressional election; and to provide that the legislature shall provide by law for the terms of office of such officials and other matters necessary to effectuate the change in elections."

AMENDMENT NO. 7

On page 3, line 16, change "Section 3(E)" to "Section (3)(E) and (F)"

Rep. Hebert moved the adoption of the amendments.

Rep. Murray objected.

By a vote of 39 yeas and 55 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

Alexander	Erdey	Pitre
Baldone	Fannin	Schwegmann
Beard	Farrar	Shaw
Bowler	Frith	Smith, G.—56th
Bruneau	Fruge	Smith, J.D.—50th
Capella	Futrell	Strain
Carter, R	Hebert	Townsend
Cazayoux	Hopkins	Triche
Crowe	Katz	Waddell
Daniel	LaFleur	Walker
Dartez	Lancaster	Walsworth
Devillier	McVea	Wright

Downer
Total—38

Perkins

NAYS

Alario	Hill	Nevers
Arnold	Honey	Odinet
Baylor	Hudson	Peychaud
Broome	Hunter	Pierre
Bruce	Hutter	Pinac
Carter, K	Iles	Powell
Crane	Jackson, M	Quezaire
Curtis	Johns	Romero
Damico	Kennard	Salter
Diez	Kenney	Schneider
Durand	Landriou	Smith, J.H.—8th
Faucheux	LeBlanc	Smith, J.R.—30th
Flavin	Lucas	Sneed
Gallot	Martiny	Stelly
Glover	McDonald	Swilling
Green	Montgomery	Thompson
Guillory	Morrell	Toomy
Hammett	Morrish	Welch
Heaton	Murray	Winston
Total—57		

ABSENT

Mr. Speaker	Downs	Tucker
Ansardi	Jackson, L	Wooton
Baudoin	Richmond	
Doerge	Scalise	
Total—10		

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

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

Speaker DeWitt in the Chair

HOUSE BILL NO. 1838— BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 9:1131.2(20) and (22), 1131.4(A), (B), (C)(2), (5), and (6), and (D), 1131.8, 1131.9(B) and (C), 1131.10.1, 1131.12(B), (C)(3), (D)(introductory paragraph), (E)(6), (F), and (G)(2) and (3), 1131.13(A) (B), and (E), 1131.20(B), (C), (D), (J), and (K), 1131.21(B) and (C), 1131.23(A)(introductory paragraph) and (G), 1131.28(A) and R.S. 37:1437.1(B)(1)(a) and (C), to enact R.S. 9:1131.3(E) through (H), 1131.4(F), 1131.9.1, 1131.9.2, 1131.12(D)(3) through (7), 1131.16.1 and R.S. 37:1437.1(G), and to repeal R.S. 9:1131.4(C)(7) through (13), 1131.10, 1131.12(E)(14) and (18), 1131.12(G)(4) through (8), 1131.13(F), 1131.14, 1131.15, 1131.16, 1131.20(E) through (I), 1131.21(D), and 1131.28(B) and (C), relative to the Louisiana Timesharing Act; to provide for various revisions to the Act; to repeal certain provisions of the Act; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pinac to Engrossed House Bill No. 1838 by Representative Pinac

AMENDMENT NO. 1

On page 2, delete lines 12 through 14, and insert the following:

"(20) "Timeshare interest" means ~~both~~ an ownership "timeshare interest", ~~and~~ a lease timeshare interest, ~~a timeshare estate and a timeshare use unless expressly provided otherwise and includes any of the following:~~"

AMENDMENT NO. 2

On page 2, between lines 21 and 22, insert the following:

"(c) An "ownership timeshare interest" which is an interest in which a person receives the right to use or occupy, however evidenced or documented, immovable property for a period of less than a full year, over a period of more than three years, coupled with an ownership in immovable property.

(d) A "lease timeshare interest" which is an interest in which a person receives the right to use or occupy, however evidenced or documented, immovable property for a period of less than a full year, over a period of more than three years."

AMENDMENT NO. 3

On page 4, delete lines 17 through 19 and insert the following:

"A.(1) ~~No~~ Unless otherwise provided in this Chapter, no person shall ~~offer for sale, sell, offer to sell, solicit, or attempt to solicit for the sale of a timeshare interest in timeshare property located in Louisiana prospective purchasers to purchase a timeshare interest in timeshare property to any person located in Louisiana unless:~~

(a) ~~It~~ It is pursuant to a timeshare plan that is registered with and approved by the Louisiana Real Estate Commission.

(b) That person has provided the Louisiana Real Estate Commission with proof of its financial ability to complete the timeshare plan as registered and fulfill its contractual obligations.

(2) No person shall sell, offer to sell, solicit, or attempt to solicit the purchase of a timeshare interest from any location within this state unless the person, or a related entity, has previously or at that time, registered a timeshare plan located in this state, with the Louisiana Real Estate Commission consisting of at least sixty-five completed or proposed units, committed to either an ownership timeshare interest or a lease timeshare interest whose initial use rights were for a period of not less than twenty years. Additionally, in the event the person, or a related entity, intends to sell, offer to sell, solicit, or attempt to solicit the purchase of a timeshare interest in a timeshare plan located outside the state of Louisiana from a location within this state, such person, or a related entity, shall be subject to the following:

(a) If the person, or a related entity, has not previously registered a timeshare plan located in this state with the Louisiana Real Estate Commission consisting of at least sixty-five completed units, and has registered with the Louisiana Real Estate Commission a proposed timeshare plan located in this state consisting of at least sixty-five units, such person shall complete a minimum of fifteen units in such proposed timeshare plan within two years from the date

of the registration approval issued by the Louisiana Real Estate Commission.

(b) In the event the person subject to Subparagraph (a) of this Paragraph fails to complete a minimum of fifteen units in such proposed timeshare plan within the aforementioned two year period, the person, or a related entity, shall not be permitted to continue to sell, offer to sell, solicit, or attempt to solicit the purchase of a timeshare interest in a timeshare plan located outside of this state from a location within this state until a minimum of fifteen units in the proposed timeshare plan located within this state have been completed.

(c) In the event the developer, using its best efforts, is unable to complete a minimum of fifteen units in such proposed timeshare plan as referenced in Subparagraph (a) of this Paragraph within the aforementioned two year period due to delays caused by strikes, inability to obtain labor or material, governmental restriction, enemy action, civil commotion, fire, acts of God, or delays caused by conditions beyond the developer's control, the developer shall have such additional time as necessary to complete a minimum of fifteen units prior to being required to discontinue the offering of timeshare interests in a timeshare plan located outside the state of Louisiana as provided in Subparagraph (a) of this Paragraph.

(3) ~~Notwithstanding obligations placed~~"

AMENDMENT NO. 4

On page 5, line 10, after "year," and before "purchaser" delete "A" and insert "For purposes of calculating the one-to-one purchaser to accommodations ratio only, a"

AMENDMENT NO. 5

On page 5, delete lines 13 and 14, and insert "timeshare plan without regard to whether such use"

AMENDMENT NO. 6

On page 5, delete lines 16 through 18 and insert "A timeshare"

AMENDMENT NO. 7

On page 5, line 19, after "plan" and before "created" delete "shall be" and insert "is"

AMENDMENT NO. 8

On page 5, line 21, after "parishes" and before "in" delete "and county or counties"

AMENDMENT NO. 9

On page 5, line 23, after "the" and before "sale" insert "closing of the"

AMENDMENT NO. 10

On page 8, delete lines 4 and 5 and insert the following:

"interest. Said bond shall be maintained until one year following the date of the last timeshare sale made by the filing developer or until January 1, 2008, whichever occurs first. Beginning"

AMENDMENT NO. 11

On page 12, line 4, after "person" and before "utilized" delete "and acquisition agent"

Page 26 HOUSE

35th Day's Proceedings - June 3, 2003

AMENDMENT NO. 12

On page 20, line 3, after "Subsection" and before "of" change "C" to "B"

AMENDMENT NO. 13

On page 31, line 22, between "be" and "an amount" delete "in" and insert "the lesser of"

AMENDMENT NO. 14

On page 45, after line 20, insert the following:

"Section 4. The changes and additions affected by the provisions of this Act shall not apply to any timeshare project which has filed and been approved to operate as a timeshare project by the Louisiana Real Estate Commission on or before June 1, 1985, and whose developer has not been suspended by the Louisiana Real Estate Commission, and which, if approved prior to July 20, 1984, has been actively and continuously marketed as a timeshare project. Notwithstanding the preceding sentence, any timeshare project or its developer who are covered by the preceding sentence may take advantage of any provision of this Act by giving written notice of such intention to the Louisiana Real Estate Commission and such action by a timeshare project, or its developer, shall in no way constitute a waiver of the rights granted to said timeshare project, or developer, under this provision."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Odinet
Alario	Gallot	Perkins
Alexander	Glover	Psychaud
Ansardi	Green	Pierre
Arnold	Guillory	Pinac
Baldone	Hammett	Pitre
Baudoin	Heaton	Powell
Baylor	Hebert	Quezaire
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, M	Smith, J.D.—50th
Crane	Johns	Smith, J.H.—8th
Crowe	Katz	Smith, J.R.—30th
Curtis	Kennard	Sneed
Damico	Kennedy	Stelly
Daniel	LaFleur	Strain
Dartez	Lancaster	Swilling
Devillier	Landrieu	Thompson
Diez	LeBlanc	Toomy
Downer	Lucas	Townsend
Durand	Martiny	Triche
Erdey	McDonald	Tucker
Fannin	McVea	Waddell
Farrar	Montgomery	Walker

Faucheux	Morrell	Walsworth
Flavin	Morrish	Welch
Frith	Murray	Winston
Fruge	Nevers	Wright
Total—99		

NAYS

Total—0

ABSENT

Cazayoux	Downs	Richmond
Doerge	Jackson, L	Wooton
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1884— BY REPRESENTATIVE HEBERT AN ACT

To amend and reenact R.S. 9:4753, relative to privileges; to provide for the lien on proceeds recovered on account of injuries; to provide for the requirements necessary to effectuate the lien; and to provide for related matters.

Called from the calendar.

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	Odinet
Alario	Futrell	Perkins
Alexander	Gallot	Psychaud
Ansardi	Glover	Pierre
Arnold	Green	Pinac
Baldone	Guillory	Pitre
Baudoin	Hammett	Powell
Baylor	Heaton	Quezaire
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	Kennedy	Thompson
Devillier	LaFleur	Toomy
Diez	Landrieu	Townsend
Downer	LeBlanc	Triche
Durand	Martiny	Tucker

Erdey	McDonald	Waddell
Fannin	McVea	Walker
Farrar	Montgomery	Walsworth
Faucheux	Morrish	Welch
Flavin	Murray	Winston
Frith	Nevers	Wright
Total—96		

NAYS

Total—0

ABSENT

Bowler	Lancaster	Richmond
Doerge	Lucas	Swilling
Downs	Morrell	Wooton
Total—9		

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. 2016 (Substitute for House Bill No. 1060 by Representative Beard)—
BY REPRESENTATIVE BEARD

AN ACT

To enact Chapter 17 of Subtitle II of Title 30 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 30:2391 through 2400, and R.S. 36:359(K), relative to reclaimed water; to establish a reclaimed water program; to provide for definitions; to prohibit the use of potable water for certain purposes if reclaimed water is available; to create and provide for the powers and duties of the Louisiana Ground Water Resources Commission's Committee on Reclaimed Water; to provide for the use of revenue collected from the sale of reclaimed water; to establish fees and penalties; to create a drought-proof supply of water for industry; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Beard to Engrossed House Bill No. 2016 by Representative Beard

AMENDMENT NO. 1

Delete House Floor Amendment No. 4 proposed by Representative Beard and adopted by the House on May 19, 2003.

AMENDMENT NO. 2

Delete House Floor Amendments No. 1, 2, and 3 proposed by Representative Schneider and adopted by the House on May 19, 2003.

AMENDMENT NO. 3

On page 1, line 3, after "through" delete the remainder of the line and at the beginning of line 4, delete "36:359(K)" and insert "2398,"

AMENDMENT NO. 4

On page 1, line 6, after "available;" delete the remainder of the line and delete lines 7 and 8 in their entirety and insert "to provide"

AMENDMENT NO. 5

On page 1, line 10, delete "establish fees and penalties; to"

AMENDMENT NO. 6

On page 1, line 14, change "2400" to "2398"

AMENDMENT NO. 7

On page 4, delete lines 1 through 3 in their entirety

AMENDMENT NO. 8

On page 4, at the beginning of line 4, change "(4)" to "(3)"

AMENDMENT NO. 9

On page 4, at the beginning of line 7, change "(5)" to "(4)"

AMENDMENT NO. 10

On page 5, delete lines 15 through 26 in their entirety and delete pages 6 and 7 in their entirety and on page 8, delete lines 1 through 17 in their entirety and insert "§2396. Costs"

AMENDMENT NO. 11

On page 8, at the beginning of line 18, delete "A."

AMENDMENT NO. 12

On page 9, delete lines 4 through 6 in their entirety

AMENDMENT NO. 13

On page 9, line 7, change "§2399." to "§2397."

AMENDMENT NO. 14

On page 9, line 24, change "§2400." to "§2398."

AMENDMENT NO. 15

Delete page 10 in its entirety

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinot
Alario	Fruge	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	Hopkins	Salter
Bruce	Hudson	Scalise
Bruneau	Hunter	Schneider
Capella	Hutter	Schwegmann
Carter, K	Iles	Shaw
Carter, R	Jackson, L	Smith, G.—56th
Cazayoux	Jackson, M	Smith, J.D.—50th
Crane	Johns	Smith, J.H.—8th
Crowe	Katz	Smith, J.R.—30th
Curtis	Kennard	Sneed
Damico	Kenney	Stelly
Daniel	LaFleur	Strain
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
Fauchoux	Murray	Wright
Flavin	Nevers	
Total—101		

NAYS

Total—0

ABSENT

Glover	Swilling
Honey	Wooton
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Suspension of the Rules

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

HOUSE BILL NO. 2022 (Substitute for House Bill No. 1932 by Representative Daniel)—

BY REPRESENTATIVE DANIEL

AN ACT

To enact R.S. 30:2015.1, relative to the remediation of usable ground water; to provide for purpose; to provide for notice of actions to recover damages for usable ground water contamination; to provide for certain state departments intervening or being made parties to such actions; to provide for remediation plans and response by certain state agencies; to provide for damages to be placed into the registry of the court; to provide for certain court costs; to provide for expenditure of funds from such registry; to provide for posting of bonds; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Salter on behalf of the Legislative Bureau to Engrossed House Bill No. 2022 by Representative Daniel

AMENDMENT NO. 1

On page 7, line 3, following "or Groundwater" and before "III" insert "Classification"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Engrossed House Bill No. 2022 by Representative Daniel

AMENDMENT NO. 1

On page 2, line 15, before "demand" insert "judicial"

AMENDMENT NO. 2

On page 2, at the end of line 16, delete "investigation, testing" and at the beginning of line 17, delete "containment, remediation, or abatement" and insert "evaluation and remediation"

AMENDMENT NO. 3

On page 2, at the end of line 24, delete "investigation, testing, containment," and at the beginning of line 25, delete "remediation, or abatement" and insert "evaluation and remediation"

AMENDMENT NO. 4

On page 3, line 6, after "litigation" and before "without" insert a comma "," and "nor shall the litigation be dismissed,"

AMENDMENT NO. 5

On page 3, delete lines 8 through 12, and insert the following:

"C.(1) If prior to judgment on the merits, a party admits responsibility or the court makes a determination that contamination exists which poses a threat to public health, and that evaluation or remediation is required to protect usable ground water and determines the responsible party, the court shall either order the responsible party or a court appointed expert to develop a plan for evaluation or remediation of the contamination. The court shall also"

AMENDMENT NO. 6

On page 3, at the end of line 16, delete "by the" and at the beginning of line 17, delete "responsible party," and insert "as provided in Paragraph(C)(1)."

AMENDMENT NO. 7

On page 3, line 18, delete "submitted by the responsible party"

AMENDMENT NO. 8

On page 3, at the beginning of line 20, delete "submitted by the responsible party"

AMENDMENT NO. 9

On page 4, delete lines 5 through 11, and insert the following:

"(4) No plan shall be adopted by the court without consideration of considerable input from the Department of Natural Resources or the Department of Environmental Quality.

D. After a trial on the merits, if the court makes a determination that contamination exists which poses a threat to public health as to which evaluation or remediation is required to protect usable ground water and determines the party responsible, the court shall render judgment adopting the plan which the court determines is the most feasible plan to evaluate or remediate the contamination and protect the ground water consistent with the health, safety, and welfare of the people. To the extent the judgment requires the evaluation or remediation to protect usable ground water, the court shall order the responsible party to deposit the estimated cost to implement the plan in the registry of the court. No plan shall be adopted by the court without consideration of considerable input from the Department of Natural Resources or the Department of Environmental Quality.

E.(1) Whether or not the Department of Natural Resources or the Department of Environmental Quality becomes a party, and except as provided in Subsection I, all damages or payments awarded in any civil action, including interest thereon, for the evaluation and remediation of contamination or pollution that are attributable to or based on allegations by the plaintiff or evidence, presented by the plaintiff at the trial on the merits, of impact or threatened impact to usable ground water shall be paid exclusively into the registry of the court as provided in this Section."

AMENDMENT NO. 10

On page 4, at the beginning of line 12, change "(5)" to "(2)"

AMENDMENT NO. 11

On page 4, delete line 14 in its entirety and insert "evaluation and remediation. In"

AMENDMENT NO. 12

On page 4, at the beginning of line 20, change "(6)" to "(3)"

AMENDMENT NO. 13

On page 4, line 21, after "the" delete "remediation," and at the beginning of line 22, delete "containment, or prevention" and insert "evaluation and remediation"

AMENDMENT NO. 14

On page 4, at the beginning of line 24, change "(7)" to "(4)"

AMENDMENT NO. 15

On page 4, delete line 26 in its entirety and insert "as the evaluation and remediation is completed."

AMENDMENT NO. 16

On page 5, line 1, change "may" to "shall"

AMENDMENT NO. 17

On page 5, line 1, after "party" delete "of interest"

AMENDMENT NO. 18

On page 5, line 4, after "complete" delete the remainder of the line and delete lines 5 and 6 and insert the following:

"the evaluation or remediation and, upon completion of the evaluation and remediation, shall order any funds remaining in"

AMENDMENT NO. 19

On page 5, at the beginning of line 8, change "D." to "F.(1)"

AMENDMENT NO. 20

On page 5, line 9, delete "investigation, testing, containment," and on line 10 delete "remediation, or abatement" and insert "evaluation and remediation"

AMENDMENT NO. 21

On page 5, between lines 18 and 19, insert the following:

"(2) In any civil action in which the Department of Natural Resources or the Department of Environmental Quality or its employees are parties, witnesses, provide evidence, or otherwise contribute to the determination of responsibility or evaluation or remediation, such agency shall be entitled to recover from the party cast in judgment, all costs, including evaluation and review costs, expert witness fees and attorney's fees, based upon quantum meruit.

G. Any judgment adopting a plan of evaluation or remediation and ordering the responsible party to deposit funds for the implementation thereof into the registry of the court pursuant to this Section shall be considered a final judgment pursuant to the Code of Civil Procedure for purposes of appeal. The appeal of any judgement which consists in whole or in part of an order adopting a plan of evaluation or remediation to protect usable ground water shall be heard with preference and on an expedited basis by the court of appeal."

AMENDMENT NO. 22

On page 5, at the beginning of line 19, change "E." to "H."

AMENDMENT NO. 23

On page 6, at the beginning of line 4, change "F." to "I."

AMENDMENT NO. 24

On page 6, at the beginning of line 17, change "G." to "J."

AMENDMENT NO. 25

On page 7, delete line 1 through 3 in their entirety and insert the following:

"K. For the purposes of this Section, the following terms shall have the following meanings:

(1) "Usable ground water" shall mean any ground water defined as Groundwater Classification I or Groundwater Classification II under the terms of"

AMENDMENT NO. 26

On page 7, at the end of line 5 delete "Quality." and insert the following:

"Quality and in effect on January 1, 2003.

(2) "Evaluation and remediation" shall include but not limited to investigation, testing, monitoring, containment, prevention or abatement."

AMENDMENT NO. 27

On page 7, at the end of line 17, insert "This Act shall not apply to cases that have been compromised or settled prior to the effective date of this Act."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Cazayoux to Engrossed House Bill No. 2022 by Representative Daniel

AMENDMENT NO. 1

On page 1, at the end of line 14, delete the colon ":" and at the beginning of line 15, delete "(1) That" and insert "that"

AMENDMENT NO. 2

On page 2, delete lines 4 through 14 and insert the following:

"B. (1) This Section shall not apply unless the plaintiff makes a judicial demand to recover damages for the investigation, containment, remediation, or abatement of any contaminated or polluted usable ground water by a specific reference to the provisions of the Section.

(2) Upon the filing of "

AMENDMENT NO. 3

On page 2, line 18 after "pollution" delete the remainder of the line and insert "of usable ground water or for any imminent and immediate threat of contamination or pollution of usable ground water, the"

AMENDMENT NO. 4

On page 2, line 25, after "pollution" delete the remainder of the line and delete line 26 and insert "of usable ground water or for any imminent and immediate threat of contamination or pollution of usable ground water, the Department of"

AMENDMENT NO. 5

Delete House Floor Amendment No. 5, in the set of 27 amendments proposed by Representative Daniel and adopted by the House on June 3, 2003

AMENDMENT NO. 6

On page 3, delete lines 8 through 11 and insert the following:

"C.(1) If, prior to judgment on the merits, a party admits responsibility or the court makes a determination that contamination

of usable ground water exists or that an imminent and immediate threat of contamination of usable ground water exists which poses a threat to the public health, and that evaluation or remediation is required and determines the responsible party, the court shall either order the responsible party or a court appointed expert to develop a plan for evaluation or remediation of the contamination. The court shall also"

AMENDMENT NO. 7

Delete House Floor Amendment No. 9, in the set of 27 amendments proposed by Representative Daniel and adopted by the House on June 3, 2003

AMENDMENT NO. 8

On page 4, delete lines 5 through 11 and insert the following:

"D. After a trial on the merits, if the court makes a determination that actual pollution or contamination of the usable ground water exists or that an imminent and immediate threat of pollution or contamination of usable ground water exists which poses a threat to public health as to which evaluation or remediation and determines the party responsible, the court shall render judgment adopting the plan which the court determines is the most feasible plan to evaluate or remediate the contamination consistent with the health, safety and welfare of the people pursuant to procedures set forth in Paragraphs C(1) and (2) of this Section. To the extent the judgment requires evaluation or remediation, the court shall order the responsible party to deposit the estimated cost to implement the plan in the registry of the court.

E. (1) Whether or not the Department of Natural Resources or the Department of Environmental Quality becomes a party, and except as provided in Subsection I, all damages or payments awarded in any civil action, including interest thereon, for the evaluation and remediation of contamination or pollution of usable ground water or imminent or immediate threat to usable ground water shall be paid in the registry of the court as provided in this Section."

AMENDMENT NO. 9

Delete House Floor Amendment No. 21, in the set of 27 amendments proposed by Representative Daniel and adopted by the House on June 3, 2003

AMENDMENT NO. 10

On page 5, delete lines 15 through 18 and at the end of line 15 insert the following:

"including expert witness fees and reasonable attorney's fees."

(2) To the extent that the Department of Natural Resources or the Department of Environmental Quality or its employees are parties or witnesses, provide evidence, or otherwise contribute to the determination of responsibility or evaluation or remediation pursuant to Subsections C and D of this Section, such agency shall be entitled to recover from the party cast in judgment all costs, including evaluation and review costs, expert witness fee, and reasonable attorney's fees.

G. Any judgment adopting a plan of evaluation or remediation of usable ground water pursuant to this Section and ordering the responsible party to deposit funds for the implementation thereof into the registry of the court pursuant to this Section shall be considered a final judgment pursuant to the Code of Civil Procedure for purposes of appeal. The appeal of any judgment which consists in

whole or in part of an order adopting a plan of evaluation or remediation of usable ground water shall be heard with preference and on an expedited basis by the courts of appeal."

Rep. Cazayoux moved the adoption of the amendments.

Rep. Daniel objected.

By a vote of 66 yeas and 33 nays, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Flavin	Pierre
Alario	Frith	Pinac
Alexander	Fruge	Pitre
Ansardi	Futrell	Powell
Arnold	Glover	Quezaire
Baldone	Guillory	Salter
Beard	Hammett	Scalise
Broome	Heaton	Schneider
Bruce	Hebert	Schwegmann
Bruneau	Hopkins	Shaw
Capella	Hudson	Smith, G.—56th
Cazayoux	Hutter	Smith, J.D.—50th
Crane	Jackson, L	Smith, J.H.—8th
Crowe	Jackson, M	Smith, J.R.—30th
Damico	Johns	Sneed
Daniel	Katz	Stelly
Dartez	Kenney	Strain
Devillier	LaFleur	Thompson
Diez	Lancaster	Toomy
Doerge	Landrieu	Townsend
Downer	LeBlanc	Tucker
Downs	Martiny	Waddell
Durand	McDonald	Walker
Erdey	McVea	Walsworth
Fannin	Morrish	Winston
Farrar	Odinet	Wright
Faucheux	Perkins	
Total—80		

NAYS

Baudoin	Green	Nevers
Baylor	Honey	Peychaud
Bowler	Hunter	Richmond
Carter, K	Iles	Romero
Carter, R	Lucas	Swilling
Curtis	Montgomery	Triche
Gallot	Murray	Welch
Total—21		

ABSENT

Hill	Morrell
Kennard	Wooton
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Suspension of the Rules

On motion of Rep. Bruce, and under a suspension of the rules, the above roll call was corrected to reflect her as voting yea.

HOUSE BILL NO. 1297—
BY REPRESENTATIVE TRICHE
AN ACT

To amend and reenact R.S. 47:1577, relative to state tax obligations constituting a lien, privilege, and mortgage; to conform provisions to the Internal Revenue Code; to specify that state tax liens, privileges, and mortgages prime all others; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Triche to Engrossed House Bill No. 1297 by Representative Triche

AMENDMENT NO. 1

On page 1, line 3, after the semicolon ";" delete the remainder of the line

AMENDMENT NO. 2

On page 1, delete lines 4 and 5 in their entirety and insert the following:

"to provide that state tax lien, privilege, and mortgage arise at the time the tax is assessed; to provide for an effective date; and to"

AMENDMENT NO. 3

On page 1, delete lines 10 through 12 in their entirety

AMENDMENT NO. 4

On page 1, line 13, change "B." to "A."

AMENDMENT NO. 5

On page 2, at the end of line 12, after "filed." delete "or" and delete lines 13 and 19 in their entirety, and insert "whichever occurs first."

AMENDMENT NO. 6

On page 2, at the beginning of line 20, delete "arise" and the period "."

AMENDMENT NO. 7

On page 2, line 23, after "amount" delete the remainder of the line, and delete lines 24 through 26 in their entirety, and insert "assessed or a judgment against the tax debtor arising out of such liability is satisfied or becomes unenforceable by reason of lapse of time."

Page 32 HOUSE

35th Day's Proceedings - June 3, 2003

AMENDMENT NO. 8

On page 3, at the beginning of line 1, before "notice" insert "B.(1) The secretary may cause"

AMENDMENT NO. 9

On page 3, line 2, after "due" and before "and" delete the comma ", " and delete "whether assessed or not" and insert "or the assessment is made"

AMENDMENT NO. 10

On page 3, delete lines 6 through 10, and insert the following:

"(2) Notwithstanding any other provision of law, with respect to movable property of the tax debtor, the secretary may cause such notice to be filed, at any time after the tax becomes due or the assessment is made, and regardless of whether or not then payable, in the office of the clerk of court of the parish of East Baton Rouge when the secretary has reason to believe the tax debtor owns movable property in this state. The notice herein provided shall be on a form prescribed by the secretary and shall comply with the provisions of R.S. 13:844 (D).

(3) All costs associated with filing the notices provided for herein shall be assessed against the taxpayer. The amount of such costs shall be an obligation to be collected and accounted for in the same manner as if it were a part of the tax due.

C. The lien, privilege, and mortgage shall not be valid against any mortgagee, purchaser, secured party, judgment lien creditor, or person holding a repairman's or vendor's privilege whose interest in any property of the tax debtor is perfected prior to the time notice of the lien, privilege, and mortgage is recorded in the mortgage records of any parish wherein the secretary has reason to believe the tax debtor owns property or filed in the office of the clerk of court of the parish of East Baton Rouge, or both. The lien, privilege, and mortgage shall affect the rights of all other third parties from the date the assessment is made or a return thereof is filed, whichever occurs first, and shall take their respective ranks by virtue of such."

AMENDMENT NO. 11

On page 3, delete lines 14 and 15 in their entirety, and insert the following:

"Section 2. This Act shall become effective on July 1, 2003; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2003, or on the day following such approval by the legislature, whichever is later."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Nevers
Alario	Fruge	Perkins
Alexander	Futrell	Pierre
Arnold	Gallot	Pinac
Baldone	Glover	Pitre
Baudoin	Green	Powell

Baylor	Guillory	Quezaire
Beard	Hammett	Richmond
Bowler	Heaton	Romero
Broome	Hebert	Salter
Bruce	Hill	Scalise
Bruneau	Honey	Schneider
Capella	Hopkins	Schwegmann
Carter, K	Hudson	Shaw
Carter, R	Hunter	Smith, G.—56th
Cazayoux	Hutter	Smith, J.D.—50th
Crane	Iles	Smith, J.H.—8th
Crowe	Jackson, L	Smith, J.R.—30th
Curtis	Jackson, M	Sneed
Damico	Johns	Stelly
Dartz	Katz	Strain
Devillier	Kenney	Thompson
Diez	LaFleur	Toomy
Doerge	Lancaster	Townsend
Downer	Landrieu	Triche
Downs	LeBlanc	Tucker
Durand	Lucas	Waddell
Erdey	McDonald	Walker
Fannin	McVea	Walsworth
Farrar	Montgomery	Welch
Faucheux	Morrell	Winston
Flavin	Murray	Wright
Total—96		

NAYS

Total—0

ABSENT

Ansardi	Martiny	Peychaud
Daniel	Morrish	Swilling
Kennard	Odinot	Wooton
Total—9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Triche 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. 737—
BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact R.S. 35:1.1(A), 191(C)(3), and 391(6), relative to notaries; to provide for an increase in the amount of the required bond for non-attorney and ex officio notaries; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Baldone to Engrossed House Bill No. 737 by Representative Baldone

AMENDMENT NO. 1

On page 1, line 14, after "Title" and before the period "." insert a comma "," and insert the following:

"or the notary maintains a minimum of ten thousand dollars in errors and omissions insurance coverage"

AMENDMENT NO. 2

On page 2, line 8, after "notary" and before the period "." insert a comma "," and insert the following:

"or maintaining a minimum of ten thousand dollars in errors and omissions insurance coverage"

AMENDMENT NO. 3

On page 2, line 17, after "notary" and before the period "." insert a comma "," and insert the following:

"or he has maintained a minimum of ten thousand dollars in errors and omissions insurance coverage"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Montgomery
Ansardi	Flavin	Morrell
Arnold	Frith	Morrish
Baldone	Fruge	Murray
Baylor	Gallot	Odinet
Beard	Glover	Perkins
Broome	Green	Peychaud
Bruce	Hammett	Pitre
Bruneau	Heaton	Quezaire
Capella	Hudson	Scalise
Carter, R	Hunter	Schwegmann
Cazayoux	Hutter	Shaw
Curtis	Jackson, L	Smith, G.—56th
Damico	Johns	Smith, J.D.—50th
Daniel	LaFleur	Sneed
Diez	Lancaster	Stelly
Doerge	Landrieu	Thompson
Downs	LeBlanc	Triche
Durand	Lucas	Walker
Fannin	Martiny	Welch
Farrar	McDonald	
Total—62		

NAYS

Alario	Hill	Salter
Alexander	Hopkins	Schneider
Baudoin	Iles	Smith, J.H.—8th
Bowler	Jackson, M	Smith, J.R.—30th
Carter, K	Katz	Strain
Crane	Kenney	Toomy
Crowe	McVea	Townsend
Dartez	Nevers	Tucker
Erdey	Pierre	Waddell
Futrell	Pinac	Walsworth
Guillory	Powell	Winston
Hebert	Romero	Wright

Total—36

ABSENT

Devillier	Kennard	Wooton
Downer	Richmond	
Honey	Swilling	
Total—7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Baldone 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. 804—

BY REPRESENTATIVES PEYCHAUD AND MURRAY
AN ACT

To enact R.S. 14:67.22, relative to theft; to create the crime of theft of a used building component; to provide for criminal penalties; to provide for definitions; to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Peychaud to Engrossed House Bill No. 804 by Representative Peychaud

AMENDMENT NO. 1

Delete House Floor Amendment No. 1 proposed by Representative Peychaud and adopted by the House of Representatives on April 23, 2003.

AMENDMENT NO. 2

On page 1, line 14, after "any" delete the remainder of the line and delete lines 15 through 19 in their entirety

AMENDMENT NO. 3

On page 2, delete lines 1 through 20 in their entirety and insert in lieu thereof the following:

"object produced or shaped by human workmanship or tools that is an element of structural, architectural, archaeological, historical, ornamental, cultural, utilitarian, decorative, or sentimental significance or interest, which has been and may be used as an adjunct to or component or ornament of any building or structure, regardless of monetary worth, age, size, shape, or condition, that is immovable property or fixture, including but not limited to bricks, siding, gutters, downspouts, lightning rods, chimney roofs, lights, chandeliers, stoves, tubs, sinks, faucets, faucet handles, toilets, bidets, showers, fans, furnaces, air conditioners, water heaters, sprinkling systems, shelving, countertops, cabinets, built-in speakers, shutters, trim, rafters, roof tiles, roofing, studs, foundation, barge boards, paneling, stairs, risers, banisters, wiring, plumbing, hinges, door latches, door knobs, medallions, mantles, flooring, carpet, tiles, molding, wainscoting, pavers, doors, windows, sills, transoms, joists, mailboxes, signage, fountains, decking, gates, fences, planters,

landscaping, plantings or portions thereof, or component parts of immovable property of any nature or kind whatsoever.

C. (1) Whoever commits the crime of theft of a used building component when the misappropriation or taking amounts to a value or replacement value, whichever is greater, of less than three hundred dollars, the offender shall be imprisoned for not more than one year, or may be fined not more than one thousand dollars, or both. If the offender in such cases has been convicted of theft of a used building component two or more times previously, upon any subsequent conviction he shall be imprisoned, with or without hard labor, for not more than five years, or may be fined not more than three thousand dollars, or both.

(2) When the misappropriation or taking amounts to a value or replacement value, whichever is greater, of three hundred dollars or more, but less than a value of five hundred dollars, the offender shall be imprisoned, with or without hard labor, for not more than five years, or may be fined not more than three thousand dollars, or both.

(3) When the misappropriation or taking amounts to a value or replacement value, whichever is greater, of five hundred dollars or more shall be imprisoned, with or without hard labor, for not more than twelve years, or may be fined not more than five thousand dollars, or both."

Motion

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

HOUSE BILL NO. 1685—
BY REPRESENTATIVES PEYCHAUD AND MURRAY
AN ACT

To amend and reenact Sections 7(c) and 20(l) of Act No. 170 of the 1968 Regular Session as amended by Act No. 299 of the 1972 Regular Session and Act No. 135 of the 1994 Third Extraordinary Session, relative to the New Orleans Community Improvement Act; to provide relative to electorate approval of community improvement plans undertaken by the New Orleans Redevelopment Authority; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Swilling to Engrossed House Bill No. 1685 by Representative Peychaud

AMENDMENT NO. 1

On page 2, line 14, after "municipality," insert the following:

"However, any member of the legislature whose district includes any part of the parish of Orleans may meet with the mayor and recommend changes in the redevelopment plan or project which would affect his legislative district."

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

Motion

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

HOUSE BILL NO. 1941—
BY REPRESENTATIVE CRANE
AN ACT

To amend and reenact R.S.17:3023(A)(9) and (10) and to enact R.S. 17:3128.2, relative to the control and administration of postsecondary education student financial assistance; to provide relative to the powers, duties, functions, responsibilities, programs, and operations of the Louisiana Student Financial Assistance Commission; to provide limitations; to grant to the Board of Regents certain powers, duties, functions, and responsibilities relative to student financial assistance; to provide an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pierre to Engrossed House Bill No. 1941 by Representative Crane

AMENDMENT NO. 1

On page 1, at the beginning of line 3, delete "17:3128.2," and insert "17:3048.1(C)(4) and 3128.2,"

AMENDMENT NO. 2

On page 1, line 12, delete "R.S. 17:3128.2 is" and insert "R.S. 17:3048.1(C)(4) and 3128.2 are"

AMENDMENT NO. 3

On page 1, line 6, after "Commission;" and before "to provide" insert "to require the reimbursement to the state of certain financial assistance under certain circumstances;"

AMENDMENT NO. 4

On page 2, between lines 22 and 23, and insert the following:

"§3048.1. Program awards; eligibility; amounts; limitations; funding; administration

* * *

C.

* * *

(4)(a) Notwithstanding any provision of this Chapter to the contrary and in addition to any other eligibility requirements provided by this Section for a student to initially receive and to continue to receive a program award, for a student to be eligible to have an award payment made on his behalf by the administering agency to an eligible institution, the student on whose behalf an award payment is made for any particular semester or other applicable time period shall agree to and be required to repay to the administering agency such award amount upon a determination by the agency that the student, during that particular semester or other applicable time period, failed to meet any of the requirements provided by Paragraph (A)(4) of this Section as may be applicable relative to the student making steady academic progress, maintaining

full-time standing, or having the required cumulative grade point for continuing in the program.

(b) The administering agency, by rule, shall provide for exceptions to the repayment provisions of this Paragraph when the student's failure to meet any of the specified requirements is due to circumstances beyond the control of the student.

(c) The provisions of this Paragraph shall be applicable to those students who first qualify for a program award for the 2003-2004 award year or for any award year thereafter.

* * *

Point of Order

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

Ruling of the Chair

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

Rep. Pierre moved the adoption of the amendments.

Rep. Crane objected.

By a vote of 23 yeas and 70 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Thompson and Alario to Engrossed House Bill No. 1941 by Representative Crane

AMENDMENT NO. 1

On page 4, line 1, after "July 1," delete the remainder of the line and lines 2 through 4 and insert "2004."

On motion of Rep. Thompson, 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	Durand	Nevers
Alario	Erdey	Odinot
Alexander	Faucheux	Perkins
Ansardi	Frith	Pierre
Arnold	Futrell	Pitre
Baldone	Glover	Powell
Baylor	Guillory	Richmond
Beard	Hammitt	Romero
Bowler	Heaton	Scalise
Bruneau	Honey	Schwegmann
Capella	Hudson	Sneed
Carter, R	Hutter	Strain
Crane	Jackson, L	Swilling

Crowe	Kenney	Thompson
Damico	Lancaster	Toomy
Daniel	Landrieu	Walker
Diez	LeBlanc	Winston
Downer	Martiny	
Downs	McVea	
Total—55		

NAYS

Baudoin	Hopkins	Shaw
Broome	Hunter	Smith, G.—56th
Carter, K	Iles	Smith, J.D.—50th
Cazayoux	Johns	Smith, J.H.—8th
Curtis	Katz	Smith, J.R.—30th
Dartez	Lucas	Stelly
Devillier	McDonald	Townsend
Fannin	Montgomery	Tucker
Farrar	Morrell	Waddell
Flavin	Morrish	Walsworth
Fruge	Murray	Welch
Gallot	Psychaud	Wright
Hebert	Salter	
Hill	Schneider	
Total—40		

ABSENT

Bruce	Kennard	Triche
Doerge	LaFleur	Wooton
Green	Pinac	
Jackson, M	Quezaire	
Total—10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Crane 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. 174—

BY SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 30:2157(A) and to enact R.S. 30:2157.1, relative to environmental quality; to provide for changes in emergency response standards for permits for a type 2 and a type 3 solid disposal facility; 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. 788—
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 23:1221(4)(s)(v), relative to workers' compensation, to provide for the extension of the catastrophic injury sunset provision; and to provide for related matters.

Read by title.

Rep. Cazayoux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Nevers
Alario	Futrell	Odinot
Alexander	Gallot	Perkins
Ansardi	Glover	Peychaud
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	Schneider
Carter, K	Hutter	Schwegmann
Carter, R	Iles	Shaw
Cazayoux	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	Sneed
Dartez	Kenney	Stelly
Devillier	LaFleur	Strain
Diez	Lancaster	Swilling
Doerge	Landrieu	Thompson
Downer	LeBlanc	Toomy
Downs	Lucas	Townsend
Durand	Martiny	Triche
Erdey	McDonald	Tucker
Fannin	McVea	Waddell
Farrar	Montgomery	Walker
Faucheux	Morrell	Walsworth
Flavin	Morrish	Welch
Frith	Murray	Wright
Total—102		

NAYS

Total—0

ABSENT

Crane	Winston	Wooton
Total—3		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 27—
BY SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 56:116.1(B)(1), relative to the use of aircraft in the taking of wild turkey and white-tailed deer; to prohibit the use of aircraft for the taking, or spotting of either species; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 35—

BY SENATORS GAUTREAU, DUPRE AND HOYT
AN ACT

To amend and reenact R.S. 56:303.1.1(D), relative to the fresh products license; to authorize the department to disqualify applicants for renewal of the fresh products license; to provide for issuance of a fresh product probation license under certain circumstances; to provide relative to reporting requirements involving fresh products licenses; 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. 38—

BY SENATORS IRONS, BARHAM, BOISSIERE, CAIN, CRAVINS, DARDENNE, DUPRE, GAUTREAU, HOLDEN, HOLLIS, MICHOT, MOUNT, THEUNISSEN, ULLO AND HOYT AND REPRESENTATIVES E. ALEXANDER, BALDONE, BRUCE, K. CARTER, CRANE, CROWE, ERDEY, FAUCHEUX, FLAVIN, GALLOT, HUDSON, HUTTER, L. JACKSON, KATZ, LEBLANC, MURRAY, ODINET, PEYCHAUD, POWELL, QUEZAIRE, SCHNEIDER, JACK SMITH, TOOMY, TOWNSEND, WELCH, BAUDOIN AND M. JACKSON
AN ACT

To amend and reenact R.S. 17:274(B), relative to required courses of study; to require the free enterprise curriculum to include instruction in personal finance beginning with the 2004-2005 school year; and to provide for related matters.

Read by title.

Rep. Tucker moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Fruge	Nevers
Alexander	Futrell	Odinot
Arnold	Gallot	Perkins
Baldone	Glover	Peychaud
Baudoin	Green	Pierre
Baylor	Guillory	Powell
Beard	Hammett	Quezaire
Broome	Heaton	Richmond
Bruce	Hebert	Romero
Bruneau	Honey	Scalise
Capella	Hopkins	Schneider
Carter, K	Hudson	Schwegmann

Carter, R	Hunter	Smith, G.—56th
Cazayoux	Hutter	Smith, J.D.—50th
Crane	Iles	Smith, J.H.—8th
Crowe	Jackson, L	Smith, J.R.—30th
Curtis	Jackson, M	Stelly
Damico	Johns	Strain
Daniel	Katz	Swilling
Dartez	Kenney	Thompson
Devillier	LaFleur	Townsend
Diez	Landrieu	Triche
Downer	LeBlanc	Tucker
Downs	Lucas	Waddell
Erdey	McDonald	Walsworth
Fannin	Montgomery	Welch
Faucheux	Morrell	Winston
Flavin	Morrish	
Frith	Murray	
Total—85		

NAYS

Mr. Speaker	Lancaster	Sneed
Ansardi	Martiny	Toomy
Bowler	Pinac	Walker
Durand	Pitre	Wright
Farrar	Salter	
Hill	Shaw	
Total—16		

ABSENT

Doerge	McVea
Kennard	Wooton
Total—4	

The Chair declared the above bill was finally passed.

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.

SENATE BILL NO. 50—

BY SENATORS THEUNISSEN, HOYT AND MOUNT
AN ACT

To amend and reenact R.S. 17:432(A)(1), (B), (C), (D), and (E) and 432.1(A), (B)(1), (C), (D), and (E), relative to awards for various school employees; to eliminate the limit on the amount of money that may be provided for such awards; to require school board approval of the amount of money provided for such awards; and to provide for related matters.

Read by title.

Rep. Crane moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Psychaud
Alario	Fruge	Pierre
Alexander	Futrell	Pinac
Ansardi	Gallot	Pitre
Arnold	Glover	Powell
Baldone	Green	Quezaire
Baudoin	Guillory	Richmond
Baylor	Hammett	Romero
Beard	Heaton	Salter

Bowler	Hebert	Scalise
Broome	Hill	Schneider
Bruce	Honey	Schwegmann
Bruneau	Hopkins	Shaw
Capella	Hudson	Smith, G.—56th
Carter, K	Hunter	Smith, J.D.—50th
Carter, R	Hutter	Smith, J.H.—8th
Cazayoux	Iles	Smith, J.R.—30th
Crane	Jackson, L	Sneed
Crowe	Johns	Stelly
Damico	Katz	Strain
Daniel	Kenney	Swilling
Dartez	LaFleur	Thompson
Devillier	Landrieu	Toomy
Diez	Lucas	Townsend
Downer	Martiny	Triche
Downs	McDonald	Tucker
Durand	Montgomery	Waddell
Erdey	Morrell	Walker
Fannin	Morrish	Walsworth
Farrar	Murray	Welch
Faucheux	Nevers	Winston
Flavin	Odinot	Wright
Total—96		

NAYS

Total—0

ABSENT

Curtis	Kennard	McVea
Doerge	Lancaster	Perkins
Jackson, M	LeBlanc	Wooton
Total—9		

The Chair declared the above bill was finally passed.

Rep. Crane 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. 55—

BY SENATOR FIELDS

AN ACT

To enact R.S. 22:636.1(L), relative to automobile insurance; to prohibit insurers from canceling automobile insurance under certain circumstances; and to provide for related matters.

Read by title.

Rep. Michael Jackson 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	Quezaire
Baudoin	Heaton	Richmond
Baylor	Hebert	Romero
Beard	Hill	Salter
Bowler	Honey	Scalise
Broome	Hopkins	Schneider

Bruce	Hudson	Schwegmann
Bruneau	Hunter	Shaw
Capella	Hutter	Smith, G.—56th
Carter, K	Iles	Smith, J.D.—50th
Carter, R	Jackson, L	Smith, J.H.—8th
Cazayoux	Jackson, M	Smith, J.R.—30th
Crane	Johns	Sneed
Crowe	Katz	Stelly
Curtis	Kenney	Strain
Damico	LaFleur	Swilling
Daniel	Lancaster	Thompson
Dartez	Landrieu	Toomy
Diez	LeBlanc	Townsend
Downer	Lucas	Triche
Downs	Martiny	Tucker
Durand	McDonald	Waddell
Erdey	Montgomery	Walker
Fannin	Morrell	Walsworth
Farrar	Morrish	Welch
Faucheux	Murray	Winston
Flavin	Nevers	Wright
Frith	Odinet	
Total—98		

NAYS

Fruge	Powell
Total—2	

ABSENT

Devillier	Kennard	Wooton
Doerge	McVea	
Total—5		

The Chair declared the above bill was finally passed.

Rep. Michael Jackson 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. 56—
BY SENATORS FIELDS AND BOISSIERE
AN ACT

To enact R.S. 22:652.5, relative to automobile insurance; to prohibit use of credit information in determining whether to refuse to issue or renew, to increase premiums, or cancel coverage on a policy; to provide for penalties; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 83—
BY SENATOR THEUNISSEN
AN ACT

To enact R.S. 49:191(14) and to repeal R.S. 49:191(12)(c), relative to the Department of Education, including provisions to provide for the re-creation of the Department of Education and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Read by title.

Rep. Crane 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	Schwegmann
Capella	Hudson	Shaw
Carter, K	Hunter	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	Kenney	Swilling
Dartez	LaFleur	Thompson
Devillier	Lancaster	Toomy
Diez	Landrieu	Townsend
Doerge	LeBlanc	Triche
Downer	Lucas	Tucker
Downs	Martiny	Waddell
Durand	McDonald	Walker
Erdey	Montgomery	Walsworth
Fannin	Morrell	Welch
Farrar	Morrish	Winston
Faucheux	Murray	Wright
Flavin	Nevers	
Total—101		

NAYS

Schneider
Total—1

ABSENT

Kennard	McVea	Wooton
Total—3		

The Chair declared the above bill was finally passed.

Rep. Crane 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. 112—
BY SENATOR THEUNISSEN AND REPRESENTATIVE CRANE
AN ACT

To amend and reenact R.S. 17:10.4(D)(1), relative to school and district accountability; to allow distinguished educators who are active employees of a public postsecondary institution or any city or parish or other local school system to be granted a leave of absence from such employment up to six years; and to provide for related matters.

Read by title.

Rep. Crane moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Flavin	Nevers
Alario	Frith	Odinot
Alexander	Fruge	Perkins
Ansardi	Futrell	Psychaud
Arnold	Gallot	Pierre
Baldone	Glover	Pinac
Baudoin	Green	Pitre
Baylor	Guillory	Powell
Beard	Hammett	Quezaire
Bowler	Heaton	Romero
Broome	Hebert	Salter
Bruce	Hill	Scalise
Bruneau	Honey	Schneider
Capella	Hopkins	Schwegmann
Carter, K	Hudson	Shaw
Carter, R	Hunter	Smith, G.—56th
Cazayoux	Hutter	Smith, J.D.—50th
Crane	Iles	Smith, J.H.—8th
Crowe	Jackson, L	Smith, J.R.—30th
Curtis	Jackson, M	Sneed
Damico	Johns	Stelly
Daniel	Katz	Strain
Dartez	Kenney	Swilling
Devillier	LaFleur	Thompson
Diez	Landrieu	Toomy
Doerge	LeBlanc	Townsend
Downer	Lucas	Triche
Downs	Martiny	Tucker
Durand	McDonald	Waddell
Erdey	Montgomery	Walker
Fannin	Morrell	Welch
Farrar	Morrish	Winston
Faucheux	Murray	Wright
Total—99		

NAYS

Total—0

ABSENT

Kennard	McVea	Walsworth
Lancaster	Richmond	Wooton
Total—6		

The Chair declared the above bill was finally passed.

Rep. Crane 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. 116—
BY SENATOR DARDENNE

AN ACT

To enact R.S. 40:2155(B)(8) and (9), relative to adult residential care homes; to provide for resident support during times of emergency and natural disasters; 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. 126—

BY SENATOR THEUNISSEN AND REPRESENTATIVE CRANE
AN ACT

To amend and reenact R.S. 17:31(A)(1), the introductory paragraph of (2)(a), (2)(a)(iv), the introductory paragraph of (2)(b), (2)(b)(iv) and (v), and (c), 32(B), the introductory paragraph of 33(A), and 33(A)(2) and (B), and to enact R.S. 17:31(A)(2)(d) and (e), relative to the State Advisory Commission on Teacher Education and Certification; to revise and increase the membership; to provide for the transaction of business; and to provide for related matters.

Read by title.

Rep. Crane 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
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
Erdey	McDonald	Waddell
Fannin	McVea	Walker
Farrar	Montgomery	Walsworth
Faucheux	Morrish	Welch
Flavin	Murray	Winston
Frith	Nevers	Wright
Total—102		

NAYS

Morrell
Total—1

ABSENT

Durand Wooton
Total—2

The Chair declared the above bill was finally passed.

Rep. Crane 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. 128—
BY SENATOR THEUNISSEN AND REPRESENTATIVE CRANE
AN ACT

To amend and reenact R.S. 17:433(C) and to enact R.S. 17:433(D) and 433.1, relative to the outstanding state teacher and principal awards; to establish the outstanding state principal awards; to allow the recipients of the state awards to receive certain monetary awards from private sources; 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.

SENATE BILL NO. 231—
BY SENATOR THEUNISSEN
AN ACT

To amend and reenact R.S. 17:10.3(C), relative to the School and District Accountability Rewards Fund; to provide for an optional secondary purpose for which monies in the fund may be spent; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 294—
BY SENATOR DARDENNE
AN ACT

To amend and reenact R.S. 37:751(A)(6), 752(2), 780(B)(1), 791(B), 1744(A)(1) and (2), and 1745(A)(1) and (2) and to enact R.S. 37:794(C) and (D) and 795(B)(1)(l) relative to the dental practice act; to provide definitions; to provide with respect to the burden of proof and decisions for certain hearings; to provide for inventory requirements; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Walsworth to Reengrossed Senate Bill No. 294 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 4, after "(D)" and before "relative" delete "and 795(B)(1)(l)"

AMENDMENT NO. 2

On page 1, line 11, after "(D)" and before "are" delete "and 795(B)(1)(l)"

AMENDMENT NO. 3

On page 4, delete lines 20 through 26

AMENDMENT NO. 4

On page 5, delete lines 1 through 3

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Perkins
Alario	Gallot	Peychaud
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	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	Morrell	Welch
Farrar	Morrish	Winston
Faucheux	Murray	Wright
Flavin	Nevers	
Frith	Odinot	
Total—100		

NAYS

Total—0

ABSENT

Alexander	Montgomery	Wooton
Fruge	Stelly	
Total—5		

The Chair declared the above bill was finally passed.

Rep. Walsworth 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. 296—
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 37:786, relative to the practice of dentistry; to provide for judicial review of decisions made by the board of dentistry; to provide for procedures; to provide for the furnishing of security; to provide for the filing of additional evidence; to provide for reversal or modification of board decisions under certain specified circumstances; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bowler to Reengrossed Senate Bill No. 296 by Senator Dardenne

AMENDMENT NO. 1

On page 2, delete lines 19 through 21 and insert the following:

"B. Neither the board nor any person acting on behalf of the board shall be entitled to judicial review of any decision rendered by board or any disciplinary committee thereof."

AMENDMENT NO. 2

On page 5, line 20, after "sustainable by" delete "clear and convincing" and insert "preponderance of"

AMENDMENT NO. 3

On page 5, line 22, between "own" and "evaluation" insert "determination and conclusions of fact by a preponderance of evidence based upon its own"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Odinot
Alario	Gallot	Perkins
Alexander	Glover	Peychaud
Ansardi	Green	Pierre
Arnold	Guillory	Pinac
Baldone	Hammett	Pitre
Baudoin	Heaton	Powell
Baylor	Hebert	Quezaire
Bead	Hill	Richmond
Bowler	Honey	Romero
Broome	Hopkins	Salter
Bruce	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	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	Wright
Frith	Nevers	

Total—101

NAYS

Total—0

ABSENT

Bruneau	Schneider
Fruge	Wooton
Total—4	

The Chair declared the above bill was finally passed.

Rep. Walsworth 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. 297—
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 37:788(B)(3) and 789(A) and (B) and to enact R.S. 37:789(C) and (D), relative to the practice of dentistry and dental hygiene without a license; to provide for penalties; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Montgomery to Reengrossed Senate Bill No. 297 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 2, change "789(A) and (B)" to "789"

AMENDMENT NO. 2

On page 1, line 3, change "37:789(C) and (D)," to "37:752(10),"

AMENDMENT NO. 3

On page 1, line 4, after "penalties;" and before "and to" insert "to provide an additional exemption from licensure;"

AMENDMENT NO. 4

On page 1, line 7, change "R.S. 37:788(B)(3) is" to "R.S. 37:788(B)(3) and 789 are" and after "reenacted" insert "and R.S. 37:752(10) is hereby enacted"

AMENDMENT NO. 5

On page 1, between lines 8 and 9 insert the following:

§752. Exemptions for license

The licensing provisions of this Chapter shall not apply to:

* * *

(10) The rendering of dental services by a dental lab technician who meets all of the following criteria:

(i) Is certified by the National Board of Certification.

(ii) Is working under the general direction and supervision of a dentist or dentists licensed under the provisions of this Chapter.

(iii) Is rendering dental services pursuant to a written work order or prescription furnished, or an oral work order of a dentist which is subsequently committed to writing, by a supervising dentist.

* * *

AMENDMENT NO. 6

On page 2, delete lines 13 and 14 in their entirety

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

Motion

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

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.

Rep. Montgomery 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
Ansardi	Futrell	Perkins
Arnold	Gallot	Pierre
Baldone	Glover	Pinac
Baudoin	Green	Pitre
Baylor	Guillory	Powell
Beard	Hammett	Quezaire
Bowler	Heaton	Richmond
Broome	Hebert	Romero
Bruce	Hill	Salter

Bruneau	Honey	Scalise
Capella	Hopkins	Schneider
Carter, K	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	Thompson
Diez	LaFleur	Toomy
Doerge	Lancaster	Townsend
Downer	Landrieu	Triche
Downs	Lucas	Tucker
Durand	Martiny	Waddell
Erdey	McDonald	Walker
Fannin	McVea	Walsworth
Farrar	Montgomery	Welch
Faucheux	Morrell	Winston
Flavin	Morrish	Wright
Total—99		

NAYS

Total—0

ABSENT

Alexander	Odinet	Swilling
LeBlanc	Psychaud	Wooton
Total—6		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 378—
BY SENATOR SCHEDLER

AN ACT

To enact R.S. 40:2009, relative to facilities participating in the Medicaid Residential Treatment Option; to provide for mandatory accreditation of facilities providing residential supports and services by either Joint Commission on the Accreditation of Health Care Organizations or the Council on the Accreditation of Rehabilitation; and to provide for related matters.

Read by title.

Rep. Durand 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
Ansardi	Gallot	Perkins
Arnold	Glover	Pierre
Baldone	Green	Pinac
Baudoin	Guillory	Pitre
Baylor	Hammett	Powell
Beard	Heaton	Quezaire
Bowler	Hebert	Richmond

Broome	Hill	Romero
Bruce	Honey	Salter
Bruneau	Hopkins	Scalise
Capella	Hudson	Schneider
Carter, K	Hunter	Schwegmann
Carter, R	Hutter	Shaw
Cazayoux	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	Townsend
Downs	Lucas	Triche
Durand	Martiny	Tucker
Erdey	McDonald	Waddell
Fannin	McVea	Walker
Farrar	Montgomery	Welch
Faucheux	Morrrell	Winston
Flavin	Morrish	Wright
Frith	Murray	

Total—101

NAYS

Total—0

ABSENT

Alexander	Walsworth
Psychaud	Wooton
Total—4	

The Chair declared the above bill was finally passed.

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.

SENATE BILL NO. 388—
BY SENATORS SCHEDLER, BAJOE, C. JONES AND HOLDEN
AN ACT

To enact R.S. 46:153.3(C), relative to medical vendor reimbursements; to prohibit restrictions on the prescribing of atypical antipsychotic drugs for Louisiana Medicaid recipients; to prohibit restrictions of prescription drugs for those Medicaid recipients who are diagnosed with HIV/AIDS; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Montgomery to Reengrossed Senate Bill No. 388 by Senators Schedler, et al.

AMENDMENT NO. 1

In Amendment No. 1 proposed by the House Committee on Health and Welfare and adopted by the House on June 1, 2003, on page 1, line 4 delete "and" and after "schizophrenia" and before the semicolon ";," insert "and seizure disorders"

AMENDMENT NO. 2

On page 2, line 3 after "C" change "and" to a comma "," and on line 4 after "schizophrenia" delete the period "." and insert a comma "," and "and seizures"

AMENDMENT NO. 3

On page 2, line 12 after "disease" delete the period "." and insert "or seizure disorder."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Reengrossed Senate Bill No. 388 by Senators Schedler, et al.

AMENDMENT NO. 1

In Amendment No. 1 adopted by the House Committee on Health and Welfare and adopted by the House on June 1, 2003, at the end of line 4, delete the semicolon ";," and add "or mental illness with psychotic symptoms:"

AMENDMENT NO. 2

On page 2, line 4, after "schizophrenia" delete the period "." and add "or mental illness with psychotic symptoms."

AMENDMENT NO. 3

On page 2, line 14, after "schizophrenia" and before "for" insert "or mental illness with psychotic symptoms"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Daniel	Kennard	Smith, J.R.—30th
Dartez	Kenney	Sneed
Devillier	LaFleur	Stelly
Diez	Lancaster	Strain
Doerge	Landrieu	Swilling
Downer	LeBlanc	Thompson
Downs	Lucas	Toomy
Durand	Martiny	Triche
Fannin	McDonald	Waddell
Farrar	McVea	Welch
Faucheux	Montgomery	Winston
Flavin	Morrell	Wright
Frith	Morrish	

Total—98

NAYS

Total—0

ABSENT

Bruce	Tucker	Wooton
Erdey	Walker	
Townsend	Walsworth	

Total—7

The Chair declared the above bill was finally passed.

Rep. Welch 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.

SENATE BILL NO. 116—
BY SENATOR DARDENNE

AN ACT

To enact R.S. 40:2155(B)(8) and (9), relative to adult residential care homes; to provide for resident support during times of emergency and natural disasters; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Futrell moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Perkins
Alario	Fruge	Psychaud
Alexander	Futrell	Pierre
Ansardi	Gallot	Pinac
Arnold	Glover	Pitre
Baldone	Green	Quezairé
Baudoin	Guillory	Richmond
Beard	Hammett	Romero
Bowler	Heaton	Salter
Broome	Hebert	Scalise
Bruce	Hill	Schneider
Bruneau	Honey	Schwegmann
Capella	Hopkins	Shaw
Carter, K	Hudson	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	LeBlanc	Triche
Doerge	Lucas	Tucker
Downer	Martiny	Waddell
Downs	McDonald	Walker
Durand	McVea	Walsworth
Erdey	Morrell	Welch
Fannin	Morrish	Winston
Farrar	Murray	Wright
Faucheux	Nevers	
Flavin	Odinot	

Total—97

NAYS

Total—0

ABSENT

Baylor	Landrieu	Townsend
Hunter	Montgomery	Wooton
Lancaster	Powell	

Total—8

The Chair declared the above bill was finally passed.

Rep. Futrell 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.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to Senate Bill No. 699: Reps. Martiny, Cazayoux, and Devillier.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1021: Reps. Devillier, Martiny, and Hunter.

Conference Committee Appointment

Under a suspension of House Rule 6.14, the Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1342: Reps. Salter, Crane, and Kenney.

Conference Committee Reports Received

Conference Committee Reports were received for the following legislative instruments:

HOUSE BILL NO. 1007—

BY REPRESENTATIVES BRUNEAU AND RICHMOND AND SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 8:1(7) and (26), 656, 657, 658, 661, and 662 and R.S. 37:831(9), (16), and (23), 846(A)(6), (11), (13), and (14) and 849 and to enact R.S. 37:831(53) through (70) and 846(A)(16) through (19), and Part III of Chapter 10 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:871 through 885, relative to crematories; to provide for

definitions; to provide for records of cemetery authorities; to provide relative to the Louisiana State Board of Embalmers and Funeral Directors; to provide for grounds for administrative action; to provide for injunction proceedings; to prohibit certain actions; to provide for qualifications for licenses and exceptions; to provide for renewal of licenses; to provide for license fees; to provide for authorizing agents for cremation; to provide for authorizations to cremate and refusals to cremate; to provide for cremation containers; to provide for cremation procedures and delivery and packaging of cremated human remains; to provide for the disposition of cremated human remains; to provide for violations and penalties; to provide relative to liability; to provide for administration and the promulgation of rules and regulations; to provide relative to pre-arranged or prepaid cremation services; and to provide for related matters.

The conference committee reports for the legislative instruments above lie over under the rules.

Suspension of the Rules

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

Petitions, Memorials and Communications

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

June 2, 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. 211
Returned without amendments.

House Concurrent Resolution No. 215
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

SIGNED SENATE BILLS AND JOINT RESOLUTIONS

June 3, 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 Nos. 238, 312, 375, 482, 612, 721, 830, 847, 902, 966, 1067, 1073, and 1131

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. 106—

BY REPRESENTATIVES L. JACKSON, HUNTER, MURRAY, BAYLOR, BROOME, BRUCE, K. CARTER, CURTIS, DARTEZ, GALLOT, GLOVER, GUILLORY, HONEY, HUDSON, M. JACKSON, LAFLEUR, LUCAS, MONTGOMERY, PEYCHAUD, PIERRE, PINAC, QUEZAIRE, RICHMOND, SWILLING, THOMPSON, WELCH, AND WINSTON

A RESOLUTION

To urge and request the Louisiana Senate, in the strongest terms, to finally pass the proposed constitutional amendment contained in Senate Bill No. 182 of the 2003 Regular Session to provide that the attorney general may investigate, prosecute, or intervene in a criminal case involving the homicidal death of any of certain state elected officials.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 216—

BY REPRESENTATIVES THOMPSON, WALSWORTH, HAMMETT, KENNEY, AND KATZ AND SENATORS BARHAM AND C.D. JONES

A CONCURRENT RESOLUTION

To memorialize the United States Congress and the United States Department of the Interior to rename the Tensas River National Wildlife Refuge, the Theodore Roosevelt-Tensas River National Wildlife Refuge.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 217—

BY REPRESENTATIVE HUTTER

A CONCURRENT RESOLUTION

To proclaim April 7 annually as Honor the Elderly Day.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 218—

BY REPRESENTATIVES MORRELL, WELCH, BAYLOR, BROOME, K. CARTER, CURTIS, GALLOT, GLOVER, GREEN, GUILLORY, HONEY, HUDSON, HUNTER, L. JACKSON, M. JACKSON, LUCAS, MURRAY, PIERRE, QUEZAIRE, RICHMOND, AND SWILLING AND SENATORS BAJOIE, BOISSIERE, CRAVINS, FIELDS, IRONS, JOHNSON, C. JONES, AND TARVER

A CONCURRENT RESOLUTION

To urge and request the National Institute to Combat Health Disparities to study health disparities and develop a new research agenda designed in collaboration with racial and ethnic minority communities.

Read by title.

On motion of Rep. Morrell, 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 Commerce

June 3, 2003

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on June 2, 2003, I am directed by your Committee on Commerce to submit the following report:

Senate Concurrent Resolution No. 13, by Smith
Reported favorably. (11-0)

GIL J. PINAC
Chairman

Report of the Committee on Appropriations

June 3, 2003

To the Speaker and Members of the House of Representatives:

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

House Bill No. 558, by Pierre
Reported with amendments. (11-0) (Regular)

House Bill No. 881, by Alario
Reported with amendments. (11-0) (Regular)

House Bill No. 1290, by Townsend
Reported with amendments. (11-0) (Regular)

House Bill No. 1370, by Downs
Reported with amendments. (12-0) (Regular)

House Bill No. 1584, by Welch
Reported with amendments. (12-0) (Regular)

House Bill No. 1909, by Baylor
Reported favorably. (11-0) (Regular)

House Resolution No. 84, by Triche
Reported with amendments. (12-0)

Senate Bill No. 39, by Dupre
Reported favorably. (12-0) (Regular)

Senate Bill No. 84, by Theunissen
Reported favorably. (14-0) (Regular)

Senate Bill No. 346, by Dardenne
Reported favorably. (14-0) (Regular)

Senate Bill No. 1025, by Dardenne
Reported favorably. (13-0) (Regular)

JERRY LUKE LEBLANC
Chairman

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

Report of the Committee on Civil Law and Procedure

June 3, 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 Concurrent Resolution No. 198, by Johns
Reported favorably. (6-0)

House Bill No. 551, by Hammett
Reported with amendments. (6-0) (Regular)

Senate Bill No. 53, by C Fields
Reported with amendments. (7-0) (Regular)

Senate Bill No. 62, by McPherson
Reported favorably. (6-0) (Regular)

Senate Bill No. 104, by Barham
Reported with amendments. (7-0) (Regular)

Senate Bill No. 171, by B. Jones
Reported favorably. (6-0) (Regular)

Senate Bill No. 223, by Barham (Joint Resolution)
Reported without amendments. (6-0) (Regular)

Senate Bill No. 300, by Chaisson
Reported favorably. (8-0) (Regular)

Senate Bill No. 386, by Schedler
Reported favorably. (6-0) (Regular)

Senate Bill No. 410, by Lentini
Reported favorably. (6-0) (Regular)

Senate Bill No. 458, by Dupre
Reported with amendments. (7-0) (Regular)

Senate Bill No. 818, by B. Jones
Reported with amendments. (8-0) (Regular)

Senate Bill No. 855, by Ellington
Reported favorably. (4-2) (Regular)

Senate Bill No. 860, by Dardenne
Reported with amendments. (6-0) (Regular)

Senate Bill No. 923, by Hoyt
Reported favorably. (6-0) (Regular)

Senate Bill No. 989, by Hines
Reported favorably. (6-1) (Regular)

Senate Bill No. 1046, by B. Jones
Reported favorably. (6-0) (Regular)

RONNIE JOHNS
Chairman

The above Senate Bills reported favorably, with amendments, or without amendments were referred to the Legislative Bureau.

Report of the Committee on Commerce

June 3, 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. 1700, by Downer
Reported with amendments. (9-3) (Regular)

House Bill No. 1974, by Hammett
Reported with amendments. (8-0) (Regular)

Senate Bill No. 22, by Marionneaux
Reported without action with recommendation to recommit the bill to the Committee on Civil Law and Procedure. (8-3)

Senate Bill No. 24, by Dupre
Reported favorably. (8-0) (Regular)

Senate Bill No. 106, by C Fields
Reported with amendments. (9-0) (Regular)

Senate Bill No. 497, by Hollis
Reported favorably. (10-0) (Regular)

Senate Bill No. 631, by Hoyt
Reported favorably. (11-0) (Regular)

Senate Bill No. 794, by C D Jones
Reported favorably. (9-0) (Regular)

Senate Bill No. 809, by Johnson
Reported favorably. (10-0) (Regular)

Senate Bill No. 886, by Hoyt
Reported favorably. (9-0) (Regular)

Senate Bill No. 888, by Dardenne
Reported with amendments. (8-0) (Regular)

Senate Bill No. 895, by Hollis
Reported favorably. (9-0) (Regular)

Senate Bill No. 896, by Hollis
Reported favorably. (9-0) (Regular)

Senate Bill No. 897, by Hollis
Reported favorably. (9-0) (Regular)

Senate Bill No. 967, by Johnson

Reported favorably. (10-0) (Regular)

Senate Bill No. 1081, by Chaisson
Reported favorably. (9-0) (Regular)

Senate Concurrent Resolution No. 61, by Johnson
Reported favorably. (10-0)

GIL J. PINAC
Chairman

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

**Report of the Committee on
Transportation, Highways and Public Works**

June 3, 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 Concurrent Resolution No. 176, by Diez
Reported with amendments. (9-0-1)

House Bill No. 2002, by Pitre
Reported with amendments. (9-0-1) (Regular)

Senate Bill No. 42, by McPherson
Reported favorably. (9-0-1) (Regular)

Senate Bill No. 70, by Gautreaux
Reported with amendments. (10-0-1) (Regular)

Senate Bill No. 141, by Dupre
Reported favorably. (9-0-1) (Regular)

Senate Bill No. 265, by Hoyt
Reported favorably. (11-0-1) (Regular)

Senate Bill No. 470, by Hoyt
Reported with amendments. (11-0-1) (Regular)

Senate Bill No. 917, by Malone
Reported favorably. (10-0-1) (Regular)

Senate Bill No. 973, by Boissiere
Reported favorably. (10-0-1) (Regular)

Senate Bill No. 1095, by Johnson
Reported with amendments. (9-0-1) (Regular)

JOHN C. DIEZ
Chairman

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

Report of the Committee on Ways and Means

June 3, 2003

To the Speaker and Members of the House of Representatives:

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

House Bill No. 862, by Daniel
Reported with amendments. (8-0-1) (Regular)

House Bill No. 1403, by Alario
Reported with amendments. (8-0-1) (Regular)

House Bill No. 1949, by Peychaud
Reported favorably. (9-0-1) (Regular)

Senate Bill No. 340, by Irons
Reported favorably. (8-0-1) (Regular)

BRYANT O. HAMMETT, JR.
Chairman

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

Privileged Report of the Legislative Bureau

June 3, 2003

To the Speaker and Members of the House of Representatives:

I am directed by your Legislative Bureau to submit the following
report:

Senate Bill No. 60
Reported without amendments.

Senate Bill No. 232
Reported without amendments.

Senate Bill No. 251
Reported without amendments.

Senate Bill No. 322
Reported without amendments.

Senate Bill No. 355
Reported without amendments.

Senate Bill No. 407
Reported without amendments.

Senate Bill No. 450
Reported without amendments.

Senate Bill No. 473
Reported without amendments.

Senate Bill No. 565
Reported with amendments.

Senate Bill No. 625
Reported without amendments.

Senate Bill No. 637
Reported without amendments.

Senate Bill No. 648
Reported without amendments.

Senate Bill No. 680
Reported without amendments.

Senate Bill No. 681
Reported without amendments.

Senate Bill No. 723
Reported without amendments.

Senate Bill No. 748
Reported without amendments.

Senate Bill No. 833
Reported without amendments.

Senate Bill No. 841
Reported without amendments.

Senate Bill No. 968
Reported without amendments.

Senate Bill No. 1079
Reported without amendments.

Respectfully submitted,

JOE SALTER
Chairman

Privileged Report of the Committee on Enrollment

June 3, 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 Resolutions have been properly enrolled:

HOUSE RESOLUTION NO. 104—
BY REPRESENTATIVE JANE SMITH
A RESOLUTION

To commend Alexander Todd Parmater, a student at Benton Middle
School, upon being named Louisiana Middle School Student of
the Year.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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

Privileged Report of the Committee on Enrollment

June 3, 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 Joint Resolutions have been properly enrolled:

HOUSE BILL NO. 282—

BY REPRESENTATIVES DEWITT AND MURRAY
A JOINT RESOLUTION

Proposing to amend Article XII, Section 8.1(C)(1)(f) and (g) of the Constitution of Louisiana and to repeal Article XII, Section 8.1(C)(1)(h), relative to the Louisiana Workers' Compensation Corporation; to provide for appointment of members to the board of directors; to remove provision for the appointment of a representative from the state office of risk management; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above Joint Resolutions 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 Secretary of State in accordance with the rules of the House.

Privileged Report of the Committee on Enrollment

June 3, 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. 83—

BY REPRESENTATIVE BRUCE
AN ACT

To enact R.S. 33:9055.1, relative to the DeSoto Parish Ambulance Service District; to provide for an increase in the membership of the board of commissioners of the district; and to provide for related matters.

HOUSE BILL NO. 147—

BY REPRESENTATIVE LUCAS
AN ACT

To enact R.S. 47:463.111, 463.112, 463.113, and 463.114, relative to motor vehicle prestige license plates; to provide for the creation of the Greater New Orleans Jurisdiction of the Church of God in Christ prestige license plate; to provide for the creation of the Progressive Baptist Church license plate; to provide for the creation of the Sigma Gamma Rho Sorority license plate; to provide for the creation of the Zeta Phi Beta Sorority license plate; to provide for the issuance of such plates; to provide relative to the fees for such plates; to provide for use of such fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

HOUSE BILL NO. 214—

BY REPRESENTATIVES JACK SMITH, HEBERT, AND THOMPSON
AN ACT

To amend and reenact R.S. 17:3995(A)(2)(b), relative to charter school funding; to exempt certain Type 2 charter schools from provisions relative to a funding allocation adjustment pursuant to an additional pupil membership count provided for by the State Board of Elementary and Secondary Education; and to provide for related matters.

HOUSE BILL NO. 271—

BY REPRESENTATIVE PITRE
AN ACT

To amend and reenact R.S. 56:649.3, relative to hunting and fishing licenses; to expand the privileges accorded under the combination lifetime hunting and sports fishing license; to provide for recreational fishing gear licenses; and to provide for related matters.

HOUSE BILL NO. 280 (Duplicate of Senate Bill No. 79)—

BY REPRESENTATIVE DEWITT AND SENATOR HOYT AND
COAUTHORED BY REPRESENTATIVE DANIEL AND SENATOR
MCPHERSON

AN ACT

To enact Part II of Chapter 4 of Title 41 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 41:151, relative to receipt of donation of immovable property by the state; to provide for procedures by which the state may accept donation of immovable property; and to provide for related matters.

HOUSE BILL NO. 366—

BY REPRESENTATIVE BRUCE
AN ACT

To enact R.S. 25:217.1, relative to certain DeSoto Parish library funds; to prohibit diversion of such funds; and to provide for related matters.

HOUSE BILL NO. 379—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 13:2582(A), relative to justices of the peace; to require a high school diploma or equivalent as a qualification for office; to provide for applicability; and to provide for related matters.

HOUSE BILL NO. 405—

BY REPRESENTATIVE L. JACKSON
AN ACT

To amend and reenact Sections 4 and 5 of Act No. 573 of the 1975 Regular Session of the Legislature, as amended by Act No. 554 of the 1978 Regular Session of the Legislature, Act No. 411 of the 1980 Regular Session of the Legislature, and Act No. 163 of the 1984 Regular Session of the Legislature, relative to the Downtown Development District of the city of Shreveport; to provide with respect to the responsibility of the Downtown Development Authority to encourage and aid in the preservation, revitalization, and beautification of property within the Downtown Development District; to provide with respect to the authority to provide financial assistance for such preservation, revitalization, and beautification; and to provide for related matters.

HOUSE BILL NO. 422—

BY REPRESENTATIVES PEYCHAUD AND MURRAY
AN ACT

To amend and reenact Section 8.1(D)(2) of Act No. 170 of the 1968 Regular Session, as enacted by Act No. 155 of the 1984 Regular Session and amended by Act No. 101 of the 1997 Regular Session, relative to the New Orleans Redevelopment Authority; to provide relative to the proper address for notifying the property owner prior to a determination that the property is blighted and subject to acquisition by the authority; and to provide for related matters.

HOUSE BILL NO. 456—

BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 17:3141.2(5)(introductory paragraph) and 3141.3(A)(introductory paragraph) and (2), relative to proprietary schools; to provide that the definition of proprietary

school includes schools which operate over the internet and which meet the other elements of that definition; to increase the membership of the Advisory Commission on Proprietary Schools; and to provide for related matters.

HOUSE BILL NO. 555—
BY REPRESENTATIVES KENNEY AND PIERRE
AN ACT

To amend and reenact R.S. 56:327(A)(1)(b)(i), relative to the sale of bass fingerlings; to authorize the sale of longer fingerlings of certain bass species; and to provide for related matters.

HOUSE BILL NO. 556—
BY REPRESENTATIVE ODINET
AN ACT

To amend and reenact R.S. 56:499(C), relative to fishing nets; to prohibit the use of certain devices with skimmer nets; and to provide for related matters.

HOUSE BILL NO. 610 (Duplicate of Senate Bill No. 657)—
BY REPRESENTATIVE DIEZ AND SENATOR HEITMEIER
AN ACT

To authorize and provide for the transfer of certain state property in Winn Parish to the Department of Social Services, office of family support, from the Department of Transportation and Development; and to provide for related matters.

HOUSE BILL NO. 749—
BY REPRESENTATIVES CAZAYOUX, ARNOLD, BAUDOIN, BEARD, DOWNS, FANNIN, FRITH, HILL, ODINET, SCHNEIDER, AND JACK SMITH AND SENATORS HINES AND MARIONNEAUX
AN ACT

To amend and reenact R.S. 56:643(B)(2), relative to hunting and fishing licenses; to provide that members of the Louisiana National Guard are eligible for a resident active military license; and to provide for related matters.

HOUSE BILL NO. 755—
BY REPRESENTATIVE KENNARD
AN ACT

To enact R.S. 40:1472.10(A)(9), relative to the regulation of explosives; to provide for additional grounds for denial, revocation, or suspension of certain explosives licenses; and to provide for related matters.

HOUSE BILL NO. 778—
BY REPRESENTATIVES TRICHE, DOWNER, AND NEVERS
AN ACT

To amend and reenact R.S. 17:443, 523, and 533 and to enact R.S. 17: 462(C) and 493(E), relative to procedures for removal of certain school employees; to add a charge of immorality as a cause for removal of a teacher; to provide definitions; and to provide for related matters.

HOUSE BILL NO. 901—
BY REPRESENTATIVES DEVILLIER AND PIERRE
AN ACT

To amend and reenact R.S. 56:8(116), 305(B)(16), and 322(E)(2) and to enact R.S. 56:305(B)(17) and 322.1, relative to commercial fishing; to provide for the commercial harvest of shad and skipjack herring with a shad seine; to provide for restrictions and penalties; and to provide for related matters.

HOUSE BILL NO. 959—
BY REPRESENTATIVES THOMPSON AND DOWNS
AN ACT

To amend and reenact R.S. 40:1842(12), 1846(B)(3)(f), (5)(introductory paragraph), (a), (b), and (c), and (6), (C), (E), and (G)(2) and (3), and 1846.1(C)(2)(b) and to enact R.S. 40:1847.1(D), relative to liquefied petroleum gas; to require

verification of odorization under certain circumstances; to provide relative to the sale of such gas for use as a refrigerant in automobile air conditioning units; to exempt certain dealers in small quantities of liquefied petroleum gas from permitting requirements; and to provide for related matters.

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.

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.

HOUSE BILL NO. 1136—
BY REPRESENTATIVE ODINET
AN ACT

To amend and reenact R.S. 56:421(B)(introductory paragraph) and (D) and to enact R.S. 56:421(B)(12), relative to the Louisiana Oyster Task Force; to provide for an additional member; and to provide for related matters.

HOUSE BILL NO. 1146—
BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 9:2772(A)(introductory paragraph) and (2), (B)(1)(a), and (G), R.S. 12:23(E)(2), 304(C)(2), 1171(A), 1173, 1178(C), and 1179(A) and (C), R.S. 14:63(G)(1), 63.9(B)(2), and 63.12(D), R.S. 36:509(C), R.S. 37:681, 682, 688, 689, 690, 691(B), 692, 693, 694, 696, 697, 697.1, 698, 700, 701, 702, 1736(A)(4) and (5) and (B), and 2950(D)(1)(a)(x), R.S. 41:642(B) and 1702(C), R.S. 44:41, and R.S. 56:438, to enact R.S. 12:204(F) and 1306(E), and to repeal R.S. 37:699, relative to professional engineers and professional land surveyors; to revise various statutes to reflect the proper designation of the Louisiana Professional Engineering and Land Surveying Board; to revise certain operating procedures of the board; to provide rules for regulation of business entities other than corporations; to provide for disciplinary and enforcement actions and a procedure for such actions; to provide for misdemeanors; to provide for fines for certain acts and offenses; and to provide for related matters.

HOUSE BILL NO. 1170—
BY REPRESENTATIVE DAMICO
AN ACT

To amend and reenact R.S. 30:2158(A)(2)(b) and 2226(H)(1), relative to contamination of groundwater through migration; to provide for prevention of migration from sanitary landfills; to provide for prevention of migration at certain hazardous waste sites; and to provide for related matters.

HOUSE BILL NO. 1207—
BY REPRESENTATIVE PITRE
AN ACT

To enact R.S. 33:31, relative to local governmental subdivisions; to provide for state preemption relative to regulation of cellular telephone or other electronic communications device usage in motor vehicles; to prohibit local governmental subdivisions from enacting ordinances or other provisions regulating the use

of cellular telephones or other electronic communications devices in motor vehicles; and to provide for related matters.

HOUSE BILL NO. 1209—
BY REPRESENTATIVE CAPELLA
AN ACT

To enact R.S. 22:2034, relative to insurance; to provide for dental referral plans; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 1230—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 44:4.1(B)(7) and to enact R.S. 15:570(E) and (F), relative to execution; to provide that the identities of certain persons who participate in executions of the death sentence shall be confidential; and to provide for related matters.

HOUSE BILL NO. 1346—
BY REPRESENTATIVE ALARIO AND SENATOR ULLO
AN ACT

To amend and reenact R.S. 33:461(A)(4), relative to the assessment and collection of municipal taxes; to provide that municipal property taxes in the city of Westwego shall be due and payable on March thirty-first of each year; to provide for their collection; and to provide for related matters.

HOUSE BILL NO. 1353—
BY REPRESENTATIVES DOWNER, FAUCHEUX, MCDONALD, FUTRELL, ALEXANDER, ANSARDI, ARNOLD, BALDONE, BAUDOIN, BEARD, BOWLER, BROOME, BRUCE, CAPELLA, CRANE, CROWE, DAMICO, DANIEL, DARTEZ, DEWITT, DIEZ, DOERGE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FLAVIN, FRITH, GLOVER, GREEN, GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, ILES, L. JACKSON, M. JACKSON, JOHNS, KATZ, KENNARD, KENNEY, LAFLEUR, LANCASTER, LANDRIEU, LEBLANC, MARTINY, MURRAY, NEVERS, ODINET, PIERRE, PINAC, PITRE, POWELL, QUEZAIRE, ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, SNEED, STELLY, STRAIN, THOMPSON, TOWNSEND, TUCKER, WADDELL, WALKER, WALSWORTH, WELCH, AND WRIGHT AND SENATOR THEUNISSEN
AN ACT

To amend and reenact R.S. 29:253(A)(2) and (3), relative to the Veterans' Affairs Commission; to provide for the nomination, appointment, and terms of office of the members; and to provide for related matters.

HOUSE BILL NO. 1594—
BY REPRESENTATIVES K. CARTER, BAYLOR, BROOME, CURTIS, GALLOT, GLOVER, GREEN, GUILLORY, HONEY, HUDSON, HUNTER, L. JACKSON, M. JACKSON, LUCAS, MORRELL, MURRAY, PEYCHAUD, PIERRE, QUEZAIRE, RICHMOND, SWILLING, AND WELCH
AN ACT

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

HOUSE BILL NO. 1728—
BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 56:1948.5(20), to enact R.S. 56:1948.5(58) through (62), and to repeal R.S. 56:1948.5(36), (39), (40), (42), (43), and (45), relative to Louisiana Byways designations; to provide for the inclusion of certain highways and section of highways in statutory provisions of the Louisiana Byways; and to provide for related matters.

HOUSE BILL NO. 1732 (Duplicate of Senate Bill No. 820)—
BY REPRESENTATIVE DEVILLIER AND SENATOR DARDENNE
AN ACT

To enact R.S. 15:147(A)(1)(d), (e), (f), and (g) and (C), relative to right to counsel in criminal cases; to provide with respect to the defense of indigents; to provide for the collection of a one-time forty dollar fee from criminal defendants seeking representation by the indigent defender board; to provide for collection and distribution of fees; and to provide for related matters.

HOUSE BILL NO. 1747—
BY REPRESENTATIVES BROOME, M. JACKSON, WELCH, AND DANIEL
AN ACT

To enact R.S. 33:1236(21)(h), relative to the cutting of grass and obnoxious weeds in the parish of East Baton Rouge; to require the governing authority of the parish to provide additional notice to property owners who fail to cut such grass and weeds; and to provide for related matters.

HOUSE BILL NO. 1769 (Substitute for House Bill No. 698 by Representative Pinac)—
BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 40:1568.1, relative to orders of the fire marshal; to provide that the fire marshal shall order an investigation of any fire resulting in any human death; and to provide for related matters.

HOUSE BILL NO. 1793—
BY REPRESENTATIVE DEWITT
AN ACT

To amend and reenact R.S. 47:463.2(A), relative to special personalized prestige license plates for motor vehicles; to increase the fee for issuance of certain special personalized prestige license plates; and to provide for related matters.

HOUSE BILL NO. 1796—
BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact R.S. 12:954 (introductory paragraph) and (3), 959, 965, and 969 and to enact R.S. 12:954(4), relative to corporations; to make technical corrections to the Industrial or Economic Development Corporations law; and to provide for related matters.

HOUSE BILL NO. 1833—
BY REPRESENTATIVE MORRISH
AN ACT

To amend and reenact R.S. 22:1142(A)(introductory paragraph) and (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.

HOUSE BILL NO. 2005 (Substitute for House Bill No. 1082 by Representative Hebert)—
BY REPRESENTATIVE HEBERT
AN ACT

To enact R.S. 22:1513.1, relative to review of dental claims; to provide relative to appeals of denied dental claims; and to provide for related matters.

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.

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. Schneider, the rules were suspended to permit the Committee on Retirement to meet upon adjournment on Tuesday, June 3, 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. 1475 and 1490

Suspension of the Rules

On motion of Rep. Martiny, the rules were suspended to permit the Committee on Administration of Criminal Justice to meet on Wednesday, June 4, 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 No. 1985

Suspension of the Rules

On motion of Rep. Guillory, the rules were suspended to permit the Committee on Labor and Industrial Relations to meet upon adjournment on Wednesday, June 4, 2003, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

Senate Bill No. 819

Suspension of the Rules

On motion of Rep. Broome, the rules were suspended to permit the Committee on Municipal, Parochial and Cultural Affairs to meet upon adjournment on Wednesday, June 4, 2003.

Suspension of the Rules

On motion of Rep. Crane, the rules were suspended to permit the Committee on Education to meet on Wednesday, June 4, 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 No. 1482

Senate Bill No. 398

Suspension of the Rules

On motion of Rep. Durand, the rules were suspended to permit the Committee on Health and Welfare to meet on Wednesday, June 4, 2003, and consider the following legislative instruments that were

not listed on the weekly committee schedule as required by House Rule 14.23:

House Concurrent Resolution No. 206

Suspension of the Rules

On motion of Rep. Green, the rules were suspended to permit the Committee on House and Governmental Affairs to meet on Wednesday, June 4, 2003, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Concurrent Resolution No. 202

Suspension of the Rules

On motion of Rep. Toomy, the rules were suspended to permit the Committee on Judiciary to meet upon adjournment on Wednesday, June 4, 2003.

Leave of Absence

Rep. Wooton- 1 day

Adjournment

On motion of Rep. Kenney, at 6:00 P.M., the House agreed to adjourn until Wednesday, June 4, 2003, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Wednesday, June 4, 2003.

ALFRED W. SPEER
Clerk of the House

Committee Meeting Notices

Committee on Administration of Criminal Justice

Will meet at: 9:00 A.M. Date: June 4, 2003

Location: Committee Room 6

HCR 150 GUILLORY – INDIAN AFFAIRS: Recognizes the Atakapas-Ishak Indian Tribe of Southwest Louisiana as an Indian tribe of Louisiana

HB 1914 HUTTER – GAMBLING: Defines amusement devices

HB 1984 G SMITH – CRIME/HOMICIDE: Provides with respect to first degree murder

SB 71 DUPRE – DWI: Provides for penalties for a driver who refuses to submit to a chemical test after his involvement in a fatal crash or a crash resulting in serious injury which involves alcohol.

SB 72 DUPRE – DWI: Prohibits mail order purchasing of an ignition interlock device required as a condition of probation for a DWI offense.

SB 143 DUPRE – DWI: Increases penalties relative to first or second offense driving while intoxicated when the offender has a BAC of 0.20 or more and prohibits a restricted driver's license under certain circumstances.

SB 178 DUPRE – CRIME/PUNISHMENT: Increases the penalties for the crime of reckless operation of a vehicle.

SB 179 DUPRE – MOTOR VEHICLES: Creates the offense of aggressive driving and provides for a responsive verdict of aggressive driving to reckless operation of a motor vehicle.

SB 320 CHAISSON – DWI: Changes certain circumstances regarding DWI from being elements of the crime to affirmative defense if the circumstances is lacking. (09-30-03)

SB 405 CHAISSON – DWI: Increases penalties for 3rd and 4th offense of DWI, changes mandated suspension of sentence for such offense to an option of the court, and authorizes the court to impose immediate sanctions on offenders during home incarceration. (9/30/03)

SB 406 CHAISSON – CRIME/PUNISHMENT: Changes certain circumstances regarding vehicular homicide, vehicular negligent injuring, and first degree vehicular injury from being elements of the crime to affirmative defenses if the circumstance is lacking. (9/30/03)

SB 439 MOUNT – DWI: Requires impoundment of an offender's motor vehicle after an arrest for operating a vehicle while intoxicated.

SB 767 CHAISSON – CRIME/PUNISHMENT: Creates the crime of unlawful refusal to submit to chemical tests to determine blood alcohol content after refusal to submit on two previous and separate occasions.

SB 919 MALONE – GAMING: Authorizes the state to enter into Indian gaming compacts with up to seven year terms and provides a process for compact negotiation and approval.

SB 1057 LENTINI – CRIMINAL PROCEDURE: Provides for the protection of prosecution witnesses from retaliatory action.

DANIEL R. MARTINY
Chairman

Committee on Education

Will meet at: 9:00 A.M. Date: June 4, 2003

Location: Committee Room 1

HB 1417 WINSTON – CHILDREN/ABUSE: Requires instruction on laws of mandatory reporting of child abuse prior to receiving teacher certification

HCR 180 J D SMITH – COLLEGES/TECHNICAL: Directs the Bd. of Supervisors of Community and Technical Colleges to comply with specified law relative to rights, privileges, and benefits of certain employees

HB 1482 RICHMOND (TBA) – STUDENTS: Provides protection from discrimination and harassment for Louisiana students (**Subject to Rule Suspension**)

SB 362 THEUNISSEN – STUDENTS: Requires submission to the Bd. of Regents of institutional policies that provide for permitted access of parents to the student education records of their dependent child pursuant to the federal Family Educational Rights and Privacy Act. (gov sig)

SB 110 HINES – STUDENTS: Provides with regard to disciplining a student in possession of a small knife.

SB 155 SCHEDLER – COUNSELING/GUIDANCE: Provides for the documentation and verification of national board-certified school counselors and specifies the timing of the initial salary supplement payment. (gov sig)

SCR 30 MICHOT – SPECIAL EDUCATION: Requests BESE to examine state policies on and local implementation of test accommodations for certain students with disabilities who take the graduation exit exam.

SCR 67 IRONS – FUNDS/FUNDING: Requests the School Finance Review Commission to study and make recommendations on including a funding component for students in high poverty schools within the MFP.

SB 398 FONTENOT (TBA) – EDUCATION DEPARTMENT: Provides for the coordination of a health education curriculum by a physical education coordinator at the Dept. of Education. (gov sig) (**Subject to Rule Suspension**)

CARL CRANE
Chairman

Committee on Health and Welfare

Will meet at: 9:30 A.M. Date: June 4, 2003

Location: Committee Room 4

HCR 169 BROOME – FAMILY/PRESERVATION: Provides with respect to the promotion and strengthening of marriages

HCR 188 DURAND – ABORTION: Directs the Department of Health and Hospitals to compile and release statistical information regarding the number of abortions performed and complications related thereto

HCR 200 BROOME – HEALTH: Urges Department of Health and Hospitals to review the registry of current requests for long-term care services

HCR 206 BROOME (TBA) – NURSING HOMES: Provides for the implementation of a pilot program to study the practicality of installing electronic monitoring devices in nursing home facilities (**Subject to rule suspension**)

HB 1933 DEVILLIER – HOSPITALS: Requires patient transfers in accordance with DHH rules and regulations

HB 1960 PERKINS – COUNSELORS: Provides for the Employee Assistance Professional Certification Act

SB 301 BAJOE – SOCIAL SERVICES DEPT: Authorizes DSS to release non-identifying medical or genetic information to former minor foster children or their representatives.

SB 799 BAJOE – HEALTH SERVICES: Provides for changes to state Personal Care Assistance Program.

SB 876 MOUNT – NURSING HOMES: Requires any nurse aide offered temporary employment at a care facility prior to completion of a criminal history check to be under direct supervision of a permanent employee or certain care giver.

SB 937 HINES – OPTOMETRISTS: Relative to the practice of optometry. (2/3-CA7s2.1(A))

SB 1072 BAJIOE – AGED PERSONS: Includes services to the infirm elderly within the definition of respite care services. (gov sig)

SB 1088 MCPHERSON – MENTAL HEALTH: Provides relative to the Disability Services and Supports System Planning Group.

SYDNEIE MAE DURAND
Chairman

Committee on House and Governmental Affairs

Will meet at: 9:00 A.M. Date: June 4, 2003

Location: Committee Room 3

HB 43 M STRAIN – ETHICS: Allows a legislator, legislator-elect, spouse of such a person, and any legal entity in which such person owns any interest to donate professional veterinary services and goods and services related to the provision of such services to any s

HB 332 PINAC – CONTRACTORS: Excepts from the application of the Code of Governmental Ethics certain transactions entered into by members of the State Licensing Board for Contractors

HB 360 BRUNEAU – ETHICS/CODE: Provides that persons whose employment complies with nepotism provisions at retirement may be reemployed without violating such provisions

HB 443 G SMITH – ETHICS: Permits employment of certain health professionals by hospital service districts with a population of 100,000 or less and hospital public trust authorities in such districts

HB 620 JOHNS – ETHICS/NEPOTISM: Permits the employment of certain persons related to school board members, superintendents, and principals

HB 657 FARRAR – ETHICS/DUAL OFFICEHOLDG : Allows a commissioner of a water district to hold elective office as a constable

HB 783 DANIEL – ETHICS/CODE: Permits local governing authorities to appoint their members to certain boards, commissions, and entities

HB 787 DANIEL – ETHICS/CODE: Permits the Baton Rouge metropolitan council to appoint its members to certain boards, commissions, and entities

HB 1287 PERKINS – ETHICS/CODE: Changes the definition of public employee in the Code of Governmental Ethics

HB 1416 GALLOT – ETHICS/CODE: Provides for an exception from conflicts of interest laws for certain transactions by mayors or members of governing authorities in small municipalities

HB 1568 DANIEL – ETHICS: Provides relative to the membership of the board of directors of the Research Park Corporation

HB 1679 BROOME – ETHICS: Provides for certain corporations who contract with the Department of Culture, Recreation and Tourism to enter into contracts with other such contractors

HB 1804 TOOMY – ETHICS/CODE: Exempts employment of volunteer fire fighters and related decisions from nepotism provisions

HB 1815 BRUCE – ETHICS: Allows a former school board member in certain parishes who is a certified school psychologist to be employed by the school board as a certified school psychologist

HB 1837 TOWNSEND – ETHICS: Provides Ethics Code exception in parishes with a population of 45,000 or less, to allow contracts with a hospital by a physician member of a hospital board or an entity in which he owns an interest; requires recusal

HCR 109 FUTRELL – TRANSPORTATION DEPT: Creates a special commission to evaluate the funding and efficiency of the Department of Transportation and Development

HB 1052 LANCASTER – PUBLIC RECORDS: Provides relative to the applicability of the laws relative to public records to certain records of the legislative auditor

HB 1313 GLOVER – VOTERS/VOTING: Changes the requirements for a voter to qualify to receive assistance in voting

HB 937 QUEZAIRE – PUBLIC RECORDS: Provides relative to release of geographic information system (GIS) data

HCR 202 GLOVER (TBA) – STATE EMPLOYEES: Creates a special task force to evaluate the feasibility of and funding for a pay raise for state employees (**Subject to Rules Suspension**)

CHARLES D. LANCASTER, JR.
Chairman

Committee on Judiciary

Will meet at: UPON ADJOURNMENT Date: June 4, 2003

Location: Committee Room 1

HB 1125 HUNTER – COURTS/CITY: Repeals provision prohibiting judges of the City Court of Monroe from practicing law

HB 1319 MURRAY – BONDS/BAIL: Authorizes all criminal district courts to alter the percentage amount of bail and to charge a fee for processing bail bond

HB 1650 WOOTON – SHERIFFS: Requires that the insurance premiums of certain retired sheriffs and deputy sheriffs in a parish with a population of between 26,000 and 28,000 be paid in full from the sheriff's general fund

HB 1937 GLOVER – POLICE/MUNICIPAL: Requires all peace officers employed by certain municipalities to complete a specified training course annually and provides for certain penalties for failure to do so

SB 8 GAUTREAUX – COURTS: Provides for an additional \$20 court cost for juvenile offender services for the city court of Morgan City.

SB 9 MCPHERSON – SHERIFFS: Enables sheriffs to participate in the matched portion of an eligible deferred compensation plan offered to state and local government employees.

SB 26 THEUNISSEN – VETERANS: Provides for membership on the Louisiana Veterans Affairs Commission. (gov sig)

SB 76 ELLINGTON – SHERIFFS: Requires that the insurance premiums of the sheriff and certain deputy sheriffs of LaSalle Parish shall be paid in full from the sheriff's general fund.

SB 108 HOYT – CRIME/PUNISHMENT: Authorizes each judicial district court to establish job intervention programs for certain nonviolent first-time offenders. (gov sig)

SB 217 MARIONNEAUX – JUDGES: Constitutional amendment to provide that a judge shall not remain in office beyond his seventy-sixth birthday.

SB 291 M SMITH – LEGIS POWERS/FUNCTIONS: Declares the Winnfield-based "Uncle Earl's Hog Dog Trials" as the official state "Uncle Earl's Hog Dog Trials". (gov sig)

SB 418 MCPHERSON – LAW ENFORCEMENT: Provides for reimbursement of training by the peace officer. (gov sig)

SB 596 CHAISSON – COURTS: Provides relative to reimbursement of expenses for judges of the courts of appeal.

SB 752 LENTINI – CRIMINAL PROCEDURE: Authorizes the court in Jefferson Parish to alter the percentage amount of bail to be deposited when posting a bond and to charge an administrative fee.

SB 842 MCPHERSON – COURTS: Increases the jurisdictional amount of the Alexandria City Court.

SB 957 CRAVINS – JUVENILES: Provides with respect to reform of juvenile justice.

SB 1009 MCPHERSON – COURTS: Revises provisions regarding assessment of fees in criminal matters in the Pineville City Court.

JOSEPH F. TOOMY
Chairman

Committee on Labor and Industrial Relations

Will meet at: UPON ADJOURNMENT Date: June 4, 2003

Location: Committee Room 5

SB 740 SCHEDLER – SELF INSURANCE: Provides an exception when computing security requirement for self-insured hospitals.

SB 764 MARIONNEAUX – WORKERS' COMPENSATION: Exempts employers who fail to secure workers' compensation insurance or proper certification of self-insurance status from statutory immunity.

SB 819 DARDENNE – WORKERS' COMPENSATION: Provides for the payment of medical benefits and requires certain documentation of medical treatment. **(PENDING RULES SUSPENSION)**

ELCIE J. GUILLORY
Chairman

Committee on Municipal, Parochial and Cultural Affairs

Will meet at: UPON ADJOURNMENT Date: June 4, 2003

Location: Committee Room 6

HB 1822 GLOVER – POLICE/MUNICIPAL: Authorizes the governing authority of certain municipalities to create citizens review boards to review actions of police officers

SB 146 M SMITH – LIBRARIES: Authorizes the expenditure of a tax passage for Winn Parish library boards.

SB 279 DARDENNE – TAX/TAXATION: Requires approvals for the use of state sales tax increments for financing local government subdivisions. (gov sig)

SB 338 CRAVINS – MUNICIPALITIES: Abolishes the legislative charter of the town of Grand Coteau and provides that the town shall be subject to the Lawrason Act. (7/1/03)

SB 414 M SMITH – COURTS: Authorizes certain villages to appoint a court magistrate.

SB 781 BOISSIERE – WATER/SEWER OPERATORS: Prohibits privatization of public facilities in certain municipalities unless specifically authorized by law. (gov sig)

SB 808 JOHNSON – SPECIAL DISTRICTS: Establishes the Lake Forest Plaza District as a tax increment financing district. (gov sig)

SB 821 SCHEDLER – SPECIAL DISTRICTS: Provides for the name, powers, purpose, and appointment of members to the St. Tammany Parish Economic and Industrial Development District. (gov sig)

SB 823 M SMITH – MUSEUMS: Provides for the placement of certain museums in the office of the state museum in the Dept. of Culture, Recreation and Tourism. (gov sig)

SB 868 JOHNSON – SPECIAL DISTRICTS: Provides relative to the Lake Forest Estates Improvement District. (gov sig)

SB 870 JOHNSON – SPECIAL DISTRICTS: Provides relative to the Huntington Park Subdivision Improvement District. (gov sig)

SB 972 BOISSIERE – PARISHES: Provides for the maximum penalties that can be imposed by ordinance in certain parishes for dumping trash and other substances. (gov sig)

SB 1005 HEITMEIER – PLANNING/ZONING: Authorizes regional planning commissions in urbanized areas with populations in excess of one million to include transportation design and engineering services in the duties of the commission. (7/1/03)

SB 1018 B JONES – SPECIAL DISTRICTS: Provides for the creation of a downtown development district by the city of Ruston.

SB 1033 B JONES – MUSEUMS: Establishes the Louisiana Military Museum and the Jean Lafitte Marine Fisheries Museum within the Department of State.

SB 1054 HOYT – LAW ENFORCEMENT: Provides certain powers to the chief of police in certain municipalities.

SB 1056 HOYT – ECONOMIC DEVELOP DEPT: Adds two members to the Vermilion Parish Economic Development District board of commissioners to be appointed by the Vermilion Parish Tourist Commission and the Abbeville Harbor and Terminal District.

SB 1122 JOHNSON – SPECIAL DISTRICTS: Provides relative to the Spring Lake Subdivision Improvement District. (gov sig)

SHARON WESTON BROOME
Chairman

Committee on Retirement

Will meet at: UPON ADJOURNMENT Date: June 3, 2003

Location: Committee Room 4

HB 203 BALDONE (TBA) – RETIREMENT/TEACHERS: Provides for employment of disability retirees as substitute teachers, subject to certain limitations **(Subject to Rule Suspension)**

HB 642 DANIEL – RETIREMENT SYSTEMS: (Constitutional Amendment) Provides for retirement and survivors' benefits for public employees

HB 1084 POWELL – RETIREMENT/MUNICIPAL EMP: Includes certain supplements, fees, and commissions in the earnings of Hammond marshals

HB 1442 SWILLING (TBA) – RETIREMENT/HARBOR POLICE: Establishes standards for the investment of funds for Harbor Police Retirement System **(Subject to Rule Suspension)**

HB 1475 ARNOLD (TBA) – RETIREMENT/LOCAL: Specifies the time period for salary deductions with respect to employee contributions for the Firefighters' Pension and Relief Fund in the city of New Orleans **(Subject to Rule Suspension)**

HB 1490 ARNOLD (TBA) – RETIREMENT/LOCAL: Allows survivor benefits for on-duty and other deaths for Firefighters' Pension and Relief Fund for the city of New Orleans **(Subject to Rule Suspension)**

HB 1625 SCHNEIDER – RETIREMENT/STATE SYSTEMS: Provides for amortization of the unfunded accrued liabilities

HB 1714 M O N T G O M E R Y (T B A) – RETIREMENT/FIREFIGHTERS : Changes the procedure for electing a retiree to the board of trustees **(Subject to Rule Suspension)**

SB 190 BOISSIERE (TBA) – TEACHERS RETIREMENT: Provides for monthly retirement benefits to be paid in advance and for retaining membership in Teachers' Retirement System of Louisiana under certain circumstances. (7/1/03) **(Subject to Rule Suspension)**

SB 197 BOISSIERE (TBA) – CLERKS OF COURT RET: Deletes reference to the chairman of the Senate Finance Committee from provisions of law relating to per diem. (gov sig) **(Subject to Rule Suspension)**

SB 199 BOISSIERE (TBA) – CLERKS OF COURT RET: Provides that the chairman of the Senate Retirement Committee serve as an ex-officio member of the board. (gov sig) **(Subject to Rule Suspension)**

SB 203 BOISSIERE (TBA) – PAROCHIAL EMPLOYEES RET : Provides that limitations on benefits payable to highly compensated employees shall comply with Internal Revenue Code provisions. (gov sig) **(Subject to Rule Suspension)**

SB 215 BOISSIERE (TBA) – RETIREMENT SYSTEMS: Repeals disability provisions related to the Louisiana State

University Retirement System. (7/1/03) **(Subject to Rule Suspension)**

SB 283 BOISSIERE (TBA) – STATE POLICE RET FUND: Authorizes an increase in disability benefits for certain catastrophic injuries sustained in the performance of official duties, relative to Louisiana State Police Pension and Retirement System. (7/1/03) **(Subject to Rule Suspension)**

SB 1050 ADLEY (TBA) – RETIREMENT SYSTEMS: Provides that persons over the age of 65 shall not be required to participate in the Municipal Employees' Retirement System. (gov sig) **(Subject to Rule Suspension)**

SB 1097 DARDENNE (TBA) – TEACHERS RETIREMENT: Provides that the director and staff of the Louisiana Resource Center for Educators are teachers for the purposes of membership, relative to the Teachers Retirement System of Louisiana. (gov sig) **(Subject to Rule Suspension)**

SB 1109 BOISSIERE (TBA) – RETIREMENT BENEFITS: Repeals provision which excludes simultaneous membership in more than one public retirement system, relative to New Orleans Employees' Retirement System. (gov sig) **(Subject to Rule Suspension)**

M. P. "PETE" SCHNEIDER III
Chairman