

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

FORTY-SIXTH 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

Saturday, June 21, 2003

The House of Representatives was called to order at 3:00 P.M., by the Honorable Charlie DeWitt, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

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

Fannin	Morrell	Winston
Farrar	Morrish	Wooton
Faucheux	Murray	Wright
Flavin	Nevers	
Frith	Odinet	
Total—100		

ABSENT

Doerge	Kennard	Schneider
Hutter	Richmond	
Total—5		

The Speaker announced that there were 100 members present and a quorum.

Prayer

Prayer was offered by Rep. Salter.

Pledge of Allegiance

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

On motion of Rep. Walker, the Journal of June 19, 2003, was adopted.

Suspension of the Rules

On motion of Rep. Bruneau, House Rule 6.14(A) was suspended.

Suspension of the Rules

On motion of Rep. Jane Smith, 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.

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. 1046: Reps. Gallot, Johns, and Montgomery.

Petitions, Memorials and Communications

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

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

June 20, 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 No. 114, 150 and 152

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Flavin, 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. 114—
BY SENATOR MOUNT

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to continue funding of AmeriCorps programs in Louisiana.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 152—
BY SENATORS HEITMEIER AND IRONS

A CONCURRENT RESOLUTION

To recognize and commend Murphy Oil Corporation on the fiftieth anniversary of its Exploration and Production Headquarters being located in the city of New Orleans and on being a vital part of the New Orleans Central Business District and the overall economy of the city of New Orleans and the state of Louisiana.

Read by title.

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

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 20, 2003

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 4 by Sen. McPherson, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 20, 2003

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 30 by Sen. Cain, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 20, 2003

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 262 by Sen. Mount, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 20, 2003

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 476 by Sen. Bajoie, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 20, 2003

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 663 by Sen. Heitmeier, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 19, 2003

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 705 by Sen. Schedler, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 20, 2003

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 792 by Sen. Barham, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 20, 2003

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 908 by Sen. Hainkel, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 20, 2003

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 909 by Sen. Cain, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 19, 2003

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 949 by Sen. Schedler, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 20, 2003

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 963 by Sen. Cravins, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 20, 2003

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 1064 by Sen. Marionneaux, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 20, 2003

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 1101 by Sen. Holden, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 19, 2003

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 1111 by Sen. Schedler, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 20, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 76: Senators Ellington, Bajoie, and Smith.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 20, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 77: Senators Mount, Lentini, and Schedler.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 19, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 133: Senators Hoyt, Heitmeier, and Schedler.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 20, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 262: Senators Mount, Bajoie, and B. Jones.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 19, 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 appointed the following committee to serve with a

like committee from the House to confer on the disagreement to House Bill No. 370: Senators Bajoie, Chaisson, and Dardenne.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 19, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 604: Senators Lentini, Ellington, McPherson.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 20, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 476: Senators Bajoie, Lentini, and Irons.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 20, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 637: Senators Heitmeier, Chaisson, and Lentini.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 20, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 663: Senators Heitmeier, Hollis, and Smith.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 0, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 663: Senators Romero Vice Smith.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 20, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 705: Senators Schedler, Ullo, and Lentini.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 19, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 784: Senators Michot, Ellington, and Malone.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 20, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 792: Senators Barham, Ullo, and Holden.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 19, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 795: Senators Chaisson, Cravins, and Malone.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 19, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 802: Senators Smith, Ellington, and Dardenne.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 19, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 823: Senators Smith, Ullo, and Ellington.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 20, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 908: Senators Hainkel, Schedler, and Mount.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 19, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 812: Senators Smith, Romero, and Ellington.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

APPOINTMENT OF

CONFERENCE COMMITTEE

June 19, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 917: Senators McPherson Vice Hollis.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 20, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 949: Senators Schedler, Ellington, and Hainkel.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 20, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 963: Senators Cravins, C. D. Jones, and Hainkel.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 20, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1064: Senators Marionneaux, Bajoie, and Chaisson.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 20, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1101: Senators Holden, Schedler, and Dardenne.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 20, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 1111: Senators Ullo, Schedler, and Romero.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

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

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

HOUSE CONCURRENT RESOLUTION NO. 269—
BY REPRESENTATIVE BEARD
A CONCURRENT RESOLUTION

To urge and request the Department of Environmental Quality and Louisiana State University to seek funds, including funds from federal sources, to research utilization of benthic fauna found in the abyssal plain to reduce mercury.

Read by title.

On motion of Rep. Beard, 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. 94—
BY SENATOR ELLINGTON

A CONCURRENT RESOLUTION

To recognize the Boeuf River Band of Cherokees as an Indian tribe of Louisiana.

Read by title.

Motion

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

SENATE CONCURRENT RESOLUTION NO. 142—
BY SENATOR ELLINGTON

A CONCURRENT RESOLUTION

To urge and request the Board of Regents, in collaboration with the boards of supervisors of the Louisiana State University System, the Southern University System, and the University of Louisiana System, to study the feasibility of requiring students who pursue a degree in political science to participate in the electoral process as a poll commissioner as part of the degree requirement.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 144—
BY SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To direct the secretary of the Department of Health and Hospitals and the commissioner of administration to begin construction of a new central laboratory for the office of public health in New Orleans at the University of New Orleans Research and Technology Park, such laboratory having the capacity to be designated as a Level 3 laboratory by the Centers for Disease Control, in order to protect the public health and to enable the state to test and analyze emerging biological and chemical agents.

Read by title.

Motion

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

SENATE CONCURRENT RESOLUTION NO. 145—
BY SENATORS SMITH, ELLINGTON, BILL JONES, AND REPRESENTATIVES KENNEY, TOWNSEND, WRIGHT, HUNTER, GALLOT, AND FANNIN

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to support federal motor fuels tax credits for diesel and gasoline refined from wood bio-mass.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 146—
BY SENATOR HINES

A CONCURRENT RESOLUTION

To direct the secretary of the Department of Health and Hospitals to refrain from adopting certain rules or regulations concerning hospitals, including but not limited to, certain proposed rules and regulations the notice of intent of which appears in the May edition of the *Louisiana Register*.

Read by title.

Motion

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

SENATE CONCURRENT RESOLUTION NO. 147—
BY SENATOR HAINKEL

A CONCURRENT RESOLUTION

To invite the Honorable M. J. "Mike" Foster, Governor of Louisiana to address a joint session of the legislature.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 148—
BY SENATORS IRONS AND BOISSIERE AND REPRESENTATIVE SCHWEGMANN

A CONCURRENT RESOLUTION

To urge and request the University of New Orleans to develop a plan to establish and operate a university laboratory middle school.

Read by title.

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

**Senate Concurrent Resolutions
Reported by Committee**

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

SENATE CONCURRENT RESOLUTION NO. 102—
BY SENATOR THOMAS AND REPRESENTATIVE MORRISH

A CONCURRENT RESOLUTION

To create and provide for a special task force to study and recommend implementation of a consolidated database of public data provided by the Department of Health and Hospitals, Louisiana State University Health Sciences Center, office of group benefits, and office of workers' compensation that will allow predictive modeling and other actuarial analysis that may affect LaDoc and related programs for the uninsured.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Engrossed Senate Concurrent Resolution No. 102 by Senator Thomas and Representative Morrish

AMENDMENT NO. 1

On page 1, line 7, after "affect" delete "LaDoc" and insert "the Louisiana Safety Net Health Insurance Program, LaDoc,"

AMENDMENT NO. 2

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

"WHEREAS, the Louisiana Legislature has adopted legislation to create the Louisiana Safety Net Health Insurance Program; and"

AMENDMENT NO. 3

On page 2, at the beginning of line 13, delete "LaDoc" and insert "the Louisiana Safety Net Health Insurance Program, LaDoc,"

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

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

SENATE CONCURRENT RESOLUTION NO. 112—

BY SENATOR C. JONES

A CONCURRENT RESOLUTION

To create and provide with respect to a Workers' Compensation Advisory Council to study the workers' compensation laws of the state and make recommendations regarding proposed legislation before the next regular session of the legislature.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Labor and Industrial Relations to Engrossed Senate Concurrent Resolution No. 112 by Senator C. Jones

AMENDMENT NO. 1

On page 2, line 1, change "seventeen" to "twenty"

AMENDMENT NO. 2

On page 2, line 3, change "fifteen" to "eighteen"

AMENDMENT NO. 3

On page 2, delete line 9 and insert in lieu thereof "(2) Two representatives residing in Louisiana appointed by the Louisiana Association of Business and Industry."

AMENDMENT NO. 4

On page 2, between lines 20 and 21, insert the following:

"(9) One representative from the Louisiana Occupational Therapy Association.

(10) One representative from the Louisiana Physical Therapy Association.

(11) One representative from the Louisiana Workers' Compensation Corporation."

AMENDMENT NO. 5

On page 2, line 21, change "(9)" to "(12)"

AMENDMENT NO. 6

On page 3, line 18, after "Association" delete "and" and insert a comma ","

AMENDMENT NO. 7

On page 3, line 19, after "Association" and before the period ".", insert ", the Louisiana Occupational Therapy Association, the Louisiana Physical Therapy Association, and the Louisiana Workers' Compensation Corporation"

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

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

Reconsideration

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

SENATE BILL NO. 687—

BY SENATOR ULLO

AN ACT

To repeal R.S. 42:1116.1, relative to elected officials; to repeal the requirement of random drug testing of elected officials; and to provide for related matters.

Read by title.

On motion of Rep. Green, the vote by which the above Senate Bill finally passed on the previous legislative day was reconsidered.

Returned to the calendar under the rules.

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. 133: Reps. Cazayoux, Wright, and Salter.

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. 236: Reps. Townsend, Pierre, and Cazayoux.

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. 398: Reps. Baldone, Johns, and Cazayoux.

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. 409: Reps. Martiny, Damico, and Wooton.

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. 663: Reps. Montgomery, Martiny, and Downs.

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. 795: Reps. Martiny, Wooton, and Montgomery.

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. 812: Reps. Townsend, Pierre, and Jack Smith.

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. 1935: Reps. Katz, Powell, and Diez.

Suspension of the Rules

On motion of Rep. Martiny, the rules were suspended in order to take up and consider House Concurrent Resolutions Returned from the Senate with Amendments at this time.

House Concurrent Resolutions Returned from the Senate with Amendments

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

**HOUSE CONCURRENT RESOLUTION NO. 190—
BY REPRESENTATIVE MARTINY
A CONCURRENT RESOLUTION**

To suspend the provisions of Louisiana Code of Criminal Procedure Article 895.4 to the extent that those provisions authorize any agency which is certified as a crime stopper organization by any chief of any law enforcement agency other than a sheriff or a chief of a municipal police department to receive any funds from the additional cost of court imposed by Code of Criminal Procedure Article 895.4 other than funds which are derived from the cases which are investigated, developed, and referred to prosecution by those agencies.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini to Reengrossed House Concurrent Resolution No. 190 by Representative Martiny

AMENDMENT NO. 1

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

"BE IT FURTHER RESOLVED that this suspension shall become effective upon adoption of this Resolution and shall extend through the sixtieth day after final adjournment of the 2004 Regular Session of the Legislature of Louisiana."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Nevers
Alario	Fruge	Odinot
Alexander	Futrell	Perkins
Ansardi	Gallot	Peychaud
Arnold	Glover	Pierre
Baldone	Green	Pinac
Baudoin	Guillory	Pitre
Baylor	Hammett	Powell
Beard	Heaton	Quezaire
Broome	Hebert	Richmond
Bruce	Hill	Romero
Bruneau	Honey	Salter
Capella	Hopkins	Schneider
Carter, K	Hudson	Schwegmann
Carter, R	Hunter	Shaw
Cazayoux	Iles	Smith, G.—56th
Crane	Jackson, L	Smith, J.D.—50th
Crowe	Jackson, M	Smith, J.H.—8th
Curtis	Johns	Sneed
Damico	Katz	Stelly
Daniel	Kenney	Strain
Dartez	LaFleur	Swilling
Devillier	Landrieu	Thompson
Diez	LeBlanc	Toomy
Downer	Lucas	Townsend
Downs	Martiny	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell
Fannin	Montgomery	Walker
Farrar	Morrell	Welch
Faucheux	Morrish	Wooton
Flavin	Murray	
Total—95		

NAYS

Total—0

ABSENT

Bowler	Lancaster	Winston
Doerge	Scalise	Wright
Hutter	Smith, J.R.—30th	
Kennard	Walsworth	
Total—10		

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

HOUSE CONCURRENT RESOLUTION NO. 199—
BY REPRESENTATIVE DOWNS

A CONCURRENT RESOLUTION

To commend Leon Barmore upon his election to the Naismith Memorial Basketball Hall of Fame.

Read by title.

Motion

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

**House Bills and Joint Resolutions
Returned from the Senate with Amendments**

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

HOUSE BILL NO. 359—
BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact R.S. 17:71.3(E)(2)(a) and (c), relative to the use of divided precincts in school board redistricting; to provide relative to precincts divided by the boundary between a city and a parish school system; to prohibit conducting an election using a ballot based on a plan that violates restrictions on the use of divided precincts; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fields to Engrossed House Bill No. 359 by Representative Bruneau

AMENDMENT NO. 1

On page 2, line 9, after "precinct" insert "shall be pre-cleared by the United States Justice Department and"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinet
Alario	Fruge	Perkins
Alexander	Futrell	Pierre
Arnold	Gallot	Pinac
Baldone	Glover	Pitre
Baudoin	Green	Powell
Baylor	Guillory	Quezairé
Beard	Hammett	Romero
Bowler	Heaton	Salter
Broome	Hebert	Scalise
Bruce	Hill	Schneider
Bruneau	Honey	Schwegmann
Capella	Hopkins	Shaw
Carter, K	Hunter	Smith, G.—56th
Carter, R	Iles	Smith, J.H.—8th

Cazayoux	Jackson, M	Sneed
Crane	Johns	Stelly
Crowe	Katz	Strain
Damico	Kenney	Swilling
Daniel	LaFleur	Thompson
Dartez	Lancaster	Toomy
Devillier	Landrieu	Townsend
Diez	LeBlanc	Triche
Downer	Martiny	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Walsworth
Fannin	Morrell	Welch
Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Flavin	Nevers	Wright

Total—93

NAYS

Total—0

ABSENT

Ansardi	Hutter	Peychaud
Curtis	Jackson, L	Richmond
Doerge	Kennard	Smith, J.D.—50th
Hudson	Lucas	Smith, J.R.—30th

Total—12

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

HOUSE BILL NO. 457—
BY REPRESENTATIVES TRICHE, FRITH, AND NEVERS
AN ACT

To enact R.S. 17:154.1(A)(3), relative to minimum requirements for instructional time; to provide for applicability of such requirements to certain public schools and school systems under certain circumstances; to provide for certification by the state superintendent of education relative to such applicability; to provide for rules and regulations adopted by the State Board of Elementary and Secondary Education relative to such applicability; to provide for effectiveness; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 457 by Representative Triche

AMENDMENT NO. 1

On page 2, delete line 3, and insert "due to school closure, when such school closure occurs within the last thirty calendar days of the school year, for reasons of natural catastrophe or disaster declared by the governor as"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Gautreaux to Engrossed House Bill No. 457 by Representative Triche

AMENDMENT NO. 1

In Senate Committee Amendment No. 1, proposed by the Senate Committee on Education and adopted by the Senate on May 12, 2003, on page 1, line 4, delete "declared by the governor"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chaisson to Engrossed House Bill No. 457 by Representative Triche, et al

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 17:154.1(A)(3)" delete the comma "," and insert "and (4),"

AMENDMENT NO. 2

On page 1, line 11, after "R.S. 17:154.1(A)(3)" and before "hereby" change "is" to "and (4) are"

AMENDMENT NO. 3

On page 2, delete line 18 and insert the following:

"(4) Effective for the 2002-2003 school year, the provisions of Paragraph (1) of this Subsection shall not be applicable to any city, parish, or other local public school system in any parish having a population of at least four hundred seventy-five thousand persons according to the latest federal decennial census and which for the 2002-2003 school year cannot meet the specified minimum requirements for instructional time due to the school system, pursuant to school board action, providing professional development activities during the school day for teachers in every school in the system and the reduced instructional time does not exceed one hundred eighty minutes.

* * *

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Downer	Martiny	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Walsworth
Fannin	Morrell	Welch
Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Flavin	Nevers	Wright
Frith	Odinot	
Fruge	Perkins	

Total—97

NAYS

Total—0

ABSENT

Curtis	Glover	Powell
Diez	Hutter	Smith, J.R.—30th
Doerge	Kennard	
Total—8		

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

HOUSE BILL NO. 551—

BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 9:2772(A) and (C) and to repeal R.S. 9:2772(D), relative to peremptive periods for filing actions involving deficiencies in surveying, design, supervision, or construction of immovables; to provide for periods within which to file certain actions; to repeal obsolete provision relative to prescription of actions; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 560—

BY REPRESENTATIVES JACK SMITH AND PIERRE
AN ACT

To enact R.S. 34:851.36, relative to boating; to require boating safety courses for persons operating certain motorboats; to provide penalties for violations; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 560 by Representative Jack Smith

AMENDMENT NO. 1

On page 1, line 8, delete "No" and insert "Except as provided in Subsection B of this Section, no"

AMENDMENT NO. 2

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

"B. A motorboat may be operated if any person on board or participating in any boating activity from the motorboat is over the age of eighteen and, if required to have completed a boating safety course under the provisions of Subsection A of this Section, has completed the required boating safety course."

AMENDMENT NO. 3

On page 1, line 15, change "B." to "C."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Perkins
Alario	Fruge	Psychaud
Alexander	Futrell	Pierre
Ansardi	Gallot	Pinac
Arnold	Glover	Pitre
Baldone	Guillory	Powell
Baudoin	Hammett	Quezaire
Baylor	Heaton	Romero
Beard	Hebert	Salter
Bowler	Hill	Scalise
Broome	Hopkins	Schneider
Bruce	Hudson	Schwegmann
Bruneau	Hunter	Shaw
Capella	Iles	Smith, G.—56th
Carter, K	Jackson, M	Smith, J.D.—50th
Carter, R	Johns	Smith, J.H.—8th
Cazayoux	Katz	Sneed
Crane	Kenney	Stelly
Crowe	LaFleur	Strain
Damico	Lancaster	Swilling
Daniel	Landrieu	Thompson
Dartez	LeBlanc	Toomy
Devillier	Lucas	Townsend
Diez	Martiny	Triche
Downer	McDonald	Tucker
Downs	McVea	Waddell
Durand	Montgomery	Walker
Erdey	Morrell	Walsworth
Fannin	Morrish	Welch
Farrar	Murray	Winston
Faucheux	Nevers	Wooton
Flavin	Odinet	Wright
Total—96		

NAYS

Total—0

ABSENT

Curtis	Honey	Kennard
Doerge	Hutter	Richmond
Green	Jackson, L	Smith, J.R.—30th
Total—9		

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

HOUSE BILL NO. 750—

BY REPRESENTATIVE CAZAYOUX
AN ACT

To amend and reenact R.S. 17:239, to prohibit the use or operation of any electronic telecommunication device by a student in any public elementary and secondary school or on the grounds thereof or in any school bus used to transport public school students; to provide exceptions; to provide relative to penalties; to provide for effectiveness; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 750 by Representative Cazayoux

AMENDMENT NO. 1

On page 2, between lines 18 and 19, insert the following:

"D. Nothing in this Section shall prohibit the use and operation by any person, including students, of any electronic telecommunication device described in Subsection A of this Section in the event of an emergency. Emergency means an actual or imminent threat to public health or safety which may result in loss of life, injury, or property damage."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

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Fannin	Morrell	Welch
Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Flavin	Nevers	Wright
Frith	Odinet	
Total—98		
	NAYS	
Total—0		
	ABSENT	
Bruce	Hutter	Smith, J.R.—30th
Doerge	Kennard	
Glover	Smith, J.D.—50th	
Total—7		

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

HOUSE BILL NO. 774— BY REPRESENTATIVE PERKINS AN ACT

To enact R.S. 48:281, relative to state highways; to prohibit closure of a lane of a state highway for landscaping or maintenance projects during peak traffic hours; to provide for exceptions; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fontenot to Engrossed House Bill No. 774 by Representative Perkins

AMENDMENT NO. 1

On page 1, line 10, after "closure" insert "or blockage"

AMENDMENT NO. 2

On page 1, line 14, after "close" insert "or may authorize the blocking of"

AMENDMENT NO. 3

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

"C. Whoever violates the provisions of this Section shall be assessed a fine not to exceed five hundred dollars per occurrence."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fontenot to Engrossed House Bill No. 774 by Representative Perkins

AMENDMENT NO. 1

On page 1, line 2, after "highways;" delete the remainder of the line and insert "to require certain landscaping or roadside maintenance projects to be performed during certain"

AMENDMENT NO. 2

On page 1, delete line 3

AMENDMENT NO. 3

On page 1, line 4, after "exceptions;" insert " to provide relative to certain interstate construction or maintenance projects; to provide relative to penalties for violations;"

AMENDMENT NO. 4

On page 1, line 9, after "A" insert "(1)(a)", after "landscaping or" delete the remainder of the line and insert "roadside maintenance project performed by department employees, contractors, or pursuant to a permit issued by the department, that requires the"

AMENDMENT NO. 5

On page 1, line 10, after "closure" insert "or blockage"

AMENDMENT NO. 6

On page 1, line 11, after "landscaping or" insert "roadside" at the end of the line delete "not"

AMENDMENT NO. 7

On page 1, line 12, after "performed" delete the remainder of the line and delete line 13 and insert "during non-peak traffic hours"

AMENDMENT NO. 8

On page 1, between lines 13 and 14, insert the following:

"(b) Whoever violates the provisions of this Paragraph shall be assessed a fine not to exceed five hundred dollars per occurrence.

(2) Notwithstanding the provisions of Paragraph (A) of this Subsection, any construction or maintenance project which requires the temporary closure of a lane on a controlled access principal arterial interstate shall be in compliance with the provisions of Subsection C of this Section."

AMENDMENT NO. 9

On page 1, line 14, after "B." change "However" to "Except as provided in Subsection C of this Section" and after "engineer" insert "or assistant secretary for operations"

AMENDMENT NO. 10

On page 1, line 15, after "highway" insert ", which is not a controlled access principal arterial interstate."

AMENDMENT NO. 11

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

"C.(1)(a) Notwithstanding any other provision of this Section, on any construction or maintenance project which requires the temporary closure of a lane on a controlled access principal arterial interstate, the department shall perform a traffic queue analysis and where the analysis determines a potential for traffic which may result in undo hardship or significant delay to the motoring public, the department shall ensure, that such construction or maintenance work is performed during non-peak hours, including night work between the hours of 8 p.m. and 6 a.m. and weekends, unless specific traffic studies determine that such non-peak hour work is not feasible. On projects where the department has found non-peak work feasible and provides an incentive to construct expeditiously, the contractor shall perform non-peak work or provide just cause for failure to perform non-peak work in order to qualify for or earn the incentive to construct expeditiously.

(b) When the department determines that any construction or maintenance project which requires the temporary closure of a lane as provided under the provisions of this Subsection, whether performed during non-peak work hours or not, will have the potential of causing significant traffic delays or undue hardship to the public using such highway, advance signing shall be posted on the right of way of such highway at a location in advance of the last exit prior to the traffic buildup in order to allow the operator of a vehicle to exit the highway and avoid such buildup. Such signing shall indicate that there is traffic congestion ahead and such exit is the last opportunity for exiting the highway before such congestion.

(2) When the department determines that a construction or maintenance project is not feasible to be performed during non-peak work hours, the department shall report such determination in compliance with the provisions of R.S. 48:279(B)."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Psychaud
Alario	Gallot	Pierre
Alexander	Glover	Pinac
Ansardi	Green	Pitre
Arnold	Guillory	Powell
Baldone	Hammett	Quezaire
Baudoin	Heaton	Richmond
Baylor	Hebert	Romero
Beard	Hill	Salter
Bowler	Honey	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Capella	Hunter	Shaw
Carter, K	Iles	Smith, G.—56th
Carter, R	Jackson, L	Smith, J.D.—50th
Cazayoux	Jackson, M	Smith, J.H.—8th
Crowe	Johns	Sneed
Curtis	Katz	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
Devillier	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	Wooton
Frith	Odinet	Wright
Fruge	Perkins	
Total—98		

NAYS

Total—0

ABSENT

Broome	Hutter	Smith, J.R.—30th
Crane	Kennard	
Doerge	McVea	
Total—7		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 866—

BY REPRESENTATIVE BEARD

AN ACT

To enact R.S. 11:431, relative to the Louisiana State Employees' Retirement System; to provide relative to the purchase of service credit; to provide for the purchase of service credit by a system member who was previously a teacher in a nonpublic school; to provide that such purchase shall be actuarially sufficient to offset the increased liability of the system; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 866 by Representative Beard

AMENDMENT NO. 1

On page 2, line 1, after "teacher," insert "as comparably defined in R.S. 11:701."

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

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	Green	Pitre
Baldone	Guillory	Powell
Baudoin	Hammett	Quezaire
Baylor	Heaton	Richmond
Beard	Hebert	Romero
Bowler	Hill	Salter
Broome	Honey	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Capella	Hunter	Shaw
Carter, K	Iles	Smith, G.—56th
Carter, R	Jackson, L	Smith, J.D.—50th
Cazayoux	Jackson, M	Smith, J.H.—8th
Crane	Johns	Sneed
Crowe	Katz	Stelly
Curtis	Kenney	Strain
Damico	LaFleur	Swilling
Daniel	Lancaster	Thompson
Dartez	Landrieu	Toomy
Devillier	LeBlanc	Townsend
Diez	Lucas	Triche
Downer	Martiny	Tucker
Downs	McDonald	Waddell
Durand	Montgomery	Walker
Erdey	Morrell	Walsworth

Fannin	Morrish	Welch
Farrar	Murray	Winston
Faucheux	Nevers	Wooton
Flavin	Odinet	Wright
Total—99		

NAYS

Total—0

ABSENT

Doerge	Hutter	McVea
Glover	Kennard	Smith, J.R.—30th
Total—6		

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

HOUSE BILL NO. 551—

BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 9:2772(A) and (C) and to repeal R.S. 9:2772(D), relative to preemptive periods for filing actions involving deficiencies in surveying, design, supervision, or construction of immovables; to provide for periods within which to file certain actions; to repeal obsolete provision relative to prescription of actions; and to provide for related matters.

Called from the calendar.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 551 by Representative Hammett

AMENDMENT NO. 1

On page 1, line 2, after "(C)" insert a comma "," and delete the remainder of the line

AMENDMENT NO. 2

On page 1, at the end of line 5, delete "to repeal"

AMENDMENT NO. 3

On page 1, line 6, delete "obsolete provisions relative to prescription of actions;"

AMENDMENT NO. 4

On page 3, delete line 8 in its entirety

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ellington to Reengrossed House Bill No. 551 by Representative Hammett

AMENDMENT NO. 1

On page 3, line 2, change "fourth" to "fifth"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Carter, K	Kennard
Doerge	Smith, J.R.—30th
Total—4	

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

HOUSE BILL NO. 969—

BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 22:2(A)(1), R.S. 23:1, R.S. 30:2003(A), and R.S. 51:121 and 921 and to enact R.S. 22:1368, relative to state agencies and the regulation of business and industry; to provide relative to the insurance industry; to provide for the conduct of certain adjudications involving insurance by the Division of Administrative Law; to provide relative to labor laws; to provide relative to regulation and control over the state's environment; to provide relative to commerce and economic development in the state; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hollis to Engrossed House Bill No. 969 by Representative Bowler

AMENDMENT NO. 1

On page 1, line 2, between 22:2(A)(1)," and "R.S. 23:1" insert "1138.1(A)(2),"

AMENDMENT NO. 2

On page 1, line 9 after "state;" insert "to provide for credit insurance;"

AMENDMENT NO. 3

On page 1, line 11, change "R.S. 22:2(A)(1) is" to "R.S. 22:2(A)(1) and 1138.1(A)(2) are"

AMENDMENT NO. 4

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

"§1138.1. Specialty limited lines credit insurance

* * *

(2) No producer shall sell, solicit, or negotiate credit life, credit health and accident, or credit property and casualty insurance pursuant to a specialty limited lines credit insurance producer license other than (i) in connection with retail sales transactions not exceeding ten thousand dollars per retail sales transaction; or (ii) in connection with retail sales of motor vehicles wherein the transaction exceeds ten thousand dollars as provided in rules and regulations promulgated by the commissioner of Insurance.

* * *"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Perkins
Alario	Gallot	Psychaud
Alexander	Glover	Pierre
Ansardi	Green	Pinac
Arnold	Guillory	Pitre
Baldone	Hammitt	Powell
Baudoin	Heaton	Quezairé
Baylor	Hebert	Richmond
Beard	Hill	Romero
Bowler	Honey	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
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

Curtis	Katz	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Downer	Lucas	Triche
Downs	Martiny	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walker
Fannin	Montgomery	Walsworth
Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright
Früge	Odinet	

Total—101

NAYS

Total—0

ABSENT

Crowe	Kennard
Doerge	Schwegmann
Total—4	

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

HOUSE BILL NO. 1011—
BY REPRESENTATIVE DEVILLIER
AN ACT

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

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 1011 by Representative Devillier

AMENDMENT NO. 1

On page 1, line 16, change "intended to" to "with the intent that it"

AMENDMENT NO. 2

On page 2, line 4, after "equipment" delete "intended to"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Psychaud
Alario	Gallot	Pierre
Alexander	Glover	Pinac
Ansardi	Green	Pitre

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Arnold	Guillory	Powell
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, R	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Smith, J.R.—30th
Crowe	Johns	Sneed
Curtis	Katz	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Landrieu	Thompson
Devillier	LeBlanc	Toomy
Diez	Lucas	Townsend
Downer	Martiny	Triche
Downs	McDonald	Tucker
Durand	McVea	Waddell
Erdey	Montgomery	Walker
Fannin	Morrell	Walsworth
Farrar	Morrish	Welch
Faucheux	Murray	Winston
Flavin	Nevers	Wooton
Frith	Odinet	Wright
Frige	Perkins	
Total—101		

NAYS

Carter, K
Total—1

ABSENT

Doerge
Total—3 Kennard Lancaster

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

HOUSE BILL NO. 1432—
BY REPRESENTATIVES DANIEL AND MURRAY
AN ACT

To enact R.S. 36:209(T) and 802.18 and Chapter 15 of Title 41 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 41:1751 through 1753, relative to the Louisiana Purchase Commemorative Act; to establish the Louisiana Purchase Commemorative Act Commission as an agency of the state within the Department of Culture, Recreation and Tourism; to provide relative to the authority and responsibilities of the commission; to establish three funds to receive monies available to purchase land for public parks and green spaces; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Holden to Reengrossed House Bill No. 1432 by Representative Daniel

AMENDMENT NO. 1

On page 4, between lines 7 and 8, insert the following:

"(18) One member appointed by the Louisiana Chapter of the American Planning Association.

(19) One member appointed by the Southern University School of Urban Forestry."

AMENDMENT NO. 2

On page 5, line 7, after "purchase" insert the words "or develop"

AMENDMENT NO. 3

On page 6, at the beginning of line 1, before "of" insert "or development"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Doerge	Lancaster	Walsworth
Kennard	Tucker	
Total—5		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1812—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact R.S. 9:2796.2, relative to liability for damages; to provide for certain causes of action related to bonfire presentations on the Mississippi River levee; to provide for permits; to provide for certain restrictions; to provide for definitions; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chaisson to Engrossed House Bill No. 1812 by Representative Faucheux

AMENDMENT NO. 1

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

"E. Notwithstanding any other provisions of law to the contrary, sponsors who comply with all the provisions and requirements of this Section shall be limited to five hundred thousand dollars in liability per person."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Fannin	Montgomery	Walker
Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright
Fruge	Odinot	

Total—98

NAYS

Total—0

ABSENT

Curtis	Kennard	Walsworth
Doerge	McDonald	
Downer	Tucker	

Total—7

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1989—
BY REPRESENTATIVES HEBERT, DEWITT, BAYLOR, ERDEY, FRUGE,
MORRISH, GARY SMITH, TOWNSEND, AND TUCKER
AN ACT

To enact R.S. 22:231(H) and 236(10) and Chapter 8 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:3101 through 3112, relative to minimal benefit hospital and medical policies; to create the Louisiana Safety Net Health Insurance Program; to provide for the Louisiana Health Plan; to provide for eligibility; to provide for participation; to provide for employers; to provide for administration and oversight; to provide for the Office of Group Benefits; to provide for coverage and benefits; to provide for policy forms and requirements; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 2013 (Substitute Bill for House Bill No. 1725 by Representative Townsend)—
BY REPRESENTATIVE TOWNSEND
AN ACT

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

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development to Reengrossed House Bill No. 2013 by Representative Townsend.

AMENDMENT NO. 1

On page 1, line 4, after "919.7" delete the remainder of the line and on line 5, delete "56:319(F)"

AMENDMENT NO. 2

On page 3, line 10, after "Pangasiidae" change the comma "," to a period "." and delete the remainder of the line and delete lines 11 through 13, in their entirety.

AMENDMENT NO. 3

On page 9, at the end of line 11, add the following:

"However, any gamefish whose sale is prohibited by R.S. 56:327 shall not be raised for sale for human consumption."

AMENDMENT NO. 4

On page 13, between lines 19 and 20, insert the following:

"E. Any person who is licensed to engage in aquacultural activities under the provisions of this Part shall be exempt from the prohibitions, restrictions, regulations, and limitations contained in Title 56 of the Louisiana Revised Statutes of 1950 and in Title 76 of the Louisiana Administrative Code to the extent such prohibitions, restrictions, regulations, or limitations are in conflict with the activities permitted under the license."

AMENDMENT NO. 5

On page 20, delete lines 16 through 26 in their entirety and on page 21, delete lines 1 through 4 in their entirety.

AMENDMENT NO. 6

On page 21, line 5, change "Section 5." to "Section 4."

AMENDMENT NO. 7

On page 21, line 9, change "Section 6." to "Section 5."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 2013 by Representative Townsend

AMENDMENT NO. 1

On page 11, line 13, following "by" and before "of" change "Paragraph(C)(2)" to "Subsection C"

AMENDMENT NO. 2

On page 16, line 3 change "551.12" to "559.12"

AMENDMENT NO. 3

In Senate Committee Amendment No. 6 proposed by the Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development adopted by the Senate on June 4, 2003, on line 25, following "page 21," delete the remainder of the line and insert in lieu thereof "delete lines 5 through 8 in their entirety"

AMENDMENT NO. 4

In Senate Committee Amendment No. 7 proposed by the Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development adopted by the Senate on June 4, 2003, on line 27, change "Section 5" to "Section 4"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ellington to Reengrossed House Bill No. 2013 by Representative Townsend

AMENDMENT NO. 1

Delete Amendment No. 3 proposed by the Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development and adopted by the Senate on June 4, 2003.

AMENDMENT NO. 2

On page 4, line 4, change "LWFC" to "Commission"

AMENDMENT NO. 3

On page 5, between lines 11 and 12, insert the following:

"(10) One member shall be appointed from the Department of Economic Development."

AMENDMENT NO. 4

On page 9, at the end of line 11, insert the following:

"However, any gamefish whose sale is regulated by R.S. 56:327 shall not be raised to be sold for human consumption unless authorized in R.S. 56:327."

AMENDMENT NO. 5

On page 10, line 26, change "LWFC" to "commission"

AMENDMENT NO. 6

On page 11, line 3, change "LWFC" to "commission"

AMENDMENT NO. 7

On page 11, line 4, after "meetings," delete the remainder of the line and delete lines 5 through 13 in their entirety and insert in lieu thereof the following:

"If, after full participation by the Department of Wildlife and Fisheries in conjunction with the Aquaculture Council and after the public hearing process, the commission's findings of fact and conclusions of law and relevant scientific evidence would offer compelling evidence that a native and indigenous species could be damaged, the commission may recommend to the commissioner that a species is not suitable for aquaculture. If the commission makes such a recommendation, the commissioner shall not proceed with rulemaking relative to that species."

E. If, forty-five days after submission of the council's report as required by Paragraph (C)(2) of this Section, the commission has not

considered the council's recommendation nor has the commission made a recommendation to the commissioner that a native and indigenous species could be damaged, the"

AMENDMENT NO. 8

On page 11, line 14, after "commissioner" insert "may"

AMENDMENT NO. 9

On page 11, line 16, after "oversight" insert "consistent with R.S. 49:968"

AMENDMENT NO. 10

On page 14, between lines 18 and 19, insert the following:

"E. A representative of the Department of Wildlife and Fisheries enforcement division may examine any facility operated by an aquatic producer licensed under the provisions of this Part and the records associated with that facility only when accompanied by a representative of the Department of Agriculture and Forestry. However, in case of an emergency or, if a representative of the Department of Agriculture and Forestry is not available within forty-eight hours, a representative of the Department of Wildlife and Fisheries enforcement division may enter a facility or examine its records without being accompanied."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—96

NAYS

Total—0

ABSENT

Baudoin	Hammett	Stelly
Diez	Hudson	Strain
Doerge	Kennard	Winston
Total—9		

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

Suspension of the Rules

On motion of Rep. Bowler, 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 BILLS

June 19, 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:

House Bill No. 1061
Returned with amendments.

House Bill No. 1137
Returned with amendments.

House Bill No. 1188
Returned with amendments.

House Bill No. 1204
Returned with amendments.

House Bill No. 1307
Returned with amendments.

House Bill No. 1325
Returned with amendments.

House Bill No. 1426
Returned with amendments.

House Bill No. 1427
Returned with amendments.

House Bill No. 1459
Returned with amendments.

House Bill No. 1684
Returned with amendments.

House Bill No. 1720
Returned with amendments.

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

**House Bills and Joint Resolutions
Returned from the Senate with Amendments**

Rep. Bowler asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just returned from the Senate, with amendments to be concurred in by the House, with a view of acting on the same:

HOUSE BILL NO. 1061—
BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 26:906(C), relative to the permit process for obtaining a registration certification or permit to sell tobacco products; to authorize a dealer or vending machine operator to pay the annual renewal fee for a registration certification or permit by check; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 1061 by Representative Bowler

AMENDMENT NO. 1

On page 1, line 2, after "reenact" change "R.S. 26:906(C)" to "R.S. 26:73(B), 272(B), and 906(C)"

AMENDMENT NO. 2

On page 1, line 3, after "products" insert "and for obtaining certain restaurant permits"

AMENDMENT NO. 3

On page 1, line 5, after the semicolon ";" insert "to provide for the definition of alcoholic beverages under certain circumstances;"

AMENDMENT NO. 4

On page 1, line 8, after "1." change "R.S. 26:906(C) is" to "R.S. 26:73(B), 272(B), and 906(C) are"

AMENDMENT NO. 5

On page 1, between lines 9 and 10, insert the following;

§73. Restaurant "R" permit; application; fees

* * *

B.(1) For purposes of this Section, "restaurant establishment" shall be defined as an establishment:

(1a) Which operates a place of business whose purpose and primary function is to take orders for and serve food and food items;

(2b) Which serves alcoholic beverages in conjunction with meals;

(3c) Which serves food on all days of operation;

(4d) Repealed by Acts 1995, No. 1081, §2, eff. June 29, 1995.

(5d) Which maintains separate sales figures for alcoholic beverages; and

(6e) Which operates a fully equipped kitchen used for the preparation of uncooked foods for service and consumption of such foods on the premises.

(2) Sparking and/or still wine sold or served by the bottle in conjunction with food service shall not be considered an alcoholic beverage by the commissioner when determining gross revenue for purposes of this Section only.

* * *

§272. Restaurant "R" permit; application; fees

* * *

B.(1) For purposes of this Section, "restaurant establishment" shall be defined as an establishment:

(1a) Which operates a place of business whose purpose and primary function is to take orders for and serve food and food items;

(2b) Which serves alcoholic beverages in conjunction with meals;

(3c) Which serves food on all days of operation;

(4d) Repealed by Acts 1995, No. 1081, §2, eff. June 29, 1995.

(5d) Which maintains separate sales figures for alcoholic beverages; and

(6e) Which operates a fully equipped kitchen used for the preparation of uncooked foods for service and consumption of such foods on the premises.

(2) Sparkling and/or still wine sold or served by the bottle in conjunction with food service shall not be considered an alcoholic beverage by the commissioner when determining gross revenue for purposes of this Section only.

* * *

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1061 by Representative Bowler

AMENDMENT NO. 1

In Senate Committee Amendment No. 4, proposed by the Senate on Judiciary C and adopted by the Senate on June 11, 2003, on line 11 between "to" and "R.S." insert quotation marks ""

AMENDMENT NO. 2

In Senate Committee Amendment No. 5, proposed by the Senate on Judiciary C and adopted by the Senate on June 11, 2003, on page 1, line 25, change "(5d)" to "(5d)"

AMENDMENT NO. 3

In Senate Committee Amendment No. 5, proposed by the Senate on Judiciary C and adopted by the Senate on June 11, 2003, on page 2, line 1, change "Sparkling" to "Sparkling"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Flavin	Murray
Alario	Frith	Nevers
Alexander	Fruge	Odinot
Ansardi	Gallot	Psychaud
Arnold	Glover	Pierre
Baldone	Green	Pinac
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	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	LaFleur	Strain
Dartez	Lancaster	Swilling
Devillier	Landrieu	Thompson
Diez	LeBlanc	Toomy
Downer	Lucas	Triche
Downs	Martiny	Waddell
Durand	McDonald	Walker
Erdey	McVea	Welch
Fannin	Montgomery	Winston
Farrar	Morrell	Wooton
Faucheux	Morrish	
Total—95		

NAYS

Futrell	Perkins
Total—2	

ABSENT

Doerge	Pitre	Walsworth
Kennard	Townsend	Wright
Kenney	Tucker	
Total—8		

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

HOUSE BILL NO. 1137—
BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact R.S. 56:103(B) and (C)(1) and 104(A)(3) and (4) and to repeal R.S. 56:140, to authorize the taking of bobcats and foxes under a big game hunting license; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Barham to Engrossed House Bill No. 1137 by Representative Townsend

AMENDMENT NO. 1

On page 1, line 3, after "bobcats" delete "and foxes"

AMENDMENT NO. 2

On page 1, line 11, after "bobcat," delete "fox."

AMENDMENT NO. 3

On page 1, at the end of line 14, change the comma "," to "or" and on line 15, after "bobcat" delete ", or fox"

AMENDMENT NO. 4

On page 2, line 11, after "turkey" change the comma "," to "or" and after "bobcat" delete ", or fox"

AMENDMENT NO. 5

On page 2, line 22, after "turkey" change the comma "," to "or" and after "bobcat" delete the comma "," and on line 23, delete "or fox"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Psychaud
Alario	Gallot	Pierre
Alexander	Glover	Pinac
Ansardi	Green	Pitre
Arnold	Guillory	Powell
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
Devillier	LeBlanc	Townsend
Diez	Lucas	Triche
Downer	Martiny	Tucker
Downs	McDonald	Waddell

Durand	McVea	Walker
Erdey	Montgomery	Walsworth
Fannin	Morrell	Welch
Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Flavin	Nevers	Wright
Frith	Odinet	
Frige	Perkins	
Total—103		

NAYS

Total—0

ABSENT

Doerge	Kennard
Total—2	

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1188—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:62, relative to state and statewide retirement systems; to provide with respect to employee contribution rates; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 1188 by Representative Schneider

AMENDMENT NO. 1

On page 1, at the beginning of line 12, insert "A."

AMENDMENT NO. 2

On page 2, after line 26, insert:

"B. The employer may make contributions on behalf of the employee for all or part of the contributions required hereunder."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Michot to Engrossed House Bill No. 1188 by Representative Schneider

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 11:62" add "and 444(A)(2), and to enact Subpart C-1 of Part VII of Chapter 1 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:611 through 612"

AMENDMENT NO. 2

On page 1, line 3, between "rates;" and "and" and insert "to provide with for retirement eligibility criteria and benefits for certain public safety services employees in the Louisiana State Employees' Retirement System;"

AMENDMENT NO. 3

On page 1, line 9, change "is" to "and 444(A)(2) are" and between "reenacted" and "to" insert "Subpart C-1 of Part VII of Chapter 1 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, comprised of R.S. 11:611 through 612, is hereby enacted"

AMENDMENT NO. 4

On page 2, line 5, between "(b)" and "Public", insert "(i)" and change "service" to "services"

AMENDMENT NO. 5

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

"(ii) Public safety services section two employees - 8.5%.

(aa) All public safety services section employees, as defined in R.S. 11:611, who have ended their participation in the Deferred Retirement Option Plan (DROP) but not employment, including probation and parole officers and commissioned officers of the Department of Public Safety and Corrections - 8.5%."

AMENDMENT NO. 6

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

* * *

§444. Computation of retirement benefit

A.

* * *

(2) Public safety service employees as those employees are referred to as "member" or "members" in R.S. 11:601(B) shall receive a retirement allowance computed in accordance with R.S. 11:602. Notwithstanding any other provision of law to the contrary, all public safety services employees, as defined in R.S. 11:611, upon retirement, shall receive an annual retirement allowance equal to two and one-half percent of his average final compensation multiplied by his total years of creditable service which are served prior to and through June 30, 2003 and three and one-half percent of his average final compensation multiplied by his total years of creditable service which are served after June 30, 2003. However, the annual retirement allowance shall not exceed one hundred percent of the member's average final compensation.

* * *

SUBPART C-1. PUBLIC SAFETY SERVICES SECTION TWO

§611. Application; definitions

A. Notwithstanding any other provision of Chapter 1 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950 or any other laws to the contrary, the retirement of public safety services section two employees shall be governed by this Subpart, provided that with respect to matters not specifically covered by the provisions of this Subpart, the applicable provisions of Chapter 1 of Subtitle II of Title 11 shall prevail.

B. For purposes of this Subpart, the words "member" or "members" means the weights and standards police of the Department of Public Safety and Corrections, levee district police officers, and port commission police officers. This Subpart shall not apply to employees of the Lake Charles Harbor and Terminal District.

§612. Eligibility for membership

Any person who is a member of a public safety services section two agency, as defined in this Subpart, shall be eligible for membership in the retirement component for public safety services which is a component of the Louisiana State Employees' Retirement System."

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

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	Green	Powell
Baldone	Guillory	Quezaire
Baudoin	Hammett	Richmond
Baylor	Heaton	Romero
Beard	Hebert	Salter
Bowler	Hill	Scalise
Broome	Honey	Schneider
Bruce	Hopkins	Schwegmann
Bruneau	Hudson	Shaw
Capella	Hunter	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	Kenney	Stelly
Curtis	LaFleur	Strain
Damico	Lancaster	Swilling
Daniel	Landrieu	Thompson
Dartez	LeBlanc	Toomy
Devillier	Lucas	Townsend
Diez	Martiny	Tucker
Downer	McDonald	Waddell
Downs	McVea	Walker
Durand	Montgomery	Welch
Erdey	Morrell	Winston
Fannin	Morrish	Wooton
Farrar	Murray	Wright
Faucheux	Nevers	
Flavin	Odinot	

Total—97

NAYS

Total—0

ABSENT

Doerge	Katz	Triche
Glover	Kennard	Walsworth
Hutter	Perkins	

Total—8

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1204—

BY REPRESENTATIVE MONTGOMERY
AN ACT

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

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Boissiere to Engrossed House Bill No. 1204 by Representative Montgomery

AMENDMENT NO. 1

On page 1, line 2, after "R.S." insert "11:2175(E)(1),"

AMENDMENT NO. 2

On page 2, line 1, after "R.S." insert "11:2175(E)(1),"

AMENDMENT NO. 3

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

"§2175. Blanket fidelity insurance policy; powers of board; refund of contributions; restrictions on payments; warrants; deposits; investments

* * *

(E)(1) The board of trustees shall not authorize, grant, or pay any retirement or disability benefits to any person employed by or in the office of any sheriff of any parish of the state of Louisiana except that the board may authorize, grant, or pay a retirement or disability benefit to any retiree who is reemployed in a sheriff's office on a part-time basis provided their earnings in a fiscal year shall not exceed an amount based upon the following limitations. For reemployment during the ~~twenty-four~~ twelve months immediately following the date of retirement, the retiree's earnings shall not exceed thirty-three and one-third percent of the final average compensation at the time of retirement. For reemployment continuing or beginning in the ~~twenty-fifth~~ thirteenth month immediately following the date of retirement and thereafter, the retiree's earnings shall not exceed ~~fifty~~ seventy-five percent of the final average compensation at the time of retirement. Such part-time reemployment shall not result in any additional creditable service time and no employer or employee contribution shall be paid on the retiree's behalf. Part-time reemployment shall have no effect on the provisions for full-time reemployment as set forth hereafter in this Subsection."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinot
Alario	Futrell	Perkins
Alexander	Gallot	Peychaud
Ansardi	Glover	Pierre
Arnold	Green	Pinac
Baldone	Guillory	Pitre
Baudoin	Hammett	Powell
Baylor	Heaton	Quezaire
Beard	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	Kenney	Stelly
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Downer	Lucas	Triche
Downs	Martiny	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walker
Fannin	Montgomery	Walsworth
Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright
Total—102		

NAYS

Total—0

ABSENT

Doerge	Kennard	Strain
Total—3		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1307—
BY REPRESENTATIVE LAFLEUR
AN ACT

To amend and reenact R.S. 40:432 and to enact R.S. 40:384(28), relative to local housing authorities; to provide for definitions; to authorize the collection of criminal history record information on applicants for public housing and vouchers under Housing Choice Voucher programs; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Engrossed House Bill No. 1307 by Representative LaFleur

AMENDMENT NO. 1

On page 1, line 2, after "enact" insert "R.S. 15:587(E) and"

AMENDMENT NO. 2

On page 1, between lines 7 and 8, insert the following:

"Section 1. R.S. 15:587(E) is hereby enacted to read as follows:

§587. Duty to provide information; processing fees; Louisiana Bureau of Criminal Identification and Information.

* * *

E. Pursuant to approval of the local housing authority's board of commissioners, acting through one or more of its commissioners or other designees, a local housing authority may obtain criminal history record and identification file of any person applying for public housing if the applicant has signed a consent form authorizing the release of such criminal history records and identification. Upon written request and upon presentation of a signed consent form executed by the applicant, the bureau shall provide the criminal history record of and identification file information of the applicant to the requestor in a timely manner. For the purposes of this Subsection "conviction records" shall include only those records which are electronically maintained by the bureau, and are records of a finding of guilty, a plea of guilty or nolo contendere, including those which have been set aside or dismissed [pursuant to Code of Criminal Procedure Articles 893 or 894, or for which an individual has received an automatic first offender pardon. It shall not include those records which have been ordered expunged pursuant to R.S. 44:9. The provisions of R.S. 15:587(B) shall apply to any request made pursuant to this Subsection.]

AMENDMENT NO. 3

On page 3, line 2, after "housing" insert "as provided for by R.S. 15:587(E)"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Dartez	Lancaster	Toomy
Devillier	Landrieu	Townsend
Diez	LeBlanc	Triche
Downer	Martiny	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Walsworth
Fannin	Morrell	Welch
Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Flavin	Nevers	Wright
Frith	Odinot	
Fruge	Perkins	

Total—100

NAYS

Total—0

ABSENT

Curtis	Kennard	Schwegmann
Doerge	Lucas	

Total—5

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

HOUSE BILL NO. 1325—
BY REPRESENTATIVE SCHNEIDER
AN ACT

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

Read by title.

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

SENATE COMMITTEE AMENDMENTS

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

AMENDMENT NO. 1

On page 2, line 14, after "Retirement" delete the comma "," and insert "and"

AMENDMENT NO. 2

On page 2, line 15, after "Retirement," delete the remainder of the line and at the beginning of line 16 delete "commissioner of administration."

AMENDMENT NO. 3

On page 3, line 18, after "Retirement" delete the comma "," and insert "and"

AMENDMENT NO. 4

On page 3, line 19, after "Retirement," delete the remainder of the line and at the beginning of line 20 delete "commissioner of administration."

AMENDMENT NO. 5

On page 7, line 21, change "(3) No" to "(3) Except as otherwise provided by the Constitution, or in R.S. 42:3.1, no"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator C. Jones to Reengrossed House Bill No. 1325 by Representative Schneider

AMENDMENT NO. 1

On page 1, line 3, after "185," insert "and 553(18); to provide"

AMENDMENT NO. 2

On page 1, line 8, after "diem;" insert "to provide with respect to eligible judges and court officers; to include the judicial administrator and his deputies for the Fourth Judicial District Court for the parishes of Morehouse and Ouachita;"

AMENDMENT NO. 3

On page 1, line 15, after "through 185" insert "and 553(18)"

AMENDMENT NO. 4

On page 8, between lines 5 and 6, insert the following:

"Section 1. R.S. 11:553(18) is hereby enacted to read as follows:

§553. Eligible judges and court officers

This Subpart shall apply to all present and future judges and court officers hereinafter enumerated:

* * *

(18) The judicial administrator of the Fourth Judicial District Court for the parishes of Morehouse and Ouachita and his deputy or deputies."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Crowe	Katz	Strain
Curtis	Kenney	Swilling
Damico	LaFleur	Thompson
Daniel	Lancaster	Toomy
Dartez	Landrieu	Townsend
Devillier	LeBlanc	Triche
Diez	Martiny	Tucker
Downer	McDonald	Waddell
Downs	McVea	Walker
Durand	Montgomery	Walsworth
Erdey	Morrell	Welch
Fannin	Murray	Winston
Farrar	Nevers	Wooton
Faucheux	Odinot	Wright
Flavin	Perkins	
Frith	Peychaud	

Total—100

NAYS

Total—0

ABSENT

Doerge	Kennard	Morrish
Guillory	Lucas	

Total—5

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

HOUSE BILL NO. 1426—
BY REPRESENTATIVE DANIEL

AN ACT

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

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 1426 by Representative Daniel

AMENDMENT NO. 1

On page 1, lines 3 and 16, delete "1641(C),"

AMENDMENT NO. 2

On page 1, line 4, after "and 2257(F)(2)" insert ", to enact R.S. 11:788(C)(1), (2), and (3), 1152(F)(3)(a), (b), and (c), 1312 (H)(1), (2), and (3), 1456(F)(1)(a), (b), and (c), 1530(F)(1), (2), and (3), 1763(F)(2)(a), (b), and (c), 1938(F)(2)(a), (b), and (c), 2178.1(C)(9)(a)(i), (ii), and (iii), 2221(F)(2)(a), (b), and (c), and 2257(F)(2)(a), (b), and (c) and to repeal R.S. 11:2221(G) and 2257(G)"

AMENDMENT NO. 3

On page 1, line 9, after "market investment" insert "or a self-directed plan"

AMENDMENT NO. 4

On page 1, line 17, after "amended and reenacted" insert "and R.S. 11:788(C)(1), (2), and (3), 1152(F)(3)(a), (b), and (c), 1312 (H)(1), (2), and (3), 1456(F)(1)(a), (b), and (c), 1530(F)(1), (2), and (3), 1763(F)(2)(a), (b), and (c), 1938(F)(2)(a), (b), and (c), 2178.1(C)(9)(a)(i), (ii), and (iii), 2221(F)(2)(a), (b), and (c), and 2257(F)(2)(a), (b), and (c) are hereby enacted"

AMENDMENT NO. 5

On page 2, line 4, change "All" to "With respect to any individual who was eligible to participate in the Deferred Retirement Option Plan prior to January 1, 2004, all"

AMENDMENT NO. 6

On page 2, line 6, after "plan shall be" insert "credited with interest at the end of each plan year at a rate equal to the realized return on the system's portfolio for that plan year as certified by the system actuary in his actuarial report, less one-half of one percent. With respect to any individual who becomes eligible to participate in the Deferred Retirement Option Plan on or after January 1, 2004, all amounts which remain credited to the individual's subaccount after termination of participation in the plan shall be"

AMENDMENT NO. 7

On page 2, line 7, after "Such subaccounts" change "shall" to "may"

AMENDMENT NO. 8

On page 2, line 9, change "one-half" to "one-fourth"

AMENDMENT NO. 9

On page 2, line 17, change "All" to "With respect to any individual who was eligible to participate in the Deferred Retirement Option Plan prior to January 1, 2004, all"

AMENDMENT NO. 10

On page 2, line 19, after "plan shall be" insert "credited with interest after the end of each fiscal year at a rate equal to the realized return on the system's portfolio for that fiscal year as certified by the system actuary in his actuarial report, less one-half of one percent. With respect to any individual who becomes eligible to participate in the Deferred Retirement Option Plan on or after January 1, 2004, all amounts which remain credited to the individual's subaccount after termination of participation in the plan shall be"

AMENDMENT NO. 11

On page 2, line 20, after "Such subaccounts" change "shall" to "may"

AMENDMENT NO. 12

On page 2, line 22, change "one-half" to "one-fourth"

AMENDMENT NO. 13

On page 2, line 22, change "annum." to "annum; or at the option of the system, the funds may be credited to subaccounts as herein established:"

(1) The contributing period shall mean that time period when funds are being credited to the participant's subaccount which is maintained by the system.

(2) After the contributing period ends the balance of the subaccount then may be transferred to a self-directed subaccount, which shall be known as the investment period. Both subaccounts shall be within the Deferred Retirement Option Plan established herein. Management of the funds shall be by the system during the contributing period. When the funds are transferred to the self-directed subaccount for the investment period, the system is authorized to hire a third party provider. The third party provider shall act as an agent of the system for purposes of investing balances in the self-directed subaccounts of the participant as directed by the participant. The participant shall be given such options that comply with federal law for self-directed plans.

(3) The participant in the self-directed portion of this plan agrees that the benefits payable to participant are not the obligations of the state or the system, and that any returns and other rights of the plan are the sole liability and responsibility of the participant and the designated provider to which contributions have been made. Furthermore, each participant, in accordance with this provision, shall expressly waive his rights as set forth in Article X, Section 29(A) and (B) of the Louisiana Constitution as it relates to his subaccount in the self-directed portion of the plan. By participating in the self-directed portion of the plan, the participant agrees that he and the provider shall be responsible for complying with all applicable provisions of the Internal Revenue Code. The participant also agrees that if any violation of the Internal Revenue Code occurs as a result of the participant's participation in self-directed portion of the plan, it shall be the sole responsibility and liability of the participant and the provider, not the state or the system. There shall be no liability on the part of and no cause of action of any nature shall arise against the state, the system, or its agents or employees, for any action taken by the participant for choices the participant makes in relationship to the funds in which he chooses to place his subaccount balance."

AMENDMENT NO. 14

On page 3, line 6, change "All" to "With respect to any individual who was eligible to participate in the Deferred Retirement Option Plan prior to January 1, 2004, all"

AMENDMENT NO. 15

On page 3, line 8, after "plan shall be" insert "credited with interest at the end of each plan year at a rate equal to the realized return on the system's portfolio for that plan year as certified by the system actuary in his actuarial report, less one-half of one percent. With respect to any individual who becomes eligible to participate in the Deferred Retirement Option Plan on or after January 1, 2004, all amounts which remain credited to the individual's subaccount after termination of participation in the plan shall be"

AMENDMENT NO. 16

On page 3, line 9, after "Such subaccounts" change "shall" to "may"

AMENDMENT NO. 17

On page 3, line 11, change "one-half" to "one-fourth"

AMENDMENT NO. 18

On page 3, line 11, change "annum." to "annum; or at the option of the system, the funds may be credited to subaccounts as herein established:

(a) The contributing period shall mean that time period when funds are being credited to the participant's subaccount which is maintained by the system.

(b) After the contributing period ends the balance of the subaccount then may be transferred to a self-directed subaccount, which shall be known as the investment period. Both subaccounts shall be within the Deferred Retirement Option Plan established herein. Management of the funds shall be by the system during the contributing period. When the funds are transferred to the self-directed subaccount for the investment period, the system is authorized to hire a third party provider. The third party provider shall act as an agent of the system for purposes of investing balances in the self-directed subaccounts of the participant as directed by the participant. The participant shall be given such options that comply with federal law for self-directed plans.

(c) The participant in the self-directed portion of this plan agrees that the benefits payable to participant are not the obligations of the state or the system, and that any returns and other rights of the plan are the sole liability and responsibility of the participant and the designated provider to which contributions have been made. Furthermore, each participant, in accordance with this provision, shall expressly waive his rights as set forth in Article X, Section 29(A) and (B) of the Louisiana Constitution as it relates to his subaccount in the self-directed portion of the plan. By participating in the self-directed portion of the plan, the participant agrees that he and the provider shall be responsible for complying with all applicable provisions of the Internal Revenue Code. The participant also agrees that if any violation of the Internal Revenue Code occurs as a result of the participant's participation in self-directed portion of the plan, it shall be the sole responsibility and liability of the participant and the provider, not the state or the system. There shall be no liability on the part of and no cause of action of any nature shall arise against the state, the system, or its agents or employees, for any action taken by the participant for choices the participant makes in relationship to the funds in which he chooses to place his subaccount balance."

AMENDMENT NO. 19

On page 3, line 24, change "After" to "With respect to any individual who was eligible to participate in the Deferred Retirement Option Plan prior to January 1, 2004, after"

AMENDMENT NO. 20

On page 3, line 26 after "shall" insert "earn interest at a rate of one-half percentage point below the percentage rate of return on the system's investment portfolio as certified by the actuary in his yearly evaluation report, said interest to be credited to his individual account balance on an annual basis. With respect to any individual who becomes eligible to participate in the Deferred Retirement Option Plan on or after January 1, 2004, all amounts which remain credited to the individual's subaccount after termination of participation in the plan shall"

AMENDMENT NO. 21

On page 4, line 1, after "account balances" change "shall" to "may"

AMENDMENT NO. 22

On page 4, line 3, change "one-half" to "one-fourth"

AMENDMENT NO. 23

On page 4, line 3, change "annum." to "annum; or at the option of the system, the funds may be credited to subaccounts as herein established:

(1) The contributing period shall mean that time period when funds are being credited to the participant's subaccount which is maintained by the system.

(2) After the contributing period ends the balance of the subaccount then may be transferred to a self-directed subaccount, which shall be known as the investment period. Both subaccounts shall be within the Deferred Retirement Option Plan established herein. Management of the funds shall be by the system during the contributing period. When the funds are transferred to the self-directed subaccount for the investment period, the system is authorized to hire a third party provider. The third party provider shall act as an agent of the system for purposes of investing balances in the self-directed subaccounts of the participant as directed by the participant. The participant shall be given such options that comply with federal law for self-directed plans.

(3) The participant in the self-directed portion of this plan agrees that the benefits payable to participant are not the obligations of the state or the system, and that any returns and other rights of the plan are the sole liability and responsibility of the participant and the designated provider to which contributions have been made. Furthermore, each participant, in accordance with this provision, shall expressly waive his rights as set forth in Article X, Section 29(A) and (B) of the Louisiana Constitution as it relates to his subaccount in the self-directed portion of the plan. By participating in the self-directed portion of the plan, the participant agrees that he and the provider shall be responsible for complying with all applicable provisions of the Internal Revenue Code. The participant also agrees that if any violation of the Internal Revenue Code occurs as a result of the participant's participation in self-directed portion of the plan, it shall be the sole responsibility and liability of the participant and the provider, not the state or the system. There shall be no liability on the part of and no cause of action of any nature shall arise against the state, the system, or its agents or employees, for any action taken by the participant for choices the participant makes in relationship to the funds in which he chooses to place his subaccount balance."

AMENDMENT NO. 24

On page 4, line 12, change "If" to "With respect to any individual who was eligible to participate in the Deferred Retirement Option Plan prior to January 1, 2004, if"

AMENDMENT NO. 25

On page 4, line 15, after "shall" insert "earn interest at the actual rate of return, less one percent, earned on the funds. The funds in such account shall be invested as directed by the board of trustees. A member's account shall cease to earn interest upon termination of employment. With respect to any individual who becomes eligible to participate in the Deferred Retirement Option Plan on or after January 1, 2004, all amounts which remain credited to the individual's subaccount after termination of participation in the plan shall"

AMENDMENT NO. 26

On page 4, line 16, after "Such account balances" change "shall" to "may"

AMENDMENT NO. 27

On page 4, line 18, change "one-half" to "one-fourth"

AMENDMENT NO. 28

On page 4, line 18, change "annum." to "annum; or at the option of the system, the funds may be credited to subaccounts as herein established:

(a) The contributing period shall mean that time period when funds are being credited to the participant's subaccount which is maintained by the system.

(b) After the contributing period ends the balance of the subaccount then may be transferred to a self-directed subaccount, which shall be known as the investment period. Both subaccounts shall be within the Deferred Retirement Option Plan established herein. Management of the funds shall be by the system during the contributing period. When the funds are transferred to the self-directed subaccount for the investment period, the system is authorized to hire a third party provider. The third party provider shall act as an agent of the system for purposes of investing balances in the self-directed subaccounts of the participant as directed by the participant. The participant shall be given such options that comply with federal law for self-directed plans.

(c) The participant in the self-directed portion of this plan agrees that the benefits payable to participant are not the obligations of the state or the system, and that any returns and other rights of the plan are the sole liability and responsibility of the participant and the designated provider to which contributions have been made. Furthermore, each participant, in accordance with this provision, shall expressly waive his rights as set forth in Article X, Section 29(A) and (B) of the Louisiana Constitution as it relates to his subaccount in the self-directed portion of the plan. By participating in the self-directed portion of the plan, the participant agrees that he and the provider shall be responsible for complying with all applicable provisions of the Internal Revenue Code. The participant also agrees that if any violation of the Internal Revenue Code occurs as a result of the participant's participation in self-directed portion of the plan, it shall be the sole responsibility and liability of the participant and the provider, not the state or the system. There shall be no liability on the part of and no cause of action of any nature shall arise against the state, the system, or its agents or employees, for any action taken by the participant for choices the participant makes in relationship to the funds in which he chooses to place his subaccount balance."

AMENDMENT NO. 29

On page 5, line 7, change "If" to "With respect to any individual who was eligible to participate in the Deferred Retirement Option Plan prior to January 1, 2004, if"

AMENDMENT NO. 30

On page 5, line 9, after "employment," insert "earn interest at the actual rate of return earned on the account as certified by the custodian of such assets. The funds in all such accounts shall be invested as directed by the board. With respect to any individual who becomes eligible to participate in the Deferred Retirement Option Plan on or after January 1, 2004, all amounts which remain credited to the individual's subaccount after termination of participation in the plan shall"

AMENDMENT NO. 31

On page 5, line 11, after "Such accounts" change "shall" to "may"

AMENDMENT NO. 32

On page 5, line 12, change "one-half" to "one-fourth"

AMENDMENT NO. 33

On page 5, line 13, change "annum." to "annum; or at the option of the system, the funds may be credited to subaccounts as herein established:

(1) The contributing period shall mean that time period when funds are being credited to the participant's subaccount which is maintained by the system.

(2) After the contributing period ends the balance of the subaccount then may be transferred to a self-directed subaccount, which shall be known as the investment period. Both subaccounts shall be within the Deferred Retirement Option Plan established herein. Management of the funds shall be by the system during the contributing period. When the funds are transferred to the self-directed subaccount for the investment period, the system is authorized to hire a third party provider. The third party provider shall act as an agent of the system for purposes of investing balances in the self-directed subaccounts of the participant as directed by the participant. The participant shall be given such options that comply with federal law for self-directed plans.

(3) The participant in the self-directed portion of this plan agrees that the benefits payable to participant are not the obligations of the state or the system, and that any returns and other rights of the plan are the sole liability and responsibility of the participant and the designated provider to which contributions have been made. Furthermore, each participant, in accordance with this provision, shall expressly waive his rights as set forth in Article X, Section 29(A) and (B) of the Louisiana Constitution as it relates to his subaccount in the self-directed portion of the plan. By participating in the self-directed portion of the plan, the participant agrees that he and the provider shall be responsible for complying with all applicable provisions of the Internal Revenue Code. The participant also agrees that if any violation of the Internal Revenue Code occurs as a result of the participant's participation in self-directed portion of the plan, it shall be the sole responsibility and liability of the participant and the provider, not the state or the system. There shall be no liability on the part of and no cause of action of any nature shall arise against the state, the system, or its agents or employees, for any action taken by the participant for choices the participant makes in relationship to the funds in which he chooses to place his subaccount balance."

AMENDMENT NO. 34

On page 5, delete lines 17 through 26

AMENDMENT NO. 35

On page 6, line 9, change "After" to "With respect to any individual who was eligible to participate in the Deferred Retirement Option Plan prior to January 1, 2004, after"

AMENDMENT NO. 36

On page 6, line 11, after "plan shall" insert "earn interest at the actual rate of return earned on the funds left on deposit with the system for the purpose of earning interest thereon as certified by the custodian of the system's assets. Any such interest shall be credited to his individual account balance on an annual basis. With respect to any individual who becomes eligible to participate in the Deferred Retirement Option Plan on or after January 1, 2004, all amounts which remain credited to the individual's subaccount after termination of participation in the plan shall"

AMENDMENT NO. 37

On page 6, line 14, change "one-half" to "one-fourth"

AMENDMENT NO. 38

On page 6, line 14, change "annum." to "annum; or at the option of the system, the funds may be credited to subaccounts as herein established:

(a) The contributing period shall mean that time period when funds are being credited to the participant's subaccount which is maintained by the system.

(b) After the contributing period ends the balance of the subaccount then may be transferred to a self-directed subaccount, which shall be known as the investment period. Both subaccounts shall be within the Deferred Retirement Option Plan established herein. Management of the funds shall be by the system during the contributing period. When the funds are transferred to the self-directed subaccount for the investment period, the system is authorized to hire a third party provider. The third party provider shall act as an agent of the system for purposes of investing balances in the self-directed subaccounts of the participant as directed by the participant. The participant shall be given such options that comply with federal law for self-directed plans.

(c) The participant in the self-directed portion of this plan agrees that the benefits payable to participant are not the obligations of the state or the system, and that any returns and other rights of the plan are the sole liability and responsibility of the participant and the designated provider to which contributions have been made. Furthermore, each participant, in accordance with this provision, shall expressly waive his rights as set forth in Article X, Section 29(A) and (B) of the Louisiana Constitution as it relates to his subaccount in the self-directed portion of the plan. By participating in the self-directed portion of the plan, the participant agrees that he and the provider shall be responsible for complying with all applicable provisions of the Internal Revenue Code. The participant also agrees that if any violation of the Internal Revenue Code occurs as a result of the participant's participation in self-directed portion of the plan, it shall be the sole responsibility and liability of the participant and the provider, not the state or the system. There shall be no liability on the part of and no cause of action of any nature shall arise against the state, the system, or its agents or employees, for any action taken by the participant for choices the participant makes in relationship to the funds in which he chooses to place his subaccount balance."

AMENDMENT NO. 39

On page 6, line 24, change "After" to "With respect to any individual who was eligible to participate in the Deferred Retirement Option Plan prior to January 1, 2004, after"

AMENDMENT NO. 40

On page 7, line 1, after "balance in the plan shall" insert "earn interest at a rate based upon the rate of return of a short-term U.S. Treasury security, a group of short-term U.S. Treasury securities, or an index of short-term U.S. Treasury securities to be selected by the board of trustees, said interest to be credited to the individual's account balance on an annual basis. With respect to any individual who becomes eligible to participate in the Deferred Retirement Option Plan on or after January 1, 2004, all amounts which remain credited to the individual's subaccount after termination of participation in the plan shall"

AMENDMENT NO. 41

On page 7, line 3, after "balances" change "shall" to "may"

AMENDMENT NO. 42

On page 7, line 4, change "one-half" to "one-fourth"

AMENDMENT NO. 43

On page 7, line 5, change "annum." to "annum; or at the option of the system, the funds may be credited to subaccounts as herein established."

(a) The contributing period shall mean that time period when funds are being credited to the participant's subaccount which is maintained by the system.

(b) After the contributing period ends the balance of the subaccount then may be transferred to a self-directed subaccount, which shall be known as the investment period. Both subaccounts shall be within the Deferred Retirement Option Plan established herein. Management of the funds shall be by the system during the contributing period. When the funds are transferred to the self-directed subaccount for the investment period, the system is authorized to hire a third party provider. The third party provider shall act as an agent of the system for purposes of investing balances in the self-directed subaccounts of the participant as directed by the participant. The participant shall be given such options that comply with federal law for self-directed plans.

(c) The participant in the self-directed portion of this plan agrees that the benefits payable to participant are not the obligations of the state or the system, and that any returns and other rights of the plan are the sole liability and responsibility of the participant and the designated provider to which contributions have been made. Furthermore, each participant, in accordance with this provision, shall expressly waive his rights as set forth in Article X, Section 29(A) and (B) of the Louisiana Constitution as it relates to his subaccount in the self-directed portion of the plan. By participating in the self-directed portion of the plan, the participant agrees that he and the provider shall be responsible for complying with all applicable provisions of the Internal Revenue Code. The participant also agrees that if any violation of the Internal Revenue Code occurs as a result of the participant's participation in self-directed portion of the plan, it shall be the sole responsibility and liability of the participant and the provider, not the state or the system. There shall be no liability on the part of and no cause of action of any nature shall arise against the state, the system, or its agents or employees, for any action taken by the participant for choices the participant makes in relationship to the funds in which he chooses to place his subaccount balance."

AMENDMENT NO. 44

On page 7, line 18, change "Any" to "With respect to any individual who was eligible to participate in the Deferred Retirement Option Plan prior to January 1, 2004, any"

AMENDMENT NO. 45

On page 7, line 20 after "which shall" insert "earn interest at a rate based upon a ten-year U.S. Treasury security, with interest to be credited to the individual's account balance on an annual basis. The unpaid account balance shall be remitted to the member upon thirty days' written notice. With respect to any individual who becomes eligible to participate in the Deferred Retirement Option Plan on or after January 1, 2004, all amounts which remain credited to the individual's subaccount after termination of participation in the plan shall"

AMENDMENT NO. 46

On page 7, line 22, after "Such accounts" change "shall" to "may"

AMENDMENT NO. 47

On page 7, line 23, change "one-half" to "one-fourth"

AMENDMENT NO. 48

On page 7, line 24, change "annum." to "annum; or at the option of the system, the funds may be credited to subaccounts as herein established."

(i) The contributing period shall mean that time period when funds are being credited to the participant's subaccount which is maintained by the system.

(ii) After the contributing period ends the balance of the subaccount then may be transferred to a self-directed subaccount, which shall be known as the investment period. Both subaccounts shall be within the Deferred Retirement Option Plan established herein. Management of the funds shall be by the system during the contributing period. When the funds are transferred to the self-directed subaccount for the investment period, the system is authorized to hire a third party provider. The third party provider shall act as an agent of the system for purposes of investing balances in the self-directed subaccounts of the participant as directed by the participant. The participant shall be given such options that comply with federal law for self-directed plans.

(iii) The participant in the self-directed portion of this plan agrees that the benefits payable to participant are not the obligations of the state or the system, and that any returns and other rights of the plan are the sole liability and responsibility of the participant and the designated provider to which contributions have been made. Furthermore, each participant, in accordance with this provision, shall expressly waive his rights as set forth in Article X, Section 29(A) and (B) of the Louisiana Constitution as it relates to his subaccount in the self-directed portion of the plan. By participating in the self-directed portion of the plan, the participant agrees that he and the provider shall be responsible for complying with all applicable provisions of the Internal Revenue Code. The participant also agrees that if any violation of the Internal Revenue Code occurs as a result of the participant's participation in self-directed portion of the plan, it shall be the sole responsibility and liability of the participant and the provider, not the state or the system. There shall be no liability on the part of and no cause of action of any nature shall arise against the state, the system, or its agents or employees, for any action taken by the participant for choices the participant makes in relationship to the funds in which he chooses to place his subaccount balance."

AMENDMENT NO. 49

On page 8, line 8, change "After" to "With respect to any individual who was eligible to participate in the Deferred Retirement Option Plan prior to January 1, 2004, after"

AMENDMENT NO. 50

On page 8, line 9, after "plan shall" insert "earn interest at a rate of one-half of one percent below the percentage rate of return of the system's investment portfolio as certified by the actuary in his yearly evaluation report, said interest to be credited to his individual account balance on an annual basis. With respect to any individual who becomes eligible to participate in the Deferred Retirement Option Plan on or after January 1, 2004, all amounts which remain credited to the individual's subaccount after termination of participation in the plan shall"

AMENDMENT NO. 51

On page 8, line 11, after "Such account balances" change "shall" to "may"

AMENDMENT NO. 52

On page 8, line 12, change "one-half" to "one-fourth"

AMENDMENT NO. 53

On page 8, line 13, change "annum." to "annum; or at the option of the system, the funds may be credited to subaccounts as herein established:"

(a) The contributing period shall mean that time period when funds are being credited to the participant's subaccount which is maintained by the system.

(b) After the contributing period ends the balance of the subaccount then may be transferred to a self-directed subaccount, which shall be known as the investment period. Both subaccounts shall be within the Deferred Retirement Option Plan established herein. Management of the funds shall be by the system during the contributing period. When the funds are transferred to the self-directed subaccount for the investment period, the system is authorized to hire a third party provider. The third party provider shall act as an agent of the system for purposes of investing balances in the self-directed subaccounts of the participant as directed by the participant. The participant shall be given such options that comply with federal law for self-directed plans.

(c) The participant in the self-directed portion of this plan agrees that the benefits payable to participant are not the obligations of the state or the system, and that any returns and other rights of the plan are the sole liability and responsibility of the participant and the designated provider to which contributions have been made. Furthermore, each participant, in accordance with this provision, shall expressly waive his rights as set forth in Article X, Section 29(A) and (B) of the Louisiana Constitution as it relates to his subaccount in the self-directed portion of the plan. By participating in the self-directed portion of the plan, the participant agrees that he and the provider shall be responsible for complying with all applicable provisions of the Internal Revenue Code. The participant also agrees that if any violation of the Internal Revenue Code occurs as a result of the participant's participation in self-directed portion of the plan, it shall be the sole responsibility and liability of the participant and the provider, not the state or the system. There shall be no liability on the part of and no cause of action of any nature shall arise against the state, the system, or its agents or employees, for any action taken by the participant for choices the participant makes in relationship to the funds in which he chooses to place his subaccount balance."

AMENDMENT NO. 54

On page 8, line 22, change "After" to "With respect to any individual who was eligible to participate in the Deferred Retirement Option Plan prior to January 1, 2004, after"

AMENDMENT NO. 55

On page 8, line 24, after "the plan shall" insert "earn interest at a rate equal to the percentage rate of return of the system's investment portfolio, less the cost of merger notes, as certified by the actuary in his yearly evaluation report, less the cost of administering the Deferred Retirement Option Plan program to be determined annually by the board of trustees, said interest to be credited to his individual account balance on an annual basis. With respect to any individual

who becomes eligible to participate in the Deferred Retirement Option Plan on or after January 1, 2004, all amounts which remain credited to the individual's subaccount after termination of participation in the plan shall"

AMENDMENT NO. 56

On page 8, line 26, after "Such account balances" change "shall" to "may"

AMENDMENT NO. 57

On page 9, line 2, change "one-half" to "one-fourth"

AMENDMENT NO. 58

On page 9, line 2, change "annum." to "annum; or at the option of the system, the funds may be credited to subaccounts as herein established:"

(a) The contributing period shall mean that time period when funds are being credited to the participant's subaccount which is maintained by the system.

(b) After the contributing period ends the balance of the subaccount then may be transferred to a self-directed subaccount, which shall be known as the investment period. Both subaccounts shall be within the Deferred Retirement Option Plan established herein. Management of the funds shall be by the system during the contributing period. When the funds are transferred to the self-directed subaccount for the investment period, the system is authorized to hire a third party provider. The third party provider shall act as an agent of the system for purposes of investing balances in the self-directed subaccounts of the participant as directed by the participant. The participant shall be given such options that comply with federal law for self-directed plans.

(c) The participant in the self-directed portion of this plan agrees that the benefits payable to participant are not the obligations of the state or the system, and that any returns and other rights of the plan are the sole liability and responsibility of the participant and the designated provider to which contributions have been made. Furthermore, each participant, in accordance with this provision, shall expressly waive his rights as set forth in Article X, Section 29(A) and (B) of the Louisiana Constitution as it relates to his subaccount in the self-directed portion of the plan. By participating in the self-directed portion of the plan, the participant agrees that he and the provider shall be responsible for complying with all applicable provisions of the Internal Revenue Code. The participant also agrees that if any violation of the Internal Revenue Code occurs as a result of the participant's participation in self-directed portion of the plan, it shall be the sole responsibility and liability of the participant and the provider, not the state or the system. There shall be no liability on the part of and no cause of action of any nature shall arise against the state, the system, or its agents or employees, for any action taken by the participant for choices the participant makes in relationship to the funds in which he chooses to place his subaccount balance."

AMENDMENT NO. 59

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

"Section 2. R.S. 11:2221(G) and 2257(G) are hereby repealed."

AMENDMENT NO. 60

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

"Section 3. In the event that Senate Bill number 425 of the 2003 Regular Session of the Legislature is enacted into law, the provisions of this Act impacting the Louisiana State Employees' Retirement System shall not apply to the Louisiana State Employees' Retirement System. In case of conflict between the provisions of this Act and the provisions of Senate Bill number 425 of the 2003 Regular Session of the Legislature, then the provisions of Senate Bill number 425 shall apply."

AMENDMENT NO. 61

On page 9, lines 10 and 12, change "July 1, 2003" to "January 1, 2004"

AMENDMENT NO. 62

On page 9, line 10, change "Section 2." to "Section 4."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Perkins
Alario	Futrell	Peychaud
Alexander	Gallot	Pierre
Ansardi	Glover	Pitre
Arnold	Green	Powell
Baldone	Guillory	Quezairé
Baudoin	Hammett	Richmond
Baylor	Heaton	Romero
Beard	Hebert	Salter
Bowler	Hill	Scalise
Broome	Honey	Schneider
Bruce	Hopkins	Schwegmann
Bruneau	Hudson	Shaw
Capella	Hunter	Smith, G.—56th
Carter, K	Hutter	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
Devallier	LeBlanc	Townsend
Diez	Lucas	Triche
Downer	Martiny	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Welch
Fannin	Morrell	Winston
Farrar	Morrish	Wooton
Faucheux	Murray	Wright
Flavin	Nevers	
Frith	Odinot	
Total—100		

NAYS

Total—0

ABSENT

Doerge	Kennard	Walsworth
Iles	Pinac	

Total—5

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

HOUSE BILL NO. 1427—

BY REPRESENTATIVES POWELL, BAUDOIN, BRUCE, DEVILLIER, DOWNS, FRITH, FRUGE, HUDSON, ILES, KENNEY, MORRISH, JACK SMITH, AND STRAIN

AN ACT

To amend and reenact Part II-A of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:471 through 478 and R.S. 36:629(E)(6), relative to strawberries; to provide for the membership, powers, and duties of the Strawberry Marketing Board; to provide for assessments on the sale of strawberries; to provide for powers of the commissioner of agriculture and forestry; to provide for penalties; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development to Reengrossed House Bill No. 1427 by Representative Powell

AMENDMENT NO. 1

On page 3, line 6, after "any" insert "person handling strawberries"

AMENDMENT NO. 2

On page 3, delete line 7 and insert "in the primary channels of trade." and delete lines 8, 9, and 10

AMENDMENT NO. 3

On page 3, between lines 13 and 14, insert the following:

"(7) "Shipper" means any person, partnership, association, or corporation, engaged in the shipping of strawberries or transporting strawberries whether as owner, agent, or otherwise."

AMENDMENT NO. 4

On page 4, line 7, change "B." to "B.(1)"

AMENDMENT NO. 5

On page 4, line 16, change "twelve" to "thirteen" and on line 17, change "commissioner" to "governor, which membership shall be composed of residents from the parishes of Ascension, Livingston, or Tangipahoa."

AMENDMENT NO. 6

On page 4, line 19, change "(1)" to "(a)"

AMENDMENT NO. 7

On page 4, line 20, change "(2)" to "(b)"

AMENDMENT NO. 8

On page 4, line 22, change "(3)" to "(c)"

AMENDMENT NO. 9

On page 4, line 24, change "(4)" to "(d)"

AMENDMENT NO. 10

On page 5, line 1, change "(5)" to "(e)"

AMENDMENT NO. 11

On page 5, line 3, change "(6)" to "(f)"

AMENDMENT NO. 12

On page 5, between lines 4 and 5, insert the following:

"(g) One member shall be a person with a financial interest in the strawberry industry.

(2) If the governor fails to make an appointment to the board within one hundred and twenty days following any vacancy on the board, then the commissioner of agriculture shall make the appointment subject to confirmation by the Senate."

AMENDMENT NO. 13

On page 5, line 5, after "C." insert the following:

"The presence of seven members of the board shall constitute a quorum for the transaction of all business and the carrying out of duties of the board. Each member shall take and subscribe to the oath of office prescribed for state officers. No member of the board shall receive any salary, but each member shall receive the sum of twenty dollars per day for each day spent in actual attendance of meetings of the board and such allowance for traveling expenses in attending the meeting as is allowed other state employees for traveling expenses."

AMENDMENT NO. 14

On page 5, line 12, delete "The" and delete lines 13, 14, and 15

AMENDMENT NO. 15

On page 5, line 16 after "D." insert the following:

"The members of the board shall meet and organize immediately after their appointment, and annually thereafter shall elect a chairman, and a vice chairman, from the membership of the board, whose duties shall be those customarily exercised by such officers, or specifically designated by the board. The board may establish rules and regulations for its own government, and the administration of the affairs of the board."

AMENDMENT NO. 16

On page 5, delete lines 22 through 26

AMENDMENT NO. 17

On page 6, delete lines 1 through 3

AMENDMENT NO. 18

On page 6, line 4, after "E." insert the following:

"The board shall employ a director and assistant director who shall be appointed by the board, subject to the approval of the commissioner. The director and assistant director shall be in the unclassified service. The commissioner is authorized to employ such

other personnel necessary to carry into effect the rules, regulations, and ordinances that may be adopted by the board."

AMENDMENT NO. 19

On page 6, line 9, before "Appointed" insert the following:

"F. At the same time and in the same manner, the governor shall appoint one alternate for each appointed member. Each alternate shall possess the same qualifications as the member for whom he is appointed as an alternate. When a member is unable to be present at any meeting of the board, his alternate shall serve in his place. Any alternate serving in the place of a member shall be deemed to be a member for purposes of that meeting and shall exercise all of the powers vested by law in the member, including the right to vote."

AMENDMENT NO. 20

On page 6, line 11, change "commissioner" to "governor"

AMENDMENT NO. 21

On page 7, delete lines 1 through 14

AMENDMENT NO. 22

On page 7, line 15 delete "Officers and employees" and insert "Powers; commissioner; board; records"

AMENDMENT NO. 23

On page 7, line 16, after "A." insert the following:

"The commissioner of agriculture shall administer the terms of this Part and control and disburse the proceeds of the ~~tax~~ assessment levied and collected hereunder; engage employees necessary to carry on the work of the board; and may continue to maintain a field office at Hammond, Louisiana, to carry on the work of the board and where meetings of the board may be held; and may establish rules and regulations for the administration of the provisions of this Part. To assist in the collection of the ~~tax~~ assessment, the commissioner may cause his duly authorized agent or representative to go upon the premises of any grower, shipper, dealer, or handler of strawberries and examine or cause to be examined by any such agent or representative any books, papers, records, or memoranda bearing on the amount of ~~taxes~~ assessments payable, and to secure other information directly or indirectly concerned in the enforcement of this Part."

AMENDMENT NO. 24

On page 8, line 2, delete "The" and delete lines 3, 4, and 5

AMENDMENT NO. 25

On page 8, line 6, after "B." insert the following:

"The Louisiana Strawberry Marketing Board is vested with the following powers:

(1) To establish rules and regulations to encourage the expansion, improvement, and betterment of strawberries in Louisiana;

(2) To provide rules and regulations for the processing, marketing, distributing, and storing of strawberries and related products;

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(3) To adopt rules and regulations necessary to provide for the establishment of state grades for strawberries;

(4) To promulgate and enforce rules and ordinances, make inspections, and perform other acts necessary to control the classification, inspection, grading, marking of containers, and marketing of strawberries, such rules and ordinances to have the effect of law;

(5) To contract and be contracted with, and to have and possess all the powers of a body corporate for all purposes necessary for fully carrying out the provisions of this Part."

AMENDMENT NO. 26

On page 8, delete lines 22 through 26

AMENDMENT NO. 27

On page 9, delete lines 1 and 2 and insert the following:

"C. Copies of the proceedings, records, and acts of the board and certificates purporting to relate the facts concerning such proceedings, records, and acts signed by the chairman of the board shall be prima facie evidence thereof in all the courts of the state."

AMENDMENT NO. 28

On page 9, line 7, delete "Powers" and insert "Assessment on strawberries; collection; costs"

AMENDMENT NO. 29

On page 9, delete lines 10 through 26, and insert in lieu thereof the following:

"An assessment is hereby levied on all strawberries produced in Louisiana or produced elsewhere and distributed in Louisiana. For all strawberries sold by volume or dry measure this assessment is levied on each pint, or equivalent, of strawberries in the amount of \$.00165 for each pint. For all strawberries sold by weight this assessment is levied on each pound of strawberries in the amount of \$.00185 per pound. Any strawberries sold in increments of pints, pounds, or their equivalent shall be assessed at a prorated assessment for the applicable rate."

AMENDMENT NO. 30

On page 10, delete lines 1 through 10

AMENDMENT NO. 31

On page 10, delete line 15 and delete lines 16 through 26 and insert in lieu thereof the following:

"Louisiana strawberry producers shall pay this assessment at the point of first sale in Louisiana on the containers used by them to hold strawberries. The first Louisiana handler of strawberries produced elsewhere and distributed in Louisiana shall collect the assessment at the point of first distribution in Louisiana."

AMENDMENT NO. 32

On page 11, delete lines 1 through 11

AMENDMENT NO. 33

On page 11, delete lines 19 through 21, and insert the following:

"The person responsible for collecting the assessment shall remit the assessment to the commissioner on or before the fifteenth day of the month immediately following each quarter for collections made during that quarter."

D. Any person who fails to pay any assessment due under the provisions of this Part within fifteen days after the payment is due shall be liable not only for the assessment but also for a late fee equal to twenty percent of the amount of the unpaid assessments. Any person cast in judgment for any unpaid assessment or late fee shall pay all costs connected with the bringing of the civil action, including reasonable attorney fees incurred by or on behalf of the board, plus legal interest from date of judicial demand."

AMENDMENT NO. 34

On page 11, delete line 23 and insert in lieu thereof the following:

"Deposit and disbursement of assessments"

AMENDMENT NO. 35

On page 12, at the end of line 7, add the following:

"The proceeds of the assessment collected by the department shall be deposited with the state treasurer in a special fund to be established by him for the Louisiana Strawberry Marketing Board in the administration of this Part; and disbursement thereof shall be made on the warrant of the commissioner drawn on the state treasurer out of the fund providing that disbursement may only be authorized by a majority of the members of the board."

AMENDMENT NO. 36

On page 12, delete lines 8 through 25

AMENDMENT NO. 37

On page 13, delete lines 1 through 8

AMENDMENT NO. 38

On page 13, line 9 delete "Deposit and disbursement of" and insert "Advertising strawberries; contracts", and delete "assessments" on line 10

AMENDMENT NO. 39

On page 13, between lines 10 and 21 insert the following:

"The board working with the Department of Agriculture shall plan and conduct a campaign for advertising, publicizing, and promoting the increased consumption of strawberries and may contract for any advertising, publicity, and sales promotion services, the amount of the contract to be limited each year to the estimated amount of the tax for the year less the estimated cost of administering this Part. The board is further empowered to take any other action which it deems necessary to promote and improve the well-being of the strawberry industry. The commissioner is authorized and empowered to carry out any and all contracts made by the board."

AMENDMENT NO. 40

On page 13, delete lines 21 through 25

AMENDMENT NO. 41

On page 14, delete lines 1 through 13

AMENDMENT NO. 42

On page 14, line 14 change "Offenses; hearing;" to "Offenses; penalty", and delete line 15

AMENDMENT NO. 43

On page 14, between lines 23 and 24 insert the following:

"Any handler, dealer, or shipper of strawberries who wilfully evades the payment of the tax assessment provided for in R.S. 3:475, or who violates any other provision of this Part, shall be fined not more than five hundred dollars. If any shipper fails to pay any tax assessment due under the provisions of this Part within thirty days after the tax assessment payment is due, he shall be liable to a penalty of twenty percent thereof, and the attorney general shall enforce payment of the tax assessment and penalty by civil action against the shipper for the amount of the tax assessment and penalty."

AMENDMENT NO. 44

On page 14, delete lines 24 through 26

AMENDMENT NO. 45

On page 15, delete lines 1 through 25

AMENDMENT NO. 46

On page 16, delete lines 1 and 2

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hainkel to Reengrossed House Bill No. 1427 by Representative Powell

AMENDMENT NO. 1

Delete Senate Committee Amendment Nos. 5, 12, and 43 through 46 proposed by the Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development and adopted by the Senate on June 11, 2003.

AMENDMENT NO. 2

On page 4, line 16, change "twelve" to "thirteen" and on line 17, change "commissioner" to "governor, which membership shall be composed of residents from the parishes of Ascension, Livingston, St. Tammany, or Tangipahoa,"

AMENDMENT NO. 3

On page 5, between lines 4 and 5, insert the following:

"(g) One member shall be a person with a financial interest in the strawberry industry.

(2) Upon a vacancy on the board, the governor shall be notified immediately by the board by registered mail. If the governor fails to make an appointment to the board within one hundred and twenty days following the date of notification of any vacancy on the board, then the commissioner of agriculture shall make the appointment. Any appointment shall be subject to confirmation by the Senate."

AMENDMENT NO. 4

On page 6, delete lines 9 through 12, and on line 13, delete "year" and insert in lieu thereof the following:

"The chairman of the Ponchatoula Strawberry Festival, or his alternate, shall serve a term of one year. The remaining members of the board shall be appointed by the governor, subject to Senate confirmation, to serve six-year staggered terms. Four members shall be appointed to serve an initial term of two years, four members shall be appointed to serve an initial term of four years, and four members shall be appointed to serve an initial term of six years; thereafter the term of each member appointed by the governor shall be six years."

AMENDMENT NO. 5

On page 14, delete lines 24 through 26 and on page 15, delete lines 1 through 7 and insert in lieu thereof the following:

"A. Any handler, dealer, or shipper of strawberries who wilfully evades the payment of the tax assessment provided for in R.S. 3:475, or who violates any other provision of this Part, shall be fined not more than five hundred dollars. If any shipper fails to pay any tax assessment due under the provisions of this Part within thirty days after the tax assessment payment is due, he shall be liable to a penalty of twenty percent thereof, and the attorney general shall enforce payment of the tax assessment and penalty by civil action against the shipper for the amount of the tax assessment and penalty."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinet
Alario	Futrell	Perkins
Alexander	Gallot	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	Kenney	Stelly
Daniel	LaFleur	Thompson
Dartz	Lancaster	Toomy
Devillier	Landrieu	Townsend
Diez	LeBlanc	Triche
Downer	Lucas	Tucker
Downs	Martiny	Waddell
Durand	McDonald	Walker
Erdey	McVea	Walsworth
Fannin	Montgomery	Welch
Farrar	Morrell	Winston
Faucheux	Morrish	Wooton
Flavin	Murray	Wright
Frith	Nevers	
Total—101		

NAYS

Total—0

ABSENT

Doerge Strain
Kennard Swilling
Total—4

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

HOUSE BILL NO. 1459—
BY REPRESENTATIVES THOMPSON, KATZ, AND MCDONALD
AN ACT

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

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 1459 by Representative Thompson

AMENDMENT NO. 1

On page 1, line 14, delete "and grant or withhold approval"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinot
Alario	Futrell	Perkins
Alexander	Gallot	Peychaud
Ansardi	Glover	Pierre
Arnold	Green	Pinac
Baldone	Guillory	Pitre
Baudoin	Hammett	Powell
Baylor	Heaton	Quezaire
Beard	Hebert	Richmond
Bowler	Hill	Romero
Broome	Honey	Salter
Bruce	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	Sneed
Curtis	Kenney	Strain
Damico	LaFleur	Swilling
Daniel	Lancaster	Thompson
Dartez	Landrieu	Toomy
Devillier	LeBlanc	Townsend
Diez	Lucas	Triche
Downer	Martiny	Tucker

Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Walsworth
Fannin	Morrell	Welch
Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Frith	Nevers	Wright
Total—99		

NAYS

Total—0

ABSENT

Doerge	Hopkins	Smith, J.R.—30th
Flavin	Kennard	Stelly
Total—6		

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

HOUSE BILL NO. 1684—
BY REPRESENTATIVE DANIEL
AN ACT

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

Read by title.

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

SENATE COMMITTEE AMENDMENTS

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

AMENDMENT NO. 1

On page 1, delete lines 13 and 14 in their entirety

AMENDMENT NO. 2

On page 5, line 15, after "issue" and before "reports" insert "electronic"

AMENDMENT NO. 3

On page 6, line 2, between "The" and "House" insert "Senate and"

AMENDMENT NO. 4

On page 6, line 25, after "Committee" insert a comma ",."

AMENDMENT NO. 5

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

AMENDMENT NO. 6

On page 7, at the end of line 2, delete the period "." and insert a comma "," and "comparisons of differing benefit provisions within a single system including but not limited to the differences among benefits for employees of the Department of Public Safety and Corrections, the efficacy and prudence of bond issuance for any of these systems, and the need for legislation relating to retirement."

AMENDMENT NO. 7

On page 7, between lines 10 and 11, insert:

"C. The commission shall hold a public meeting in the week before the convening of the regular session of the legislature to review and prioritize all bills prefiled for that session affecting state or statewide retirement systems."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Pierre
Alario	Gallot	Pinac
Alexander	Glover	Pitre
Ansardi	Green	Powell
Arnold	Guillory	Quezaire
Baldone	Hammett	Richmond
Baudoin	Heaton	Romero
Baylor	Hill	Salter
Beard	Honey	Scalise
Bowler	Hopkins	Schneider
Broome	Hudson	Schwegmann
Bruce	Hunter	Shaw
Bruneau	Hutter	Smith, G.—56th
Capella	Iles	Smith, J.D.—50th
Carter, K	Jackson, L	Smith, J.H.—8th
Carter, R	Jackson, M	Smith, J.R.—30th
Cazayoux	Johns	Sneed
Crane	Katz	Stelly
Crowe	Kenney	Strain
Curtis	Lancaster	Swilling
Damico	Landrieu	Thompson
Daniel	LeBlanc	Toomy
Dartez	Lucas	Townsend
Devillier	Martiny	Triche
Diez	McDonald	Tucker
Downs	McVea	Waddell
Durand	Montgomery	Walker
Erdey	Morrell	Walsworth
Fannin	Murray	Welch
Farrar	Nevers	Winston
Fauchoux	Odinet	Wooton
Flavin	Perkins	Wright
Frith	Peychaud	
Total—98		

NAYS

Total—0

ABSENT

Doerge	Hebert	Morrish
Downer	Kennard	
Fruge	LaFleur	
Total—7		

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

HOUSE BILL NO. 1720—
BY REPRESENTATIVE FLAVIN
AN ACT

To enact R.S. 33:4045.1, relative to sewerage assessments in the city of Lake Charles; to provide relative to the payment and

collection of such assessments; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 1720 by Representative Flavin

AMENDMENT NO. 1

On page 1, delete line 2 in its entirety and insert the following:

"To enact R.S. 33:3827(I) and 4045.1, relative to sewerage and water assessments in the city of Lake"

AMENDMENT NO. 2

On page 1, line 9, after "Section 1." delete the remainder of the line and insert the following:

"R.S. 33:3827(I) and 4045.1 are hereby enacted to read as follows:"

AMENDMENT NO. 3

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

"§3827. Local or special assessment

* * *

I. (1) Notwithstanding any other provision of law to the contrary, the governing authority of the city of Lake Charles may assess costs to establish, acquire, construct, improve, extend, and maintain within the city a waterworks system or systems, including such treatment facilities as may be required with all necessary equipment in installations in connection therewith, including extensions as may be proper to connect such system or systems with the main waterworks system of the city or any other available system or facilities whether within or without the city in accordance with the provisions of R.S. 33:3827 and this Subsection and any other applicable statutory provisions.

(2) Notwithstanding any other provision of law to the contrary, in the city of Lake Charles, if a local or special assessment is levied by ordinance pursuant to R.S. 33:3827(C) or this Subsection, it shall be placed upon the tax rolls and divided into equal installments. The number of required installments shall be determined by the governing authority of the city. The first installment shall be due and payable at the same time as the taxes of the year in which the work is completed and the remaining installments will be due and collectable during the period that the regular taxes are collectable by the city of Lake Charles. The day of delinquency of these installments shall be the thirty-first day of December of the year in which each installment falls due in principal or in interest. Each installment shall carry the same rate of interest as does the certificate issued by the governing authority of the city of Lake Charles, and the interest shall be paid annually on the unpaid installments.

(3) The owner of the property assessed under the provisions of R.S. 33:3827(C) or this Subsection may pay in cash within ten days after the adoption of the ordinance levying such assessment and shall receive on account of the cash payment a discount equal to five percent per annum on the amount due and paid by him, which

discount shall likewise be allowed by the contractor to the governing authority of the city of Lake Charles.

(4) In the event any owner of property subject to the lien and privileges authorized pursuant to R.S. 33:3827(D) or this Subsection fails to pay the amount apportioned against his property at its maturity, the governing authority of the city of Lake Charles may file a rule against the owner to show cause why the property should not be sold for the purpose of enforcing payment on the installments due, which rule shall be made returnable after five days of service in the manner required for ordinary citations, and shall be tried by preference. Judgment against the property holder shall be executed in the same manner as ordinary judgments.

(5) Notwithstanding any other provision of law to the contrary, the governing authority of the city of Lake Charles may provide that the provisions of this Subsection shall apply to assessments levied pursuant to R.S. 33:3829.

* * *

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Psychaud
Alario	Gallot	Pierre
Alexander	Glover	Pinac
Ansardi	Green	Pitre
Arnold	Guillory	Powell
Baldone	Hammitt	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
Devillier	LeBlanc	Townsend
Diez	Lucas	Triche
Downer	Martiny	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Walsworth
Fannin	Morrell	Welch
Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Flavin	Nevers	Wright
Frith	Odinet	
Fruge	Perkins	
Total—103		

NAYS

Total—0

ABSENT

Doerge Kennard
Total—2

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

Suspension of the Rules

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

Petitions, Memorials and Communications

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

Message from the Senate

HOUSE BILLS

June 21, 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:

House Bill No. 79
Returned with amendments.

House Bill No. 404
Returned with amendments.

House Bill No. 439
Returned with amendments.

House Bill No. 515
Returned with amendments.

House Bill No. 802
Returned with amendments.

House Bill No. 831
Returned with amendments.

House Bill No. 892
Returned with amendments.

House Bill No. 914
Returned with amendments.

House Bill No. 973
Returned with amendments.

House Bill No. 1054
Returned with amendments.

House Bill No. 1261
Returned with amendments.

House Bill No. 1290
Returned with amendments.

House Bill No. 1388
Returned with amendments.

House Bill No. 1393
Returned with amendments.

House Bill No. 1397
Returned with amendments.

House Bill No. 1476
Returned with amendments.

House Bill No. 1538
Returned with amendments.

House Bill No. 1555
Returned with amendments.

House Bill No. 1562
Returned with amendments.

House Bill No. 1564
Returned with amendments.

House Bill No. 1654
Returned with amendments.

House Bill No. 1681
Returned with amendments.

House Bill No. 1690
Returned with amendments.

House Bill No. 1726
Returned with amendments.

House Bill No. 1741
Returned with amendments.

House Bill No. 1761
Returned with amendments.

House Bill No. 1762
Returned with amendments.

House Bill No. 1838
Returned with amendments.

House Bill No. 1846
Returned with amendments.

House Bill No. 1862
Returned with amendments.

House Bill No. 1884
Returned with amendments.

House Bill No. 1916
Returned with amendments.

House Bill No. 1923
Returned with amendments.

House Bill No. 1987
Returned with amendments.

House Bill No. 2002
Returned with amendments.

House Bill No. 2004
Returned with amendments.

House Bill No. 2010
Returned with amendments.

House Bill No. 2015
Returned with amendments.

House Bill No. 2016
Returned with amendments.

House Bill No. 2022
Returned with amendments.

House Bill No. 2025
Returned with amendments.

House Bill No. 2027
Returned with amendments.

House Bill No. 2030
Returned with amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

House Bills and Joint Resolutions Returned from the Senate with Amendments

Rep. Bruneau asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just returned from the Senate, with amendments to be concurred in by the House, with a view of acting on the same:

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.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 79 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 6, after "costs;" and before "and to" insert "to provide for attorneys fees;"

AMENDMENT NO. 2

On page 1, delete lines 8 and 9 in their entirety and insert the following:

"Section 1. The sum of Thirty-six Thousand Five Hundred Seventeen and 50/100 (\$36,517.50) Dollars, plus interest from April 4, 1997, until paid,"

AMENDMENT NO. 3

On page 1, line 11, after "Dollars" after the comma "," insert the following:

"plus attorneys fees in the amount of thirty-five percent (35%) as provided in the judgment,"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Psychaud
Alario	Glover	Pierre
Alexander	Green	Pinac
Ansardi	Guillory	Pitre
Arnold	Hammett	Powell
Baldone	Heaton	Quezairé
Baudoin	Hebert	Richmond
Baylor	Honey	Romero
Beard	Hopkins	Salter
Bowler	Hudson	Scalise
Broome	Hunter	Schneider
Bruce	Hutter	Schwegmann
Bruneau	Iles	Shaw
Capella	Jackson, L	Smith, G.—56th
Carter, R	Jackson, M	Smith, J.D.—50th
Cazayoux	Johns	Smith, J.H.—8th
Crane	Katz	Smith, J.R.—30th
Crowe	Kenney	Sneed
Curtis	LaFleur	Stelly
Damico	Lancaster	Strain
Daniel	Landrieu	Swilling
Dartez	LeBlanc	Thompson
Devillier	Lucas	Toomy
Diez	Martiny	Townsend
Downer	McDonald	Triche
Downs	McVea	Tucker
Durand	Montgomery	Waddell
Erdey	Morrell	Walker
Fannin	Morrish	Walsworth
Farrar	Murray	Welch
Faucheux	Nevers	Winston
Frith	Odinet	Wright
Früge	Perkins	
Total—98		

NAYS

Total—0

ABSENT

Carter, K	Gallot	Wooton
Doerge	Hill	
Flavin	Kennard	
Total—7		

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

HOUSE BILL NO. 404—

BY REPRESENTATIVES HUDSON, CURTIS, LAFLEUR, MORRELL, NEVERS, JACK SMITH, TRICHE, WELCH, WINSTON, BRUCE, ROMERO, AND SNEED

AN ACT

To enact R.S. 14:79.2 and R.S. 46:2143, relative to domestic abuse assistance; to authorize the use of electronic monitoring equipment in certain domestic violence cases; to require the court to specify the terms of electronic monitoring; to provide for minimum requirements of electronic monitoring; to create the crime of tampering with electronic monitoring equipment; to provide for criminal penalties; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 404 by Representative Hudson

AMENDMENT NO. 1

On page 1, line 6, after "monitoring;" insert "to provide for the implementation of the use of electronic monitoring on a pilot basis;"

AMENDMENT NO. 2

On page 2, line 10, after "offenders" insert " : pilot program "

AMENDMENT NO. 3

On page 3, after line 13, insert the following:

"D.(1)(a) Any court in the parishes of East Baton Rouge and Lafourche which has jurisdiction over the matters provided for in Subsection A of this Section shall be authorized to implement the provisions of this Section. No other court may do so, except as provided in Paragraph (2) of this Subsection.

(b)(i) Any court which exercises this authority shall maintain a record of the use of electronic monitoring devices, their effectiveness, any added costs that result, and any other information relevant to providing a basis for a determination of the value of the use of such devices and whether the authority to use such devices should be expanded to all courts with jurisdiction over the matters provided for in Subsection A of this Section.

(ii) All records required in Item (i) of this Subparagraph shall be submitted to the Judicial Council in a manner and at a time required by the council. The Judicial Council shall review all such records and study any recommendation submitted by the courts with the records and determine whether the authority to use such devices should be expanded to all courts with relevant jurisdiction for use in appropriate matters.

(2) At the conclusion of such study and upon a determination that the authority should be expanded, the pilot continued, or the authority revoked and the use discontinued, the Judicial Council shall advise all relevant courts. This determination shall provide the authority for the use or discontinuation of the use of such devices until the Judicial Council determines otherwise."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Psychaud
Alario	Futrell	Pierre
Alexander	Gallot	Pinac
Ansardi	Green	Pitre
Arnold	Guillory	Powell
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
Devillier	LeBlanc	Townsend
Diez	Martiny	Triche
Downer	McDonald	Tucker
Downs	McVea	Waddell
Durand	Montgomery	Walker
Erdey	Morrell	Walsworth
Fannin	Morrish	Welch
Farrar	Murray	Winston
Faucheux	Nevers	Wooton
Flavin	Odinet	Wright
Frith	Perkins	
Total—101		

NAYS

Total—0

ABSENT

Doerge	Kennard
Glover	Lucas
Total—4	

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

HOUSE BILL NO. 439—

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 17:3048.1(A)(1)(c)(iii), relative to the Tuition Opportunity Program for Students Performance Award; to provide eligibility requirements for an initial award; to provide conditions and limitations; to provide for effectiveness; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator BJones to Engrossed House Bill No. 439 by Representative Martiny

AMENDMENT NO. 1

On page 4, between lines 4 and 5, insert the following:

"Section 2. The provisions of this Act shall become null and void and terminate on June 30, 2006."

AMENDMENT NO. 2

On page 4, line 5, change "Section 2." to "Section 3."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Theunissen to Engrossed House Bill No. 439 by Representative Martiny

AMENDMENT NO. 1

On page 3, line 4, change "5.0" to "~~5.0~~ 4.0"

AMENDMENT NO. 2

On page 3, delete lines 17 through 26 and on page 4, delete lines 1 through 3

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Psychaud
Alario	Gallot	Pierre
Alexander	Glover	Pinac
Ansardi	Green	Pitre
Arnold	Guillory	Powell
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
Devillier	LeBlanc	Triche
Diez	Lucas	Tucker
Downs	Martiny	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Walsworth
Fannin	Morrell	Welch
Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Flavin	Nevers	Wright

Frith
Früge
Total—100

Odinet
Perkins

NAYS

Total—0

ABSENT

Doerge
Downer
Total—5

Kennard
McDonald

Townsend

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 515—

BY REPRESENTATIVE PINAC

AN ACT

To enact R.S. 14:331.1 and to repeal Part XV of Chapter 2 of Code Title XII of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, comprised of R.S. 9:3573.1 through 3573.16, relative to credit repair services; to prohibit the business of credit repair services in the state; to provide for exceptions; to provide for penalties for violations; to provide relative to the Office of Financial Institutions; to repeal licensing and regulatory requirements; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 802—

BY REPRESENTATIVE TRICHE

AN ACT

To enact Subpart B of Part VII of Chapter 6 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1485.1 through 1485.8, relative to carnivals and amusements; to create the Louisiana Carnival and Amusement Rider Safety Act; to require riders of carnival and amusement rides to notify carnival and amusement owners of injuries sustained on rides; to provide for a code of conduct for riders of carnival and amusement rides; to require owners of certain carnivals and amusements to post notices; to provide for criminal penalties for violations of certain rules; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 802 by Representative Triche

AMENDMENT NO. 1

On page 7, line 4 after “dollars” insert a period “.” and delete the remainder of the line and delete line 5 in its entirety.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Reengrossed House Bill No. 802 by Representative Triche

AMENDMENT NO. 1

On page 7, line 3, after “upon conviction” insert “of a first offense”

AMENDMENT NO. 2

On page 7, line 4, delete “five hundred” and insert “twenty five”

AMENDMENT NO. 3

On page 7, line 4, after “dollars” insert “and for subsequent convictions, up to one hundred dollars in fines”

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Peychaud
Alario	Glover	Pierre
Alexander	Green	Pinac
Arnold	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Quezaire
Baylor	Hebert	Richmond
Beard	Hill	Romero
Bowler	Honey	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Capella	Hutter	Shaw
Carter, K	Iles	Smith, G.—56th
Cazayoux	Jackson, L	Smith, J.D.—50th
Crane	Jackson, M	Smith, J.H.—8th
Crowe	Johns	Smith, J.R.—30th
Damico	Katz	Sneed
Daniel	Kenney	Strain
Dartez	LaFleur	Swilling
Devillier	Lancaster	Thompson
Diez	Landrieu	Toomy
Downer	LeBlanc	Townsend
Downs	Martiny	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell
Fannin	Montgomery	Walker
Farrar	Morrell	Walsworth
Faucheux	Morrish	Welch
Flavin	Murray	Winston
Frith	Nevers	Wooton
Früge	Odinet	Wright
Futrell	Perkins	
Total—98		

NAYS

Total—0

ABSENT

Ansardi	Doerge	Stelly
Carter, R	Kennard	
Curtis	Lucas	
Total—7		

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

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.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 831 by Representative LeBlanc

AMENDMENT NO. 1

On page 1, line 3, after "pay" and before "the final" insert

"certain judgments against the state and recommendations of the Board of Tax Appeals; to pay"

AMENDMENT NO. 2

On page 1, line 10, after "et al." insert a semi-colon ";" and insert

"to pay the claim as recommended by the Board of Tax Appeals in "Petroleum Helicopters, Inc. v. State of Louisiana"; to pay the consent judgment in "State Farm Mutual Automobile Insurance Company (Paula Payne) v. State of Louisiana, through the Department of Transportation and Development, et al."; to pay the consent judgment in "Shuntell L. Chaney, individually and as natural tatrix of her minor children, Johnathan Chaney, Justin Chaney, and Jasmine Drake v. State of Louisiana, through the Department of Transportation and Development"; to pay the consent judgment in "Ursell Spencer and Carolyn Spencer v. Union Pacific Railroad Company, et al.";

AMENDMENT NO. 3

On page 2, between lines 17 and 18, insert the following:

"Section 4. The sum of Two Hundred Fifty-four Thousand Ninety-six and No/100 (\$254,096.00) 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 recommendation of the Board of Tax Appeals in the suit entitled "Petroleum Helicopters, Inc. v. State of Louisiana", bearing number 4342 on the docket of the Board of Tax Appeals for the state of Louisiana.

Section 5. The sum of Fourteen Thousand Sixty-Four and 41/100 (\$14,064.41) 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 "State Farm Mutual Automobile Insurance Company (Paula Payne) v. State of Louisiana, through the Department of Transportation and Development, et al.", bearing Number 16,707 on the docket of the Twentieth Judicial District Court, parish of West Feliciana, state of Louisiana.

Section 6. The sum of One Hundred Fifty-Six Thousand and No/100 (\$156,000.00) 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 "Shuntell L. Chaney, individually and as natural tatrix of her minor children, Johnathan Chaney, Justin Chaney, and Jasmine Drake v. State of Louisiana, through the Department of Transportation and Development", bearing Number 2001-003559 on the docket of the Twenty-first Judicial District Court, parish of Tangipahoa, state of Louisiana.

Section 7. The sum of Ten Thousand and No/100 (\$10,000.00) 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 "Ursell Spencer and Carolyn Spencer v. Union Pacific Railroad Company, et al.", bearing Number 95,933 on the docket of the Sixteenth Judicial District Court, parish of Iberia, state of Louisiana."

AMENDMENT NO. 4

On page 2, line 18, change "Section 4." to "Section 8."

AMENDMENT NO. 5

On page 2, line 21, change "Section 5." to "Section 9."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Doerge	Hammett	Kennard
Farrar	Hill	LaFleur
Total—6		

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

HOUSE BILL NO. 892—
BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 51:2453(4) and to enact R.S. 47:6007(C)(4), relative to economic development incentives; to provide that certain out-of-state employees locating in Louisiana qualify as "new direct jobs" when determining the amount of rebates under the Quality Jobs Rebate Program; to provide relative to certain transactions of motion picture investors; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection, and International Affairs to Engrossed House Bill No. 892 by Representative Hammett.

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and insert in lieu thereof the following:

"R.S. 47:6007(C)(1), R.S. 51:1787(A)(1), (B)(5), (C)(1), (D)(5), (H)(4), and 2453(4) and to enact R.S. 47:303(H) and 6007(C)(4) and (5)."

AMENDMENT NO. 2

On page 1, line 7, after "investors;" insert:

"to provide for certain activities under the Louisiana Enterprise Zone Act; to provide relative to certain transactions involving customer-owned tooling in a compression molding process; to provide for the use of certain investment credits;"

AMENDMENT NO. 3

On page 1, line 10, between "Section 1." and "hereby" delete "R.S. 51:2453(4) is" and insert:

"R.S. 51:1787(A)(1), (B)(5), (C)(1), (D)(5), (H)(4), and 2453(4) are"

AMENDMENT NO. 4

On page 1, between lines 11 and 12, insert the following:

"§1787. Incentives

A. The board, after consultation with the secretaries of the Department of Economic Development and Department of Revenue, and with the approval of the governor, may enter into contracts not to exceed five years to provide:

(1) For the rebate of sales and use tax imposed by the state and imposed by its local governmental subdivisions upon approval of the governing authority of the appropriate municipality or the appropriate parish where applicable, or both, of the use of customer-owned tooling in a compression molding process, of the purchases of the material used in the construction of a building, or any addition or improvement thereon, for housing any legitimate business enterprise and machinery and equipment used in that enterprise. Final application for the payment of any rebate of sales and use taxes granted pursuant to this Subsection must be filed no later than six months after ~~receipt of the project completion report as provided by rule~~ by the Department of Economic Development signs a project certification report and sends it to the Department of Revenue, the local governmental subdivision, and the business, or no later than thirty days after the end of the calendar year in the case of customer-owned tooling used in a compression molding process. The project certification report cannot be signed until the project is complete and the contract has been approved by the board and the governor. The amount to be rebated shall in no case be greater than the total of the actual amount of the sales and use taxes paid.

* * *

B. The board may enter into the contracts provided in Subsection A of this Section provided that:

* * *

(5)(a) The business makes its request for rebate of sales and use tax or the tax credit either:

(i) Prior to beginning construction of its building, or any addition or improvement thereon, ~~or~~

(ii) Prior to installation of the machinery or equipment to be used in the enterprise zone; ~~or~~

(iii) Prior to beginning use of customer-owned tooling used in a compression molding process.

(b) At any time subsequent to the deadlines established in Subsubparagraphs (i), ~~and (ii), and (iii)~~ of Subparagraph (a), if the board determines that the business was unable, due to good cause, to file the request within the time frame provided, the board may consider a late request, but the business shall have the burden to establish good cause.

* * *

C. The board, after consultation with the secretaries of the Department of Economic Development and the Department of Revenue and with the approval of the governor, may enter into contracts not to exceed five years to provide:

(1) For the rebate of sales and use tax imposed by the state and imposed by its local governmental subdivisions, upon approval of the governing authority of the appropriate municipality or the appropriate parish where applicable, or both, of the use of customer owned tooling in a compression molding process, of the purchases of the material used in the construction of a building, or any addition or improvement thereon, for housing any legitimate business enterprise and machinery and equipment used in that enterprise. Final application for the payment of any rebate of sales and use taxes granted pursuant to this Subsection must be filed no later than six months after ~~the receipt of the project completion report as provided by rule~~ by the Department of Economic Development signs a project certification report and sends it to the Department of Revenue, the local governmental subdivision, and the business, or no later than thirty days after the end of the calendar year in the case of customer-

owned tooling used in a compression molding process. The project certification report cannot be signed until the project is complete and the contract has been approved by the board and the governor. The amount to be rebated shall in no case be greater than the total of the actual amount of the sales and use taxes paid.

* * *

D. The board may enter into the contracts provided in Subsection C of this Section provided that:

* * *

(5)(a) The business makes its request for rebate of sales and use tax or the tax credit either:

(i) Prior to beginning construction of its building, or any addition or improvement thereon, ~~or~~

(ii) Prior to installation of the machinery or equipment to be used in the enterprise zone or economic development zone, ~~or~~

(iii) Prior to beginning use of customer-owned tooling used in a compression molding process.

(b) At any time subsequent to the deadlines established in Subsubparagraphs (i), ~~and (ii), and (iii)~~ of Subparagraph (a), if the board determines that the business was unable, due to good cause, to file the request within the time frame provided, the board may consider a late request, but the business shall have the burden to establish good cause.

* * *

H. Except as provided in R.S. 51:1788, the board may enter into contracts pursuant to this Section provided that:

* * *

(4)(a) The business makes its request for rebate of sales and use tax or the tax credit either:

(i) Prior to beginning construction of its buildings, or any addition or improvement thereon.

(ii) Prior to installation of the machinery or equipment to be used by the business.

(iii) Prior to beginning use of customer-owned tooling used in a compression molding process.

(b) At any time subsequent to the deadlines established in Items (i), ~~and (ii), and (iii)~~ of Subparagraph (a), if the board determines that the business was unable, due to good cause, to file the request within the time frame provided, the board may consider a late request, but the business shall have the burden to establish good cause.

* * *

AMENDMENT NO. 5

On page 3, line 3, after "Section 3." change "R.S. 47:6007(C)(4) is" to "R.S. 47:6007(C)(1) is hereby amended and reenacted and R.S. 47:303(H) and 6007(C)(4) and (5) are"

AMENDMENT NO. 6

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

"§303. Collection.

* * *

H. Collection of tax on tooling in a compression molding process. Notwithstanding any other law to the contrary, any tax due on customer-owned tooling imported into this state and used in a compression molding process shall only be collected from the person actually using the tooling in his process. Such person shall be considered a dealer using property in this state for purposes of this Chapter.

* * *

AMENDMENT NO. 7

On page 3, delete line 6 and insert the following:

"C. Investment tax credit; specific projects. (1) There is hereby authorized a tax credit against state income tax for taxpayers domiciled in the state of Louisiana, other than motion picture production companies. The tax credit shall be earned by investors at the time of such investment in such state-certified productions and calculated as a percentage of the investment according to the total base investment dollars certified per project.

(a) For state-certified productions approved by the Louisiana Film and Video Commission, or its successor, before July 1, 2003 if ~~if~~ total base investment is greater than three hundred thousand dollars and less than or equal to one million dollars, each taxpayer shall be allowed a tax credit of ten percent of the actual investment made by that taxpayer.

(b) For state-certified productions approved by the Louisiana Film and Video Commission, or its successor, before July 1, 2003 if ~~if~~ the total base investment is greater than one million dollars each taxpayer shall be allowed a tax credit of fifteen percent of the investment made by that taxpayer.

(c) For state-certified productions approved by the Film and Video Commission, or its successor, on or after July 1, 2003:

(i) If the total base investment is greater than three hundred thousand dollars and less than or equal to ten million dollars, each taxpayer shall be allowed a tax credit of ten percent of the actual investment made by that taxpayer, however in no case shall the total credit for a state-certified production exceed the total base investment certified for that production.

(ii) If the total base investment is greater than ten million dollars, each taxpayer shall be allowed a tax credit fifteen percent of the actual investment made by that taxpayer, however in no case shall the total credit for a state-certified production exceed the total base investment certified for that production."

AMENDMENT NO. 8

On page 3, line 15 after "transferees." delete the remainder of the line and delete lines 16 and 17 and insert "The transferee of the tax"

AMENDMENT NO. 9

On page 3, line 20 after "submit to" insert "the Louisiana Film and Video Commission, or its successor and to"

AMENDMENT NO. 10

On page 3, line 24 between "transfer," and "the remaining balance" insert "the credit certificate number,"

AMENDMENT NO. 11

On page 3, delete line 26 and insert the following:

"the amount transferred, and any other information required by the Louisiana Film and Video Commission, or its successor, or the Department of Revenue."

AMENDMENT NO. 12

On page 4, line 1 after "comply with" delete the remainder of the line and delete line 2 and insert the following:

"this Paragraph will result in the disallowance of the tax credit until the taxpayers are in full compliance."

AMENDMENT NO. 13

On page 4, delete lines 3 and 4 and insert the following:

"(d) The transfer or sale of this credit does not extend the time in which the credit can be used. The carry forward period for credit that are transferred or sold begins on the date on which the credit was originally earned.

(e) A transferee shall have only such rights to claim and use the credit that were available to the transferor at the time of the transfer. To the extent that the transferor did not have rights to claim or use the credit at the time of the transfer, the Department of Revenue shall either disallow the credit claimed by the transferee or recapture the credit from the transferee through any collection method authorized by R.S. 47:1561. The transferee's recourse is against the transferor.

(5) The transferee shall apply such credits in the samemanner and against the same taxes as the taxpayer originally awarded the credit."

AMENDMENT NO. 14

On page 4, between lines 4 and 5, insert the following:

"Section 4. If an incentive contract is amended, after the effective date of this Act, to provide for the rebate for sales and use tax on the use of customer-owned tooling in a compression molding process, then any entity already using customer-owned tooling in a compression molding process on the effective date of this Act shall have ninety days within which to make application for the rebate."

AMENDMENT NO. 15

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Perkins
Alario	Gallot	Peychaud
Alexander	Glover	Pierre
Ansardi	Green	Pinac
Arnold	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Quezairé
Baylor	Hebert	Richmond
Beard	Hill	Romero
Bowler	Honey	Salter

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

Total—102

NAYS

Total—0

ABSENT

Dartez

Doerge

Kennard

Total—3

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 914—
BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:1331(A), relative to the Louisiana State Police Retirement System; to provide for cost-of-living adjustments; to specify the circumstances under which such adjustments may be granted; to provide for the calculation of such adjustments; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 914 by Representative Schneider

AMENDMENT NO. 1

On page 1, line 2, change "Louisiana State Police" to "State Police Pension and"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Baudoin	Doerge	Morrell
Bruce	Kennard	
Total—5		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 973—
BY REPRESENTATIVE DIEZ

AN ACT

To enact Part XII of Chapter 2 of Code Title XII of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:3568, and R.S. 9:3571.1(H)(3) and (I) through (L), relative to consumer credit; to provide for protection of victims of identity theft; to provide for police reports; to provide for information to be made available by creditors; to provide for security alerts; to provide for damages; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 973 by Representative Diez

AMENDMENT NO. 1

On page 2, line 1 after "theft" insert "with the Louisiana Department of Justice, office of the attorney general, and/or"

AMENDMENT NO. 2

On page 2, at the beginning of line 2 before "municipal" insert "Louisiana Department of Justice, office of the attorney general, and/or the"

AMENDMENT NO. 3

On page 2, line 5 between "with" and "a" insert "the Louisiana Department of Justice, office of the attorney general, and/or"

AMENDMENT NO. 4

On page 2, at the beginning of line 11 delete "any and all information" and insert the following:

"application information and transactional information, such as a copy of one or more complete monthly billing statements prepared in the regular course of business by a financial institution."

AMENDMENT NO. 5

On page 2, delete lines 14 through 16 and insert the following:

"the victim to submit a written statement, dated and signed by the victim of identity theft, which (a) provides information sufficient to verify the identity of the victim and the existence of an identity crime, including a copy of the police report and a copy of the victim's state issued identification card, and (b) states that the consumer authorizes disclosure of the information, and (c) identifies the information the victim requests to be disclosed."

AMENDMENT NO. 6

On page 3, line 2 after "application for" delete "an" and insert "a new"

AMENDMENT NO. 7

On page 3, at the end of line 5 insert the following:

"For the purposes of this Section, "extension of credit" does not include an increase in an existing open-end credit plan, as defined in Regulation Z of the Federal Reserve System (12 C.F.R. 226.2), or any change to or review of an existing credit account."

AMENDMENT NO. 8

On page 3, line 9 after "number" insert the following:

"or take reasonable steps to verify the consumer's identity and confirm that the application for an extension of credit is not the result of financial theft"

AMENDMENT NO. 9

On page 3, line 17 after "Damages." delete "Each" and insert "Effective January 1, 2004, each"

AMENDMENT NO. 10

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On page 3, line 19 between "the" and "out-of-pocket" insert "documented"

AMENDMENT NO. 11

On page 3, line 20 after "creditor," insert "potential creditor, credit reporting"

AMENDMENT NO. 12

On page 4, line 13 after "L" delete "On a request" and insert "Upon a request by a consumer"

AMENDMENT NO. 13

On page 6, after line 9 insert the following:

"(6) A bank, as defined in 12 U.S.C. 1813(a) and Title 6 of the Louisiana Revised Statutes of 1950."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Psychaud
Alario	Gallot	Pierre
Alexander	Glover	Pinac
Ansardi	Green	Pitre
Arnold	Guillory	Powell
Baldone	Hammett	Quezairé
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
Devillier	LeBlanc	Townsend
Diez	Lucas	Triche
Downer	Martiny	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Walsworth
Fannin	Morrell	Welch
Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Flavin	Nevers	Wright
Frith	Odinet	
Früge	Perkins	

Total—103

NAYS

Total—0

ABSENT

Doerge Kennard
Total—2

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

HOUSE BILL NO. 1054—

BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 18:1505.2(K)(2), 1511.3(C), and 1532 and to enact R.S. 18:1491.1(B)(9) and 1505.2(K)(3), relative to the campaign finance laws; to provide for certain information to be included in the statement of organization of a political committee; to prohibit certain political committees from accepting contributions in excess of certain limits from any person; to provide for copies of reports filed with the supervisory committee to be provided to the public upon request; to exempt political committees from filing election day expenditure reports if no election day expenditures are made; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 1054 by Representative Lancaster

AMENDMENT NO. 1

On page 4, line 19, after "committee" insert "other than a candidate's committee"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Devillier	LeBlanc	Toomy
Diez	Lucas	Townsend
Downer	Martiny	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell
Fannin	Montgomery	Walker
Farrar	Morrell	Walsworth
Faucheux	Morrish	Welch
Flavin	Murray	Winston
Frith	Nevers	Wooton
Fruge	Odinet	Wright

Total—102

NAYS

Total—0

ABSENT

Doerge	Downs	Kennard
Total—3		

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

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.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 1261 by Representative Daniel

AMENDMENT NO. 1

On page 2, line 28, change "Adrian" to "Adarian"

AMENDMENT NO. 2

On page 3, line 8, change "Adrian" to "Adarian"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—98

NAYS

Total—0

ABSENT

Diez	Kennard	Waddell
Doerge	Schwegmann	
Erdey	Sneed	
Total—7		

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

HOUSE BILL NO. 1290—

BY REPRESENTATIVE TOWNSEND

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 the judgments in the suits entitled "Jonelle Clark v. Julie B. Roy, Allstate Insurance Company and State of Louisiana through the Department of Transportation and Development"; "Joe Farley, Jr., Mary Ann Farley Brooks, Rosetta Farley Fontenot, Elma Farley Alexander, Matthew Farley, Mose Farley, Henry E. Farley, Brenda Farley, Ollie Mae Farley Bell, and Robert L. Farley v. State of Louisiana, Department of Transportation and Development, et al."; "Lisa M. John v. Rodney G. Freeman, Financial Indemnity Insurance, Valerie J. Hill, Progressive Security Insurance Co., and State of Louisiana, through the Department of Transportation and Development"; "Rosemount, Inc. v. Secretary, Department of Revenue, State of Louisiana"; "Automatic Switch Company v. John Neely Kennedy, Secretary, Department of Revenue, State of Louisiana";

Louisiana"; "Herman H. Boyett et ux v. State of Louisiana, Etc."; "Joseph Roy Lyons, husband of/and Myra Leger Lyons, individually and on behalf of his minor children, Joseph Roy Lyons, Jr. and Andrew Robert Lyons v. State of Louisiana, through the Department of Transportation and Development, Daimler/Chrysler Corporation, Southside Chrysler Corporation, d/b/a North Loop Dodge"; and "Brenda Whirl v. State of Louisiana, through the Department of Transportation and Development, et al"; to provide for interest; to provide for costs; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 1290 by Representative Townsend

AMENDMENT NO. 1

On page 4, delete line 9 in its entirety, and at the beginning of line 10, delete "(3,500.00)" and insert the following:

"Section 8. The sum of Seven Thousand and No/100 (\$7,000.00)"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Futrell
Gallot
Total—97

Perkins
Pierre

NAYS

Total—0

ABSENT

Carter, K
Cazayoux
Diez
Total—8

Doerge
Downs
Kennard
LaFleur
Peychaud

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

HOUSE BILL NO. 1388—

BY REPRESENTATIVES LANCASTER AND BOWLER
AN ACT

To amend and reenact Chapter 13-B of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:991 through 999.25, relative to the creation and operation of a division of administrative law; to provide for the employment, qualifications, duties, and authority of administrative law judges; to provide for exceptions; to make technical changes; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Engrossed House Bill No. 1388 by Representative Lancaster

AMENDMENT NO. 1

On page 7, delete lines 21 and 22

AMENDMENT NO. 2

On page 7, at the beginning of line 23, delete "(11)" and insert "(10)"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Perkins
Alario	Futrell	Peychaud
Alexander	Gallot	Pierre
Ansardi	Glover	Pinac
Arnold	Green	Pitre
Baldone	Guillory	Powell
Baudoin	Hammett	Quezaire
Baylor	Heaton	Richmond
Beard	Hebert	Romero
Bowler	Hill	Salter
Broome	Honey	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Capella	Hunter	Shaw

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

Total—101

NAYS

Total—0

ABSENT

Doerge	Martiny
Kennard	Smith, J.R.—30th
Total—4	

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

HOUSE BILL NO. 1393—
BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 37:919 and to enact R.S. 37:918(18), relative to the Louisiana State Board of Nursing; to provide for the authority of the board relative to the purchase or sale of immovable property and any improvements; to provide for the domicile of the offices that administer the provisions adopted by the board; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1397—
BY REPRESENTATIVE DIEZ
AN ACT

To enact R.S. 38:2212(A)(3)(f), relative to public contracts; to prohibit allowances in certain contracts; and to provide for related matters.

Read by title.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 1397 by Representative Diez

AMENDMENT NO. 1

On page 1, line 2, after “R.S. 38:2212(A)(3)(f)” insert “and (g)” and change “prohibit” to “restrict”

AMENDMENT NO. 2

On page 1, line 3, after “contracts;” insert “to provide for contracts providing construction management services;”

AMENDMENT NO. 3

On page 1, line 5, change “is” to “and (g) are”

AMENDMENT NO. 4

On page 1, delete line 12, and insert the following:

“(f) Use of allowances in proposals shall be restricted to minor items and shall be limited to hardware, face brick, landscaping, electric light fixtures, and carpeting. Allowances may not be utilized by the design professional or public entity to control the selection of a subcontractor or supplier.

“(g) Contracts providing construction management services to a public entity for public work shall be duly advertised by the public entity in accordance with the provisions of this Section and shall be awarded through competitive bidding pursuant to R.S. 38:2212, et seq.”

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Romero to Engrossed House Bill No. 1397 by Representative Diez

AMENDMENT NO. 1

Delete Senate Committee Amendment Nos. 1, 2 and 3 proposed by the Senate Committee on Transportation, Highways & Public Works and adopted by the Senate on June 12, 2003.

AMENDMENT NO. 2

On page 1, delete line 2 and insert the following:

“To amend and reenact R.S. 38:2212(A)(3)(d) and to enact R.S. 38:2212(A)(3)(f) and (g), relative to public contracts; to provide for contracts providing construction management services; to provide relative to attendance at pre-bid conferences; to restrict”

AMENDMENT NO. 3

On page 1, delete line 5 and insert the following:

“Section 1. R.S. 38:2212(A)(3)(d) is hereby amended and reenacted and R.S. 38:2212(A)(3)(f) and (g) is hereby enacted to read as follows:”

AMENDMENT NO. 4

On page 1, between lines 11 and 12, insert the following:

“(d)(1) When a design professional or public entity mandates attendance by bidders at pre-bid conferences as a prerequisite to bid, the date, place, and time of the pre-bid conference shall be stated in the first advertisement notice.

“(2) All prospective bidders in orphan well plug and abandonment program within the Louisiana Department of Natural Resources shall be present at the beginning of the pre-bid conference and shall remain in attendance for the duration of the conference. Any prospective bidder who fails to attend the conference or remain for the duration shall be prohibited from submitting a bid for the project.

* * *

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Psychaud
Alario	Gallot	Pierre
Alexander	Glover	Pinac
Ansardi	Green	Pitre
Arnold	Guillory	Powell
Baldone	Hammett	Quezairé
Baudoin	Heaton	Richmond
Baylor	Hebert	Romero
Beard	Hill	Salter
Bowler	Honey	Scalise
Broome	Hopkins	Schneider
Bruce	Hudson	Schwegmann
Bruneau	Hunter	Shaw
Carter, K	Hutter	Smith, G.—56th
Carter, R	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Smith, J.R.—30th
Crowe	Johns	Sneed
Damico	Katz	Stelly
Daniel	Kenney	Strain
Dartez	LaFleur	Swilling
Devillier	Lancaster	Thompson
Diez	Landrieu	Toomy
Downer	LeBlanc	Townsend
Downs	Martiny	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell
Fannin	Montgomery	Walker
Farrar	Morrish	Welch
Faucheux	Murray	Winston
Flavin	Nevers	Wooton
Frith	Odinot	Wright
Früge	Perkins	
Total—98		

NAYS

Total—0

ABSENT

Capella	Kennard	Walsworth
Curtis	Lucas	
Doerge	Morrell	
Total—7		

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

HOUSE BILL NO. 1476—
BY REPRESENTATIVES HEBERT, FRUGE, AND BOWLER
AN ACT

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

Read by title.

Motion

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

HOUSE BILL NO. 1538—
BY REPRESENTATIVE TUCKER
AN ACT

To amend and reenact R.S. 22:2010(C)(1) and to enact Part XII-B of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:2036.1 through 2036.10, relative to health maintenance organizations; to implement risk-based capital requirements for health maintenance organizations; to provide with respect to the authority of the commissioner of insurance to enforce such requirements; to provide for hearings; to provide for confidentiality; to provide for immunity; to provide for regulations; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 1538 by Representative Tucker

AMENDMENT NO. 1

On page 1, line 17, after "C." delete the remainder of the line

AMENDMENT NO. 2

On page 1, line 18, change "each" to "Each"

AMENDMENT NO. 3

On page 2, line 5, change "two" to "three"

AMENDMENT NO. 4

On page 2, line 6, after "Chapter." insert "The million dollar deposit required pursuant to R.S. 22:2010(A) shall apply as a part of this minimum requirement."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1538 by Representative Tucker

AMENDMENT NO. 1

On page 1, lines 2 and 11, following "R.S." and before "22:2010(C)(1)" insert "22:2010(C)(introductory paragraph) and"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Boissiere to Reengrossed House Bill No. 1538 by Representative Tucker

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 22:2010(C)(1)" insert the following:

", 2010(G), and 2013(E) and (F)"

AMENDMENT NO. 2

On page 1, line 6, after "organizations;" insert the following:

"to provide relative to the liquidation or windup of a health maintenance organization; to provide for the priority of payments from the estate of an insolvent health maintenance organization;"

AMENDMENT NO. 3

On page 1, line 11, change "R.S. 22:2010(C)(1) is" to "R.S. 22:2010(C)(1), 2010(G), and 2013(E) and (F) are"

AMENDMENT NO. 4

On page 2, between lines 7 and 8, insert the following:

§2010. Protection against insolvency

* * *

G. In the liquidation or windup of the affairs of the health maintenance organization, ~~the following schedule of preferences shall be followed by notwithstanding any provision of law to the contrary,~~ the commissioner shall assure any payments authorized by the Department of Insurance and issued prior to any order of liquidation are honored; thereafter, the following schedule of preferences shall be followed: ~~by the commissioner.~~

~~(1) Salaries of employees of the health maintenance organization up to two thousand five hundred dollars per employee.~~

~~(2) Unpaid federal and state employment and withholding taxes.~~

~~(3) Accrued annual license taxes due the state of Louisiana.~~

~~(4) Amounts due and owing providers.~~

~~(5) All other creditors based on date of claim. Where several claims arise on the same date, preference shall be given based on the date and time such claim was received by the commissioner.~~

(1) The commissioner's costs and expenses of administration, including unpaid federal and state employment withholding taxes.

(2) Compensation actually owing to employees other than officers of a health maintenance organization for services rendered within three months prior to the commencement of a proceeding against the health maintenance organization under this Part, but not exceeding two thousand five hundred dollars for such employee, shall be paid prior to the payment of any other debt or claim and in the discretion of the commissioner may be paid as soon as practicable after the proceeding has commenced. However, at all times the commissioner shall reserve such funds as will in his opinion be sufficient for the payment of all claims in Paragraphs (1) through (3) of this Subsection. This priority shall be in lieu of any other similar priority which may be authorized by law as to wages or compensation of such employees.

(3) Claims for covered benefits prior to cancellation that are filed within ninety days of an order of liquidation. The commissioner shall, within one hundred twenty days, present a plan for timely payment of such claims to the court for approval. The Department of Insurance shall not require refiling any claim received for covered benefits or provision of any proof of claim that would otherwise be applicable to non-benefit claims. The maximum amount paid shall not exceed the amount that would be paid under Title XVIII of the Social Security Act, 42 U.S.C. §301 et seq. The department shall establish reasonable amounts for any services or supplies covered under a health policy or contract for which an amount has not been determined under the federal Medicare program.

(4) Claims for unearned premiums or other premium refunds.

(5) All other claims, including claims for covered benefits provided prior to cancellation that are not filed within ninety days of an order of liquidation.

* * *

§2013. Suspension or revocation of certificate of authority

* * *

E. Where a certificate of authority is revoked or in the liquidation or windup of the affairs of a health maintenance organization, the commissioner shall have the right to enforce, for the benefit of the enrollees, contract performance by any provider or other third party who had contracted with the health maintenance organization.

F. The commissioner is specifically empowered to take over and liquidate the affairs of any health maintenance organization experiencing financial difficulty at such time as he deems it necessary by applying to the Nineteenth Judicial District Court for permission to take over and fix the conditions thereof. The Nineteenth Judicial District Court shall have exclusive jurisdiction over any suit arising from such takeover and liquidation. He shall The commissioner shall be authorized to issue appropriate regulations to implement an orderly procedure to wind up the affairs of any financially troubled health maintenance organization.

* * *"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

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Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Flavin	Nevers	Wright
Frith	Odinet	
Total—101		

NAYS

Total—0

ABSENT

Doerge	Kennard
Fruge	Smith, J.R.—30th
Total—4	

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

HOUSE BILL NO. 1555—

BY REPRESENTATIVE BOWLER
AN ACT

To enact R.S. 22:3071(32), relative to medical necessity review organizations; to provide for definitions; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Engrossed House Bill No. 1555 by Representative Bowler

AMENDMENT NO. 1

On page 1, line 2, after "To" insert "amend and reenact R.S. 22:3074(C) and to"

AMENDMENT NO. 2

On page 1, line 2, after "definitions;" insert "to provide for certain license renewal requirements;"

AMENDMENT NO. 3

On page 1, line 5, between "Section 1." and "R.S." insert "R.S. 22:3074(C) is hereby amended and reenacted and"

AMENDMENT NO. 4

On page 1, below line 13, add the following:

"§3074. Expiration and renewal of license for entities other than health insurance issuers

* * *

C. The renewal application required by the commissioner shall include but need not be limited to the information required for an initial application that has changed.

* * *"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1555 by Representative Bowler

AMENDMENT NO. 1

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Insurance and adopted by the Senate on June 12, 2003, on line 5, change "line 2" to "line 3"

AMENDMENT NO. 2

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Insurance and adopted by the Senate on June 12, 2003, between lines 11 and 12 insert asterisks " * * * "

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Doerge	Kennard	Strain
Faucheux	Smith, J.R.—30th	
Total—5		

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

HOUSE BILL NO. 1562—
BY REPRESENTATIVE WALSWORTH
AN ACT

To amend and reenact R.S. 37:3118(A)(1)(f), 3129(A), and 3130 and to enact R.S. 37:3115.1 and 3129(C), relative to auctioneers; to provide for educational requirements for auctioneers and auction businesses; to authorize auctioneers to bid on behalf of an absentee bidder under certain circumstances; to authorize the taking of bids by telephone or other electronic means; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 1562 by Representative Walsworth

AMENDMENT NO. 1

On page 1, line 3, after "37:3115.1" insert ", 3117(E),"

AMENDMENT NO. 2

On page 1, line 10, after "37:3115.1" insert ", 3117(E),"

AMENDMENT NO. 3

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

"§3117. Reciprocity; licensure without examination

* * *

E. The provisions of R.S. 31:3115.1 shall not apply to a nonresident auctioneer from another licensing jurisdiction duly licensed by such other jurisdiction conducting auctions in this state under such license in accordance with the provisions of this Section."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1562 by Representative Walsworth

AMENDMENT NO. 1

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on June 12, 2003, on line 9, following "of" and before "shall" change "R.S. 31:3115.1" to "R.S. 37:3115.1"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator B. Jones to Engrossed House Bill No. 1562 by Representative Walsworth

AMENDMENT NO. 1

Delete Senate Committee Amendment Nos. 1 through 3 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on June 12, 2003.

AMENDMENT NO. 2

Delete Amendment No. 1 proposed by Legislative Bureau and adopted by the Senate on June 13, 2003.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinet
Alario	Futrell	Perkins
Alexander	Gallot	Psychaud
Ansardi	Glover	Pierre
Arnold	Green	Pinac
Baldone	Guillory	Pitre
Baudoin	Hammett	Powell
Baylor	Heaton	Quezaira
Beard	Hebert	Richmond
Bowler	Hill	Salter
Broome	Honey	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Capella	Hunter	Shaw
Carter, K	Hutter	Smith, G.—56th
Carter, R	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Smith, J.R.—30th
Crowe	Johns	Sneed
Curtis	Katz	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Downer	Lucas	Triche
Downs	Martiny	Tucker
Durand	McDonald	Walker
Erdey	McVea	Walsworth
Fannin	Montgomery	Welch
Farrar	Morrell	Winston
Faucheux	Morrish	Wooton
Flavin	Murray	Wright
Frith	Nevers	
Total—101		

NAYS

Romero
Total—1

ABSENT

Doerge Kennard Waddell
Total—3

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

HOUSE BILL NO. 1564—
BY REPRESENTATIVE WALSWORTH
AN ACT

To amend and reenact R.S. 46:236.5(C), relative to hearing officers; to provide for the use of hearing officers in expedited proceedings relative to domestic matters; to expand the authority of hearing officers; to provide for the entering of default judgments; to provide for the granting of uncontested matters; to authorize the referral for mediation, evaluations, and drug tests; to provide for contempt of court; to provide a process for

objecting to a hearing officer's recommendations; to provide for final judgments; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 1564 by Representative Walsworth

AMENDMENT NO. 1

On page 2, line 10, delete "all protective orders in" and delete lines 11 through 13 in their entirety

AMENDMENT NO. 2

On page 2, line 14, delete "personal abuse, terrorizing, stalking or harassment" and insert the following:

"all protective orders filed in accordance with R.S. 46:2131 et seq., R.S. 46:2151 et seq., and the Children's Code and all injunctions filed in accordance with R.S. 9:361, 371 and 372 and Code of Civil Procedure Articles 3601 et seq., which involve personal abuse, terrorizing, stalking or harassment;"

AMENDMENT NO. 3

On page 2, line 21, after "concerning" insert "any domestic and family matters as set forth by local court rule, including but not limited to"

AMENDMENT NO. 4

On page 2, delete line 23, and insert the following:

"(a) Hear and make recommendations on establishment and modification of child and spousal support, child custody and visitation."

AMENDMENT NO. 5

On page 2, at the beginning of line 24, after "(b)" insert "Hear and make recommendations on", change "Method" to "method", and after "of" and before "support" insert "child and spousal"

AMENDMENT NO. 6

On page 2, at the beginning of line 25, after "(c)" insert "Hear and make recommendations on", change "Enforcement" to "enforcement", and after "of" and before "support" insert "child and spousal"

AMENDMENT NO. 7

On page 2, at the end of line 26, after "1355" insert ", and on enforcement of child custody and visitation"

AMENDMENT NO. 8

On page 3, at the beginning of line 1, after "(d)" insert "Hear and make recommendations on" and change "Contested" to "contested"

AMENDMENT NO. 9

On page 3, line 11, delete "including uncontested matters", delete lines 12 through 14 in their entirety and insert "provided"

AMENDMENT NO. 10

On page 3, at the end of line 24, after "et seq." insert ", and to make recommendations regarding the referral of parties to counseling and substance abuse treatment."

AMENDMENT NO. 11

On page 5, at the end of line 26, delete "The judgment after"

AMENDMENT NO. 12

On page 6, delete line 1, and at the beginning of line 2, delete "accordance with law."

AMENDMENT NO. 13

On page 6, at the end of line 18, after "judgment." insert "The judgment after signature by a district judge shall be served upon the parties in accordance with law."

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. Speaker, YEAS, and NAYS. Lists names of members and their counts for each side.

NAYS

Perkins
Total—1

ABSENT

Doerge Kennard
Hill Triche
Total—4

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

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 certain judgments against the state; 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"; "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"; and "Pique-Weinstein-Pique-Architects, Inc. v. Louisiana Stadium and Exposition District"; to provide for interest; to provide for court costs; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 1654 by Representative LaFleur

AMENDMENT NO. 1

On page 1, line 18, after "and" and before "'Pique" insert "to pay the final judgment in"

AMENDMENT NO. 2

On page 3, line 17, after "plus" delete the remainder of the line and on line 18, delete "(\$1,072.75)" and insert "Eight Hundred Seventy and 95/100 (\$870.95)"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Fruge Pierre
Alario Futrell Pinac

Alexander Gallot
Ansardi Green
Arnold Guillory
Baldone Hammett
Baudoin Heaton
Baylor Hebert
Beard Hill
Bowler Honey
Broome Hopkins
Bruce Hudson
Bruneau Hutter
Capella Iles
Carter, K Jackson, L
Carter, R Jackson, M
Cazayoux Johns
Crane Katz
Crowe Kenney
Damico LaFleur
Daniel Lancaster
Dartez Landrieu
Devillier LeBlanc
Diez Lucas
Downer Martiny
Downs McDonald
Durand McVea
Erdey Montgomery
Fannin Morrell
Farrar Morrish
Faucheux Nevers
Flavin Odinet
Frith Peychaud

Total—97

NAYS

Total—0

ABSENT

Curtis Hunter Perkins
Doerge Kennard Strain
Glover Murray
Total—8

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

HOUSE BILL NO. 1681—
BY REPRESENTATIVE FLAVIN
AN ACT

To amend and reenact R.S. 37:1449(A) and (B), relative to real estate; to require registrants to provide copies of certain documents to parties of real estate transactions; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 1681 by Representative Flavin

AMENDMENT NO. 1

On page 1, line 2 after "and (B)," insert "and to enact R.S. 37:1431(33) and 1470,"

AMENDMENT NO. 2

On page 1, line 4 after "transaction;" insert the following:

"to provide for definitions; to provide relative to the Louisiana Real Estate Commission; to provide for the adoption and distribution of certain pamphlets; to provide relative to the duties of the licensee; to provide relative to liability;"

AMENDMENT NO. 3

On page 1, at the end of line 6 insert "and R.S. 37:1431(33) and 1470 are hereby enacted"

AMENDMENT NO. 4

On page 1, between lines 7 and 8 insert the following:

"§1431. Definitions

As used in this Chapter the following words have the meaning ascribed to them in this Section unless the context clearly indicates otherwise:

* * *

(33) Mold means any form of multicellular fungi that live on plant or animal matter and in indoor or outdoor environments. Types of mold often found in water-damaged building materials include, but are not limited to, cladosporium, penicillium, alternaria, aspergillus, fuarium, trichoderma, memnoniella, mucor, and strachybotrys chartarum.

* * *

AMENDMENT NO. 5

On page 1, after line 18 insert the following:

"§1470. Mold informational pamphlet; liability of licensees

A.(1) By April 1, 2004, the commission shall, by rule, in accordance with the Administrative Procedure Act, approve a mold informational pamphlet, which may be distributed to buyers by licensees in connection with any real estate transaction entered into on and after July 1, 2004.

(2) If the licensee delivers the mold informational pamphlet to the buyer, he shall do so at or before the time a lease, rental agreement, or contract for sale is entered into by the parties.

B. If the licensee delivers the mold informational pamphlet to the buyer, the licensee is not required to provide any additional information concerning mold. The information contained in the mold informational pamphlet shall be deemed to be adequate to inform the buyer regarding common mold-related hazards that can affect real property.

C. The licensee shall not be held liable for any error, inaccuracy, or omission of any information contained in the mold informational pamphlet delivered pursuant to this Section, if either of the following applies:

(1) The error, inaccuracy, or omission was not within the personal knowledge of the licensee.

(2) The error, inaccuracy, or omission was based on information provided to the licensee by the commission, a public agency, or by other persons providing relevant information by delivery of a report

or opinion prepared by an expert dealing with matters within the relevant scope of his professional license, and ordinary care was exercised by the licensee in obtaining and transmitting such information.

D. Nothing in this Section shall alter or affect the existing disclosure duties of any party to a real estate transaction, or their agents, including but not limited to the duty of a licensee to disclose any known material defect regarding the condition of the property.

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Pinac
Alario	Gallot	Pitre
Alexander	Glover	Powell
Ansardi	Green	Quezaira
Arnold	Guillory	Richmond
Baldone	Hammett	Romero
Baylor	Heaton	Salter
Beard	Honey	Scalise
Bowler	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Capella	Hutter	Shaw
Carter, R	Iles	Smith, G.—56th
Cazayoux	Jackson, L	Smith, J.D.—50th
Crane	Johns	Smith, J.H.—8th
Crowe	Katz	Smith, J.R.—30th
Curtis	Kenney	Sneed
Damico	Lancaster	Stelly
Daniel	Landrieu	Strain
Dartez	LeBlanc	Swilling
Devillier	Lucas	Thompson
Diez	Martiny	Toomy
Downer	McDonald	Townsend
Downs	McVea	Triche
Durand	Montgomery	Tucker
Erdey	Morrell	Waddell
Fannin	Morrish	Walker
Farrar	Nevers	Walsworth
Flavin	Odinet	Winston
Frith	Perkins	Wooton
Fruge	Pierre	Wright
Total—90		

NAYS

Baudoin	Faucheux	Murray
Broome	Hunter	Psychaud
Carter, K	Jackson, M	Welch
Total—9		

ABSENT

Bruce	Hebert	Kennard
Doerge	Hill	LaFleur
Total—6		

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

HOUSE BILL NO. 1690—

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 48:81(A)(1) and (2) and (B)(2) and (4), 82(B)(4), (C), (D)(4), (6), and (10), and (E), and 83(A)(1), relative to the Louisiana Infrastructure Bank; to authorize loans from the bank to fund Department of Transportation and Development approved infrastructure projects of public entities; to require the state treasurer to serve as president and chairman of the board; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Reengrossed House Bill No. 1690 by Representative Diez

AMENDMENT NO. 1

On page 1, line 3, after “83(A)(1)” and before the comma “,” insert “and (C) and to enact R.S. 48:83(H)”

AMENDMENT NO. 2

On page 1, line 11, after “83(A)(1)” insert “and (C)” and at the end of the line insert “and R.S. 48:83(H) is hereby enacted”

AMENDMENT NO. 3

On page 6, after line 4, insert the following:

“C. Notwithstanding any other provision of law to the contrary, a parish, municipality, or other local political subdivision upon entering into an infrastructure bank loan as provided in this Subpart may dedicate and pledge a portion of any revenues it has available to it, including but not limited to revenues from the general revenue fund, sales taxes, sewer user fees, assessments, parcel fees, or ad valorem property taxes of the parish, municipality, or other local political subdivision for a term not exceeding ~~five~~ fifteen years from the date of project completion for repayment of the principal of, interest on, and any premium, administrative fee or other fee, or cost incurred in connection with such loan.

* * *

H. Notwithstanding any other provision of law to the contrary:

(1) Bonds, notes, or other evidence of indebtedness issued or any infrastructure bank loan entered into pursuant to this Section shall be a legal investment for all public or private entities, including but not limited to state or statewide public retirement systems.

(2) Public or private entities may purchase or guarantee bonds of the infrastructure bank.

(3) Public or private entities may enhance the performance of the infrastructure bank by entering into financial arrangements pursuant to a financing agreement containing such terms as necessary or convenient to further the purposes of this Subpart.”

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Alario	Romero
Total—2	

ABSENT

Doerge	Hill
Farrar	Kennard
Total—4	

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

HOUSE BILL NO. 1726—

BY REPRESENTATIVE MORRELL

AN ACT

To enact R.S. 33:4071.1 and to repeal R.S. 33:4085(C), relative to the Sewerage and Water Board of New Orleans; to provide relative to certain contracts of the Sewerage and Water Board of New Orleans; to provide for certain approvals of certain contracts of the Sewerage and Water Board of New Orleans; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 1726 by Representative Morrell

AMENDMENT NO. 1

On page 1, line 2, delete "enact R.S. 33:4071.1 and to"

AMENDMENT NO. 2

On page 1, at the end of line 4, delete "to"

AMENDMENT NO. 3

On page 1, delete line 5

AMENDMENT NO. 4

On page 1, line 6, delete "Water Board of New Orleans;"

AMENDMENT NO. 5

On page 1, delete lines 11 through 16 in their entirety

AMENDMENT NO. 6

On page 2, delete lines 1 through 6 in their entirety

AMENDMENT NO. 7

On page 2, line 7, change "2" to "1"

AMENDMENT NO. 8

On page 2, line 8, change "3" to "2"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Damico	Kenney	Stelly
Daniel	LaFleur	Strain
Dartez	Lancaster	Swilling
Devillier	Landrieu	Thompson
Diez	LeBlanc	Toomy
Downer	Lucas	Townsend
Downs	Martiny	Triche
Durand	McDonald	Waddell
Erdey	McVea	Walker
Fannin	Montgomery	Welch
Farrar	Morrell	Winston
Faucheux	Morrish	Wooton
Flavin	Murray	Wright
Frith	Nevers	
Fruge	Odinot	
Total—100		

NAYS

Total—0

ABSENT

Carter, R	Kennard	Walsworth
Doerge	Tucker	
Total—5		

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

HOUSE BILL NO. 1741—
BY REPRESENTATIVE PINAC
AN ACT

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

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 1741 by Representative Pinac

AMENDMENT NO. 1

On page 1, line 9, after "violations;" insert "to provide relative to the promulgation of rules and regulations;"

AMENDMENT NO. 2

On page 4, at the end of line 14, change "delivers" to "causes to be delivered"

AMENDMENT NO. 3

On page 5, at the end of line 6, change "R.S. 47:877" to "R.S. 47:876"

AMENDMENT NO. 4

On page 5, between lines 11 and 12, insert the following:

"C. The commissioner of the office of alcohol and tobacco control may promulgate rules and regulations pursuant to the Administrative Procedure Act. R.S. 49:950 et seq., to implement this Section."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Michot to Engrossed House Bill No. 1741 by Representative Pinac

AMENDMENT NO. 1

On page 3, line 4, after "service" delete the remainder of the line, delete line 5, and insert "that is a motor carrier of property registered with the U. S. Department of Transportation and/or an air carrier certified by the U. S. Department of Transportation to provide all-cargo air transportation, when engaged in the business of"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Perkins Walker
Total—2

ABSENT

Doerge	Murray	Smith, J.R.—30th
Kennard	Smith, J.D.—50th	Strain
Total—6		

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

HOUSE BILL NO. 1761—
BY REPRESENTATIVE MORRELL
AN ACT

To amend and reenact R.S. 33:4138 and to enact R.S. 33:4071.1, relative to the city of New Orleans; to remove the debt ceiling of eighteen million dollars for the Sewerage and Water Board of New Orleans; to provide relative to certain contracts of the Sewerage and Water Board of New Orleans; to provide for certain approvals of certain contracts of the Sewerage and Water Board of New Orleans; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1762—
BY REPRESENTATIVE MORRELL
AN ACT

To amend and reenact R.S. 33:4148 and to enact R.S. 33:4071.1, relative to the city of New Orleans; to remove the debt ceiling of sixty-eight million dollars for the Sewerage and Water Board of New Orleans; to provide relative to certain contracts of the Sewerage and Water Board of New Orleans; to provide for certain approvals of certain contracts of the Sewerage and Water Board of New Orleans; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 1762 by Representative Morrell

AMENDMENT NO. 1

On page 1, line 2, delete "and to enact R.S. 33:4071.1"

AMENDMENT NO. 2

On page 1, line 6, after "Orleans;" delete the remainder of the line

AMENDMENT NO. 3

On page 1, line 7, delete "the Sewerage and Water Board of New Orleans;"

AMENDMENT NO. 4

On page 1, line 13, delete "and R.S."

AMENDMENT NO. 5

On page 1, line 14, delete "33:4071.1 is hereby enacted"

AMENDMENT NO. 6

On page 1, delete lines 15 through 17 in their entirety

AMENDMENT NO. 7

On page 2, delete lines 1 through 9 in their entirety

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Doerge	Kennard	Smith, J.R.—30th
Frith	McVea	Toomy
Hutter	Powell	
Total—8		

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

HOUSE BILL NO. 1761—

BY REPRESENTATIVE MORRELL

AN ACT

To amend and reenact R.S. 33:4138 and to enact R.S. 33:4071.1, relative to the city of New Orleans; to remove the debt ceiling of eighteen million dollars for the Sewerage and Water Board of New Orleans; to provide relative to certain contracts of the

Sewerage and Water Board of New Orleans; to provide for certain approvals of certain contracts of the Sewerage and Water Board of New Orleans; and to provide for related matters.

Called from the calendar.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 1761 by Representative Morrell

AMENDMENT NO. 1

On page 1, line 2, delete "and to enact R.S. 33:4071.1

AMENDMENT NO. 2

On page 1, line 6, after "Orleans;" delete the remainder of the line

AMENDMENT NO. 3

On page 1, line 7, delete "Sewerage and Water Board of New Orleans;"

AMENDMENT NO. 4

On page 1, line 13, delete "and R.S."

AMENDMENT NO. 5

On page 1, line 14, delete "33:4071.1 is hereby enacted"

AMENDMENT NO. 6

On page 1, delete lines 15 and 16 in their entirety

AMENDMENT NO. 7

On page 2, delete lines 1 through 10 in their entirety

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinet
Alario	Futrell	Perkins
Alexander	Gallot	Pierre
Ansardi	Glover	Pinac
Arnold	Green	Pitre
Baldone	Guillory	Powell
Baudoin	Hammett	Quezaire
Baylor	Heaton	Richmond
Beard	Hebert	Romero
Bowler	Honey	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Capella	Iles	Shaw

Carter, K	Jackson, L	Smith, G.—56th
Cazayoux	Jackson, M	Smith, J.H.—8th
Crane	Johns	Sneed
Curtis	Katz	Strain
Damico	Kenney	Swilling
Daniel	LaFleur	Thompson
Dartez	Lancaster	Toomy
Devillier	Landrieu	Townsend
Diez	LeBlanc	Triche
Downer	Lucas	Tucker
Downs	Martiny	Waddell
Durand	McDonald	Walker
Erdey	Montgomery	Winston
Fannin	Morrrell	Wooton
Faucheux	Morrish	Wright
Flavin	Murray	
Frith	Nevers	
Total—91		

NAYS

Total—0

ABSENT

Carter, R	Hutter	Smith, J.R.—30th
Crowe	Kennard	Stelly
Doerge	McVea	Walsworth
Farrar	Peychaud	Welch
Hill	Smith, J.D.—50th	
Total—14		

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

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.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 1838 by Representative Pinac

AMENDMENT NO. 1

On page 1 line 12 delete “and 1131.28 (B) and (C),”

AMENDMENT NO. 2

On page 2, delete lines 23 through 25 and on page 3 delete lines 1 through 6 and insert the following:

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

AMENDMENT NO. 3

On page 5, delete lines 4 through 25, and delete pages 6 and 7 in their entirety and on page 8 delete lines 1 through 6 and insert the following:

“A. (1) No person shall offer for sale, sell, offer to sell, or solicit for the sale of a, or attempt to solicit any person located in Louisiana to purchase a timeshare interest in a timeshare property located in Louisiana unless:

it (a) Such timeshare interest offered by such person for sale is pursuant to a timeshare plan registered with and approved by the Louisiana Real Estate Commission, and

(b) Such person has provided the Louisiana Real Estate Commission with proof of its financial ability to complete the timeshare project in accordance with

(i) The registered timeshare plan, and

(ii) The contractual obligations of such person.

Notwithstanding obligations placed upon any other persons by this Chapter, it is the duty of the developer to supervise, manage, and control all aspects of the offering of a timeshare plan, including, but not limited to, promotion, advertising, contracting, and closing. Any violation of this Chapter which occurs during such activities shall be deemed to be a violation by the developer as well as by the person actually committing such violation.

(2) No person shall sell, offer to sell, solicit, or attempt to solicit the purchase of a timeshare interest from any location within the State of Louisiana unless such person, or a related entity, has registered with the Louisiana Real Estate Commission a timeshare plan for a timeshare project located in the state of Louisiana consisting of at least sixty-five completed or proposed units, committed to either an ownership timeshare interest or a lease timeshare interest, the initial rights are or were for a period of not less than twenty years provided however, that:

(a) If the person or related entity, has not previously registered a timeshare plan in the State of Louisiana consisting of at least sixty-five completed units with the Louisiana Real Estate Commission, as set forth in subsection (A)(2) hereof, but has registered with the Louisiana Real Estate Commission a proposed timeshare plan located in the State of Louisiana, as set forth in subsection (A)(2) hereof, consisting of at least sixty-five units, such person prior to selling, offering to sell, soliciting or attempting to solicit a person for the purchase of a timeshare interest in a timeshare plan located in the State of Louisiana, shall provide to the Louisiana Real Estate Commission:

(i) A copy of the contract for construction of the initial fifteen units of the timeshare plan.

(ii) A bond for completion of such construction in an amount satisfactory to the Louisiana Real Estate Commission and

(iii) All applicable permits required by the appropriate local governmental subdivisions, or

(b) In the event such person, or 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 of the State of Louisiana from a location within the State of Louisiana and if the person, or related entity, has not previously registered a timeshare plan located in the State of Louisiana consisting of at least sixty-five completed units with the Louisiana Real Estate Commission, as set forth in subsection (A)(2) hereof, but has registered with the Louisiana Real Estate Commission a proposed timeshare plan located in the State of Louisiana, as set for in subsection (A)(2) hereof, consisting of at least sixty-five units, such person, prior to selling, offering to sell, soliciting or attempting to solicit the purchase of a timeshare interest in a timeshare plan located outside the State of Louisiana from a location within the State of Louisiana shall

(i) Obtain a certificate from the Louisiana Real Estate Commission certifying that a minimum of fifteen units in such hereinabove required timeshare plan are complete for use and occupancy as a timeshare project in accordance with the timeshare plan, and

(ii) Provide to the Louisiana Real Estate Commission with a copy of the contract for construction of the remaining units in the timeshare plan, a bond for the completion of such construction, and certified copies of all required permits from the applicable local governmental subdivision.

(3) All timeshare plans approved by the Louisiana Real Estate Commission after August 15, 2003 shall maintain a one-to-one purchaser to accommodation ratio, which means the ratio of the number of purchasers eligible to use the accommodation of a timeshare plan and/or project on a given day to the number of accommodations available for use within the plan and/or project on that day, such that the total number of purchasers eligible to use the accommodations of the timeshare plan and/or project during a given calendar year shall never exceed the total number of accommodations available for use in the timeshare plan and/or project during that year. For purposes of calculation, each purchaser shall be counted at least once and no individual accommodation may be counted more than three hundred and sixty-five times per each calendar year. For purposes of calculating the one-to-one purchaser to accommodation ratio only, a purchaser who is delinquent in the payment of timeshare plan and or project assessments shall continue to be considered eligible to use the accommodations of the timeshare plan and/or timeshare project without regard as to whether such right of use is suspended due to such delinquency.

B. A timeshare plan shall be is created by the execution and recordation of a timeshare declaration and shall be effective upon approval of and shall have legal force and effect in the state of Louisiana as of the date of its approval by the Louisiana Real Estate Commission. The timeshare declaration shall be filed for registry in the conveyance records in the parish or parishes in which the timeshare property is located."

AMENDMENT NO. 4

On page 10, delete lines 10 through 18 and insert the following:

"any person who suffers any damage or loss as a result of the developer's any unfair or deceptive practice, breach of a contractual duty, or violation of law in connection with the offer and/or solicitation of a sale or management of a timeshare interest and/or in

connection with the management of a timeshare plan and/or project by a developer, its agents, employees, sales persons, et al. 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 January 1, 2004, the amount of the bond shall be reduced in an amount by one-quarter in each of the four years following the effective date of this Act. On January 1, 2008, this bonding requirement shall be eliminated for all timeshare projects. Thereafter, the developer shall provide to the Louisiana Real Estate Commission proof of its suitability and financial ability to complete its timeshare projects. The Commission, by rule and regulation, adopted and promulgated as prescribed by law, shall provide for the kinds of proof that shall be required to be provided."

AMENDMENT NO. 5

On page 46, line 16 after "For timeshare located" delete "in" and insert "inside and outside"

AMENDMENT NO. 6

On page 46, line 20 delete "estate" and insert "interest"

AMENDMENT NO. 7

On page 46, line 23 delete "estate" and insert "interest"

AMENDMENT NO. 8

On page 48, line 7, after "(I)," insert "and" and delete " , and 1131.28 (B) and (C)"

AMENDMENT NO. 9

On page 48, delete lines 9 through 20, and insert the following:

"Section 4. The changes and additions affected by the provisions of this Act shall not apply to any timeshare plan, timeshare project, and/or timeshare developer which or who has filed and been approved to operate a, or as a, timeshare plan and/or 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 plan and/or timeshare project pursuant to such approval or court decree. Notwithstanding anything to the contrary in this Act, any timeshare developer and timeshare plan and/or timeshare project covered by this Section may elect to be covered by any one or more provision of this Act by giving one hundred and eighty days prior written notice of such intention to the Louisiana Real Estate Commission and any such action shall not be interpreted or construed to constitute a waiver of the rights granted to a timeshare project and/or a timeshare plan and/or a timeshare developer, under this Section. If a developer subject to this Section elects to be subject to any provision under this Act, said developer or successor developer shall thereafter be subject to such provision(s)."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1838 by Representative Pinac

AMENDMENT NO. 1

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on June 12, 2003, on page 1, lines 6 and 10, following "interest"" and before "is" insert "which"

AMENDMENT NO. 2

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on June 12, 2003, on page 2, lines 7, 9, 26, and 29, following "in" change "subsection" to "Paragraph"

AMENDMENT NO. 3

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on June 12, 2003, on page 2, line 40, following "for" and before "of" change "constriction" to "construction"

AMENDMENT NO. 4

In Senate Committee Amendment No. 5 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on June 12, 2003, on page 3, line 36, following "timeshare" and before "located" insert "plans"

AMENDMENT NO. 5

In Senate Committee Amendment No. 9 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on June 12, 2003, on page 4, line 4, following "additions" and before "by" change "affected" to "effected"

AMENDMENT NO. 6

On page 1, line 5, following "(A)" and before "(B)" insert a comma ","

AMENDMENT NO. 7

On page 9, line 13, following "R.S." and before the comma ",", change "9:1131.9.3" to "9:1131.9.2"

AMENDMENT NO. 8

On page 40, line 22, following "and" and before "all" change "making" to "make"

AMENDMENT NO. 9

On page 42, line 9, following "shall" and before "if" change "only be discharged" to "be discharged only"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Michot to Reengrossed House Bill No. 1838 by Representative Pinac

AMENDMENT NO. 1

On page 4, line 12, change "situated" to "state in which the plan is located"

AMENDMENT NO. 2

On page 10, lines 4 and 5, change "the effective date of this legislation" to "August 30, 1983"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinot
Alario	Futrell	Perkins
Alexander	Gallot	Peychaud
Ansardi	Glover	Pierre
Arnold	Green	Pinac
Baldone	Guillory	Pitre
Baudoin	Hammett	Powell
Beard	Heaton	Quezaire
Bowler	Hebert	Romero
Broome	Hill	Salter
Bruce	Honey	Scalise
Bruneau	Hopkins	Schneider
Capella	Hudson	Schwegmann
Carter, K	Hunter	Shaw
Carter, R	Iles	Smith, G.—56th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Smith, J.R.—30th
Crowe	Johns	Stelly
Curtis	Katz	Strain
Damico	Kenney	Swilling
Daniel	LaFleur	Thompson
Dartez	Lancaster	Toomy
Devillier	Landrieu	Townsend
Diez	LeBlanc	Triche
Downer	Lucas	Tucker
Downs	Martiny	Waddell
Durand	McDonald	Walker
Fannin	Montgomery	Walsworth
Farrar	Morrell	Welch
Faucheux	Morrish	Wooton
Flavin	Murray	Wright
Frith	Nevers	
Total—95		

NAYS

Total—0

ABSENT

Baylor	Kennard	Sneed
Doerge	McVea	Winston
Erdey	Richmond	
Hutter	Smith, J.D.—50th	
Total—10		

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

HOUSE BILL NO. 1846—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 14:95.3, relative to the crime of unlawful use of body armor; to revise the provision of law which makes the use of body armor by persons who have been convicted of certain crimes a criminal offense; to provide that the possession of body armor by persons who have been convicted of certain crimes is a criminal offense; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 1846 by Representative Faucheux

AMENDMENT NO. 1

On page 1, line 12, after "A." insert "(1)"

AMENDMENT NO. 2

On page 1, line 14, change "(1)" to "(a)"

AMENDMENT NO. 3

On page 1, line 16, change "(2)" to "(b)"

AMENDMENT NO. 4

On page 2, line 1, change "(3)" to "(c)"

AMENDMENT NO. 5

On page 2, line 2, change "(4)" to "(d)"

AMENDMENT NO. 6

On page 2, line 4, change "(5)" to "(e)"

AMENDMENT NO. 7

On page 2, line 6, change "(6)" to "(f)"

AMENDMENT NO. 8

On page 2, line 7, change "(7)" to "(g)"

AMENDMENT NO. 9

On page 2, line 9, change "(8)" to "(h)"

AMENDMENT NO. 10

On page 2, line 11, change "(9)" to "(i)"

AMENDMENT NO. 11

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

"(2) The prohibition in Paragraph (1) of this Subsection shall not apply to any person who is participating in a witness protection program."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1846 by Representative Faucheux

AMENDMENT NO. 1

On page 2, line 10, change "Paragraphs (1) through (7) of this Subsection" to "Subparagraphs (a) through (g) of this Paragraph"

AMENDMENT NO. 2

On page 2, lines 13 and 14, change "Paragraphs (1) through (8) of this Subsection" to "Subparagraphs (a) through (h) of this Paragraph"

AMENDMENT NO. 3

On page 2, lines 20 and 21, change "Paragraphs (A)(1) through (9)" to "Subparagraphs (A)(1)(a) through (i)"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Beard	Hutter	Smith, J.R.—30th
Doerge	Kennard	Sneed
Erdey	McVea	
Total—8		

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

**HOUSE BILL NO. 1862—
BY REPRESENTATIVE PERKINS
AN ACT**

To amend and reenact R.S. 15:572(A) and (B), relative to pardons; to provide that a pardon shall not be issued to any person unless that person has paid all of the fees and fines which were imposed in connection with the conviction of the crime for which the pardon is to be issued; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Engrossed House Bill No. 1862 by Representative Perkins

AMENDMENT NO. 1

On page 1, line 4, delete "fees and fines" and insert in lieu thereof "court costs"

AMENDMENT NO. 2

On page 1, line 11, delete "fees and fines" and insert in lieu thereof "court costs"

AMENDMENT NO. 3

On page 2, at the end of line 1 delete "fees and "

AMENDMENT NO. 4

On page 2, line 2, change "fines" to "court costs"

AMENDMENT NO. 5

On page 2, line 9, delete "fees and fines" and insert in lieu thereof "court costs"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinot
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	Hunter	Shaw
Carter, R	Iles	Smith, G.—56th
Cazayoux	Jackson, L	Smith, J.D.—50th
Crane	Jackson, M	Smith, J.H.—8th
Crowe	Johns	Sneed
Curtis	Katz	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
Devillier	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

Total—99

NAYS

Total—0

ABSENT

Doerge	Kennard	Smith, J.R.—30th
Hutter	McVea	Wooton

Total—6

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

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.

Read by title.

Motion

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

HOUSE BILL NO. 1989—

BY REPRESENTATIVES HEBERT, DEWITT, BAYLOR, ERDEY, FRUGE, MORRISH, GARY SMITH, TOWNSEND, AND TUCKER

AN ACT

To enact R.S. 22:231(H) and 236(10) and Chapter 8 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:3101 through 3112, relative to minimal benefit hospital and medical policies; to create the Louisiana Safety Net Health Insurance Program; to provide for the Louisiana Health Plan; to provide for eligibility; to provide for participation; to provide for employers; to provide for administration and oversight; to provide for the Office of Group Benefits; to provide for coverage and benefits; to provide for policy forms and requirements; and to provide for related matters.

Called from the calendar.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Engrossed House Bill No. 1989 by Representative Hebert

AMENDMENT NO. 1

On page 3, line 12, after "Employers" insert "who are not eligible under Paragraph (2) of this Section but" and delete "at an annual wage" and insert in lieu thereof "with an annual family income"

AMENDMENT NO. 2

On page 3, line 13, change "one hundred fifty" to "two hundred" and delete semicolon (;) after "level"

AMENDMENT NO. 3

On page 3, line 14, delete "however, the employer"

AMENDMENT NO. 4

On page 3, line 15, after "employees" delete the remainder of the line and insert "whose family income is not more than two hundred"

AMENDMENT NO. 5

On page 3, line 17, change "wage" to "family income" and change "one hundred fifty" to "two hundred"

AMENDMENT NO. 6

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

"For purposes of this Chapter, a family may consist of the employee only, or where applicable, include the spouse and/or dependents of the employee."

AMENDMENT NO. 7

On page 3, line 24, delete period (.) after "policies" and delete "Pursuant thereto," and insert in lieu thereof the following:

"that allow enrollees or insureds access to at least one network alternative that requires contracted health care providers to accept the amount payable for covered health care services as payment in full for such services."

AMENDMENT NO. 8

On page 3, delete lines 25 and 26 in their entirety and insert in lieu thereof the following:

"This network shall be specifically established for the minimal benefit hospital and medical policies to be offered pursuant to this Chapter."

AMENDMENT NO. 9

On page 4, delete lines 1 and 2 in their entirety and insert "Health insurance"

AMENDMENT NO. 10

On page 6, line 3, change "a fee" to "fees"

AMENDMENT NO. 11

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

"F. There shall be no liability on the part of and no cause of action of any nature shall arise or exist against the Louisiana Health Plan, its agents, employees, or its board of directors for any action taken by them in the performance of their powers and duties under this Chapter."

AMENDMENT NO. 12

On page 7, lines 15 and 25, change "applicant" to "producer"

AMENDMENT NO. 13

On page 13, line 19, after "except" insert the following:

"the Unfair Trade Practices provisions of Part XXVI of this Title provided intent is established that the health insurance issuer is committing or performing with such frequency such practices as to indicate a general business practice, any financial solvency enumerated in this Chapter, or"

AMENDMENT NO. 14

On page 14, line 12, after "person" insert comma (,) and insert "including a spouse or dependent."

AMENDMENT NO. 15

On page 14, line 13, after "coverage," insert the following:

"A dependent includes unmarried children under twenty-one years of age or, in the case of full-time students, unmarried children under the age of twenty-four, and unmarried grandchildren under twenty-one years of age in the legal custody of and residing with the grandparent or, in the case of full-time students, unmarried grandchildren under the age of twenty-four who are in the legal custody of and residing with the grandparent, except that the policy may provide for continuing coverage for any unmarried child or grandchild in the legal custody of and residing with the grandparent who is incapable of self-sustaining employment by reason of mental retardation or physical handicap, who became so incapable prior to attainment of age twenty-one, and any other person dependent upon the employee."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1989 by Representative Hebert

AMENDMENT NO. 1

In Senate Committee Amendment No. 13 proposed by the Senate Committee on Insurance and adopted by the Senate on June 5, 2003, on page 2, line 17, following "XXVI" and before "of" insert "of Chapter 1"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Crowe	Kenney	Strain
Curtis	LaFleur	Swilling
Damico	Lancaster	Thompson
Daniel	Landrieu	Toomy
Dartez	LeBlanc	Townsend
Devillier	Lucas	Triche
Diez	Martiny	Tucker
Downer	McDonald	Waddell
Downs	Montgomery	Walker
Durand	Morrell	Walsworth
Erdey	Morrish	Welch
Fannin	Murray	Winston
Farrar	Nevers	Wooton
Fauchoux	Odinet	Wright
Flavin	Perkins	

Total—98

NAYS

Total—0

ABSENT

Doerge	Katz	Smith, J.R.—30th
Hammett	Kennard	
Hutter	McVea	
Total—7		

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

HOUSE BILL NO. 1916—
BY REPRESENTATIVE DARTEZ

AN ACT

To amend and reenact R.S. 33:2333(B)(2)(a) and to repeal R.S. 33:2333(B)(3), relative to the disposition of stolen, seized, or relinquished property; to provide with respect to the disposition of noncontraband property; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1923—
BY REPRESENTATIVES HUDSON AND NEVERS

AN ACT

To enact R.S. 17:427.3, to provide for the Teach Louisiana First Program to reduce the shortage of certified teachers in certain schools; to provide for program purposes, eligibility criteria, incentive payments, reports, administration, and funding; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Reengrossed House Bill No. 1923 by Representative Hudson

AMENDMENT NO. 1

On page 1, line 10, after "A." insert "(1)"

AMENDMENT NO. 2

On page 1, line 15, after "Education" insert ", referred to in this Section as the "state board.""

AMENDMENT NO. 3

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

"(2)(a) The program shall provide for the payment, pursuant to a contract with the Louisiana Student Financial Assistance Commission, referred to in this Section as the "administering agency", of incentive pay to highly qualified teachers who are employed by city, parish, or other local public school boards, referred to in this Section as a "school board", selected by the state Department of Education, referred to in this Section as the "department", pursuant to standards established by the state board, all as provided in this Section.

(b) The state board shall by rule adopted pursuant to the Administrative Procedure Act and through the department:

(i) Establish the criteria for and identify the schools in which teachers eligible to receive incentives pursuant to this Section may be employed and designate the teaching positions within such schools that are critical to the school's improvement.

(ii) Determine the interest of the school board with jurisdiction over a school identified pursuant to Item (i) of this Subparagraph in participating in the program and provide such school board with all criteria and guidelines regarding the program.

(iii) Establish the criteria for identifying teachers eligible to receive incentives pursuant to this Section and criteria for selecting the most highly qualified among those eligible and seeking to participate.

(iv)(aa) Establish and execute a system of prioritization for the allocation of the authority to employ teachers eligible to be receive ncentives pursuant to this Section.

(bb) In determining such prioritization, the state board shall:

(aaa) Provide that one-third of the teachers employed who receive incentives pursuant to this Section are employed in failing schools and two-thirds are employed in rural schools that are not designated as failing, but which have academic deficiencies and are in disadvantaged areas.

(bbb) Seek to provide for the employment of such teachers in a sufficient number in a school to create improvement in student achievement through change in the culture of the school and/or the school system.

(v)(aa) Pursuant to the system of prioritization established pursuant to Item (iv) of this Subparagraph, select and notify participating school boards and specify the schools and the positions within the schools to be filled with teachers who shall receive incentives pursuant to this Section.

(bb) Provide for the reallocation of positions which remain unfilled by selected schools.

(vi) Provide for the certification of the qualification, employment, and continued contractual compliance of each teacher employed and receiving incentives pursuant to this Section.

(vii) Cooperatively establish and cause to be conducted a periodic evaluation of the program to measure its effectiveness in promoting the program purpose specified in this Section."

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AMENDMENT NO. 4

On page 2, delete lines 4 through 15, and insert the following:

"B. (1) To participate in the program, a teacher shall be employed by a school board to fill a position specified pursuant to this Section, sign an employment contract with the school board to teach in a selected school in a subject area in which the applicant is certified that has been designated as critical to the school's recovery by the state board, sign a program contract with the"

AMENDMENT NO. 5

On page 2, line 18, change "graduated from" to "completed" and change "nationally or regionally accredited" to "state approved"

AMENDMENT NO. 6

On page 2, line 20 change "state Department of" to "department" and on line 21, delete "Education"

AMENDMENT NO. 7

On page 2, line 23, change "state Department of" to "department" and on line 24, delete "Education"

AMENDMENT NO. 8

On page 3, at the end of line 2, delete "state" and on line 3, change "Department of Education" to "department"

AMENDMENT NO. 9

On page 3, line 7, after "shall" delete the remainder of the line and delete lines 8 through 10, and insert the following:

"meet all other requirements for certification and employment as a teacher in public schools required by law and the rules and regulations of the state board, comply with all"

AMENDMENT NO. 10

On page 3, line 11, after "contract" delete the remainder of the line and insert ", and comply with the"

AMENDMENT NO. 11

On page 3, line 15, change "participation of all" to "payment of incentives to each" and on line 16, after "eligible" change "applicants" to "teacher"

AMENDMENT NO. 12

On page 3, line 17, change "best" to "most highly"

AMENDMENT NO. 13

On page 3, line 18, change "best" to "most highly"

AMENDMENT NO. 14

On page 3, line 20, after "purpose" insert "pursuant to prioritization provided to the administering agency by the department"

AMENDMENT NO. 15

On page 3, between lines 20 and 21, insert the following:

"(4) To participate in a rural school with academic deficiencies in a disadvantaged area, a teacher shall be newly employed in the school system. To participate in a failing school, a teacher may be employed in the school system, but shall be newly assigned to the failing school."

AMENDMENT NO. 16

On page 3, line 21, after "Each" delete "eligible applicant" and insert "school board which employs a teacher"

AMENDMENT NO. 17

On page 3, line 23, after "contract with" change "a" to "the"

AMENDMENT NO. 18

On page 3, line 25, after "receive" change "an incentive" to "a" and after "dollars" insert "to be paid by the school board to such teacher"

AMENDMENT NO. 19

On page 4, line 2, change "participant" to "teacher" and change "selected for continuation" to "continued"

AMENDMENT NO. 20

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

"school is continued in the program as determined by the department, the school board which employs the teacher shall receive four thousand dollars or, upon the teacher"

AMENDMENT NO. 21

On page 4, line 7, after "year" insert the following:

"to be paid by the school board to such teacher as provided in this Section"

AMENDMENT NO. 22

On page 4, line 8, after "Each" delete "eligible applicant" and insert "school board which employs the teacher"

AMENDMENT NO. 23

On page 4, line 10, after "with" change "a" to "the"

AMENDMENT NO. 24

On page 4, line 12, after "receive" change "an incentive" to "a" and after "dollars" insert "to be paid by the school board to such teacher"

AMENDMENT NO. 25

On page 4, line 15, change "participant" to "teacher" and change "selected for continuation" to "continued"

AMENDMENT NO. 26

On page 4, delete line 17, and insert the following:

"school is continued in the program as determined by the department."

AMENDMENT NO. 27

On page 4, at the beginning of line 18, delete "agency," and insert "the school board which employs"

AMENDMENT NO. 28

On page 4, after line 25, insert the following:

"(4) Each participating school board shall provide the incentive pay to which a teacher is entitled pursuant to this Section in three payments. The first shall be paid at the beginning of the school year; the second at the conclusion of the first one-half of the school year; the third at the conclusion of the school year. Such payments may be included in the teacher's regular pay check that occurs at the designated time or may be paid in an additional and separate check. The exact time for the payments required by this Paragraph shall be determined by the employing school board provided such times generally meet the requirements of this Paragraph."

AMENDMENT NO. 29

On page 5, line 1, change "(4)" to "(5)"

AMENDMENT NO. 30

On page 5, line 10, change "applicant" to "teacher"

AMENDMENT NO. 31

On page 5, line 12, change "applicant" to "teacher"

AMENDMENT NO. 32

On page 5, line 18, after "year" insert the following:

"pursuant to notification by the employing school board to the department and the administering agency"

AMENDMENT NO. 33

On page 5, line 20, after "shall be" insert "prepared by the administering agency in consultation and cooperation with the department, shall be" and after "attorney general" insert a comma ","

AMENDMENT NO. 34

On page 5, at the end of line 22, change "applicant" to "teacher"

AMENDMENT NO. 35

On page 5, line 23, change "applicant" to "teacher"

AMENDMENT NO. 36

On page 5, line 25, change "applicant" to "teacher"

AMENDMENT NO. 37

On page 5, line 26, after "payment" change "was" to "is"

AMENDMENT NO. 38

On page 6, line 5, change "applicant's" to "teacher's"

AMENDMENT NO. 39

On page 6, line 13, after "E," insert "(1)"

AMENDMENT NO. 40

On page 6, line 16, after "program," insert "(2)"

AMENDMENT NO. 41

On page 6, line 18, change "(1)" to "(a)"

AMENDMENT NO. 42

On page 6, line 21, change "(2)" to "(b)" delete "and criteria" and after "boards" delete "in"

AMENDMENT NO. 43

On page 6, delete lines 22 through 25, and insert the following:

"participating in the program to receive incentive payments and provide needed information to the administering agency."

AMENDMENT NO. 44

On page 6, line 26, change "(4)" to "(c)" and after "recovering" delete the remainder of the line and insert "from school boards unused funding."

AMENDMENT NO. 45

On page 7, delete lines 1 and 2, and on line 3, change "(6)" to "(d)"

AMENDMENT NO. 46

On page 7, at the end of line 4, delete "program" and at the beginning of line 5, change "participants" to "teachers"

AMENDMENT NO. 47

On page 7, line 6, change "(7)" to "(e)"

AMENDMENT NO. 48

On page 7, line 7, after "annually" delete the remainder of the line and on line 8, delete "allocations may be made."

AMENDMENT NO. 49

On page 7, delete lines 9 through 13, and insert the following:

"set by the state board.

(f) Guidelines for the submission, including deadlines, of information as required for administration of the program."

AMENDMENT NO. 50

On page 7, line 14, change "(9)" to "(g)"

AMENDMENT NO. 51

On page 7, line 15, change "program participants" to "participating schools"

AMENDMENT NO. 52

On page 7, line 16, change "(10)" to "(h)"

AMENDMENT NO. 53

On page 7, line 17, after "when" delete the remainder of the line and insert "either the teacher, the school, or the school board"

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AMENDMENT NO. 54

On page 7, at the beginning of line 18, delete "participant" and after "contracts" insert "or the requirements of the program"

AMENDMENT NO. 55

On page 7, line 19, change "(11)" to "(i)"

AMENDMENT NO. 56

On page 8, delete lines 1 through 21, and insert the following:

"G.(1) The state board, the department, and the participating school boards shall provide information to the commission at times required by the commission as needed to administer the program."

AMENDMENT NO. 57

On page 8, line 22, change "State Board of" to "state board"

AMENDMENT NO. 58

On page 8, line 23, delete "Elementary and Secondary Education"

AMENDMENT NO. 59

On page 8, line 26, change "test score" to "achievement" and change "achieved" to "made"

AMENDMENT NO. 60

On page 9, line 1, after "program" insert a comma " , "

AMENDMENT NO. 61

On page 9, line 2, after "whether" insert "improvements have been made in the culture of the school and/or the school system as a result of the program, and whether"

AMENDMENT NO. 62

On page 9, line 4, after "position" delete the remainder of the line

AMENDMENT NO. 63

On page 9, line 5, delete "commission" and after "fill" change "a" to "the specified"

AMENDMENT NO. 64

On page 9, line 6, after "position" delete the remainder of the line

AMENDMENT NO. 65

On page 9, line 7, delete "Section" and after "been" delete the remainder of the line and insert "selected to participate."

AMENDMENT NO. 66

On page 9, delete lines 8 through 11

AMENDMENT NO. 67

On page 9, line 14, change "a program position allocation" to "participation"

AMENDMENT NO. 68

On page 9, line 15, after "return" change "the allocation" to "any allocated money"

AMENDMENT NO. 69

On page 9, line 17, delete "allocated"

AMENDMENT NO. 70

On page 9, line 19, after "If" delete "the commission renews"

AMENDMENT NO. 71

On page 9, line 20, change "position allocation" to "positions are continued"

AMENDMENT NO. 72

On page 9, line 21, after "incumbent" change "of a renewed" to "in the"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1923 by Representative Hudson

AMENDMENT NO. 1

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Education and adopted by the Senate on June 12, 2003, on page 1, line 30, delete "be"; and on line 33, change "(aaa)" to "(I)"; and on line 38, change "(bbb)" to "(II)"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Peychaud
Alario	Futrell	Pierre
Alexander	Gallot	Pinac
Ansardi	Glover	Pitre
Arnold	Green	Powell
Baldone	Guillory	Quezaire
Baudoin	Hammett	Richmond
Baylor	Heaton	Romero
Bead	Hebert	Salter
Bowler	Hill	Scalise
Broome	Honey	Schneider
Bruce	Hopkins	Schwegmann
Bruneau	Hudson	Shaw
Capella	Hunter	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	Lancaster	Swilling
Daniel	Landrieu	Thompson
Dartez	LeBlanc	Toomy
Devillier	Lucas	Townsend
Diez	Martiny	Triche
Downer	McDonald	Tucker
Downs	McVea	Waddell

Durand	Montgomery	Walker
Erdey	Morrell	Walsworth
Fannin	Morrish	Welch
Farrar	Murray	Winston
Faucheux	Nevers	Wright
Flavin	Odinet	
Frith	Perkins	
Total—100		

NAYS

Total—0

ABSENT

Doerge	Kennard	Wooton
Hutter	LaFleur	
Total—5		

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

HOUSE BILL NO. 1987—
BY REPRESENTATIVE SCALISE
AN ACT

To amend and reenact R.S. 15:831(A) and to enact R.S. 15:831(D), 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.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini to Reengrossed House Bill No. 1987 by Representative Scalise

AMENDMENT NO. 1

On page 2, line 14, after "murder" insert "or the crime of aggravated rape"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Bajoie to Reengrossed House Bill No. 1987 by Representative Scalise

AMENDMENT NO. 1

On page 2, at the end of line 7, insert the following:

"However, nothing in this Section shall prohibit an inmate from donating his vital organs for transplant purposes."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Psychaud
Alario	Gallot	Pierre
Alexander	Glover	Pinac
Ansardi	Green	Pitre
Arnold	Guillory	Powell

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, R	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Smith, J.R.—30th
Crowe	Johns	Sneed
Curtis	Katz	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Downer	Lucas	Triche
Downs	Martiny	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walsworth
Fannin	Montgomery	Welch
Farrar	Morrell	Winston
Faucheux	Murray	Wooton
Flavin	Nevers	Wright
Frith	Odinet	
Fruge	Perkins	
Total—100		

NAYS

Total—0

ABSENT

Carter, K	Kennard	Walker
Doerge	Morrish	
Total—5		

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

HOUSE BILL NO. 2002—
BY REPRESENTATIVE PITRE
AN ACT

To enact R.S. 45:858, relative to carriers; to provide that an owner of goods, products, or commodities is not automatically an offeror; to provide for definitions; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Engrossed House Bill No. 2002 by Representative Pitre

AMENDMENT NO. 1

On page 1, line 2, change "45:858" to "45:164(E) and 858"

AMENDMENT NO. 2

On page 1, line 2, after "carriers;" insert the following:

" to provide relative to movers of household goods; to require all movers of household goods to comply with certain requirements;"

AMENDMENT NO. 3

On page 1, line 7, change "45:858 is" to "45:164(E) and 858 are"

AMENDMENT NO. 4

On page 1, between lines 7 and 8, insert the following:

"§164. Common carrier's certificate; contract carrier's permit

* * *

E.(1) All movers of household goods shall be required to apply for and secure a registration permit from the Louisiana Public Service Commission, shall secure and maintain the insurance policies required by the Louisiana Public Service Commission for movers of household goods, shall comply with all other requirements of the Louisiana Public Service Commission, shall carry motor truck cargo carriers insurance of at least fifty thousand dollars per truck and one hundred thousand dollars per catastrophe, shall secure and maintain workers' compensation insurance, and shall file a surety bond by a qualified surety company with the Louisiana Public Service Commission in the amount of five thousand dollars, prior to engaging in any activities related to moving household goods.

(2)(a) Any carrier providing the intrastate transportation of household goods shall maintain a permanent establishment in the state. A permanent establishment shall mean a fixed place of business through which the business of the carrier is wholly or partly carried on. The place of business shall be a particular building or physical location used by the carrier for the conduct of its business, and it shall be foreseeable that the carrier's use of this building or other physical location shall be more than temporary. The permanent establishment may include a place of management, a branch, an office, or a terminal. The permanent establishment may be operated by an employee of the carrier or an agent of the carrier provided that the agent has and habitually exercises the authority to conclude transportation contracts in the name of the carrier.

(b) The carrier shall register the address and telephone number of its permanent establishment with the secretary of state and the Public Service Commission. Service of process with respect to all civil, criminal, or administrative proceedings brought before any court or administrative agency located in the state may be served on the carrier at its permanent establishment by any means provided by the applicable rules or procedure for that court or agency providing service of process.

(c) Should the carrier cease to maintain a permanent establishment in the state, its right to conduct business in the state shall be immediately suspended.

(3) The Louisiana Public Service Commission shall adopt and promulgate rules and regulations necessary to the proper implementation and administration of this Subsection, subject to the oversight of the standing committees on transportation, highways and public works of the Senate and the House of Representatives pursuant to the Administrative Procedure Act. The provisions of this Section shall apply only when the contract for moving household goods exceeds two hundred fifty dollars.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Smith to Engrossed House Bill No. 2002 by Representative Pitre

AMENDMENT NO. 1

On page 1, line 2, change "enact R.S. 45:858," to "amend and reenact R.S. 32:386(D) and to enact R.S. 32:386(L) and 1305(H) and (I), and R.S. 45:858," and between "carriers;" and "to" insert the following:

"to provide for weight limits on vehicles transporting forest products; to provide for a safety inspection program for vehicles which transport forest products; to provide for a safety inspection program for certain vehicles transporting general freight and commodities;"

AMENDMENT NO. 2

On page 1, between lines 6 and 7, insert the following:

"Section 1. R.S. 32:386(D) is hereby amended and reenacted and R.S. 32:386(L) and 1305(H) and (I) are hereby enacted to read as follows:

§386. Weight

* * *

D. The total gross weight of any tandem axle or tandem steering axle attached to any vehicle and equipped with low pressure pneumatic tires shall not exceed thirty-four thousand pounds. However on any vehicle carrying forest products in their natural state, the weight limitation shall be thirty-seven thousand pounds per tandem axle and equipped with low pressure pneumatic tires except on the interstate system.

* * *

(L) Notwithstanding any other provision of law to the contrary, the only limitation on any vehicle transporting forest products in their natural state shall be that the total gross weight shall not exceed eighty-six thousand six hundred pounds regardless of the total gross weight of any tandem axle or tandem steering axle.

* * *

§1305. Appointment of official inspection stations

* * *

H. The department shall provide for a safety inspection program for the purpose of inspecting and certifying vehicles which transport forest products in their natural state in compliance with the Federal Motor Carrier Safety Regulations. The program shall include a mobile unit which will function as an official inspection station and which will conduct safety inspections, on a voluntary basis, at or near sawmills, chip mills, and paper mills in the state. The secretary shall adopt and promulgate rules and regulations in accordance with the Administrative Procedure Act necessary to implement the provisions of this Subsection.

I. The department shall provide for a safety inspection program for the purpose of inspecting and certifying vehicles that transport general freight and commodities in compliance with the Federal Motor Carrier Safety Regulations. The program shall include a mobile unit that will function as an official inspection station and which will conduct motor carrier safety inspections, on a voluntary basis, at the permanent weight scales in the state. The secretary shall adopt and promulgate rules and regulations in accordance with the Administrative Procedure Act necessary to implement the provisions of this Subsection."

AMENDMENT NO. 3

On page 1, line 7, change "Section 1." to "Section 2."

AMENDMENT NO. 4

On page 2, line 11, change "Section 2." to "Section 3."

AMENDMENT NO. 5

On page 2, line 13, change "Section 3." to "Section 4."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Psychaud
Alario	Futrell	Pierre
Alexander	Gallot	Pinac
Ansardi	Glover	Pitre
Arnold	Green	Powell
Baldone	Guillory	Quezairé
Baudoin	Hammett	Richmond
Baylor	Heaton	Romero
Beard	Hebert	Salter
Bowler	Hill	Scalise
Broome	Honey	Schneider
Bruce	Hopkins	Schwegmann
Bruneau	Hudson	Shaw
Capella	Hunter	Smith, G.—56th
Carter, K	Hutter	Smith, J.D.—50th
Carter, R	Iles	Smith, J.H.—8th
Cazayoux	Jackson, L	Smith, J.R.—30th
Crane	Jackson, M	Sneed
Crowe	Johns	Stelly
Damico	Katz	Strain
Daniel	Kenney	Swilling
Devillier	Landrieu	Thompson
Diez	LeBlanc	Toomy
Downer	Martiny	Triche
Downs	McDonald	Tucker
Durand	McVea	Waddell
Erdey	Montgomery	Walker
Fannin	Morrell	Walsworth
Farrar	Murray	Welch
Faucheux	Nevers	Winston
Flavin	Odinet	Wooton
Frith	Perkins	Wright
Total—96		

NAYS

Townsend
Total—1

ABSENT

Curtis	Kennard	Lucas
Dartez	LaFleur	Morrish
Doerge	Lancaster	
Total—8		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 2004 (Substitute for House Bill No. 386 by Representative Crowe)—
BY REPRESENTATIVE CROWE
AN ACT

To enact R.S. 22:10, relative to life insurance policies; to provide for a central database; to provide for a search for policies; to provide for the Department of Insurance; to provide for procedures; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Engrossed House Bill No. 2004 by Representative Crowe

AMENDMENT NO. 1

On page 1, line 12, delete "person" and insert in lieu thereof "member of the immediate family of a decedent"

AMENDMENT NO. 2

On page 1, line 13, after "covering" change "a" to "the"

AMENDMENT NO. 3

On page 1, line 14, after "Section" insert a comma "," and insert "provided the decedent was a resident or former resident of this state"

AMENDMENT NO. 4

On page 1, line 15, change "must" to "shall"

AMENDMENT NO. 5

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

"The right to file a written request for a search pursuant to this Section may not be assigned."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Thomas to Engrossed House Bill No. 2004 by Representative Crowe

AMENDMENT NO. 1

On page 1, line 2, after "22:10" insert the following: "and amend and reenact R.S. 22:1138.1(A)(2)"

AMENDMENT NO. 2

On page 1, line 7, after "enacted" insert "and R.S. 22:1138.1(A)(2) is amended and reenacted"

AMENDMENT NO. 3

On page 2, after line 10, insert the following:

"§1138.1. Specialty limited lines credit insurance

(2) No producer shall sell, solicit, or negotiate credit life, credit health and accident, or credit property and casualty insurance pursuant to a specialty limited lines credit insurance producer license other than (i) in connection with retail sales transactions not

exceeding ten thousand dollars per retail sales transaction; or (ii) in connection with retail sales wherein the transaction exceeds ten thousand dollars as provided in rules and regulations promulgated by the commissioner of insurance.

* * *

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinot
Alario	Fruge	Perkins
Alexander	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	Iles	Smith, J.D.—50th
Crane	Jackson, M	Sneed
Crowe	Johns	Stelly
Curtis	Katz	Strain
Damico	Kenney	Swilling
Daniel	LaFleur	Thompson
Dartez	Lancaster	Toomy
Devillier	Landrieu	Townsend
Diez	LeBlanc	Triche
Downer	Lucas	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Walsworth
Fannin	Morrill	Welch
Farrar	Morrish	Winston
Fauchoux	Murray	Wooton
Flavin	Nevers	Wright
Total—96		

NAYS

Total—0

ABSENT

Ansardi	Jackson, L	Richmond
Doerge	Kennard	Smith, J.H.—8th
Hutter	Martiny	Smith, J.R.—30th
Total—9		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

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

AN ACT

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

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Engrossed House Bill No. 2010 by Representative Murray

AMENDMENT NO. 1

On page 1, line 8 after "provides" delete "custodial" and insert "residential"

AMENDMENT NO. 2

On page 1, line 15, between "until" and "the" insert "the operation of the facility is transferred to another person or entity or"

AMENDMENT NO. 3

On page 1, delete lines 16, 17, and 18 and insert "assist residents with the self administration of oral prescription medication, in accordance with the resident's medical needs and orders of an authorized prescriber provided that the facility maintains documentation of training of certain home staff regarding resident specific medications and abides by the services plan and regulations of the home, approved by a medical doctor;"

AMENDMENT NO. 4

On page 2, delete lines 1 and 2 and insert "provide consent to manifestly"

AMENDMENT NO. 5

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

"Section 3. For the purposes of this Act, assistance with self-administration of medications shall mean any of the following:

(1) The resident is reminded to take his medication.

(2) The resident is made aware of the medication regimen, as indicated on the container, which may be read to the resident and the dosage of the medication, according to the container label, may be checked by staff.

(3) Resident is physically assisted in pouring or otherwise taking or receiving medications, including having a staff member open the medicine container.

Section 4. At the request of the Department of Social Services, the Louisiana State Board of Nursing shall conduct an audit, relative to the administration of medications, of any residential care facility that falls under this Act to insure that such facility is in compliance with the provisions of this Act and shall issue a report to the Department of Social Services."

AMENDMENT NO. 6

On page 2, line 10, after "Section" delete "3" and insert "5"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Reengrossed House Bill No. 2010 by Representative Murray

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 3 proposed by Senate Committee on Health and Welfare and adopted by the Senate on June 12, 2003.

AMENDMENT NO. 2

On page 1, delete lines 16, 17, and 18 and insert "assist residents with the self administration of oral, inhalant, topical applications, suppository, eye and ear drops, prescription and non-prescription medication, in accordance with the resident's medical needs and orders of an authorized prescriber provided that the facility maintains documentation of training of certain home staff regarding resident specific medications and abides by the services plan and regulations of the home, approved by a medical doctor;"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Perkins
Alario	Fruge	Peychaud
Alexander	Futrell	Pierre
Ansardi	Gallot	Pinac
Arnold	Glover	Pitre
Baldone	Green	Powell
Baudoin	Guillory	Quezairé
Baylor	Hammett	Richmond
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	Iles	Smith, J.H.—8th
Cazayoux	Jackson, L	Smith, J.R.—30th
Crane	Jackson, M	Sneed
Crowe	Johns	Stelly
Curtis	Katz	Strain
Damico	Kenney	Swilling
Daniel	LaFleur	Thompson
Dartez	Lancaster	Toomy
Devillier	LeBlanc	Townsend
Diez	Lucas	Triche
Downer	McDonald	Tucker
Downs	McVea	Waddell
Durand	Montgomery	Walker
Erdey	Morrell	Walsworth
Fannin	Morrish	Welch
Farrar	Murray	Winston
Fauchoux	Nevers	Wright
Flavin	Odinot	
Total—98		

NAYS

Total—0

ABSENT

Doerge	Landrieu	Wooton
Hutter	Martiny	
Kennard	Romero	
Total—7		

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

HOUSE BILL NO. 2015 (Substitute for House Bill No. 993 by Representative LaFleur)—
BY REPRESENTATIVES LAFLEUR, CAZAYOUX, HUTTER, AND SCALISE

AN ACT

To enact Chapter 19-C of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1741 through 1741.3, relative to telecommunications; to provide relative to unsolicited commercial electronic mail advertisements; to provide for definitions; to prohibit certain activities; to require certain disclosures and the maintenance of certain electronic mail addresses; to provide relative to electronic mail addresses provided by an employer; to provide for civil actions and damages; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 2015 by Representative LaFleur

AMENDMENT NO. 1

On page 5, between lines 17 and 18 insert the following:

"(2) Maintain a functioning website at which a recipient may request his removal from the sender's mailing list."

AMENDMENT NO. 2

On page 5, line 18 change "(2)" to "(3)"

AMENDMENT NO. 3

On page 6, line 1 change "(3)" to "(4)"

AMENDMENT NO. 4

On page 6, line 3 change "(4)" to "(5)"

AMENDMENT NO. 5

On page 6, line 24 change "ten" to "twenty-one"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 2015 by Representative LaFleur

AMENDMENT NO. 1

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on June 12, 2003, on line 6, at the end of the line insert ", and on page 6, line 23, change "51:1741.1(2)" to "51:1741.1(3)""

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Michot to Reengrossed House Bill No. 2015 by Representative LaFleur

AMENDMENT NO. 1

On page 7, line 1 after "electronic" delete "or written"

AMENDMENT NO. 2

On page 7, line 19 at the end of the line after "other electronic" delete "or" and at the beginning of line 20 delete "written"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Pinac
Alario	Futrell	Pitre
Alexander	Gallot	Powell
Ansardi	Glover	Quezaire
Baldone	Green	Richmond
Baudoin	Guillory	Romero
Baylor	Heaton	Salter
Beard	Hebert	Scalise
Bowler	Hill	Schneider
Broome	Honey	Schwegmann
Bruce	Hopkins	Shaw
Bruneau	Hudson	Smith, G.—56th
Capella	Hunter	Smith, J.D.—50th
Carter, R	Iles	Smith, J.H.—8th
Cazayoux	Jackson, L	Sneed
Crane	Jackson, M	Stelly
Crowe	Johns	Strain
Curtis	Kenney	Swilling
Damico	LaFleur	Thompson
Daniel	Lancaster	Toomy
Dartez	Landrieu	Townsend
Devillier	LeBlanc	Triche
Diez	McDonald	Tucker
Downer	McVea	Waddell
Downs	Montgomery	Walker
Durand	Morrell	Walsworth
Erdey	Morrish	Welch
Fannin	Murray	Winston
Farrar	Nevers	Wooton
Faucheux	Odinet	Wright
Flavin	Peychaud	
Frith	Pierre	
Total—94		

NAYS

Perkins
Total—1

ABSENT

Arnold	Hutter	Martiny
Carter, K	Katz	Smith, J.R.—30th
Doerge	Kennard	
Hammett	Lucas	
Total—10		

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

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 2398, 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 provide for the use of revenue collected from the sale of reclaimed water; to create a drought-proof supply of water for industry; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Environmental Quality to Reengrossed House Bill No. 2016 by Representative Beard

AMENDMENT NO. 1

On page 4, line 9, after "golf courses" insert "built and completed on and after August 15, 2003"

AMENDMENT NO. 2

On page 4, line 13, after "purposes" insert "or to irrigate the grassy areas of golf courses built and completed before August 15, 2003."

AMENDMENT NO. 3

On page 5, line 18, after "gallon" insert "including the cost of piping or transporting the reclaimed water, that"

AMENDMENT NO. 4

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

"Section 2. The Department of Environmental Quality shall report to the Senate Committee on Environmental Quality and the House Committee on the Environment prior to the 2004 Regular Session of the legislature on the utilization of reclaimed water."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 2016 by Representative Beard

AMENDMENT NO. 1

On page 3, line 20, change "30:2398" to "30:2396"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hoyt to Reengrossed House Bill No. 2016 by Representative Beard

AMENDMENT NO. 1

On page 4, line 8, after "grassy" and before "areas" insert "non-developed"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fontenot to Reengrossed House Bill No. 2016 by Representative Beard

AMENDMENT NO. 1

On page 1 lined 3 change "2398" to "2399"

AMENDMENT NO. 2

On page 1, line 11 change "2398" to "2399"

AMENDMENT NO. 3

On page 6, below line 15, insert the following:

"§2399. Design of Reclaimed Water System

A. Reclaimed water systems shall be designed with the goal of preventing the contamination of potable water.

B. All transmission and distribution piping for a reclaimed water system shall comply with the requirements of Part XII (Water Supply) and Part XIV (Plumbing) of the Louisiana State Sanitary Code relative to color-coding, non-potable water identification, complete separation from potable water systems, separation distances from potable water piping when run in parallel, separation distance requirements when crossing potable water line, and such other necessary items."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—92

NAYS

Total—0

ABSENT

Carter, R	Hutter	Peychaud
Daniel	Katz	Richmond
Devillier	Kennard	Tucker
Doerge	Lancaster	
Gallot	Montgomery	
Total—13		

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

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.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Environmental Quality to Reengrossed House Bill No. 2022 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 14, after "A." insert "(1)"

AMENDMENT NO. 2

On page 2, delete lines 4 through 7 in their entirety and insert the following:

(2) That in accordance with this mandate, the legislature has created the Department of Environmental Quality and the Department of Natural Resources, which are invested with authority over the natural resources of the state within their respective areas of authority.

(3) That in order to protect the usable ground waters of the state consistent with the health, safety, and welfare of the people, the respective authorities of the Department of Environmental Quality and Department of Natural Resources over the remediation of contamination or to prevent any threatened contamination of the sources of usable ground water is hereby confirmed.

AMENDMENT NO. 3

On page 2, line 8, delete "(2) Upon" and insert "B. Notwithstanding any law to the contrary, upon"

AMENDMENT NO. 4

On page 2, delete lines 11 and 12 in their entirety and insert the following:

“pollution that is alleged to impact or threaten usable ground water, the party”

AMENDMENT NO. 5

On page 2, delete lines 19 and 20 in their entirety and insert the following:

“pollution that is alleged to impact or threaten usable ground water, the”

AMENDMENT NO. 6

On page 3, line 5, after “exists” delete the remainder of the line, and on line 6, delete “contamination of usable ground water exists”

AMENDMENT NO. 7

On page 3, line 7, after “required” insert “to protect usable ground water”

AMENDMENT NO. 8

On page 4, delete lines 3 through 14 in their entirety and insert the following:

(4) No plan shall be adopted by the court without consideration of considerable input by 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 groundwater 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 groundwater consistent with the health, safety, and welfare of the people. To the extent the judgment requires the evaluation or remediation to protect usable groundwater, 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 by the Department of Natural Resources or the Department of Environmental Quality.

AMENDMENT NO. 9

On page 4, line 19, after “pollution”, delete the remainder of the line and delete lines 20 and 21 in their entirety and insert the following:

“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 5, line 24, after “and” delete remainder of the line and insert the following:

“attorney fees, based on quantum meruit and attributable to producing that portion of the evidence that directly relates to claims of contamination that impacts or threatens to impact usable ground water.”

AMENDMENT NO. 11

On page 5, line 25, after “(2)”, delete “To the extent that” and insert “In any civil action in which”

AMENDMENT NO. 12

On page 6, line 2, delete “pursuant” and delete lines 3 through 5 in their entirety and insert in the following:

“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 fees, based on quantum meruit.”

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Reengrossed House Bill No. 2022 by Representative Daniel

AMENDMENT NO. 1

Delete Senate Committee Amendments 1, 2, 4, 8, 9, 10, & 12.

AMENDMENT NO. 2

On page 2, delete lines 4 through 7 in their entirety.

AMENDMENT NO. 3

On page 2, line 8, after “pleading” delete “, or” and insert “by any plaintiff in the principal demand, or his”

AMENDMENT NO. 4

On page 2, delete lines 11 and 12 in their entirety and insert the following:

“pollution that is alleged to impact or threaten usable ground water, such plaintiff”

AMENDMENT NO. 5

On page 2, line 13, delete “or parties”

AMENDMENT NO. 6

On page 2, line 25, after “Procedure.” insert the following:

“Such department shall not have the right to independently assert a plea for damages to usable ground water beyond that stated by the plaintiff in the principal demand. However, nothing in this Section shall diminish the authority of the departments from independently bringing any civil or administrative enforcement action.

AMENDMENT NO. 7

On page 3, line 10, after “court” delete “shall also”

AMENDMENT NO. 8

On page 3, line 24, delete “source of”

AMENDMENT NO. 9

On page 4, delete lines 3 through 14 in their entirety and insert the following:

“(4) No plan shall be adopted by the court without the court having provided the Department of Natural Resources or the

Department of Environmental Quality an opportunity to provide input into the formulation of the plan and without the court having given consideration to any input provided by the departments.

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 usable 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. The court shall order the Department of Natural Resources or the Department of Environmental Quality to respond to any plan submitted within sixty days from the date of submission. No plan shall be adopted by the court without the court having provided the Department of Natural Resources or the Department of Environmental Quality an opportunity to provide input into the formulation of the plan and without the court having given consideration to any input provided by the departments."

AMENDMENT NO. 10

On page 4, line 17, after "payments" delete "awarded," and on line 18, after "interest thereon," insert "awarded"

AMENDMENT NO. 11

On page 4, line 19, after "pollution" delete the remainder of the line and delete lines 20 and 21 in their entirety and insert the following:

"that impacts or threatens to impact usable ground water shall be paid exclusively into the registry of the court as provided in this Section."

AMENDMENT NO. 12

On page 5, line 24, after "attorney fees" insert "attributable to producing that portion of evidence that directly relates to the claims of contamination or pollution that impacts or threatens, to impact usable ground water."

AMENDMENT NO. 13

On page 6, line 2, delete "pursuant" and on line 3, delete "to Subsections C and D of this Section"

AMENDMENT NO. 14

On page 6, line 11, after "appeal. The" insert "review or"

AMENDMENT NO. 15

On page 6, delete lines 14 through 25 in their entirety and insert the following:

"H. The provisions of this Section are intended to ensure evaluation and remediation of usable ground water. When the court does not find contamination or pollution or a threat of contamination or pollution to usable ground water the court may dismiss the Department of Natural Resources and the Department of Environmental Quality from the litigation."

AMENDMENT NO. 16

On page 7, line 12, delete "a written" and insert "an expressed or implied"

AMENDMENT NO. 17

On page 7, delete lines 14 through 22 in their entirety and on line 23 change "K" to "J"

AMENDMENT NO. 18

On page 8, line 7, change "L" to "K"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Curtis	Kennard	Tucker
Doerge	Swilling	
Total—5		

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

HOUSE BILL NO. 2025 (Substitute for House Bill No. 112 by Representative Guillory)—
BY REPRESENTATIVE GUILLORY

AN ACT

To enact R.S. 33:1236.23, relative to naming a senior citizens' services administrative building; to authorize the governing authority of certain parishes to name a senior citizens' services administrative building in honor of a living public officer of the parish; to provide limitations; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Engrossed House Bill No. 2025 by Representative Guillory

AMENDMENT NO. 1

On page 2, line 2, after "named by" delete the remainder of the line and insert "August 1, 2004."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Odinot
Alario	Gallot	Perkins
Alexander	Glover	Peychaud
Ansardi	Green	Pierre
Arnold	Guillory	Pinac
Baldone	Hammett	Pitre
Baudoin	Heaton	Powell
Baylor	Hill	Quezaire
Beard	Honey	Romero
Bowler	Hopkins	Salter
Broome	Hudson	Scalise
Bruce	Hunter	Schneider
Bruneau	Hutter	Schwegmann
Capella	Iles	Shaw
Carter, K	Jackson, L	Smith, G.—56th
Cazayoux	Jackson, M	Smith, J.D.—50th
Crane	Johns	Smith, J.H.—8th
Crowe	Katz	Smith, J.R.—30th
Curtis	Kenney	Stelly
Damico	LaFleur	Strain
Daniel	Lancaster	Swilling
Devillier	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	Wooton
Fruge	Nevers	Wright
Total—96		

NAYS

Total—0

ABSENT

Carter, R	Doerge	Richmond
Dartez	Hebert	Sneed
Diez	Kennard	Winston
Total—9		

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

HOUSE BILL NO. 2027 (Substitute for House Bill No. 466 by Representative Martiny)—
BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 27:317 and to enact R.S. 27:302.1, relative to the Video Draw Poker Devices Control Law; to provide that certain parts for video draw poker devices can be purchased from sources other than licensed manufacturers and distributors; to delete residence and domicile requirements for certain licensees; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Martiny, the bill was returned to the 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.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 2030 by Representative Powell

AMENDMENT NO. 1

On page 2, line 21, change "the Ward Seven of" to "the city limits of the city of Hammond, including all land subsequently annexed thereto."

AMENDMENT NO. 2

On page 2, delete lines 22 through 25 in their entirety

AMENDMENT NO. 3

On page 4, line 1, after "person." delete the remainder of the line

AMENDMENT NO. 4

On page 4, delete line 2

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 2030 by Representative Powell

AMENDMENT NO. 1

On page 17, line 3, following "Minority" insert "and Women's"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Perkins
Alario	Futrell	Peychaud
Alexander	Gallot	Pierre
Ansardi	Glover	Pinac
Arnold	Green	Pitre
Baldone	Guillory	Powell
Baudoin	Hammett	Quezaire
Baylor	Heaton	Romero
Beard	Hebert	Salter
Bowler	Hill	Scalise
Broome	Honey	Schneider
Bruce	Hopkins	Schwegmann
Bruneau	Hudson	Shaw
Capella	Hunter	Smith, G.—56th
Carter, K	Hutter	Smith, J.D.—50th
Carter, R	Iles	Smith, J.H.—8th
Cazayoux	Jackson, L	Smith, J.R.—30th
Crane	Jackson, M	Sneed
Crowe	Johns	Stelly
Curtis	Katz	Strain
Damico	Kenney	Swilling
Daniel	LaFleur	Thompson
Dartez	Lancaster	Toomy
Devallier	Landrieu	Townsend
Diez	LeBlanc	Triche
Downer	Lucas	Tucker
Downs	Martiny	Waddell
Durand	McDonald	Walker
Erdey	McVea	Walsworth
Fannin	Montgomery	Welch
Farrar	Morrell	Winston
Faucheux	Murray	Wooton
Flavin	Nevers	Wright
Frith	Odinet	
Total—101		

NAYS

Total—0

ABSENT

Doerge	Morrish
Kennard	Richmond
Total—4	

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

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.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 1884 by Representative Hebert

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 9:4753" insert " and to enact "R.S. 9:2781.2"

AMENDMENT NO. 2

On page 1, line 4, after "lien;" insert "to provide for enforcement and collection of fees due a certified real estate appraiser; to provide for a privilege on certain immovable property; to provide for recordation of notice of privilege; to provide for ranking of the privilege;"

AMENDMENT NO. 3

On page 1, between lines 6 and 7, insert the following:

"Section 1. R.S. 9:2781.2 is hereby enacted to read as follows:

§2781.2. Real estate appraiser privilege on commercial real estate; definition; recordation; ranking

A. A special privilege affecting the interest of the person with whom he has contracted is hereby granted to a state-certified real estate appraiser as defined in R.S. 37:3392 for the amount of his fee on all real estate on which he performs an appraisal pursuant to a written agreement between the appraiser asserting the privilege and a person having legal capacity to transfer the real estate or a person having valid title to the real estate as owner.

B. Valid recorded privileges and all mortgages, whether recorded prior or subsequent to, shall have priority over an appraiser's privilege, including but not limited to:

(1) Valid materialman's or laborer's liens which are recorded subsequent to the appraiser's privilege but which relate back to a date prior to its recordation.

(2) All mortgages, whether to secure revolving credit, future advances, construction loans, including all renewals thereof, even if the renewals are evidenced by an entirely new mortgage and the old mortgage is canceled.

(3) All vendor's liens.

C.(1) A notice of appraiser privilege shall be filed at least five days prior to the sale in the parish in which the real estate is located. Such notice shall also be given to the purchaser by certified mail at least five days prior to the sale.

(2) The person claiming a privilege shall commence proceedings by filing a complaint within one year after the filing of the notice. The failure to do so shall extinguish the lien. No subsequent notice shall be given for the same claim, nor shall that claim be asserted in any proceeding under this Section.

(3) A complaint may be withdrawn by the mutual consent of the person claiming the privilege and any other party or parties to the written agreement specified in Subsection A of this Section.

(4) The privilege may be released by the posting of a bond or other assets with the court sufficient in value to cover the full value of the claim. This escrowed amount shall be disbursed by the court upon the finality of a judicial decision and in a manner consistent with the decision.

D. As used in this Section, "real estate" means real estate as defined in R.S. 37:1431(6)."

AMENDMENT NO. 4

On page 1, line 7, change "Section 1." to "Section 2."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Curtis	Kennard	Morrish
Doerge	LeBlanc	
Total—5		

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

HOUSE BILL NO. 515—

BY REPRESENTATIVE PINAC

AN ACT

To enact R.S. 14:331.1 and to repeal Part XV of Chapter 2 of Code Title XII of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, comprised of R.S. 9:3573.1 through 3573.16, relative to credit repair services; to prohibit the business of credit repair services in the state; to provide for exceptions; to provide for penalties for violations; to provide relative to the Office of Financial Institutions; to repeal licensing and regulatory requirements; and to provide for related matters.

Called from the calendar.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 515 by Representative Pinac

AMENDMENT NO. 1

On page 1, delete lines 2 through 9 and insert the following:

"To amend and reenact R.S. 9:3573.1, 3573.2(A)(4) and (B)(2), 3573.4(A) and (B), 3573.9, 3573.10(C), 3573.11, and 3573.14, and to enact R.S. 9:3573.2-A, 3573.3(7),(8), (9), (10), and (11), 3573.4(G), and 3573.17, and to repeal 9:3573.5(D) and (E), relative to credit repair services; to provide for legislative purpose, to provide for licensure; to provide for fees; to provide for prohibited conduct; to provide for filing of bond or trust accounts; to provide for the powers of the commissioner; to provide for actions for damages; to provide for penalties; to provide for electronic publication; to provide for notification; and to provide for related matters."

AMENDMENT NO. 2

On page 1, delete lines 10 through 15 and insert the following:

"Section 1. R.S. 9:3573.1, 3573.2(A)(4) and (B)(2), 3573.4(A) and (B), 3573.9, 3573.10(C), 3573.11, and 3573.14 are hereby amended and reenacted and R.S. 9:3573.2-A, 3573.3(7),(8),(9), (10), and (11), 3573.4(G), and 3573.17 are hereby enacted to read as follows:

§3573.1. Short title: Purpose

A. This Part shall be known and may be cited as the "Credit Repair Services Organizations Act".

B. The Legislature of Louisiana does hereby declare that it is in the best interest of the citizens of the state to protect consumers in their efforts to improve their credit record, history, and rating. The

purpose of this Part is to promote the safety and welfare of the people of this state by providing for regulatory oversight in an area in which unqualified or unscrupulous individuals may injure or mislead the public.

§3573.2. Definitions; exemptions

A. As used in this Part, the following terms shall have the following meanings:

* * *

(4) "Credit repair services organization" means a person who, with respect to a buyer, in return for the payment of money or other valuable consideration, directly or indirectly, provides or represents that he can or will, directly or indirectly, provide any of the following services:

(a) Improving a buyer's credit record, history, or rating.

(b) Advice or assistance to a buyer with regard to improving a buyer's credit record, history, or rating, including the sale of a self-help instructional guide.

* * *

B. The following are exempt from this Part:

* * *

(2) A licensed lender or other person authorized to make or broker loans or extensions of credit under the laws of this state or the United States who is subject to regulation and supervision by this state or the United States, or a lender approved by the United States Secretary of Housing and Urban Development for participation in a mortgage insurance program under the National Housing Act (12 U.S.C. Section 1701 et seq.), provided the credit repair service is in connection with a loan and no additional fee is charged.

* * *

§3573.2-A License; renewal; application; change of location; change of name; fees

A. No person shall conduct business as a credit repair services organization without first having obtained a license from the commissioner and paying a five hundred dollar application fee.

B.(1) No license shall be issued unless the commissioner, upon investigation, finds that the financial responsibility, character, and fitness of the applicant, its owners, its partners if the applicant is a partnership, its members if the applicant is a limited liability company, and its officers and directors if the applicant is a corporation, are such as to warrant a belief that the business will be conducted honestly and fairly within the purposes of this Part. The commissioner may grant restricted or conditional licenses.

(2)(a) Upon written request, an applicant may seek a hearing on the question of his qualification for a license if either:

(i) The commissioner has notified the applicant in writing that his application has been denied.

(ii) The commissioner has not issued a license within sixty days of the date a complete application was filed.

(b) A request for a hearing may not be made more than thirty days after the applicant has received the written notice notifying him

that the application was denied and stating the commissioner's findings in support of the denial of the application.

C. Every application for a license shall contain such information as the commissioner may require to determine if the applicant qualifies for a license.

D. Annually by November first each credit repair services organization shall file a renewal application and pay a renewal fee of four hundred dollars. An annual renewal application received by the commissioner postmarked after December first shall be accompanied by a late filing fee of two hundred dollars, in addition to the annual renewal fee.

E. If the annual renewal application and renewal fee is not received postmarked by December thirty-first, the license shall lapse without a hearing or notification, and the license shall not be reinstated; however, the person whose license has lapsed may apply for a new license. No new license shall be issued upon the filing of a new application by any person against whom any penalty or fee has been imposed unless and until such penalty or fee previously accrued under this Section has been paid.

F. A license cannot be sold or transferred by any means.

G. A credit repair services organization shall not change location or change its name without prior written approval of the commissioner. A fee of one hundred dollars is required to change a location or name. In addition to the one hundred dollar fee, a penalty of two hundred dollars shall be paid if prior written approval is not obtained.

§3573.3. Prohibited conduct

A credit repair services organization or a salesperson, agent, or representative of a credit repair services organization, who sells or attempts to sell the services of a credit repair services organization shall not:

* * *

(7) Directly or indirectly, as determined by the commissioner, through any affiliate, subsidiary, related person, or otherwise, charge or receive any money or other consideration or thing of value for the performance of any service which the credit repair services organization has agreed to perform, or represented that it will perform, for any buyer before such service is fully performed.

(8) As determined by the commissioner, structure a transaction with a buyer in such a manner as to attempt to circumvent the provisions of this Part.

(9) Divide a transaction into multiple transactions, as determined by the commissioner, such as by attempting to sell or selling any publication, including, but not limited to, any book, pamphlet, or electronic or computer guide, related in any way to improving a buyer's credit record, history, or rating, to a buyer and, directly or indirectly, through any affiliate, subsidiary, related person, or otherwise, providing services to the buyer to assist him in utilizing or implementing the information or directions contained therein, unless all charges and fees related to such sale and service combined do not exceed the bona fide costs for publishing the copy of such publication.

(10) As determined by the commissioner, violate any provision of the federal Credit Repair Organizations Act, 15 U.S.C.1679 et seq., as amended. Any violation of such Act shall constitute a violation of state law.

(11) Dispute a particular item on a buyer's credit report more than once during the term of the contract entered into between the credit repair services organization and a buyer.

§3573.4. Bond; trust account

A. All credit repair services organizations required to be registered with licensed by the commissioner by this Part shall obtain a surety bond or establish a trust account as provided in this Section.

B. A copy of the bond shall be filed with the ~~state of Louisiana, Department of the Treasury Office of Financial Institutions.~~ If a trust account is established, a notarized or otherwise official notification of the deposit by the depository institution shall be filed with the ~~Department of the Treasury Office of Financial Institutions.~~ Such notification shall include, at a minimum, the name of the financial institution, name of the credit repair services organization, account number, and verification that the account is established in accordance with the terms set forth in this Section.

* * *

G. The credit repair services organization shall notify the commissioner in writing within thirty days after it has ceased to do business in this state. The surety bond or trust account shall be maintained for two years after the date that the credit services organization ceases operations or the date that it has filed notice with the office of financial institutions, whichever is later.

* * *

§3573.9. Powers of the commissioner

A.(1) The commissioner shall have the power to examine all books, records, and accounts of all persons regulated under this Part. In addition to maintaining a copy of the contract signed by the buyer and a copy of all correspondence pertaining to the efforts made by the credit repair services organization to improve the buyer's credit rating, the commissioner may prescribe by rule additional record keeping requirements as deemed necessary to determine compliance with this Part.

(2)(a) Each credit repair services organization required to be licensed under this Part shall maintain in its offices such books, records, and accounts of its credit repair services activities as the commissioner may require in order to determine whether such credit repair services organization is complying with the provisions of this Part and the rules and regulations promulgated under the provisions of this Chapter, including, but not limited to, copies of all documentation regarding customer transactions, itemization of all monies received and disbursed, and documentation showing what services were performed for all monies received.

(b) Such books, records, and accounts shall be maintained separate and apart from any other business in which the organization is involved and shall be kept at the location in the state at which the credit repair services activity occurred or at the organization's principal office unless otherwise permitted in writing by the commissioner. If the credit repair services organization's books, records and accounts are located outside the state, the organization, at the commissioner's option, shall make them available to the commissioner at a location within the state convenient to the commissioner, or pay the reasonable and necessary expenses for the commissioner or his representatives to examine them at the place where they are maintained.

(c) Each reproduction of any book, record, or account shall be treated for all purposes as if it were the original of the same.

B. The commissioner may, after a hearing pursuant to After notice and opportunity to be heard as provided in the Administrative Procedure Act, the commissioner may revoke or suspend the registration of a credit repair services organization upon a finding that the organization violated a provision of this Part or a rule or regulation of the commissioner issued pursuant thereto: that:

(1)Violates, in substance or in form, any of the provisions of this Part or any rule or regulation promulgated, or any order, including a cease and desist order, issued, pursuant to this Chapter or the provisions of 15 USC 1679.

(2) Violates, in substance or in form, any provision of a voluntary consent or compliance agreement which has been entered into with the commissioner.

(3) Has knowingly provided or caused to be provided to the commissioner any false or fraudulent misrepresentation of material fact or any false or fraudulent financial statement, or has suppressed or withheld from the commissioner any information which if submitted by him would have resulted in denial of the license application.

(4) Refuses to permit an examination by the commissioner of his books and affairs, or has refused or failed within a reasonable time to furnish any information or make any report that may be required by the commissioner under the provisions of this Part.

(5) Fails to maintain records as required by the commissioner after being given written notice and thirty days within which to correct the failure. The commissioner may grant, on good cause shown, up to two thirty-day extensions within which to correct the record keeping violations.

(6) Continues in office any individual with power to direct the management or policies of a person regulated by the Part, including but not limited to any officer, director, or manager, if such individual is convicted of, pleads guilty to, or is found guilty after a plea of nolo contendere of any felony under any state or federal law which involves moral turpitude or which involves any aspect of the credit repair services organization business.

(7) Violates any provision of a regulatory or prohibitory statute and has been found to have violated such statute by the governmental agency responsible for determining such violations.

(8) Misrepresents material facts or makes false promises likely to influence, persuade, or induce an applicant into a credit repair services transaction, or pursues a course of misrepresentation through agents or otherwise.

(9) Misrepresents or conceals material facts, terms, or conditions of a transaction to which he is a party, pertinent to an applicant for a credit repair services organization.

(10) Knowingly engages in any transaction, practice, or course of business which perpetrates a fraud upon any person in connection with any credit repair services transaction.

(11) Fails to pay any fee or assessment imposed by this Part or by any rule or regulation promulgated in accordance with this Chapter.

(12) Violates, in substance or in form, the written restrictions or conditions under which the license was issued.

(13) Fails, after notice and without lawful excuse, to obey any order or subpoena issued by the commissioner.

(14) Advertises as a credit repair services organization without being properly licensed as required by this Part or advertises as a credit repair services organization in a manner determined by the commissioner, in his discretion, to be in violation of any provision of this Part or any rule or regulation promulgated pursuant to this Chapter or 15 USC 1679.

C. The commissioner may report egregious violations to the attorney general or to the district attorney of the appropriate parish, who may institute the proper proceedings to enjoin the violation and enforce the penalties provided for in this Section.

D. The office of financial institutions may issue advisory opinions and interpretations regarding this Part, and such advisory opinions and interpretations shall not be considered rules requiring compliance with the rulemaking process of the Louisiana Administrative Procedure Act. The commissioner and the employees of the office of financial institutions shall have no liability to any person with respect to an advisory opinion or interpretation issued in connection with this Part.

E. Any person who acts as a credit repair services organization without complying with the provisions of this Part shall be subject to forfeiture of the compensation attributable to a particular client and received by the credit repair services organization in connection with credit repair services activity for that client.

F. All grounds for suspension or revocation listed in Subsection B of this Section are violations of this Part and may serve as the basis for any other enforcement action provided to the commissioner by this Chapter.

G. The commissioner may share information about any particular entity which is licensed by the commissioner in the manner provided for in R.S 9:3518.1.

E.H. When the commissioner has cause to believe that any person has violated or is violating any provision of this Part, he may, in addition to the other powers conferred upon him: ~~(1) Request~~ request such person to file a statement or report in writing under oath or otherwise, on forms prescribed by him, as to all facts and circumstances concerning the sale or advertisement of services by any credit repair services organization and any other data and information he deems necessary.

~~(2) Prior to the filing of a complaint; I.(2) The commissioner shall have the power to issue subpoenas to any person for the purpose of discovering violation in this Part, and to require the attendance of witnesses or the production of documents, conduct hearings in aid of any investigation or inquiry, administer oaths, and examine under oath any person in connection with the sale of services by any credit repair services organization.~~

~~(2) Service of any notice, order, or subpoena may be made in the manner prescribed by law or under the Louisiana Code of Civil Procedure by personal service or certified mail.~~

J. The commissioner may make and promulgate rules and regulations as he deems necessary to carry out the provisions of this Part, including but not limited to, the following:

- (1) Providing for definitions.
- (2) Establishing licensure requirements.
- (3) Providing for bond and trust account requirements.
- (4) Addressing issues regarding transaction disclosures.

(5) Establishing fees and assessments.

(6) Addressing issues regarding forms and terms of contracts.

(7) Providing for administrative and enforcement actions.

(8) Addressing issues regarding advertising as a credit repair services organization.

(9) Providing for records retention requirements.

K. The commissioner may enter into cooperative and reciprocal agreements with the regulatory authorities of the federal government or of any state for the periodic examination of persons engaging in the business of credit repair and may accept reports of examination and other records from such authorities in lieu of conducting his own examinations. The commissioner may enter into joint actions with other regulatory bodies having concurrent jurisdiction or may enter into such actions independently to carry out his responsibilities under this Part and assure compliance with the laws of this state.

L. In addition to any other authority conferred upon the commissioner by this Part or this Chapter, the commissioner may order refunds of the unauthorized portion of any fee or charge a person collects in violation of this Part, and may impose a penalty not exceeding one thousand dollars per violation upon any person who he has determined to have committed such violation. For purposes of this Subsection, each unauthorized fee or charge shall be considered a violation.

§3573.10. Action for damages

* * *

C. A person who is entitled to recover damages, costs, or attorney fees from a credit repair services organization may petition the Louisiana Department of the Treasury Office of Financial Institutions for relief under any surety bond established pursuant to R.S. 9:3573.4.

§3573.11. Injunction Orders, injunctions, and publication. Availability of records to the general public.

A. The commissioner or A buyer may bring an action in a court to enjoin a violation of this Part.

B. The commissioner may, in his discretion, conduct such investigations as he deems necessary to ascertain possible violations of this Part or any rule, regulation, or order promulgated or issued pursuant to this Chapter. Any person who is engaged in or is engaging in or is about to engage in any act or practice which is prohibited by this Part or any rule, regulation, or order promulgated or issued pursuant to this Chapter, or any person who has failed to act or is failing to act or is about to fail to act under any affirmative duty imposed by this Part or any rule, regulation, or order promulgated or issued pursuant to this Chapter, shall be subject to appropriate action by the commissioner. Such action shall include, but shall not be limited to, the issuance of orders to cease and desist or to assess civil money penalties, entering into compliance agreements, seeking injunctive relief from a court of competent jurisdiction, or any combination thereof.

C. The commissioner shall make available for inspection by the general public, electronically or otherwise, any and all final orders and/or decisions arising from any violation of this Part, with respect to the following exclusively enumerated actions:

- (1) Cease and desist orders.

(2) Denial of an application for licensure, notification, or exemption.

(3) Revocation or suspension of a license, notification, or exemption.

(4) Assessment of civil money penalties and/or fines.

(5) Obtaining injunctive relief.

(6) Unlicensed activities.

* * *

§3573.14. Burden of proving exemption

A. In an action under this Part, the burden of proving an exemption under R.S. 9:3573.2(B) shall be on the person claiming the exemption.

B. In order to prove an exemption under R.S. 9:3573.2(B)(1), the person claiming the exemption must provide, in addition to any other requirements listed thereunder, clear and convincing proof to the commissioner that it acts and will act solely for a nonprofit purpose which must be stated in its articles of incorporation, and that it has obtained tax exempt status under state and federal law. Only bona fide nonprofit corporations engaged only in debt adjusting shall be eligible to be considered for this exemption. An entity which engages in business as both a debt adjuster exempt from the provisions of R.S. 14:331 and as a credit repair services organization must comply with the provisions of this Part.

* * *

§3573.17. Notification or service

Whenever a person becomes licensed by the commissioner, pursuant to this Part, such person shall provide a physical address to the commissioner that may be used as a basis for service or notification of any order or other issuance or communication by the commissioner to such person. Whenever such person changes his physical address, he must notify the commissioner at least thirty days prior to the change. Notification or service of any order, notice, or other issuance or communication by the commissioner by certified mail to the address most recently provided to him by the person shall satisfy all requisites of service required for any registration, administrative, enforcement, or other action, undertaken by him pursuant to the Louisiana Administrative Procedure Act or otherwise, in connection with such person.

Section 2. R.S. 9:3573.5(D) and (E) are hereby repealed in their entirety.

Section 3. This Act shall become effective on December 31, 2003; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on December 31, 2003, or on the day following such approval by the legislature, whichever is later."

AMENDMENT NO. 3

Delete pages 2 through 4 in their entirety.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 515 by Representative Pinac

AMENDMENT NO. 1

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on June 12, 2003, on page 1, line 14, change "10" to "11"

AMENDMENT NO. 2

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on June 12, 2003, on page 6, line 24, change "I.(2)" to "I.(1)"

AMENDMENT NO. 3

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on June 12, 2003, on page 6, line 26, change "violation" to "violations"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Michot to Reengrossed House Bill No. 515 by Representative Pinac

AMENDMENT NO. 1

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on June 12, 2003, on page 5, line 17 thereof, change "'is found guilty after" to "enters"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hollis to Reengrossed House Bill No. 515 by Representative Pinac

AMENDMENT NO. 1

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Commerce, Consumer Protection, and International Affairs and adopted by the Senate on June 12, 2003, on page 1, line 22 between "B." and "The Legislature of Louisiana" insert the following:

"The Legislature of Louisiana recognizes the right of the citizens of the state to utilize the services of qualified credit repair organizations for advice and assistance in improving their credit matters."

AMENDMENT NO. 2

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Commerce, Consumer Protection, and International Affairs and adopted by the Senate on June 12, 2003, on page 3, delete lines 37 through 39.

AMENDMENT NO. 3

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Commerce, Consumer Protection, and International Affairs and adopted by the Senate on June 12, 2003, on page 4, at the beginning of line 44 delete "registration" and insert "license"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total—0

ABSENT

Doerge	Kennard	Morrish
Total—3		

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

HOUSE BILL NO. 2027 (Substitute for House Bill No. 466 by Representative Martiny)—
 BY REPRESENTATIVE MARTINY
 AN ACT

To amend and reenact R.S. 27:317 and to enact R.S. 27:302.1, relative to the Video Draw Poker Devices Control Law; to provide that certain parts for video draw poker devices can be purchased from sources other than licensed manufacturers and distributors; to delete residence and domicile requirements for certain licensees; and to provide for related matters.

Called from the calendar.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 2027 by Representative Martiny

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 27:317" and before the comma "," delete "and to enact R.S. 27:302.1"

AMENDMENT NO. 2

On page 1, at the end of line 9, delete "and R.S." and on line 10 delete "27:302.1 is hereby enacted"

AMENDMENT NO. 3

On page 1, delete lines 11 through 18

AMENDMENT NO. 4

On page 2, line 3, change "~~distributor~~," to "distributor"

AMENDMENT NO. 5

On page 2, line 8, change "~~distributor~~," to "distributor"

AMENDMENT NO. 6

On page 2, after "B." delete the remainder of line 14 and delete lines 15 through 18 and insert in lieu thereof the following:

"An applicant for a device owner license who ~~has owned~~ **owns** and ~~operated~~ **operates** a pari-mutuel wagering facility ~~or an off-track wagering facility~~ in this state ~~for a period of ten continuous years prior to June 1, 1992~~; shall not be required to meet the residency requirement for device owners provided for in Subsection A of this Section.

AMENDMENT NO. 7

On page 2, delete lines 19 through 24 and insert in lieu thereof:

** * *

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cravins to Reengrossed House Bill No. 2027 by Representative Martiny

AMENDMENT NO. 1

On page 1, line 2, after "27:317" insert "and 318(A)"

AMENDMENT NO. 2

On page 1, line 9, after "27:317" delete "is" and insert "and 318(A) are"

AMENDMENT NO. 3

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

"§318. Distribution of device revenues; particular licensed establishments; pari-mutuel wagering facilities

A.(1) ~~When the~~ The owner of the licensed establishment is ~~not the licensed device owner of the devices placed in or on his premises, one-half of the monthly net device revenues received by the establishment owner, after deduction of one-twelfth the estimated total of the annual establishment fees plus one hundred dollars per~~

~~device per month and any fee or tax levied by the local governing authority, shall pay twenty percent of the net device revenue derived from the operation of devices at that licensed establishment to be used to supplement purses for horsemen as provided in Subsection B of this Section and shall be added to those presently available under R.S. 4:183. Such monies shall be made available for use as purses monthly, prior to the twentieth day of the month following the month in which they are earned.~~

~~(2) When the owner of the licensed establishment is the licensed device owner of the devices placed in or on his premises, one-half of the monthly net device revenues received by the establishment owner in excess of five hundred dollars shall be used to supplement purses for horsemen as provided in Subsection B of this Section and shall be added to those presently available under R.S. 4:183. Such monies shall be made available for use as purses monthly, prior to the twentieth day of the month following the month in which they are earned.~~

* * *

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cravins to Reengrossed House Bill No. 2027 by Representative Martiny

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 1 proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 11, 2003.

AMENDMENT NO. 2

On page 1, line 2, after "R.S. 27:317" and before the comma ",", delete "and to enact R.S. 27:302.1" and insert in lieu thereof "(B)"

AMENDMENT NO. 3

On page 1, line 3, after "Law;" delete the remainder of the line and delete line 4 and at the beginning of line 5 delete "licensed manufacturer and distributor; to delete" and insert in lieu thereof "to provide with respect to"

AMENDMENT NO. 4

On page 1, line 9, after "R.S. 27:317" and before "is" insert "(B)"

AMENDMENT NO. 5

Delete Senate Committee Amendment No. 4 proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 11, 2003.

AMENDMENT NO. 6

Delete Senate Committee Amendment No. 5 proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 11, 2003.

AMENDMENT NO. 7

On page 2, delete lines 2 through 13 and insert in lieu thereof

** * *

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinot
Alario	Fruge	Perkins
Alexander	Futrell	Peychaud
Ansardi	Gallot	Pinac
Arnold	Glover	Pitre
Baldone	Green	Powell
Baudoin	Guillory	Quezaire
Baylor	Hammett	Richmond
Beard	Heaton	Romero
Bowler	Hebert	Salter
Broome	Hill	Scalise
Bruce	Honey	Schneider
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	Swilling
Daniel	Kenney	Thompson
Dartez	LaFleur	Toomy
Devillier	Lancaster	Townsend
Diez	Landrieu	Triche
Downer	LeBlanc	Tucker
Downs	Martiny	Waddell
Durand	McDonald	Walker
Erdey	McVea	Walsworth
Fannin	Montgomery	Welch
Farrar	Morrell	Winston
Faucheux	Murray	Wooton
Flavin	Nevers	Wright
Total—99		

NAYS

Total—0

ABSENT

Doerge	Lucas	Pierre
Kennard	Morrish	Strain
Total—6		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

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. 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.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Thompson, Townsend, Hammett, and Hunter to Reengrossed Senate Bill No. 27 by Senator Hainkel

AMENDMENT NO. 1

On page 1, line 3, after "prohibit" delete "the use" and insert "certain uses"

AMENDMENT NO. 2

On page 2, delete lines 2 through 13 in their entirety and insert in lieu thereof the following:

"(b) Use or attempt to use any aircraft including fixed wing aircraft, dirigibles, balloons, helicopters or any other form of aerial surveillance in the airspace of this state to do any of the following:

i) Shoot or take any game bird or wild quadruped from the aircraft.

ii) Except above property owned or leased by the person engaged in the surveying or spotting, survey or spot any game bird or wild quadruped from the air, land the aircraft within the immediate vicinity of where the animal was tracked or spotted, and shoot or take or attempt to shoot or take the animal.

iii) Track or spot any game bird or wild quadruped from the aircraft and communicate the location of the animal to a person on the ground in order for that person to shoot or take or attempt to shoot or take the animal.

iv) Violations of this Subparagraph shall constitute a class four violation subject to the penalties in R.S. 56:34, however, no aircraft shall be subject to forfeiture under the provisions of R.S. 56:34(B)."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Psychaud
Alario	Gallot	Pierre
Alexander	Glover	Pinac
Arnold	Green	Pitre
Baldone	Guillory	Powell
Baudoin	Hammett	Quezaire
Baylor	Heaton	Richmond
Beard	Hill	Romero
Bowler	Honey	Salter
Broome	Hopkins	Scalise

Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Capella	Hutter	Shaw
Carter, K	Iles	Smith, G.—56th
Carter, R	Jackson, L	Smith, J.H.—8th
Cazayoux	Jackson, M	Smith, J.R.—30th
Crane	Johns	Sneed
Crowe	Katz	Stelly
Curtis	Kenney	Strain
Damico	LaFleur	Swilling
Daniel	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	Lucas	Townsend
Downer	McDonald	Triche
Downs	McVea	Tucker
Erdey	Montgomery	Waddell
Fannin	Morrell	Walker
Farrar	Morrish	Walsworth
Faucheux	Murray	Welch
Flavin	Nevers	Winston
Frith	Odinet	Wright
Fruge	Perkins	
Total—95		

NAYS

Total—0

ABSENT

Ansardi	Hebert	Smith, J.D.—50th
Dartez	Kennard	Wooton
Doerge	LeBlanc	
Durand	Martiny	
Total—10		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 331—
BY SENATOR BAJOIE

AN ACT

To amend and reenact R.S. 37:1861(A)(1), 1864, 1871(1), 1874(A) and (B)(13)(a) and (c), 1877, 1879, and 1880, and to enact R.S. 37:1861(A)(3) and (4), 1871(3) and (4), 1874(B)(13)(f), relative to secondhand dealers; to provide for the definition of the term "used building component"; to require reporting of transactions involving "used building components"; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Landrieu moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Murray
Alario	Fruge	Nevers
Alexander	Futrell	Odinet
Ansardi	Gallot	Psychaud
Arnold	Glover	Pierre
Baldone	Green	Pinac

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Baudoin	Guillory	Powell
Baylor	Hammett	Quezaire
Bowler	Hebert	Richmond
Broome	Hill	Romero
Bruce	Honey	Salter
Bruneau	Hopkins	Schneider
Capella	Hudson	Schwegmann
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	Stelly
Curtis	Katz	Strain
Damico	Kenney	Swilling
Daniel	LaFleur	Thompson
Dartez	Lancaster	Toomy
Devillier	Landrieu	Townsend
Diez	LeBlanc	Triche
Downer	Lucas	Waddell
Downs	Martiny	Walker
Durand	McDonald	Welch
Fannin	McVea	Winston
Farrar	Montgomery	Wooton
Faucheux	Morrell	Wright
Flavin	Morrish	
Total—92		

NAYS

Johns	Pitre	Tucker
Perkins	Scalise	Walsworth
Total—6		

ABSENT

Beard	Heaton	Sneed
Doerge	Kennard	
Erdey	Shaw	
Total—7		

The Chair declared the above bill was finally passed.

Rep. Landrieu 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. 78—
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 2:135.1 (E), relative to airports and landing fields; to redefine the term "fixed base operator"; 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	Fruge	Odinot
Alario	Futrell	Perkins
Alexander	Gallot	Peychaud
Ansardi	Glover	Pierre
Arnold	Green	Pinac
Baldone	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	Sneed
Curtis	Johns	Stelly
Damico	Katz	Strain
Daniel	Kenney	Swilling
Dartez	LaFleur	Thompson
Devillier	Lancaster	Toomy
Diez	Landrieu	Townsend
Downer	LeBlanc	Triche
Downs	Lucas	Tucker
Durand	Martiny	Waddell
Erdey	McDonald	Walker
Fannin	McVea	Walsworth
Farrar	Montgomery	Welch
Faucheux	Morrell	Winston
Flavin	Murray	Wright
Frith	Nevers	
Total—98		

NAYS

Total—0

ABSENT

Baudoin	Morrish	Wooton
Doerge	Smith, J.H.—8th	
Kennard	Smith, J.R.—30th	
Total—7		

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.

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.

Called from the calendar.

Read by title.

Rep. Strain moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinot
Alario	Futrell	Perkins
Alexander	Gallot	Peychaud
Ansardi	Glover	Pierre
Arnold	Green	Pinac

Baldone	Guillory	Pitre
Baudoin	Hammett	Powell
Baylor	Heaton	Quezaire
Beard	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	Sneed
Crowe	Johns	Stelly
Curtis	Katz	Strain
Damico	Kenney	Swilling
Daniel	LaFleur	Thompson
Dartez	Lancaster	Toomy
Devillier	Landrieu	Townsend
Diez	LeBlanc	Triche
Downer	Lucas	Tucker
Downs	Martiny	Waddell
Durand	McDonald	Walker
Erdey	McVea	Walsworth
Fannin	Montgomery	Welch
Farrar	Morrell	Winston
Faucheux	Morrish	Wooton
Flavin	Murray	Wright
Frith	Nevers	
Total—101		

NAYS

Total—0

ABSENT

Doerge	Smith, J.H.—8th
Kennard	Smith, J.R.—30th
Total—4	

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 223—

BY SENATOR BARHAM AND REPRESENTATIVE DIEZ
A JOINT RESOLUTION

Proposing to amend Article VII, Section 27(B) of the Constitution of Louisiana; to provide for certain TIMED project descriptions; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Called from the calendar.

Read by title.

Rep. Diez moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Perkins
Alario	Gallot	Psychaud
Alexander	Glover	Pierre
Ansardi	Green	Pinac

Arnold	Guillory	Pitre
Baldone	Hammett	Powell
Baylor	Heaton	Quezaire
Beard	Hebert	Richmond
Bowler	Hill	Romero
Broome	Honey	Salter
Bruce	Hopkins	Scalise
Bruneau	Hudson	Schwegmann
Capella	Hunter	Shaw
Carter, K	Hutter	Smith, G.—56th
Carter, R	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Sneed
Crowe	Johns	Stelly
Curtis	Katz	Strain
Damico	Kenney	Swilling
Daniel	LaFleur	Thompson
Devillier	Lancaster	Toomy
Diez	Landrieu	Townsend
Downer	Lucas	Triche
Downs	Martiny	Waddell
Durand	McDonald	Walker
Erdey	McVea	Walsworth
Fannin	Montgomery	Welch
Farrar	Morrell	Winston
Faucheux	Morrish	Wooton
Flavin	Murray	Wright
Frith	Nevers	
Frige	Odinot	
Total—97		

NAYS

Total—0

ABSENT

Baudoin	Kennard	Smith, J.R.—30th
Dartez	LeBlanc	Tucker
Doerge	Schneider	
Total—8		

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

Rep. Diez 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.

Called from the calendar.

Read by title.

Rep. Walsworth moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Pierre
Alario	Glover	Pinac

Alexander	Green	Pitre
Ansardi	Guillory	Powell
Arnold	Hammett	Quezaire
Baldone	Heaton	Richmond
Baudoin	Hebert	Romero
Baylor	Hill	Salter
Beard	Honey	Scalise
Broome	Hopkins	Schneider
Bruce	Hudson	Schwegmann
Bruneau	Hunter	Shaw
Capella	Iles	Smith, G.—56th
Cazayoux	Jackson, L	Smith, J.D.—50th
Crane	Jackson, M	Smith, J.H.—8th
Crowe	Johns	Sneed
Curtis	Katz	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	LeBlanc	Thompson
Devillier	Lucas	Toomy
Diez	Martiny	Townsend
Downer	McDonald	Triche
Downs	McVea	Tucker
Erdey	Morrell	Waddell
Fannin	Morrish	Walker
Farrar	Murray	Walsworth
Faucheux	Nevers	Welch
Flavin	Odinet	Winston
Frith	Perkins	Wooton
Futrell	Peychaud	Wright
Total—93		

NAYS

Bowler	Fruge	Montgomery
Total—3		

ABSENT

Carter, K	Durand	Lancaster
Carter, R	Hutter	Landrieu
Doerge	Kennard	Smith, J.R.—30th
Total—9		

The chair declared the above bill, having received a two-thirds vote of the elected members, 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.

Suspension of the Rules

On motion of Rep. Hammett, 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 BILLS

June 20, 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:

House Bill No. 2
Returned with amendments.

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

**House Bills and Joint Resolutions
Returned from the Senate with Amendments**

Rep. Hammett asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just returned from the Senate, with amendments to be concurred in by the House, with a view of acting on the same:

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

AN ACT

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

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by the Senate Committee on Revenue and Fiscal Affairs to Re-reengrossed House Bill No. 2 by Representative Hammett

AMENDMENT NO. 1

On page 15, delete lines 20 and 21, and insert the following:

"Priority 2	\$ 5,005,000
Priority 5	\$ <u>3,995,000</u> "

AMENDMENT NO. 2

On page 15, delete lines 39 and 40, and insert the following:

"Priority 1	\$ 4,730,000
Priority 5	\$ <u>13,270,000</u> "

AMENDMENT NO. 3

On page 16, line 17, after "East Baton Rouge," insert "Iberia,"

AMENDMENT NO. 4

On page 16, delete lines 21 through 24, and insert the following:

"Priority 2	\$ 7,000,000
Priority 5	\$ <u>22,850,000</u> "

AMENDMENT NO. 5

On page 16, delete line 39, and insert the following:

"Payable from State General Fund (Direct) -	\$ 200,000
Payable from General Obligation Bonds	
Priority 2	\$ 2,000,000
Priority 5	\$ 3,000,000
Total	<u>\$ 5,200,000"</u>

AMENDMENT NO. 6

On page 16, delete line 47, and insert the following:

"Priority 2	\$ 500,000
Priority 5	\$ 3,000,000
Total	<u>\$ 3,500,000"</u>

AMENDMENT NO. 7

On page 16, after line 50, insert the following:

"(1353) Project Yankee, Planning, Infrastructure, and Construction (Lafayette) Payable from General Obligation Bonds Priority 5	<u>\$ 3,000,000"</u>
---	----------------------

AMENDMENT NO. 8

On page 16, after line 50, insert the following:

"(1354) Steel Mill Project, Planning and Construction (Statewide) Payable from General Obligation Bonds Priority 2	\$ 4,000,000
Priority 5	\$ 6,000,000
Total	<u>\$10,000,000"</u>

AMENDMENT NO. 9

On page 17, delete line 35, and insert the following:

"Priority 1	\$ 100,000"
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AMENDMENT NO. 10

On page 17, delete lines 48 and 49, and insert the following:

"Priority 3	\$ 6,465,000
Priority 5	\$ 250,000
Total	<u>\$ 6,965,000"</u>

AMENDMENT NO. 11

On page 18, delete lines 8 and 9, and insert the following:

"Priority 1	\$ 2,625,000
Priority 2	\$ 100,000
Total	<u>\$ 2,875,000"</u>

AMENDMENT NO. 12

On page 18, delete lines 35 and 36, and insert the following:

"Priority 2	\$ 200,000
Priority 5	\$ 6,965,000
Total	<u>\$ 7,465,000"</u>

AMENDMENT NO. 13

On page 22, between lines 36 and 37, insert the following:

"(101) Infrastructure Improvements, Planning and Construction (\$1,650,000 Non-State Match) (Orleans) Payable from General Obligation Bonds Priority 2	\$ 1,000,000
Priority 5	\$ 1,000,000
Total	<u>\$ 2,000,000"</u>

AMENDMENT NO. 14

On page 22, between lines 36 and 37, insert the following:

"(103) Improvements to Amusements Area of City Park, Planning and Construction (\$250,000 Non-State Match) (Orleans) Payable from General Obligation Bonds Priority 3	<u>\$ 2,000,000"</u>
--	----------------------

AMENDMENT NO. 15

On page 23, delete lines 47 through 50, and insert the following:

"Priority 2	\$ 600,000
Priority 3	\$ 7,500,000
Priority 4	\$ 7,500,000
Priority 5	\$ 4,000,000
Total	<u>\$ 23,750,000"</u>

AMENDMENT NO. 16

On page 24, between lines 27 and 28, insert the following:

"(120) International Paper Plant LA 1, Reconstruction LA 509, Engineering, Right of Way, Utilities and Construction (DeSoto, Red River) Payable from General Obligation Bonds Priority 3	<u>\$ 6,500,000"</u>
---	----------------------

AMENDMENT NO. 17

On page 24, after line 52, insert the following:

"(1221) Range Road Corridor Development (Livingston) Payable from General Obligation Bonds Priority 1	\$ 1,845,000
Priority 2	\$ 500,000
Priority 5	\$ 2,000,000
Total	<u>\$ 4,345,000"</u>

AMENDMENT NO. 18

On page 25, between lines 35 and 36, insert the following:

"() Jimmie Davis Bridge, LA 511, Planning and Engineering (Bossier, Caddo) Payable from General Obligation Bonds Priority 2	<u>\$ 500,000</u>
--	-------------------

Pending approval of capital outlay budget pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 19

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On page 25, between lines 35 and 36, insert the following:

"() LA Highway 1205, Junction with LA 28 to End of Maintenance in Philadelphia, Base Reconstruction and Overlay (Rapides) Payable from General Obligation Bonds Priority 2 \$ 850,000

Pending approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 20

On page 27, delete line 17, and insert the following:

"Priority 1 \$ 50,000 Priority 2 \$ 750,000 Priority 5 \$ 605,000 Total \$ 1,405,000"

AMENDMENT NO. 21

On page 28, line 4, change "\$61,870,000" to "\$100,000,000 Local Match; \$25,000,000 Local In-Kind Match; \$442,000,000"

AMENDMENT NO. 22

On page 28, delete lines 11 and 12, and insert the following:

"Priority 2 \$ 1,395,000 Priority 3 \$ 20,170,000 Priority 4 \$ 78,000,000 Priority 5 \$ 11,225,000 Total \$113,395,000"

AMENDMENT NO. 23

On page 28, delete lines 18 and 19, and insert the following:

"Priority 2 \$ 4,000,000 Priority 5 \$ 25,980,000"

AMENDMENT NO. 24

On page 28, delete lines 35 and 36, and insert the following:

"Priority 2 \$ 300,000 Total \$ 320,000"

AMENDMENT NO. 25

On page 29, delete lines 16 through 19, and insert the following:

"Priority 2 \$ 600,000 Priority 3 \$ 1,250,000 Priority 4 \$ 1,250,000 Priority 5 \$ 1,000,000 Total \$ 4,600,000"

AMENDMENT NO. 26

On page 29, line 42, change "100,000" to "250,000" and on line 43, change "900,000" to "750,000"

AMENDMENT NO. 27

On page 32, delete lines 16 through 18, and insert the following:

"Priority 2 \$ 345,000 Priority 5 \$ 200,000 Total \$ 3,545,000"

AMENDMENT NO. 28

On page 33, delete line 20, and insert the following:

"Priority 1 \$ 130,000 Priority 2 \$ 485,000 Total \$ 615,000"

AMENDMENT NO. 29

On page 34, delete lines 12 through 14, and insert the following:

"Priority 2 \$ 70,000 Priority 3 \$ 610,000 Priority 4 \$ 554,000 Priority 5 \$ 650,000 Total \$ 1,884,000"

AMENDMENT NO. 30

On page 34, between lines 24 and 25, insert the following:

"(1357) Replace HVAC Equipment Planning and Construction (Winn) Payable from General Obligation Bonds Priority 2 \$ 660,000"

AMENDMENT NO. 31

On page 34, between lines 44 and 45, insert the following:

"(1358) Replace HVAC Equipment Planning and Construction (Allen) Payable from General Obligation Bonds Priority 2 \$ 660,000"

AMENDMENT NO. 32

On page 35, between lines 32 and 33, insert the following:

"08/416 WASHINGTON CORRECTIONAL FACILITY

(192) Sun Perimeter Fence and Sallyport (Washington) Payable from General Obligation Bonds Priority 2 \$ 200,000 Priority 3 \$ 700,000 Total \$ 900,000"

AMENDMENT NO. 33

On page 36, at the beginning of 41, insert the following:

"09/307"

AMENDMENT NO. 34

On page 36, between lines 41 and 42, insert the following:

"(1293) Redevelopment of Hot Wells Planning and Construction (Rapides) Payable from General Obligation Bonds

Priority 2	\$ 500,000
Priority 5	<u>\$ 9,500,000</u>
Total	<u>\$ 10,000,000"</u>

AMENDMENT NO. 35

On page 40, between lines 43 and 44, insert the following:

"09/346 NORTHWEST DEVELOPMENTAL CENTER

(324) Renovation of Bathing and Toilet Facilities in Consumer Homes, Planning and Construction (Bossier)	
Payable from General Obligation Bonds	
Priority 2	\$ 100,000
Priority 3	\$ 1,210,000
Priority 5	<u>\$ 400,000</u>
Total	<u>\$ 1,710,000"</u>

AMENDMENT NO. 36

On page 47, delete lines 14 and 15, and insert the following:

"Priority 5	<u>\$ 12,335,000</u>
Total	<u>\$ 16,335,000"</u>

AMENDMENT NO. 37

On page 47, delete lines 25 through 27

AMENDMENT NO. 38

On page 48, between lines 11 and 12, insert the following:

"Payable from Revenue Bonds	<u>\$ 10,075,000</u>
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Provided, however, that either the general obligation bond appropriation or the revenue bond appropriation will be used, but not both."

AMENDMENT NO. 39

On page 48, delete lines 12 through 22

AMENDMENT NO. 40

On page 48, delete lines 29 through 31, and insert the following:

"Priority 2	\$ 3,105,000
Priority 5	<u>\$ 4,540,000</u>
Total	<u>\$ 7,645,000"</u>

AMENDMENT NO. 41

On page 48, delete lines 43 and 44, and insert the following:

"Priority 5	<u>\$ 4,745,000</u>
Total	<u>\$ 12,205,000"</u>

AMENDMENT NO. 42

On page 48, delete line 48, and insert the following:

"Payable from General Obligation Bonds	
Priority 2	\$ 1,000,000
Payable from Revenue Bonds	<u>\$ 7,665,900</u>
Total	<u>\$ 8,665,900"</u>

AMENDMENT NO. 43

On page 49, delete lines 30 and 31, and insert the following:

"Priority 2	\$ 505,000
Total	<u>\$ 530,000"</u>

AMENDMENT NO. 44

On page 50, delete lines 7 and 8, and insert the following:

"Priority 5	\$ 4,050,000
Total	<u>\$ 5,025,000"</u>

AMENDMENT NO. 45

On page 51, delete lines 6 and 7, and insert the following:

"Priority 5	\$ 2,075,000
Total	<u>\$ 2,200,000"</u>

AMENDMENT NO. 46

On page 51, delete lines 20 through 21, and insert the following:

"Priority 5	\$ 3,300,000
Total	<u>\$ 6,560,000"</u>

AMENDMENT NO. 47

On page 51, delete lines 29 and 30, and insert the following:

"Priority 5	\$ 2,545,000
Total	<u>\$ 5,125,000"</u>

AMENDMENT NO. 48

On page 51, between lines 48 and 49, insert the following:

"() Clinical and Research Imaging Center and Placement of a 3 Tesla Whole Body MRI System, Acquisition, Planning and Construction (Orleans)	
Payable from General Obligation Bonds	
Priority 2	\$ 400,000
Priority 5	<u>\$ 3,600,000</u>
Total	<u>\$ 4,000,000</u>

Pending submittal of capital outlay budget request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 49

On page 51, delete line 52, and insert the following:

"Priority 2	<u>\$ 1,800,000"</u>
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AMENDMENT NO. 50

On page 51, after line 52, insert the following:

"(1288) University Hospital Breast Center, Planning and Construction (Orleans)	
Payable from General Obligation Bonds	
Priority 2	<u>\$ 250,000"</u>

AMENDMENT NO. 51

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On page 53, delete lines 25 and 26, and insert the following:

"Priority 5	\$ 2,645,000
Total	<u>\$ 11,205,000</u>

AMENDMENT NO. 52

On page 57, delete line 22, and insert the following:

"Priority 2	\$ 900,000
Priority 5	<u>\$ 11,770,000</u>

AMENDMENT NO. 53

On page 57, between lines 34 and 35, insert the following:

"(1364) Frazar Memorial Library Renovation and Addition, Planning and Construction (Calcasieu)
Payable from General Obligation Bonds

Priority 2	\$ 900,000
Priority 5	<u>\$ 2,515,000</u>
Total	<u>\$ 3,415,000</u>

AMENDMENT NO. 54

On page 59, delete line 29, and insert the following:

"Priority 2	\$ 700,000
Priority 5	<u>\$ 3,190,000</u>

AMENDMENT NO. 55

On page 59, delete lines 52 and 53, and insert the following:

"Priority 2	\$ 315,000
Priority 5	<u>\$ 12,235,000</u>

AMENDMENT NO. 56

On page 61, between lines 38 and 39, insert the following:

"() Chimpanzee Housing Facility in New Iberia, Waste Water Treatment Facility, Planning and Construction (Iberia)
Payable from General Obligation Bonds

Priority 3	\$ 200,000
Priority 4	<u>\$ 2,000,000</u>
Total	<u>\$ 2,200,000</u>

Pending submittal of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 57

On page 61, between lines 39 and 40, insert the following:

"(485) Center for Workforce Development, Renovation, Planning and Construction (Orleans)
Payable from General Obligation Bonds

Priority 2	\$ 525,000
Priority 3	\$ 100,000
Priority 5	<u>\$ 990,000</u>
Total	<u>\$ 1,615,000</u>

AMENDMENT NO. 58

On page 62, delete lines 7 and 8, and insert the following:

"Priority 2	\$ 755,000
Priority 5	<u>\$ 1,200,000</u>
Total	<u>\$ 4,725,000</u>

AMENDMENT NO. 59

On page 62, between lines 8 and 9, insert the following:

"(483) Science Building, City Park Campus, Planning and Construction (Orleans)
Payable from General Obligation Bonds

Priority 2	\$ 335,000
Priority 5	<u>\$ 4,200,000</u>
Total	<u>\$ 4,535,000</u>

AMENDMENT NO. 60

On page 62, between lines 8 and 9, insert the following:

"(487) Chiller Replacement, Planning and Construction (Orleans)
Payable from General Obligation Bonds

Priority 2	\$ 60,000
Priority 5	<u>\$ 700,000</u>
Total	<u>\$ 760,000</u>

AMENDMENT NO. 61

On page 62, between lines 8 and 9, insert the following:

"() Nursing/Allied Health Facility, Planning (Orleans)
Payable from General Obligation Bonds

Priority 2	\$ 100,000
Priority 5	<u>\$ 1,300,000</u>
Total	<u>\$ 1,400,000</u>

AMENDMENT NO. 62

On page 62, between lines 14 and 15, insert the following:

"19/646 RIVER PARISHES COMMUNITY COLLEGES

(482) General Purpose Building, Planning and Construction (Ascension)
Payable from General Obligation Bonds

Priority 2	\$ 5,000,000
Priority 5	<u>\$ 8,500,000</u>
Total	<u>\$ 13,500,000</u>

AMENDMENT NO. 63

On page 62, between lines 14 and 15, insert the following:

"19/647 LOUISIANA DELTA COMMUNITY COLLEGE

(480) Campus Development, Planning and Construction (Ouachita)
Payable from General Obligation Bonds

Priority 1	\$ 450,000
Priority 2	<u>\$ 1,000,000</u>
Priority 5	<u>\$ 12,500,000</u>
Total	<u>\$ 13,950,000</u>

AMENDMENT NO. 64

On page 62, delete lines 17 through 24

AMENDMENT NO. 65

On page 62, delete lines 33 through 40

AMENDMENT NO. 66

On page 62, delete lines 41 through 48

AMENDMENT NO. 67

On page 63, delete lines 1 through 8

AMENDMENT NO. 68

On page 63, delete lines 16 through 22

AMENDMENT NO. 69

On page 63, delete lines 23 through 30

AMENDMENT NO. 70

On page 63, delete lines 31 through 38

AMENDMENT NO. 71

On page 63, between lines 47 and 48, insert the following:

"(1417) Petroleum Processing Technology
Equipment Acquisitions
(Supplemental Funding)
(Ascension, Calcasieu, East Baton
Rouge, St. John the Baptist)
Payable from General Obligation Bonds
Priority 2 \$ 1,810,000
Priority 5 \$ 2,120,000
Total \$ 3,930,000"

AMENDMENT NO. 72

On page 67, between lines 41 and 42, insert the following:

"(1418) Feasibility Study for New Campus
for Northwest Technical College
(Webster)
Payable from General Obligation Bonds
Priority 2 \$ 100,000"

AMENDMENT NO. 73

On page 68, between lines 40 and 41, insert the following:

**"19/741 LOUISIANA TECHNICAL COLLEGE -
LAFAYETTE CAMPUS**

(489) Aircraft Hangar, Planning and
Construction
(Lafayette)
Payable from General Obligation Bonds
Priority 2 \$ 120,000
Priority 5 \$ 1,185,000
Total \$ 1,305,000"

AMENDMENT NO. 74

On page 68, after line 46, insert the following:

**"19/776 LOUISIANA TECHNICAL COLLEGE -
RUSTON CAMPUS**

(488) Main Building Addition,
Planning and Construction
(Lincoln)
Payable from General Obligation Bonds
Priority 2 \$ 880,000
Priority 5 \$ 880,000
Total \$ 1,760,000"

AMENDMENT NO. 75

On page 69, after line 50, insert the following:

"36/L13 PONTCHARTRAIN LEVEE DISTRICT

(533) Amite River and Tributaries,
Bayou Manchac,
LA Feasibility Study
(Non-State Match Required)
(Ascension, East Baton Rouge, Iberville)
Payable from General Obligation Bonds
Priority 3 \$ 1,300,000"

AMENDMENT NO. 76

On page 71, between lines 1 and 2, insert the following:

"(541) Intracoastal City Public Boat
Launch Improvements, Acquisitions,
Planning and Construction
(\$936,397 Federal and/or Other
Non-State Match)
(Vermilion)
Payable from General Obligation Bonds
Priority 2 \$ 40,000"

AMENDMENT NO. 77

On page 71, between lines 13 and 14, insert the following:

"36/P06 TWIN PARISH PORT COMMISSION

() Mooring Pier Repairs
(Non-State Match Required)
(Iberia)
Payable from General Obligation Bonds
Priority 2 \$ 80,000
Priority 3 \$ 660,000
Total \$ 740,000

Pending submittal of capital outlay budget request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 78

On page 71, delete line 36, and insert the following:

"Priority 1 \$ 1,500,000
Priority 2 \$ 800,000
Total \$ 2,300,000"

AMENDMENT NO. 79

On page 71, delete lines 40 and 41, and insert the following:

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"(\$1,000,000 Non-State Match)"

AMENDMENT NO. 80

On page 72, between lines 12 and 13, insert the following:

"() Pauline Street / Poland Avenue Cruise Terminal, Improvements, Repairs, Planning and Construction (Orleans) Payable from General Obligation Bonds Priority 2 \$ 2,000,000

Pending approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 81

On page 72, delete lines 30 and 31, and insert the following:

"Priority 2 \$ 550,000 Priority 5 \$ 4,240,000"

AMENDMENT NO. 82

On page 72, delete lines 42 and 43, and insert the following:

"Priority 2 \$ 3,800,000 Total \$ 5,000,000"

AMENDMENT NO. 83

On page 73, between lines 24 and 25, insert the following:

36/P37 RED RIVER PARISH PORT COMMISSION

(556) Infrastructure Improvements, Phase I, Planning and Construction (\$812,728 Non-State Match) (Red River) Payable from General Obligation Bonds Priority 2 \$ 815,000"

AMENDMENT NO. 84

On page 74, between lines 10 and 11, insert the following:

"(561) Emergency Repair and Renovations Phase I at B. Lemann Brothers Building (Non-State Match Required) (Ascension) Payable from General Obligation Bonds Priority 2 \$ 125,000"

AMENDMENT NO. 85

On page 74, between lines 10 and 11, insert the following:

"(562) Geismar Community Center, Land Acquisition, Utilities, Right of Way, Planning and Construction (\$575,000 In-Kind and/or Non-State Match) (Ascension) Payable from General Obligation Bonds Priority 2 \$ 515,000"

AMENDMENT NO. 86

On page 74, between lines 39 and 40, insert the following:

50/J05 AVOYELLES PARISH

(569) Cooperative Extension Building, Acquisitions, Planning and Construction (\$50,000 Non-State Match) (Avoyelles) Payable from General Obligation Bonds Priority 2 \$ 500,000"

AMENDMENT NO. 87

On page 74, delete lines 46 through 48, and insert the following:

"Priority 2 \$ 265,000 Priority 5 \$ 425,000 Total \$ 690,000"

AMENDMENT NO. 88

On page 74, after line 48, insert the following:

"(571) New Water Well and Booster Plant Improvements at Shultz Road and Hwy. 190 (\$150,000 Non-State Match) (Beauregard) Payable from General Obligation Bonds Priority 2 \$ 350,000"

AMENDMENT NO. 89

On page 75, between lines 10 and 11, insert the following:

50/J07 BIENVILLE PARISH

() Courthouse Improvements in Arcadia, Planning and Construction (\$115,000 Non-State Match) (Bienville) Payable from General Obligation Bonds Priority 2 \$ 115,000 Priority 3 \$ 285,000 Total \$ 400,000"

AMENDMENT NO. 90

On page 75, between lines 20 and 21, insert the following:

"(577) Mossville Sewer Collection System, Planning and Construction (\$181,499 Non-State Match) (Calcasieu) Payable from General Obligation Bonds Priority 2 \$ 100,000 Priority 3 \$ 1,450,000 Priority 5 \$ 200,000 Total \$ 1,750,000"

AMENDMENT NO. 91

On page 75, between lines 25 and 26, insert the following:

"(580) Allen P. August Multi-Purpose Center Expansion, Acquisitions, Planning and Construction (\$250,000 Non-State Match) (Calcasieu) Payable from General Obligation Bonds

Priority 3 \$ 750,000"

AMENDMENT NO. 92

On page 75, delete line 43, and insert the following:

"Priority 2 \$ 200,000
Priority 3 \$ 745,203
Total \$ 945,203"

AMENDMENT NO. 93

On page 76, delete lines 6 through 8, and insert the following:

"Priority 2 \$ 350,000
Priority 3 \$ 400,000
Priority 4 \$ 800,000
Total \$ 1,550,000"

AMENDMENT NO. 94

On page 76, line 12, change "\$100,000" to "\$200,000"

AMENDMENT NO. 95

On page 76, between lines 12 and 13, insert the following:

"50/J14 CLAIBORNE PARISH

(586) Claiborne Parish Middlefork Reservoir,
Feasibility Study and Planning
(Claiborne)
Payable from General Obligation Bonds
Priority 2 \$ 100,000"

AMENDMENT NO. 96

On page 76, delete line 44, and insert the following:

"Priority 1 \$ 1,010,000"

AMENDMENT NO. 97

On page 77, delete line 5, and insert the following:

"Priority 2 \$ 600,000
Priority 5 \$ 500,000
Total \$ 1,100,000"

AMENDMENT NO. 98

On page 77, delete lines 25 through 27, and insert the following:

"Priority 2 \$ 195,000
Priority 3 \$ 300,000
Priority 4 \$ 455,000"

AMENDMENT NO. 99

On page 77, delete lines 32 through 34, and insert the following:

"(\$50,000 and/or In-Kind Local Match)
(Franklin)
Payable from General Obligation Bonds
Priority 2 \$ 125,000
Priority 4 \$ 125,000
Total \$ 250,000"

AMENDMENT NO. 100

On page 77, after line 48, insert the following:

"50/J22 GRANT PARISH

(595) Library Renovations and Expansions,
Headquarters/Bookmobile Branch,
Planning and Construction
(\$31,000 Non-State Match)
(Grant)
Payable from General Obligation Bonds
Priority 2 \$ 190,000"

AMENDMENT NO. 101

On page 78, delete line 7, and insert the following:

"Priority 1 \$ 100,000
Priority 2 \$ 630,000
Priority 5 \$ 500,000
Total \$ 1,230,000"

AMENDMENT NO. 102

On page 78, delete lines 14 and 15, and insert the following:

"Priority 2 \$ 170,000
Priority 5 \$ 100,000
Total \$ 300,000"

AMENDMENT NO. 103

On page 78, between lines 15 and 16, insert the following:

"(598) Iberia Medical Center Roofing,
Window and Waterproofing Repairs
and Replacement
(Non-State Match Required)
(Iberia)
Payable from General Obligation Bonds
Priority 2 \$ 100,000
Priority 3 \$ 290,000
Total \$ 390,000"

AMENDMENT NO. 104

On page 78, delete line 21, and insert the following:

"Priority 1 \$ 100,000
Priority 3 \$ 1,400,000
Total \$ 1,500,000"

AMENDMENT NO. 105

On page 78, delete lines 22 and 23, and insert the following:

"(601) Acadiana Fairgrounds Conference
Center, Fairgrounds, Sugarena RV
Park, and Rally Park, Acquisitions,
Infrastructure, Planning and Construction"

AMENDMENT NO. 106

On page 78, delete line 27, and insert the following:

"Priority 1 \$ 310,000
Priority 3 \$ 2,185,000
Total \$ 2,495,000"

AMENDMENT NO. 107

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On page 78, delete lines 34 through 36, and insert the following:

"Priority 1	\$ 20,000
Total	<u>\$ 150,000</u>

AMENDMENT NO. 108

On page 78, between lines 36 and 37, insert the following:

"(603) Wastewater Treatment Plant at
Acadiana Regional Airport, Planning
and Construction
(Non-State Match Required)
(Iberia)
Payable from General Obligation Bonds
Priority 2 \$ 100,000
Priority 3 \$ 2,660,000
Total \$ 2,760,000"

AMENDMENT NO. 109

On page 78, delete lines 37 through 42

AMENDMENT NO. 110

On page 78, between lines 42 and 43, insert the following:

"(605) Eagle Point Park Road, Planning and
Construction (Non-State Match Required)
(Iberia)
Payable from General Obligation Bonds
Priority 3 \$ 1,900,000"

AMENDMENT NO. 111

On page 78, between lines 42 and 43, insert the following:

"(606) Acadian Ball Park Improvements,
Planning and Construction
(Supplemental Funding)
(Iberia)
Payable from General Obligation Bonds
Priority 2 \$ 150,000"

AMENDMENT NO. 112

On page 78, after line 54, insert the following:

"(1347) Air Condition Up-Grade for the Boys
and Girls Club of Iberia Parish
(Iberia)
Payable from General Obligation Bonds
Priority 3 \$ 40,000"

AMENDMENT NO. 113

On page 78, after line 54, insert the following:

"() Dredging of a Portion of the
Delcambre Canal
(Non-State Match Required)
(Iberia)
Payable from General Obligation Bonds
Priority 2 \$ 100,000"

Pending submittal of capital outlay budget request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 114

On page 79, delete line 7, and insert the following:

"Priority 2	\$ 1,050,000
Priority 5	\$ 4,500,000
Total	<u>\$ 5,550,000</u>

AMENDMENT NO. 115

On page 79, delete lines 12 through 14, and insert the following:

"Priority 1	<u>\$ 700,000</u> "
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AMENDMENT NO. 116

On page 79, between lines 21 and 22, insert the following:

"(608) Airline Hwy. (U.S. 61) at
17th Street Canal Drainage
Improvements, Planning and
Construction
(Non-State Match Required)
(Jefferson)
Payable from General Obligation Bonds
Priority 2 \$ 250,000
Priority 3 \$ 2,290,000
Total \$ 2,540,000"

AMENDMENT NO. 117

On page 79, between lines 21 and 22, insert the following:

"(611) Baratavia Boulevard Roadway
Improvements, 14th Street to Richland
Drive and Donk Drive to Cousins
Boulevard, Planning and Construction
(Non-State Match Required)
(Jefferson)
Payable from General Obligation Bonds
Priority 2 \$ 150,000
Priority 5 \$ 350,000
Total \$ 500,000"

AMENDMENT NO. 118

On page 79, between lines 29 and 30, insert the following:

"(616) Canal Street Roadway and Drainage
Improvements, Planning and Construction
(Non-State Match Required)
(Jefferson)
Payable from General Obligation Bonds
Priority 3 \$ 400,000"

AMENDMENT NO. 119

On page 79, between lines 29 and 30, insert the following:

"(617) Eastbank River Batture Park
at Jefferson Playground,
Planning and Construction
(\$250,000 Non-State Match)
(Jefferson)
Payable from General Obligation Bonds
Priority 3 \$ 600,000"

AMENDMENT NO. 120

On page 79, after line 48, insert the following:

"(627) Mazoue Ditch Improvements, Acquisitions, Planning and Construction (Non-State Match Required) (Jefferson) Payable from General Obligation Bonds
 Priority 2 \$ 500,000
 Priority 5 \$ 900,000
 Total \$ 1,400,000"

AMENDMENT NO. 121

On page 80, delete lines 6 and 7, and insert the following:

"Priority 2 \$ 1,000,000
 Priority 3 \$ 9,000,000
 Priority 5 \$ 7,500,000
 Total \$ 20,000,000"

AMENDMENT NO. 122

On page 80, between lines 7 and 8, insert the following:

"(634) Terry Parkway Drainage between Carol Sue Drive and Industry Canal (Jefferson) Payable from General Obligation Bonds
 Priority 2 \$ 280,000
 Priority 5 \$ 3,110,000
 Total \$ 3,390,000"

AMENDMENT NO. 123

On page 80, between lines 7 and 8, insert the following:

"(635) Upper Kraak Ditch Crossing, Planning and Construction (Nonstate Match Required) (Jefferson) Payable from General Obligation Bonds
 Priority 5 \$ 525,000"

AMENDMENT NO. 124

On page 80, line 22, change "\$6,690,000" to "\$1,000,000"

AMENDMENT NO. 125

On page 80, delete line 25, and insert the following:

"Priority 1 \$ 510,000
 Priority 2 \$ 490,000
 Total \$ 1,000,000"

AMENDMENT NO. 126

On page 80, between lines 33 and 34, insert the following:

"50/J30 LASALLE PARISH

(643) Commercial Pumper Fire Truck, Fire District No. 7 (Eden Fellowship), Acquisition (\$11,000 Non-State Match) (LaSalle) Payable from General Obligation Bonds
 Priority 2 \$ 50,000"

AMENDMENT NO. 127

On page 80, between lines 33 and 34, insert the following:

"50/J30 LASALLE PARISH

(644) Commercial Pumper Fire Truck, Fire District No. 9 (Whitehall), Acquisition (\$18,500 Non-State Match) (LaSalle) Payable from General Obligation Bonds
 Priority 2 \$ 50,000"

AMENDMENT NO. 128

On page 80, between lines 33 and 34, insert the following:

"50/J30 LASALLE PARISH

(645) Commercial Tanker Fire Truck, Fire District No. 8 (Nebo Rogers), Acquisition (\$11,000 Non-State Match) (LaSalle) Payable from General Obligation Bonds
 Priority 2 \$ 50,000"

AMENDMENT NO. 129

On page 80, delete line 40, and insert the following:

"Priority 1 \$ 640,000
 Priority 2 \$ 960,000
 Priority 5 \$ 200,000
 Total \$ 1,800,000"

AMENDMENT NO. 130

On page 80, between lines 41 and 42, insert the following:

"(647) Governmental Complex, Acquisitions, Planning and Construction (Non-State Match Required) (Livingston) Payable from General Obligation Bonds
 Priority 2 \$ 250,000"

AMENDMENT NO. 131

On page 81, between lines 29 and 30, insert the following:

"(655) Industrial Park, Planning and Construction (Non-State Match Required) (Morehouse) Payable from General Obligation Bonds
 Priority 2 \$ 50,000
 Priority 3 \$ 550,000
 Total \$ 600,000"

AMENDMENT NO. 132

On page 81, between lines 34 and 35, insert the following:

"(658) LA425/US 165 Bypass Study and Planning (Non-State Match Required) (Morehouse) Payable from General Obligation Bonds
 Priority 2 \$ 100,000"

AMENDMENT NO. 133

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On page 83, line 50, change "\$200,000" to "\$450,000"

AMENDMENT NO. 134

On page 84, delete line 13, and insert the following:

"Priority 1	\$ 255,000
Priority 2	\$ 250,000
Priority 3	\$ 685,000
Priority 4	\$ 935,000
Priority 5	\$ 935,000
Total	<u>\$ 3,060,000"</u>

AMENDMENT NO. 135

On page 84, between lines 13 and 14, insert the following:

"() Sea Point Container Handling Transshipment Facility, Equipment Acquisition (Non-State Match Required) (Plaquemines) Payable from General Obligation Bonds	
Priority 2	\$ 4,000,000
Priority 3	\$ 4,000,000
Priority 4	\$ 8,000,000
Priority 5	\$ 4,000,000
Total	<u>\$ 20,000,000"</u>

AMENDMENT NO. 136

On page 84, between lines 14 and 15, insert the following:

"(675) Drainage Improvements, Planning and Construction (Pointe Coupee) Payable from General Obligation Bonds	
Priority 2	<u>\$ 385,000"</u>

AMENDMENT NO. 137

On page 84, delete lines 29 through 35.

AMENDMENT NO. 138

On page 84, between lines 41 and 42, insert the following:

"(679) Northside Water and Sewer District Improvements, Planning and Construction (Non-State Match Required) (Richland) Payable from General Obligation Bonds	
Priority 2	<u>\$ 25,000"</u>

AMENDMENT NO. 139

On page 84, delete line 49, and insert the following:

"Priority 1	\$ 365,000
Priority 2	\$ 135,000
Total	<u>\$ 500,000"</u>

AMENDMENT NO. 140

On page 85, delete lines 47 and 48, and insert the following:

"Priority 2	\$ 500,000
Priority 5	<u>\$ 3,000,000"</u>

AMENDMENT NO. 141

On page 86, delete lines 4 through 9, and insert the following:

"Construction (\$5,884,915 Other Match) (St. John the Baptist) Payable from General Obligation Bonds	
Priority 2	\$ 500,000
Priority 5	\$ 2,200,000
Total	<u>\$ 2,700,000"</u>

AMENDMENT NO. 142

On page 86, between lines 21 and 22, insert the following:

"(691) Joe Daigne Canal Drainage Improvements, Planning and Construction (St. Martin) Payable from General Obligation Bonds	
Priority 2	\$ 150,000
Priority 3	\$ 2,300,000
Priority 5	\$ 1,150,000
Total	<u>\$ 3,600,000"</u>

AMENDMENT NO. 143

On page 87, between lines 22 and 23, insert the following:

"(700) Courthouse Improvements, Expansion and Renovation, Planning and Construction (Non-State Match Required) (St. Martin) Payable from General Obligation Bonds	
Priority 2	\$ 370,000
Priority 5	\$ 300,000
Total	<u>\$ 670,000"</u>

AMENDMENT NO. 144

On page 87, delete line 27, and insert the following:

"Priority 1	\$ 100,000
Priority 5	\$ 200,000
Total	<u>\$ 300,000"</u>

AMENDMENT NO. 145

On page 87, delete line 32, and insert the following:

"Priority 1	\$ 60,000
Priority 2	\$ 200,000
Priority 3	\$ 6,500,000
Priority 5	\$ 400,000
Total	<u>\$ 7,160,000"</u>

AMENDMENT NO. 146

On page 87, between lines 39 and 40, insert the following:

"() Multipurpose Agricultural Arena, Planning and Construction (Non-State Match Required) (St. Martin) Payable from General Obligation Bonds	
Priority 3	<u>\$ 75,000"</u>

Pending submittal of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 147

On page 89, delete line 7, and insert the following:

"Priority 1	\$ 425,000
Priority 2	\$ 100,000
Priority 5	\$ 1,000,000
Total	<u>\$ 1,525,000"</u>

AMENDMENT NO. 148

On page 89, between lines 42 and 43, insert the following:

"() Building Improvements and Classroom Renovations at the Sheriff's Morgan City Substation - St. Mary Parish Law Enforcement District for Vocational Training (Non-State Match Required) (St. Mary)
Payable from General Obligation Bonds
Priority 2 \$ 355,000"

Pending approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 149

On page 89, between lines 43 and 44, insert the following:

"(722) Camp Salmen Acquisitions and Improvements Planning and Construction (\$449,100 Non- State Match) (St. Tammany)
Payable from General Obligation Bonds
Priority 2 \$ 200,000
Priority 3 \$ 750,000
Total \$ 950,000"

AMENDMENT NO. 150

On page 89, after line 51, insert the following:

"(735) St. Tammany West Chamber of Commerce Building, Planning and Construction (\$300,000 In-Kind and/or Non- State Match) (St. Tammany)
Payable from General Obligation Bonds
Priority 2 \$ 100,000
Priority 3 \$ 400,000
Total \$ 500,000"

AMENDMENT NO. 151

On page 90, delete lines 1 and 2, and insert the following:

"(1205) LA Highway 22 and Bayou Tete L'Ours Area Drainage Improvements, Planning and Construction (\$140,000 Non-State Match)"

AMENDMENT NO. 152

On page 90, delete line 5, and insert the following:

"Priority 1	\$ 2,300,000
Priority 5	\$ 900,000
Total	<u>\$ 3,200,000"</u>

AMENDMENT NO. 153

On page 90, delete lines 43 through 45, and insert the following:

"Priority 2	\$ 250,000
Priority 5	\$ 450,000
Total	<u>\$ 700,000"</u>

AMENDMENT NO. 154

On page 91, delete lines 37 through 39, and insert the following:

"Priority 2	\$ 500,000
Priority 3	\$ 100,000
Priority 5	\$ 400,000
Total	<u>\$ 1,000,000"</u>

AMENDMENT NO. 155

On page 91, delete line 44, and insert the following:

"Priority 1	\$ 75,000
Priority 2	\$ 25,000
Total	<u>\$ 100,000"</u>

AMENDMENT NO. 156

On page 92, between lines 1 and 2, insert the following:

"(753) Vernon Lake Cultural Center, Recreation and Tourism Park, Planning and Construction (\$50,000 Non-State Match) (Vernon)
Payable from General Obligation Bonds
Priority 2 \$ 210,000
Priority 5 \$ 300,000
Total \$ 510,000"

AMENDMENT NO. 157

On page 92, between lines 10 and 11, insert the following:

"(755) Visitor Center, Planning and Construction (\$25,000 Non-State Match) (Vernon)
Payable from General Obligation Bonds
Priority 2 \$ 25,000
Priority 5 \$ 225,000
Total \$ 250,000"

AMENDMENT NO. 158

On page 92, between lines 44 and 45, insert the following:

"**50/J62 WEST CARROLL**
() West Carroll Parish Jail Education and Visitation Room, Planning and Construction (\$100,000 Non-State Match) (West Carroll)
Payable from General Obligation Bonds
Priority 2 \$ 125,000"

AMENDMENT NO. 159

On page 93, between lines 22 and 23, insert the following:

"50/M01 ABBEVILLE

(762) Abbeville Electrical System Improvements, Acquisitions, Planning and Construction (\$152,000 Non-State Match) (Vermilion) Payable from General Obligation Bonds Priority 2 \$ 150,000"

AMENDMENT NO. 160

On page 93, between lines 41 and 42, insert the following:

"50/M09 ARCADIA

() Downtown City Park and Restroom Facilities, Acquisitions, Planning and Construction (In-Kind and/or Non-State Match Required) (Bienville) Payable from General Obligation Bonds Priority 2 \$ 15,000

Pending submittal of capital outlay budget request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 161

On page 93, between lines 41 and 42, insert the following:

"50/M14 BAKER

() Fire and Police Complex, Planning and Construction (Non-State Match Required) (East Baton Rouge) Payable from General Obligation Bonds Priority 2 \$ 100,000

Pending submittal of capital outlay budget request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 162

On page 94, after line 49, insert the following:

"(782) Signage/Visitor's Amenities Program (\$500,000 Federal and/or Non-State Match) (East Baton Rouge) Payable from the Balance of Reimbursement Bond Prepayments \$ 392,644 Payable from General Obligation Bonds Priority 2 \$ 110,000 Total \$ 502,644"

AMENDMENT NO. 163

On page 95, between lines 29 and 30, insert the following:

"50/M27 BOGALUSA

(790) New Central Fire Station and New Southside Fire Station, Planning and Construction (\$500,000 Non-State Match) (Washington) Payable from General Obligation Bonds Priority 3 \$ 600,000"

AMENDMENT NO. 164

On page 95, between lines 29 and 30, insert the following:

"50/M27 BOGALUSA

(791) Main Street Town Square, Construction (\$103,800 Non-State Match) (Washington) Payable from General Obligation Bonds Priority 3 \$ 300,000"

AMENDMENT NO. 165

On page 95, between lines 30 and 31, insert the following:

"(792) Renovate Bossier City Lateral B-1 Ditch, Planning and Construction (\$250,000 Non-State Match) (Bossier) Payable from General Obligation Bonds Priority 2 \$ 600,000"

AMENDMENT NO. 166

On page 96, between lines 8 and 9, insert the following:

"50/M32 BROUSSARD

(794) US 90 Intersection Improvements at Bercegeay Drive, Planning and Construction of Left and Right Turn Lanes (Non State Match Required) (Lafayette, St. Martin) Payable from General Obligation Bonds Priority 2 \$ 70,000 Priority 3 \$ 650,000 Total \$ 720,000"

AMENDMENT NO. 167

On page 96, between lines 8 and 9, insert the following:

"50/M32 BROUSSARD

() Billeaud Memorial, Planning and Construction (Non-State Match Required) (Lafayette) Payable from General Obligation Bonds Priority 2 \$ 100,000

Pending submittal of capital outlay budget request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 168

On page 96, between lines 23 and 24, insert the following:

"50/M45 CHURCH POINT

(796) Church Point Law Enforcement Center, Planning and Construction (\$150,000 In-Kind and/or Non-State Match) (Acadia) Payable from General Obligation Bonds Priority 2 \$ 150,000"

AMENDMENT NO. 169

On page 96, between lines 23 and 24, insert the following:

"50/M55 COTTONPORT

(798) Community Center, Renovations,
Acquisitions, Planning and Construction
(\$84,000 Non-State Match)
(Avoyelles)
Payable from General Obligation Bonds
Priority 2 \$ 125,000"

AMENDMENT NO. 170

On page 96, between lines 23 and 24, insert the following:

"50/M57 COVINGTON

(799) Covington Mile Branch Bank Stabilization,
Planning and Construction
(\$97,000 Non-State Match)
(St. Tammany)
Payable from General Obligation Bonds
Priority 2 \$ 250,000
Priority 3 \$ 250,000
Total \$ 500,000"

AMENDMENT NO. 171

On page 96, delete line 33, and insert the following:

"Priority 1 \$ 200,000
Priority 2 \$ 85,000
Total \$ 285,000"

AMENDMENT NO. 172

On page 96, delete lines 39 through 41, and insert the following:

"Priority 1 \$ 70,000"

AMENDMENT NO. 173

On page 96, delete line 50, and insert the following:

"Priority 1 \$ 625,000
Priority 5 \$ 625,000
Total \$ 1,250,000"

AMENDMENT NO. 174

On page 97, between lines 3 and 4, insert the following:

"50/M59 CULLEN

(802) Refurbish Water Storage Tank
and Equipment (Truck)
Acquisitions, Planning and Construction
(Non-State Match Required)
(Webster)
Payable from General Obligation Bonds
Priority 2 \$ 180,000
Priority 3 \$ 475,000
Total \$ 655,000"

AMENDMENT NO. 175

On page 97, between lines 4 and 5, insert the following:

"(803) Water System Improvements,
Planning and Construction (Non-State
Match Required)
(Iberia)
Payable from General Obligation Bonds
Priority 3 \$ 480,000"

AMENDMENT NO. 176

On page 97, between lines 14 and 15, insert the following:

"50/M61 DELHI

(805) Northeast Louisiana Livestock
Show Arena Expansion,
Planning and Construction
(Non-State Match Required)
(Richland)
Payable from General Obligation Bonds
Priority 2 \$ 150,000"

AMENDMENT NO. 177

On page 97, delete lines 15 through 19.

AMENDMENT NO. 178

On page 97, between lines 38 and 39, insert the following:

"(806) Industrial Park Land Acquisition,
Planning and Construction of
Infrastructure
(Non-State Match Required)
(Ascension)
Payable from General Obligation Bonds
Priority 2 \$ 50,000
Priority 3 \$ 505,000
Priority 4 \$ 505,000
Total \$ 1,060,000"

AMENDMENT NO. 179

On page 97, delete line 43, and insert the following:

"Priority 1 \$ 50,000
Priority 2 \$ 500,000
Total \$ 550,000"

AMENDMENT NO. 180

On page 98, delete line 9, and insert the following:

"Priority 1 \$ 255,000
Priority 2 \$ 75,000
Total \$ 330,000"

AMENDMENT NO. 181

On page 98, between lines 9 and 10, insert the following:

"50/M80 ERATH

(809) Sludge Drying Beds for the
Wastewater Treatment Facility,
Planning and Construction
(Non-State Match Required)
(Vermilion)

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Payable from General Obligation Bonds
Priority 2 \$ 50,000"

AMENDMENT NO. 182

On page 98, between lines 9 and 10, insert the following:

"50/M85 FARMERVILLE

(812) Recreation Center, Planning,
Renovations and Construction
(\$1,600,000 Non-State Match)
(Union)
Payable from General Obligation Bonds
Priority 2 \$ 240,000
Priority 5 \$ 245,000
Total \$ 485,000"

AMENDMENT NO. 183

On page 98, between lines 9 and 10, insert the following:

"50/M86 FENTON

(813) Municipal Complex, Planning
and Construction
(\$100,184 Non-State Match)
(Jefferson Davis)
Payable from General Obligation Bonds
Priority 2 \$ 100,000"

AMENDMENT NO. 184

On page 99, between lines 6 and 7, insert the following:

"() Business Park Property Acquisition and
Development (Non-State Match Required)
(Washington)
Payable from General Obligation Bonds
Priority 2 \$ 150,000"

Pending submittal of capital outlay budget request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 185

On page 99, delete line 16, and insert the following:

"(\$490,619 Federal FEMA Match;
\$63,539 Local Match)"

AMENDMENT NO. 186

On page 99, delete lines 19 through 21, and insert the following:

"Priority 2 \$ 100,000"

AMENDMENT NO. 187

On page 99, between lines 23 and 24, insert the following:

"50/MA5 GONZALES

(823) Jambalaya Park,
Planning and Construction
(\$100,000 Non-State Match)
(Ascension)
Payable from General Obligation Bonds
Priority 2 \$ 100,000

Priority 3 \$ 115,000
Total \$ 215,000"

AMENDMENT NO. 188

On page 99, between lines 32 and 33, insert the following:

"(826) Installation of New Water
Distribution System, Planning
and Construction
(\$70,000 Local Match;
\$32,000 Federal Match)
(Jefferson)
Payable from General Obligation Bonds
Priority 2 \$ 100,000
Priority 3 \$ 600,000
Priority 5 \$ 100,000
Total \$ 800,000"

AMENDMENT NO. 189

On page 99, delete line 42, and insert the following:

"(1333) New Multiplex Center, Planning (\$195,000)"

AMENDMENT NO. 190

On page 100, between lines 1 and 2, insert the following:

"(830) Gretna City Park Improvements
(Non-state Match and/or In-Kind Match
Required)
(Jefferson)
Payable from General Obligation Bonds
Priority 2 \$ 250,000"

AMENDMENT NO. 191

On page 100, after line 46, insert the following:

"(836) Lafitte General Assembly/
Emergency Shelter
(\$350,000 Non-State Match)
(Jefferson)
Payable from General Obligation Bonds
Priority 5 \$ 150,000"

AMENDMENT NO. 192

On page 100, after line 46, insert the following:

"(839) Lafitte Drainage, Willie Mae
Subdivision, Planning and
Construction
(Non-State Match Required)
(Jefferson)
Payable from General Obligation Bonds
Priority 2 \$ 50,000
Priority 3 \$ 475,000
Priority 4 \$ 475,000
Priority 5 \$ 150,000
Total \$ 1,150,000"

AMENDMENT NO. 193

On page 100, after line 46, insert the following:

"(840) Lafitte Street Drainage,
Planning and Construction

(Non-State Match Required)
(Jefferson)
Payable from General Obligation Bonds
Priority 5 \$ 520,000"

AMENDMENT NO. 194

On page 101, between lines 15 and 16, insert the following:

"50/ME3 JENA

(843) Municipal Complex,
Planning and Construction
(\$25,000 Non-State Match)
(LaSalle)
Payable from General Obligation Bonds
Priority 2 \$ 100,000"

AMENDMENT NO. 195

On page 101, between lines 21 and 22, insert the following:

"50/MF9 LAKE CHARLES

(848) America's Wetland Discovery Center,
Planning and Construction
(\$4,068,000 Federal and/or
Non-State Match)
(Calcasieu)
Payable from General Obligation Bonds
Priority 2 \$ 300,000
Priority 3 \$ 1,385,000
Priority 5 \$ 350,000
Total \$ 2,035,000"

AMENDMENT NO. 196

On page 101, between lines 21 and 22, insert the following:

"50/MF9 LAKE CHARLES

(849) West Prien Lake Road Realignment,
Planning and Construction
(\$1,000,000 Non-State Match)
(Calcasieu)
Payable from General Obligation Bonds
Priority 5 \$ 2,500,000"

AMENDMENT NO. 197

On page 101, between lines 21 and 22, insert the following:

"50/MF9 LAKE CHARLES

(850) Convention/Conference Hotel,
Planning and Construction
(\$1,041,667 Non-State Match)
(Calcasieu)
Payable from General Obligation Bonds
Priority 2 \$ 500,000
Priority 5 \$ 540,000
Total \$ 1,040,000"

AMENDMENT NO. 198

On page 101, between lines 21 and 22, insert the following:

"50/MG8 LIVONIA

(855) Livonia Town Hall,
Planning and Construction
(\$150,000 Non-State Match)
(Pointe Coupee)
Payable from General Obligation Bonds
Priority 2 \$ 500,000"

AMENDMENT NO. 199

On page 101, between lines 30 and 31, insert the following:

"50/MH5 LUTCHER

(857) Raw Water Intake Structure for
Water Treatment Plant, Planning
and Construction
(Non-State Match Required)
(St. James)
Payable from General Obligation Bonds
Priority 2 \$ 300,000"

AMENDMENT NO. 200

On page 101, between lines 30 and 31, insert the following:

"50/MH6 MADISONVILLE

(858) Wastewater Treatment Plant
Improvements, Planning and
Construction
(\$230,606 In-Kind and/or
Non-State Match)
(St. Tammany)
Payable from General Obligation Bonds
Priority 2 \$ 615,000"

AMENDMENT NO. 201

On page 101, between lines 30 and 31, insert the following:

"50/MH8 MANDEVILLE

(860) Galvez Street Phase III, US 90
Outfall, Drainage Improvements,
Planning and Construction
(\$554,880 Nonstate Match)
(St. Tammany)
Payable from General Obligation Bonds
Priority 2 \$ 500,000
Priority 5 \$ 500,000
Total \$ 1,000,000"

AMENDMENT NO. 202

On page 101, delete lines 36 through 38, and insert the following:

"Priority 2 \$ 280,000
Priority 5 \$ 400,000
Total \$ 680,000"

AMENDMENT NO. 203

On page 101, between lines 41 and 42, insert the following:

"50/MI3 MANY

(861) Water Treatment Plant Modifications,
Planning and Construction
(Non-State Match Required)

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(Sabine)
Payable from General Obligation Bonds
Priority 3 \$ 1,210,000"

AMENDMENT NO. 204

On page 101, after line 48, insert the following:

"50/M16 MARKSVILLE

(863) Fox Community Center, Planning
and Construction
(Non-State Match Required)
(Avoyelles)
Payable from General Obligation Bonds
Priority 2 \$ 130,000
Priority 4 \$ 95,000
Total \$ 225,000"

AMENDMENT NO. 205

On page 101, after line 48, insert the following:

"50/MI6 MARKSVILLE

(864) Bontempt Street Drainage Improvements,
Planning and Construction
(\$86,918 Non-State Match)
(Avoyelles)
Payable from General Obligation Bonds
Priority 2 \$ 170,000
Priority 5 \$ 180,000
Total \$ 350,000"

AMENDMENT NO. 206

On page 102, delete lines 8 through 11, and insert the following:

"Priority 1 \$ 450,000"

AMENDMENT NO. 207

On page 102, delete lines 33 through 41

AMENDMENT NO. 208

On page 104, between lines 14 and 15, insert the following:

"50/MK3 MORGANZA

(880) Town Hall Generator and Switch Gear,
Planning, Acquisitions, and Construction
(Pointe Coupee)
Payable from General Obligation Bonds
Priority 2 \$ 30,000"

AMENDMENT NO. 209

On page 105, between lines 26 and 27, insert the following:

"50/ML1 NEW IBERIA

() Civic Center, Planning and
Construction
(Non-State Match Required)
(Iberia)
Payable from General Obligation Bonds
Priority 3 \$ 2,000,000"

Pending submittal of capital outlay budget request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 210

On page 105, delete lines 41 through 43, and insert the following:

"Priority 2 \$ 450,000
Priority 3 \$ 2,000,000
Priority 4 \$ 2,000,000
Priority 5 \$ 1,550,000
Total \$ 6,000,000"

AMENDMENT NO. 211

On page 105, delete lines 49 through 51, and insert the following:

"Priority 2 \$ 800,000
Priority 5 \$ 2,700,000
Total \$ 6,700,000"

AMENDMENT NO. 212

On page 106, delete line 6, and insert the following:

"Priority 1 \$ 5,130,000
Priority 3 \$ 5,000,000
Total \$ 10,130,000"

AMENDMENT NO. 213

On page 106, between lines 6 and 7, insert the following:

"(896) Lower Algiers Community Center,
Planning and Construction
(\$2,000,000 Local Match)
(Orleans)
Payable from General Obligation Bonds
Priority 2 \$ 350,000"

AMENDMENT NO. 214

On page 106, delete line 12, and insert the following:

"Priority 1 \$ 150,000
Priority 3 \$ 3,300,000
Total \$ 3,450,000"

AMENDMENT NO. 215

On page 106, delete line 35, and insert the following:

"Priority 1 \$ 2,450,000
Priority 2 \$ 200,000
Priority 5 \$ 2,500,000
Total \$ 5,150,000"

AMENDMENT NO. 216

On page 106, delete lines 36 through 40

AMENDMENT NO. 217

On page 106, between lines 45 and 46, insert the following:

"(1349) Airport to CBD Light
Rail Line (\$5,000,000 local
and \$10,000,000 Federal Match)
(Orleans)

Payable from General Obligation Bonds
Priority 2 \$ 5,000,000"

AMENDMENT NO. 218

On page 106, between lines 45 and 46, insert the following:

"() General Improvements to Recreational
Facilities and Parks - Rosenwald,
Van McMurray, A. L. Davis,
and Taylor, Planning and Construction
(Non-State Match Required)
(Orleans)
Payable from General Obligation Bonds
Priority 2 \$ 500,000

Pending submittal of capital outlay budget request and approval
pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 219

On page 106, after line 53, insert the following:

"50/ML8 NORWOOD

(902) Elevated Tower Renovation,
Planning and Construction
(Non-State Match Required)
(East Feliciana)
Payable from General Obligation Bonds
Priority 2 \$ 320,000"

AMENDMENT NO. 220

On page 106, after line 53, insert the following:

"50/MM5 OLLA

(904) Commercial Pumper Fire Truck,
Fire District No. 2, Acquisition
(\$25,000 Non-State Match)
(LaSalle)
Payable from General Obligation Bonds
Priority 2 \$ 50,000"

AMENDMENT NO. 221

On page 107, between lines 3 and 4, insert the following:

"(\$8,000,000 Federal Match)"

AMENDMENT NO. 222

On page 107, between lines 8 and 9, insert the following:

"() City Hall Improvements,
Planning and Construction
(Non-State Match Required)
(St. Landry)
Payable from General Obligation Bonds
Priority 2 \$ 1,000,000

Pending approval of capital outlay budget request pursuant to the
provisions of R.S. 39:112."

AMENDMENT NO. 223

On page 107, between lines 8 and 9, insert the following:

"50/MM8 PARKS

() Water System Improvements,
Planning and Construction
(\$100,000 Non-State Match)
(St. Martin)
Payable from General Obligation Bonds
Priority 2 \$ 75,000
Priority 3 \$ 610,000
Priority 5 \$ 305,000
Total \$ 990,000

Pending submittal of capital outlay budget request and approval
pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 224

On page 107, between lines 23 and 24, insert the following:

"50/MN9 POLLOCK

(910) Access Road for U.S. Federal
Correction Complex, Phase III,
Planning and Construction
(Grant)
Payable from General Obligation Bonds
Priority 5 \$ 1,935,000"

AMENDMENT NO. 225

On page 107, delete line 44, and insert the following:

"Priority 2 \$ 100,000
Priority 3 \$ 520,000"

AMENDMENT NO. 226

On page 108, delete lines 5 and 6, and insert the following:

"Priority 2 \$ 150,000
Priority 3 \$ 466,000
Priority 4 \$ 684,000
Priority 5 \$ 100,000"

AMENDMENT NO. 227

On page 108, delete lines 13 through 15, and insert the following:

"Priority 2 \$ 410,000
Priority 5 \$ 1,000,000
Total \$ 1,410,000"

AMENDMENT NO. 228

On page 108, between lines 17 and 18, insert the following:

"() Municipal Complex,
Planning and Construction
(Non-State Match and/or
In-Kind Match Required)
(Ouachita)
Payable from General Obligation Bonds
Priority 2 \$ 250,000

Pending submittal of capital outlay budget request and approval
pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 229

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On page 108, between lines 17 and 18, insert the following:

"50/MQ1 ROSEPINE

(917) City Hall/Detention Center (\$25,000 Non-State Match) (Vernon) Payable from General Obligation Bonds Priority 2 \$ 175,000"

AMENDMENT NO. 230

On page 108, between lines 18 and 19, insert the following:

"(918) Tarbutton Road Interstate 20 Interchanges and Connector Road (Non-State Match Required) (Lincoln) Payable from General Obligation Bonds Priority 2 \$ 200,000 Priority 3 \$ 1,600,000 Priority 4 \$ 1,600,000 Priority 5 \$ 1,600,000 Total \$ 5,000,000"

AMENDMENT NO. 231

On page 108, between lines 25 and 26, insert the following:

"50/MQ4 ST. JOSEPH

(919) City Hall/Convention Center, Planning and Construction (Non-State Match Required) (Tensas) Payable from General Obligation Bonds Priority 2 \$ 250,000"

AMENDMENT NO. 232

On page 108, delete line 30, and insert the following:

"Priority 1 \$ 100,000 Priority 5 \$ 900,000 Total \$ 1,000,000"

AMENDMENT NO. 233

On page 108, between lines 30 and 31, insert the following:

"50/MQ6 SALINE

() Water Tower Repairs, Planning and Construction (Non-State Match Required) (Bienville) Payable from General Obligation Bonds Priority 2 \$ 15,000"

Pending submittal of capital outlay budget request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 234

On page 108, between lines 30 and 31, insert the following:

"50/MQ7 SAREPTA

(921) Wastewater Collection System

Improvements, Acquisitions, Planning and Construction (Non-State Match Required) (Webster) Payable from General Obligation Bonds Priority 2 \$ 260,000 Priority 3 \$ 320,000 Total \$ 580,000"

AMENDMENT NO. 235

On page 109, between lines 20 and 21, insert the following:

"50/MR8 SLAUGHTER

(932) Overlay Project, Planning and Construction (\$5,000 Non-State Match) (East Feliciana) Payable from General Obligation Bonds Priority 2 \$ 100,000"

AMENDMENT NO. 236

On page 109, between lines 20 and 21, insert the following:

"50/MR9 SLIDELL

(933) Heritage Park Amphitheater, Planning and Construction (\$75,000 Non-State Match) (St. Tammany) Payable from General Obligation Bonds Priority 2 \$ 225,000"

AMENDMENT NO. 237

On page 109, between lines 20 and 21, insert the following:

"50/MR9 SLIDELL

(934) W-14 Canal Control Structure, Planning and Construction (\$25,000 Non-State Match) (St. Tammany) Payable from General Obligation Bonds Priority 2 \$ 75,000"

AMENDMENT NO. 238

On page 109, between lines 20 and 21, insert the following:

"50/MR9 SLIDELL

(935) City Barn Pumping Station Improvements, Planning and Construction (\$50,000 Non-State Match) (St. Tammany) Payable from General Obligation Bonds Priority 2 \$ 150,000"

AMENDMENT NO. 239

On page 109, between lines 20 and 21, insert the following:

"50/MR9 SLIDELL

(936) Schneider Canal Pump Station Protection, Planning and Construction

(\$25,000 Non-State Match)
(St. Tammany)
Payable from General Obligation Bonds
Priority 2 \$ 75,000"

AMENDMENT NO. 240

On page 109, between lines 28 and 29, insert the following:

"50/MS5 SPRINGHILL

() Springhill Community Activity
Center and R. V. Park,
Planning and Construction
(Supplemental Funding)
(\$150,000 Non-State Match)
(Webster)
Payable from General Obligation Bonds
Priority 2 \$ 150,000

Pending submittal of capital outlay budget request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 241

On page 109, delete lines 34 through 36, and insert the following:

"Priority 2 \$ 130,000
Priority 5 \$ 210,000
Total \$ 340,000"

AMENDMENT NO. 242

On page 109, between lines 36 and 37, insert the following:

"50/MT1 SUN

(939) Town Hall Renovations,
Planning and Construction
(Non-State Match Required)
(St. Tammany)
Payable from General Obligation Bonds
Priority 2 \$ 200,000"

AMENDMENT NO. 243

On page 109, between lines 36 and 37, insert the following:

"50/MT3 TALLULAH

(941) Industrial Park Development,
Planning and Construction
(Non-State Match Required)
(Madison)
Payable from General Obligation Bonds
Priority 2 \$ 400,000"

AMENDMENT NO. 244

On page 109, between lines 36 and 37, insert the following:

"50/MT5 THIBODAUX

(943) LA 20/S. Canal Boulevard Drainage,
Engineering and Construction
(\$21,000 Local Match; \$66,256
Federal Match)
(Lafourche)
Payable from General Obligation Bonds

Priority 2 \$ 300,000"

AMENDMENT NO. 245

On page 110, between lines 18 and 19, insert the following:

"50/MU5 VINTON

(944) Sidewalk and Drainage Improvements
on Horridge Street (Main Street)
(\$50,000 Non-State Match)
(Calcasieu)
Payable from General Obligation Bonds
Priority 2 \$ 310,000"

AMENDMENT NO. 246

On page 110, between lines 18 and 19, insert the following:

"50/MU7 WALKER

() Water Line Extension, Planning and
Construction (Non-State Match Required)
(Livingston)
Payable from General Obligation Bonds
Priority 2 \$ 500,000

Pending submittal of capital outlay budget request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 247

On page 110, between lines 21 and 22, insert the following:

"(\$600,000 Federal Match; \$40,000 Local Match)"

AMENDMENT NO. 248

On page 110, between lines 27 and 28, insert the following:

"(948) Montgomery Street Improvements,
Planning and Construction
(\$561,120 Non-State Match)
(Ouachita)
Payable from General Obligation Bonds
Priority 2 \$ 1,000,000"

AMENDMENT NO. 249

On page 111, delete lines 9 and 10, and insert the following:

"(955) Adult Day Care Center, Renovations,
Equipment, Planning, Construction,
and Land Acquisition (\$200,000
Local Match)"

AMENDMENT NO. 250

On page 112, delete lines 16 through 18, and insert the following:

"Priority 2 \$ 600,000
Priority 5 \$ 1,200,000
Total \$ 1,800,000"

AMENDMENT NO. 251

On page 112, delete lines 30 and 31, and insert the following:

"Priority 2 \$ 200,000

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Priority 3	\$ 360,000
Priority 4	\$ <u>540,000</u> "

AMENDMENT NO. 252

On page 113, delete lines 6 through 8, and insert the following:

"Priority 3	\$ 1,350,000
Priority 5	\$ <u>8,000,000</u> "

AMENDMENT NO. 253

On page 113, delete lines 27 through 29, and insert the following:

"Priority 2	\$ 150,000
Priority 3	\$ 75,000
Priority 4	\$ 175,000
Priority 5	\$ <u>1,320,000</u>
Total	\$ <u>1,720,000</u> "

AMENDMENT NO. 254

On page 113, delete line 49, and insert the following:

"Priority 1	\$ 250,000
Priority 2	\$ 60,000
Priority 3	\$ <u>5,510,000</u>
Total	\$ <u>5,820,000</u> "

AMENDMENT NO. 255

On page 113, after line 49, insert the following:

"50/MW4 ZWOLLE

(977) Installation of Sewer System Improvements, Planning and Construction (\$129,000 Non-State Match) (Sabine)
Payable from General Obligation Bonds

Priority 2	\$ 150,000
Priority 5	\$ <u>225,000</u>
Total	\$ <u>375,000</u> "

AMENDMENT NO. 256

On page 113, after line 49, insert the following:

"50/MW4 ZWOLLE

(978) 6" Waterline Installation, Planning and Construction (\$25,000 Non-State Match) (Sabine)
Payable from General Obligation Bonds

Priority 3	\$ <u>250,000</u> "
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AMENDMENT NO. 257

On page 115, at the end of line 2, insert the following:

"Fire Suppression Upgrade to Hangars, Backstop Expansion, Roads, and Parking,"

AMENDMENT NO. 258

On page 115, delete line 22, and insert the following:

"Priority 1	\$ 265,000
Priority 2	\$ 285,000
Priority 5	\$ <u>2,600,000</u>
Total	\$ <u>3,150,000</u> "

AMENDMENT NO. 259

On page 115, after line 37, insert the following:

"50/N24 CALCASIEU GRAVITY DRAINAGE DISTRICT

(984) Channel Improvements to the Missouri Pacific Lateral from LA Highway 14 to Russell Street, Planning and Construction (630,000 Non-State Match) (Calcasieu)
Payable from General Obligation Bonds

Priority 3	\$ <u>630,000</u> "
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AMENDMENT NO. 260

On page 117, between lines 35 and 36, insert the following:

"50/N49 ST. HELENA PARISH SHERIFF

(994) St. Helena Parish Jail Project, Planning and Construction (\$1,535,000 Non-State Match) (St. Helena)
Payable from General Obligation Bonds

Priority 2	\$ 210,000
Priority 3	\$ <u>590,000</u>
Total	\$ <u>800,000</u> "

AMENDMENT NO. 261

On page 118, delete line 9, and insert the following:

"Priority 1	\$ 250,000
Priority 2	\$ <u>250,000</u>
Total	\$ <u>500,000</u> "

AMENDMENT NO. 262

On page 118, delete lines 16 through 19, and insert the following:

"Priority 2	\$ 200,000
Priority 5	\$ <u>800,000</u> "

AMENDMENT NO. 263

On page 118, between lines 20 and 21, insert the following:

"50/N73 NEW ORLEANS HEALTH CORPORATION

(1236) Health Clinic for the New Orleans Health Corporation, Planning and Construction (Non-State Match Required) (Orleans)
Payable from General Obligation Bonds

Priority 1	\$ 1,250,000
Priority 2	\$ <u>250,000</u>
Total	\$ <u>1,500,000</u> "

AMENDMENT NO. 264

On page 118, delete lines 28 through 30, and insert the following:

"Priority 2	\$ 7,000,000
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Priority 5 \$ 21,000,000
 Total \$ 30,000,000"

AMENDMENT NO. 265

On page 118, between lines 30 and 31, insert the following:

"50/N76 WEST CALCASIEU AIRPORT AUTHORITY

(1002) Southland Field New Airport Hangar,
 Planning and Construction
 (Non-State Match Required)
 (Calcasieu)
 Payable from General Obligation Bonds
 Priority 2 \$ 50,000
 Priority 3 \$ 370,000
 Total \$ 420,000"

AMENDMENT NO. 266

On page 119, between lines 14 and 15, insert the following:

"50/NA3 AVOYELLES PARISH AIRPORT AUTHORITY

(1006) Terminal Building and Fuel Farm,
 Planning and Construction
 (\$100,000 Non-State Match)
 (Avoyelles)
 Payable from General Obligation Bonds
 Priority 2 \$ 210,000"

AMENDMENT NO. 267

On page 119, delete line 22, and insert the following:

"Priority 1 \$ 295,000
 Priority 2 \$ 1,500,000
 Priority 5 \$ 300,000
 Total \$ 2,095,000"

AMENDMENT NO. 268

On page 119, between lines 22 and 23, insert the following:

"50/NA8 SERENITY 67"

AMENDMENT NO. 269

On page 120, delete lines 10 and 11, and insert the following:

"Priority 2 \$ 125,000
 Priority 3 \$ 25,000"

AMENDMENT NO. 270

On page 120, delete line 18, and insert the following:

"Priority 1 \$ 50,000
 Priority 2 \$ 450,000
 Priority 5 \$ 550,000
 Total \$ 1,050,000"

AMENDMENT NO. 271

On page 120, delete line 24, and insert the following:

"Priority 1 \$ 50,000
 Priority 2 \$ 450,000
 Priority 3 \$ 1,500,000"

Total \$ 2,000,000"

AMENDMENT NO. 272

On page 121, delete line 39, and insert the following:

"Priority 1 \$ 750,000
 Priority 2 \$ 975,000
 Priority 3 \$ 400,000
 Priority 4 \$ 250,000
 Total \$ 2,375,000"

AMENDMENT NO. 273

On page 122, delete line 6, and insert the following:

"Priority 1 \$ 80,000
 Priority 2 \$ 190,000
 Total \$ 270,000"

AMENDMENT NO. 274

On page 122, between lines 38 and 39, insert the following:

"50/NH4 AVOYELLES SOCIETY FOR THE DEVELOPMENTALLY DISABLED

(1018) Building Renovations,
 Planning and Construction
 (\$40,800 Non-State Match Required)
 (Avoyelles)
 Payable from General Obligation Bonds
 Priority 2 \$ 75,000
 Priority 5 \$ 300,000
 Total \$ 375,000"

AMENDMENT NO. 275

On page 123, between lines 1 and 2, insert the following:

"(1019) Tee Hangar Extension,
 Planning and Construction
 (Non-State Match Required)
 (Ascension)
 Payable from General Obligation Bonds
 Priority 2 \$ 100,000
 Priority 3 \$ 690,000
 Total \$ 790,000"

AMENDMENT NO. 276

On page 124, delete line 23, and insert the following:

"Priority 1 \$ 3,385,000
 Priority 2 \$ 1,000,000
 Total \$ 4,385,000"

AMENDMENT NO. 277

On page 124, delete lines 35 through 37, and insert the following:

"Priority 2 \$ 300,000
 Priority 5 \$ 1,900,000
 Total \$ 2,200,000"

AMENDMENT NO. 278

On page 124, delete line 43, and insert the following:

"Priority 2	\$ 275,000
Priority 3	\$ 100,000
Priority 5	\$ 65,000
Total	<u>\$ 440,000"</u>

AMENDMENT NO. 279

On page 125, delete lines 8 through 10, and insert the following:

"Priority 2	\$ 350,000
Priority 3	\$ 200,000
Priority 4	\$ 1,700,000
Total	<u>\$ 2,575,000"</u>

AMENDMENT NO. 280

On page 125, delete line 18, and insert the following:

"Priority 1	\$ 75,000
Priority 2	\$ 1,360,000
Total	<u>\$ 1,435,000"</u>

AMENDMENT NO. 281

On page 127, between lines 6 and 7, insert the following:

"50/NN8 COTEAU WATER SYSTEM, INC.

(1036) Water System Improvements, Planning and Construction (In-Kind and/or Non-State Match Required) (Iberia, St. Martin)
Payable from General Obligation Bonds

Priority 2	\$ 100,000
Priority 3	\$ 2,400,000
Total	<u>\$ 2,500,000"</u>

AMENDMENT NO. 282

On page 127, between lines 6 and 7, insert the following:

"50/NN9 ST. TAMMANY ASSOCIATION OF RETARDED CITIZENS

(1037) West St. Tammany Facility for Retarded Citizens, Planning and Construction (Non-State Match Required) (St. Tammany)
Payable from General Obligation Bonds

Priority 2	\$ 100,000
Priority 3	\$ 500,000
Priority 4	\$ 150,000
Priority 5	\$ 250,000
Total	<u>\$ 1,000,000"</u>

AMENDMENT NO. 283

On page 127, between lines 6 and 7, insert the following:

"50/NP1 ACADIANA CRIMINALISTICS LAB

(1038) Acadiana Crime Laboratory Building, Planning and Construction (Iberia)
Payable from General Obligation Bonds

Priority 3	\$ 200,000
Priority 4	\$ 2,000,000
Total	<u>\$ 2,200,000"</u>

AMENDMENT NO. 284

On page 127, delete line 12, and insert the following:

"Priority 1	\$ 500,000
Priority 5	\$ 600,000
Total	<u>\$ 1,100,000"</u>

AMENDMENT NO. 285

On page 127, between lines 12 and 13, insert the following:

"50/NQ2 GRAVITY DRAINAGE DISTRICT NO. 6 OF CALCASIEU PARISH

(1040) Drainage Improvement and Infrastructure Development in High Hope Area, Planning and Construction (\$263,000 Non-State Match) (Calcasieu)
Payable from General Obligation Bonds

Priority 2	\$ 185,000
Priority 3	\$ 140,000
Total	<u>\$ 325,000"</u>

AMENDMENT NO. 286

On page 127, between lines 12 and 13, insert the following:

"50/NQ3 NIBLETTS BLUFF PARK COMMISSION

(1041) Bulkhead Along Sabine River, Planning and Construction (\$50,000 Non-State Match) (Calcasieu)
Payable from General Obligation Bonds

Priority 2	\$ 100,000"
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AMENDMENT NO. 287

On page 127, between lines 12 and 13, insert the following:

"50/NQ4 BAYOU D'ARBONNE WATERSHED DISTRICT

(1042) Overflow Spillway Feasibility Study (Non-State Match Required) (Lincoln, Union)
Payable from General Obligation Bonds

Priority 2	\$ 80,000"
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AMENDMENT NO. 288

On page 127, delete lines 18 through 20, and insert the following:

"Priority 2	\$ 250,000
Priority 3	\$ 50,000
Priority 4	\$ 200,000
Total	<u>\$ 500,000"</u>

AMENDMENT NO. 289

On page 127, between lines 20 and 21, insert the following:

"50/NQ6 BAYOU PIERRE WATER SYSTEM, INC.

(1044) Water Distribution System Upgrades, Planning and Construction (\$102,000 Non-State Match)

(Red River)
Payable from General Obligation Bonds
Priority 2 \$ 300,000"

AMENDMENT NO. 290

On page 127, delete lines 27 through 29, and insert the following:

"Priority 2 \$ 190,000
Priority 5 \$ 170,000
Total \$ 360,000"

AMENDMENT NO. 291

On page 127, between lines 29 and 30, insert the following:

"50/NR4 T. P. O. INC.

(1046) T. P. O. - Proposed Tourism Destination,
Planning and Construction
(Non-State Match Required)
(Sabine)
Payable from General Obligation Bonds
Priority 2 \$ 50,000
Priority 5 \$ 440,000
Total \$ 490,000"

AMENDMENT NO. 292

On page 127, between lines 36 and 37, insert the following:

"50/NR9 LONGUE VUE HOUSE AND GARDENS

(1047) Restoration and Master Site Planning
(\$498,760 Non-State Match)
(Orleans)
Payable from General Obligation Bonds
Priority 3 \$ 500,000"

AMENDMENT NO. 293

On page 128, delete lines 19 through 21, and insert the following:

"(In-Kind Non-State Match)
(Tangipahoa)
Payable from General Obligation Bonds
Priority 2 \$ 150,000
Priority 3 \$ 250,000
Priority 4 \$ 1,000,000
Total \$ 1,400,000"

AMENDMENT NO. 294

On page 128, between lines 24 and 25, insert the following:

"50/NS9 SOUTHERN COMMUNITY DEVELOPMENT CORPORATION

() Semmes Community Center
Building Renovations,
Planning and Construction
(Orleans)
Payable from General Obligation Bonds
Priority 2 \$ 500,000

Pending receipt of capital outlay budget request and approval pursuant to the provisions of R S. 39:112."

AMENDMENT NO. 295

On page 128, between lines 24 and 25, insert the following:

"50/NS9 SOUTHERN COMMUNITY DEVELOPMENT CORPORATION

(1011) Lower Ninth Ward Economic Development
Center, Land Acquisition, Planning
and Construction
(Non-State Match Required)
(Orleans)
Payable from General Obligation Bonds
Priority 2 \$ 500,000"

AMENDMENT NO. 296

On page 128, between lines 24 and 25, insert the following:

"50/NS9 SOUTHERN COMMUNITY DEVELOPMENT CORPORATION

() Southern Community Development
Corporation, Acquisitions, Planning
and Construction (Non-State
Match Required)
(Orleans)
Payable from General Obligation Bonds
Priority 2 \$ 500,000

Pending submittal of capital outlay budget request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 297

On page 128, between lines 33 and 34, insert the following:

"50/NT2 MERCY ENDEAVORS SENIOR CITIZEN ELDERLY RESOURCE CENTER

(1050) Irish Channel-St. Andrews Street
Elderly Resource Center, Design,
Planning, Renovation and Construction
(25% Local Match)
(Orleans)
Payable from General Obligation Bonds
Priority 2 \$ 400,000
Priority 5 \$ 500,000
Total \$ 900,000"

AMENDMENT NO. 298

On page 128, delete lines 40 and 41, and insert the following:

"Priority 2 \$ 100,000
Priority 3 \$ 200,000
Priority 4 \$ 402,000"

AMENDMENT NO. 299

On page 129, line 3, after "Planning" insert ", Acquisition,"

AMENDMENT NO. 300

On page 129, between lines 25 and 26, insert the following:

"50/NV1 POLLOCK AREA WATER SYSTEM, INC.

(1062) Water System Improvements,
Planning and Construction
(Non- State Match Required)

(Grant)
Payable from General Obligation Bonds
Priority 2 \$ 185,000"

AMENDMENT NO. 301

On page 129, between lines 25 and 26, insert the following:

"50/NV4 UJAMAA COMMUNITY DEVELOPMENT

(1065) Treme Youth Entrepreneurial Center,
Planning and Construction
(\$342,500 Non-State Match)
(Orleans)
Payable from General Obligation Bonds
Priority 2 \$ 25,000
Priority 5 \$ 345,000
Total \$ 370,000"

AMENDMENT NO. 302

On page 130, between lines 9 and 10, insert the following:

"50/NW1 UNION PARISH SHERIFF'S OFFICE

(1315) New Complex, Planning and
Construction (\$150,000 In-Kind
and/or Non-State Match)
(Union)
Payable from General Obligation Bonds
Priority 2 \$ 100,000
Priority 3 \$ 1,640,000
Total \$ 1,740,000"

AMENDMENT NO. 303

On page 130, between lines 24 and 25, insert the following:

**"50/NX1 SOUTHSIDE ECONOMIC DEVELOPMENT
DISTRICT, INC.**

() Louisiana Purchase Theme Park
and Zoo, Improvements and
Development, Planning and
Construction
(Non-State Match Required)
(Ouachita)
Payable from General Obligation Bonds
Priority 2 \$ 650,000
Priority 3 \$ 500,000
Total \$ 1,150,000"

AMENDMENT NO. 304

On page 130, between lines 35 and 36, insert the following:

"50/NX6 LAMAR DIXON EXPO CENTER

(1351) Renovations to Accommodate the
LSU State Agricultural Center
Livestock Show
(Ascension)
Payable from General Obligation Bonds
Priority 2 \$ 3,420,000"

AMENDMENT NO. 305

On page 130, between lines 35 and 36, insert the following:

"50/NX8 LUSHER COMMUNITY CENTER

() Lusher Community Center,
Renovation and Construction
(Non-State and In-Kind Match Required)
(Orleans)
Payable from General Obligation Bonds
Priority 2 \$ 100,000
Priority 5 \$ 900,000
Total \$ 1,000,000"

AMENDMENT NO. 306

On page 131, between lines 22 and 23, insert the following:

"50/NY6 INTERNATIONAL SCHOOL OF LOUISIANA

() International School of Louisiana,
Feasibility Study and Site Planning
(Orleans)
Payable from General Obligation Bonds
Priority 2 \$ 250,000"

AMENDMENT NO. 307

On page 131, between lines 22 and 23 insert the following:

"50/NY9 DESOTO FIRE DISTRICT NO. 2

(995) DeSoto Fire District No. 2
New Tanker Truck, Acquisition
(Non-State Match Required)
(DeSoto)
Payable from General Obligation Bonds
Priority 2 \$ 45,000"

AMENDMENT NO. 308

On page 131, between lines 22 and 23, insert the following:

"50/S23 IBERIA PARISH SCHOOL BOARD

() South LA Community College,
Roofing, Waterproofing, and Related
Renovations
(Iberia)
Payable from General Obligation Bonds
Priority 2 \$ 905,000"

Pending Submittal of capital outlay budget request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 309

On page 131, between lines 22 and 23, insert the following:

"50/S56 UNION PARISH SCHOOL BOARD

(1310) Innovative Partnership Civic Center,
Planning and Construction
(Non-State match Required)
(Union)
Payable from General Obligation Bonds
Priority 2 \$ 200,000"

AMENDMENT NO. 310

On page 131, between lines 32 and 33, insert the following:

"50/ **OIL CENTER RENAISSANCE ASSOCIATION OF LAFAYETTE**

() Renovations and Waterproofing of Building (formerly Used as Lafayette Planetarium) to be Converted to Oil and Gas Museum for Acadiana (Non-State Match Required) (Lafayette)
Payable from General Obligation Bonds
Priority 2 \$ 200,000

Pending submittal of capital outlay budget request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 311

On page 131, between lines 32 and 33, insert the following:

"50/ **OIL CENTER RENAISSANCE ASSOCIATION OF LAFAYETTE**

() Completion of Honor Park, Planning and Construction (Non-State Match Required) (Lafayette)
Payable from General Obligation Bonds
Priority 2 \$ 150,000

Pending submittal of capital outlay budget request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 312

On page 133, delete line 10, and insert the following:

"by this Section, in the state treasury. Notwithstanding any provisions contained herein or other law to the contrary, any original issue premium or accrued interest proceeds received pursuant to the sale of general obligation bonds shall remain on deposit to the credit of the Bond Security and Redemption Fund until such time as they may be utilized in accordance with U.S. Department of Treasury Regulations promulgated pursuant to the Internal Revenue Code of 1986. All such monies shall be administered according"

AMENDMENT NO. 313

On page 136, between lines 23 and 24, insert the following:

"Notwithstanding the provisions of this Section or any other capital outlay act, contracts may be entered into for the Stokes Lane, Gene Messer Road project in Forest Hill prior to a cooperative endeavor agreement being entered into with the state."

AMENDMENT NO. 314

On page 137, line 22, after "Code." insert the following:

"Notwithstanding any provision of this Act, the appropriation to the Louisiana Endowment for the Humanities may be used by the Louisiana Endowment for the Humanities, a nonprofit corporation exempt from taxation under the provisions of Title 26, Section 501(C)(3) of the United States Code, to acquire land and real property."

AMENDMENT NO. 315

On page 140, at the end of line 2, insert the following:

"For the limited purposes of this Act and any other capital outlay act, the public contract law shall not apply to the Lamar Dixon Expo Center project."

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Re-Reengrossed House Bill No. 2 by Representative Hammett

AMENDMENT NO. 1

On page 14, delete lines 28 and 29, and insert the following:

"Payable from State General Fund (Direct)	<u>\$ 113,250"</u>
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AMENDMENT NO. 2

On page 15, line 47, change "\$ 8,700,000" to "\$ 4,700,000"

AMENDMENT NO. 3

On page 15, line 51, delete "Nonrecurring Revenues"

AMENDMENT NO. 4

On page 16, delete lines 36 through 42

AMENDMENT NO. 5

On page 18, delete lines 5 and 6, and insert the following:

"Payable from State General Fund (Direct)	\$ 113,250"
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AMENDMENT NO. 6

On page 18, line 9, change "\$ 2,775,000" to "\$ 2,738,250"

AMENDMENT NO. 7

On page 20, delete lines 49 and 50, and insert the following:

"Payable from State General Fund (Direct)	\$ 113,250"
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AMENDMENT NO. 8

On page 20, line 54, change "\$ 6,200,000" to "\$ 6,163,250"

AMENDMENT NO. 9

On page 22, delete lines 46 and 47, and insert the following:

"Fund - Regular	<u>\$108,400,000</u>
Total	<u>\$557,400,000"</u>

AMENDMENT NO. 10

On page 23, delete lines 6 through 11, and insert the following:

"(105) Secretary's Emergency Fund for Bridge Damages, Other Reimbursements, Federal Funds, and Opportunity Grants Subject to the Provisions of R.S. 48:232 (Statewide) Payable from Fees and Self-Generated Revenues	\$ 15,000,000
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Payable from Federal Funds and Grants \$ 5,000,000
Total \$ 20,000,000

AMENDMENT NO. 11

On page 25, delete lines 34 and 35, and insert the following:

"Payable from State General Fund
(Direct) \$ 22,650"

AMENDMENT NO. 12

On page 25, delete lines 48 and 49, and insert the following:

"Payable from State General Fund
(Direct) \$ 75,500"

AMENDMENT NO. 13

On page 25, line 53, change "\$ 5,350,000" to "\$ 5,325,500"

AMENDMENT NO. 14

On page 26, line 5, change "\$24,500,000" to "\$20,000,000"

AMENDMENT NO. 15

On page 26, line 8, change "\$24.5" to "\$20.0"

AMENDMENT NO. 16

On page 29, delete lines 12 and 13, and insert the following:

"Payable from State General Fund
(Direct) \$ 302,000"

AMENDMENT NO. 17

On page 29, line 19, change "\$ 4,000,000" to "\$ 3,902,000"

AMENDMENT NO. 18

On page 31, line 8, change "\$ 5,000,000" to "\$ 6,700,000"

AMENDMENT NO. 19

On page 31, line 11, change "\$ 6,700,000" to "\$ 8,400,000"

AMENDMENT NO. 20

On page 32, delete line 14

AMENDMENT NO. 21

On page 32, line 18, change "\$ 5,385,000" to "\$ 2,385,000"

AMENDMENT NO. 22

On page 42, delete lines 32 through 36, and insert the following:

"Payable from Conservation Fund \$ 1,300,000
Payable from Louisiana Duck Stamp Fund \$ 950,000
Payable from Wildlife Habitat Natural
Heritage Trust Fund \$ 1,750,000"

AMENDMENT NO. 23

On page 51, delete lines 49 and 50, and insert the following:

"(433) Master Planning for Charity Hospital (Orleans)"

AMENDMENT NO. 24

On page 56, between lines 10 and 11, insert the following:

"() Bicycle/Pedestrian Thoroughfare I and II,
Planning and Construction
(Lincoln)
Payable from Federal Funds \$ 307,230
Payable from Fees and Self-Generated
Revenues \$ 16,170
Total \$ 323,400"

AMENDMENT NO. 25

On page 67, delete lines 5 through 8, and insert the following:

"Payable from State General Fund
(Direct) \$ 7,300,000
Payable from State General Fund
(Direct)
Nonrecurring Revenues \$ 200,000
Total \$ 11,500,000"

AMENDMENT NO. 26

On page 67, delete lines 33 through 41

AMENDMENT NO. 27

On page 68, delete lines 35 through 40

AMENDMENT NO. 28

On page 69, line 46, change "Launch," to "Launch and Breakwater,"

AMENDMENT NO. 29

On page 73, delete lines 10 and 11, and insert the following:

"Payable from State General Fund
(Direct) \$ 113,250"

AMENDMENT NO. 30

On page 74, between lines 39 and 40, insert the following:

"50/J05 AVOYELLES PARISH

"() Bayou Natchitoches Road Upgrade,
Planning and Construction
(Avoyelles)
Payable from State General Fund
(Direct) \$ 200,000

Pending submittal of capital outlay budget request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 31

On page 74, between lines 44 and 45 insert the following:

"Payable from State General Fund
(Direct) \$ 300,000"

AMENDMENT NO. 32

On page 74, line 48, change "\$ 650,000" to "\$ 950,000"

AMENDMENT NO. 33

On page 78, delete lines 31 and 32, and insert the following:

"Payable from State General Fund
(Direct) \$ 98,150"

AMENDMENT NO. 34

On page 78, line 36, change "\$ 280,000" to "\$ 248,150"

AMENDMENT NO. 35

On page 81, delete lines 33 and 34, and insert the following:

"Payable from State General Fund
(Direct) \$ 188,750"

AMENDMENT NO. 36

On page 81, delete lines 44 and 45, and insert the following:

"Payable from State General Fund
(Direct) \$ 56,625"

AMENDMENT NO. 37

On page 82, delete lines 4 and 5, and insert the following:

"Payable from State General Fund
(Direct) \$ 113,250"

AMENDMENT NO. 38

On page 84, delete lines 19 and 20, and insert the following:

"Payable from State General Fund
(Direct) \$ 313,008"

AMENDMENT NO. 39

On page 85, delete lines 4 and 5, and insert the following:

"Payable from State General Fund
(Direct) \$ 141,563"

AMENDMENT NO. 40

On page 88, delete lines 13 and 14, and insert the following:

"Payable from State General Fund
(Direct) \$ 113,250"

AMENDMENT NO. 41

On page 89, after line 51, insert the following:

"(735) St. Tammany West Chamber of
Commerce Building, Planning and
Construction (\$300,000 In-Kind
and/or Non-State Match)
(St. Tammany)
Payable from State General Fund
(Direct) \$ 50,000"

AMENDMENT NO. 42

On page 92, delete lines 6 and 7, and insert the following:

"Payable from State General Fund
(Direct) \$ 75,500"

AMENDMENT NO. 43

On page 92, line 10, change "\$ 150,000" to "\$ 125,500"

AMENDMENT NO. 44

On page 92, delete lines 16 and 17, and insert the following:

"Payable from State General Fund
(Direct) \$ 75,500"

AMENDMENT NO. 45

On page 92, line 20, change "\$ 150,000" to "\$ 125,500"

AMENDMENT NO. 46

On page 92, delete lines 25 and 26, and insert the following:

"Payable from State General Fund
(Direct) \$ 75,500"

AMENDMENT NO. 47

On page 92, line 29, change "\$ 800,000" to "\$ 775,500"

AMENDMENT NO. 48

On page 93, between lines 41 and 42, insert the following:

"50/M09 ARCADIA

() Downtown City Park and Restroom
Facilities, Acquisitions, Planning and
Construction (In-Kind and/or Non-State
Match Required)
(Bienville)
Payable from State General Fund
(Direct) \$ 45,000

Pending submittal of capital outlay budget request and approval
pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 49

On page 93, between lines 41 and 42, insert the following:

"50/M14 BAKER

() Equipment for Baker Police, Acquisitions
(Non-State Match Required)
(East Baton Rouge)
Payable from State General Fund
(Direct) \$ 5,000

Pending submittal of capital outlay budget request and approval
pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 50

On page 95, delete lines 24 and 25, and insert the following:

"Payable from State General Fund
(Direct) \$ 151,000"

AMENDMENT NO. 51

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On page 95, line 29, change "\$ 1,220,000" to "\$ 1,171,000"

AMENDMENT NO. 52

On page 95, between lines 29 and 30, insert the following:

"50/M25 VILLAGE OF BIENVILLE

() Water Fire Hydrants Improvements, Acquisitions and Construction (Non-State Match Required) (Bienville) Payable from State General Fund (Direct) \$ 10,000

Pending submittal and approval of capital outlay request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 53

On page 95, delete lines 40 and 41, and insert the following:

"Payable from State General Fund (Direct) \$ 151,000"

AMENDMENT NO. 54

On page 95, line 44, change "\$ 400,000" to "\$ 351,000"

AMENDMENT NO. 55

On page 96, between lines 23 and 24, insert the following:

"50/M49 CLINTON

() Equipment for Clinton Police, Acquisitions (Non-State Match Required) (East Feliciana) Payable from State General Fund (Direct) \$ 5,000

Pending submittal of capital outlay request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 56

On page 96, between lines 23 and 24, insert the following:

"50/M50 COLFAX

() Renovation of Civic Center, Planning and Construction (Non-State Match Required) (Grant) Payable from State General Fund (Direct) \$ 50,000

Pending submittal of capital outlay request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 57

On page 96, between lines 23 and 24, insert the following:

"50/M55 COTTONPORT

(798) Community Center, Renovations, Acquisitions, Planning and Construction

(\$84,000 Non-State Match) (Avoyelles) Payable from State General Fund (Direct) \$ 125,000

AMENDMENT NO. 58

On page 97, between lines 3 and 4, insert the following:

"50/M59 CULLEN

() Cullen Police Department, Equipment Acquisitions (Webster) Payable from State General Fund (Direct) \$ 45,000

Pending submittal of capital outlay budget request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 59

On page 97, delete lines 8 and 9, and insert the following:

"Payable from State General Fund (Direct) \$ 26,425"

AMENDMENT NO. 60

On page 97, line 14, change "\$ 380,000" to "\$ 371,425"

AMENDMENT NO. 61

On page 98, between lines 9 and 10, insert the following:

"50/M71 DRY PRONG

() Repair of Sewer System, Planning and Construction (Non-State Match Required) (Grant) Payable from State General Fund (Direct) \$ 25,000

Pending submittal of capital outlay request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 62

On page 98, between lines 9 and 10, insert the following:

"50/M83 EUNICE

() Wastewater System, Planning and Construction (Non-State Match Required) (St. Landry) Payable from State General Fund (Direct) \$ 100,000

Pending submittal of capital outlay budget request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 63

On page 99, between lines 6 and 7, insert the following:

() Business Park Property Acquisition and Development (Non-State Match Required)

(Washington)
Payable from State General Fund
(Direct) \$ 50,000

Pending submittal of capital outlay budget request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 64

On page 99, between lines 32 and 33, insert the following:

"(826) Installation of New Water Distribution System, Planning and Construction (\$70,000 Local Match; \$32,000 Federal Match) (Jefferson)
Payable from State General Fund (Direct) \$ 50,000"

AMENDMENT NO. 65

On page 99, between lines 44 and 45, insert the following:

"Payable from State General Fund (Direct) \$ 150,000"

AMENDMENT NO. 66

On page 99, after line 46, insert the following:

"Total \$ 345,000"

AMENDMENT NO. 67

On page 100, between lines 22 and 23, insert the following:

"50/MC3 HAUGHTON

() Water Line and Fire Hydrants for Fire Protection, Planning and Construction (\$52,000 Non-State Match Required) (Bossier)
Payable from State General Fund (Direct) \$ 40,000

Pending submittal of capital outlay budget request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 68

On page 100, delete lines 28 and 29, and insert the following:

"Payable from State General Fund(Direct) \$ 30,200"

AMENDMENT NO. 69

On page 100, between lines 36 and 37, insert the following:

"() Equipment for Jackson Police, Acquisitions (Non-State Match Required) (East Feliciana)
Payable from State General Fund (Direct) \$ 5,000

Pending submittal of capital outlay request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 70

On page 100, after line 46, insert the following:

"(836) Lafitte General Assembly/Emergency Shelter Planning and Construction (\$350,000 Non-State Match) (Jefferson)
Payable from State General Fund (Direct) \$ 75,000"

AMENDMENT NO. 71

On page 100, after line 46, insert the following:

"(837) Lafitte Library, Planning and Construction (Non-State Match Required) (Jefferson)
Payable from State General Fund (Direct) \$ 125,000"

AMENDMENT NO. 72

On page 101, between lines 21 and 22, insert the following:

"50/MG7 LIVINGSTON

() Drinking Water/Wastewater Expansion, Planning and Construction (Livingston)
Payable from the balance of State General Fund (Direct) previously allocated under the authority of Act 23 of 2002 for Livingston Drinking Water Expansion (Livingston) \$ 250,000"

AMENDMENT NO. 73

On page 101, between lines 30 and 31, insert the following:

"50/MH6 MADISONVILLE

(858) Wastewater Treatment Plant Improvements, Planning and Construction (\$230,606 In-Kind and/or Non-State Match) (St. Tammany)
Payable from State General Fund (Direct) \$ 250,000"

AMENDMENT NO. 74

On page 101, between lines 30 and 31, insert the following:

"50/MH8 MANDEVILLE

(860) Galvez Street Phase III, US 90 Outfall, Drainage Improvements, Planning and Construction (\$554,880 Non-State Match) (St. Tammany)
Payable from State General Fund (Direct) \$ 250,000"

AMENDMENT NO. 75

On page 101, between lines 41 and 42, insert the following:

"() Recreational Park, Equipment and Construction (\$10,000 Non-State Match) (DeSoto)

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Payable from State General Fund (Direct) \$ 100,000

Pending submittal of capital outlay budget request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 76

On page 104, delete lines 13 and 14, and insert the following:

"Payable from State General Fund (Direct) \$ 188,750"

AMENDMENT NO. 77

On page 107, between lines 23 and 24, insert the following:

"50/MN9 POLLOCK

() Renovation of Town Meeting Hall, Planning and Construction (Non-State Match Required) (Grant) Payable from State General Fund (Direct) \$ 75,000

Pending submittal of capital outlay request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 78

On page 107, between lines 38 and 39, insert the following:

"() I-10 East Rayne Interchange, Planning and Construction (Non-State Match Required) (Acadia) Payable from State General Fund (Direct) \$ 110,000

Pending submittal of capital outlay request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 79

On page 108, between lines 30 and 31, insert the following:

"50/MQ6 SALINE

() Water Tower Repairs, Planning and Construction (Non-State Match Required) (Bienville) Payable from State General Fund (Direct) \$ 10,000

Pending submittal of capital outlay budget request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 80

On page 109, delete lines 4 and 5, and insert the following:

"Payable from State General Fund (Direct) \$ 113,250"

AMENDMENT NO. 81

On page 109, line 9, change "\$ 825,000" to "\$ 788,250"

AMENDMENT NO. 82

On page 109, between lines 20 and 21, insert the following:

"50/MR8 SLAUGHTER

() Equipment for Slaughter Police, Acquisitions (Non-State Match Required) (East Feliciana) Payable from State General Fund (Direct) \$ 5,000

Pending submittal of capital outlay request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 83

On page 110, delete lines 15 and 16, and insert the following:

"Payable from State General Fund (Direct) \$ 264,250"

AMENDMENT NO. 84

On page 110, between lines 22 and 23, insert the following:

"Payable from State General Fund (Direct) \$ 200,000"

AMENDMENT NO. 85

On page 110, line 26, change "\$ 200,000" to "\$ 400,000"

AMENDMENT NO. 86

On page 111, delete lines 24 and 25, and insert the following:

"Payable from State General Fund (Direct) \$ 94,375"

AMENDMENT NO. 87

On page 111, delete lines 30 and 31, and insert the following:

"Payable from State General Fund (Direct) \$ 245,375"

AMENDMENT NO. 88

On page 111, line 34, change "\$ 3,500,000" to "\$ 3,420,375"

AMENDMENT NO. 89

On page 111, delete lines 38 and 39, and insert the following:

"Payable from State General Fund (Direct) \$ 151,000"

AMENDMENT NO. 90

On page 111, line 43, change "\$ 3,000,000" to "\$ 2,951,000"

AMENDMENT NO. 91

On page 113, between lines 9 and 10, insert the following:

"() Baseball Complex, Planning and Construction

(Non-State Match Required)
(Winn)
Payable from State General Fund
(Direct) \$ 50,000

Pending submittal of capital outlay request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 92

On page 113, after line 49, insert the following:

"50/MW3 ZACHARY

() Equipment for Zachary Police,
Acquisitions
(Non-State Match Required)
(East Baton Rouge)
Payable from State General Fund
(Direct) \$ 5,000

Pending submittal of capital outlay budget request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 93

On page 120, delete lines 6 and 7, and insert the following:

"Payable from State General Fund
(Direct) \$ 75,500"

AMENDMENT NO. 94

On page 120, line 12, change "\$ 1,500,000" to "\$ 1,475,500"

AMENDMENT NO. 95

On page 121, delete lines 6 and 7, and insert the following:

"Payable from State General Fund
(Direct) \$ 75,500"

AMENDMENT NO. 96

On page 121, line 12, change "\$ 1,400,000" to "\$ 1,375,500"

AMENDMENT NO. 97

On page 122, delete lines 31 and 32, and insert the following:

"Payable from State General Fund
(Direct) \$ 312,570"

AMENDMENT NO. 98

On page 124, between lines 41 and 42, insert the following:

"Payable from State General Fund
(Direct) \$ 100,000"

AMENDMENT NO. 99

On page 124, line 43, change "\$ 100,000" to "\$ 100,000"

AMENDMENT NO. 100

On page 124, after line 43, insert the following:

"Total \$ 200,000"

AMENDMENT NO. 101

On page 126, delete lines 48 and 49, and insert the following:

"Payable from State General Fund
(Direct) \$ 18,875"

AMENDMENT NO. 102

On page 127, between lines 10 and 11, insert the following:

"Payable from State General Fund
(Direct) \$ 50,000"

AMENDMENT NO. 103

On page 127, delete line 12, and insert the following:

"Priority 1 \$ 500,000
Total \$ 550,000"

AMENDMENT NO. 104

On page 128, between lines 38 and 39, insert the following:

"Payable from State General Fund
(Direct) \$ 100,000"

AMENDMENT NO. 105

On page 128, line 42, change "\$ 702,000" to "\$ 802,000"

AMENDMENT NO. 106

On page 130, delete lines 20 and 21, and insert the following:

"Payable from State General Fund
(Direct) \$ 188,750"

AMENDMENT NO. 107

On page 131, delete lines 6 and 7, and insert the following:

"Payable from State General Fund
(Direct) \$ 37,750"

AMENDMENT NO. 108

On page 131, line 10, change "\$ 60,000" to "\$ 47,750"

AMENDMENT NO. 109

On page 131, delete lines 19 and 20, and insert the following:

"Payable from State General Fund
(Direct) \$ 30,200"

AMENDMENT NO. 110

On page 131, between lines 32 and 33, insert the following:

"50/N PACE LOUISIANA

() PACE Louisiana Adult Day
Health Center, Renovations,
Planning and Construction
(Non-State Match Required)
(Orleans)
Payable from State General Fund

(Direct) \$ 100,000

Pending submittal of capital outlay request and approval pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 111

On page 134, line 6, after "facilities." insert the following:

"The Commissioner of Administration may direct that any surplus cash or bond proceeds found in any Capital Outlay appropriation in this Act or any previous Capital Outlay Act, may be transferred to any of the various statewide and/or multiple parish projects for improvements for state facilities in this Act or any previous Capital Outlay Act."

AMENDMENT NO. 112

On page 136, at the end of line 18, insert "and for the Department of Wildlife and Fisheries Boating Access Program for the Berwick Boat Launch,"

AMENDMENT NO. 113

On page 136, at the end of line 23, insert the following:

"Notwithstanding the provisions of Section 2 and Section 8 of Act 23 of the 2002 Regular Session of the Legislature, the \$40,000 State General Fund appropriation for the Leesville Emergency Water Well Repairs may be used for contracts awarded prior to the determination by the state treasurer that cash funding had been deposited in the Comprehensive Capital Outlay Escrow Account for this project, prior to receipt of funding, prior to the execution of a cooperative endeavor agreement, and prior to approval by Facility Planning and Control."

AMENDMENT NO. 114

On page 137, line 15, after "and" and before "may" insert "unless the Commissioner of Administration is advised by bond counsel to the State that such may violate federal tax law,"

AMENDMENT NO. 115

On page 139, line 20, after "appropriation" and before "may" insert "unless the Commissioner of Administration is advised by bond counsel to the State that such may violate federal tax law,"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Johnson to Re-reengrossed House Bill No. 2 by Representative Hammett

AMENDMENT NO. 1

On page 16, line 5, change "(Orleans)" to "(Statewide)"

AMENDMENT NO. 2

On page 16, between lines 7 and 8, insert the following:

()	Infrastructure Improvements, Phase 1, Road Design (Non-State Match Required) (Statewide) Payable from General Obligation Bonds	
	Priority 2	\$ 500,000
	Priority 3	\$ <u>5,000,000</u>
		\$ <u>5,500,000</u>

Provided however, this project shall not be funded unless the road is required for access to the National Finance Center."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Irons to Re-reengrossed House Bill No. 2 by Representative Hammett

AMENDMENT NO. 1

In the Senate Committee Amendments proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 16, 2003, in Amendment No. 217 on page 43, delete line 34, and insert the following:

"Priority 2	\$ 5,000,000
Priority 3	\$ 7,500,000
Priority 4	\$ 70,000,000
Total\$	\$ <u>82,500,000</u> "

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator C.D. Jones to Re-reengrossed House Bill No. 2 by Representative Hammett

AMENDMENT NO. 1

In the Senate Committee Amendments proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 16, 2003, in Amendment No. 97 on page 18, line 17, change "\$600,000" to "\$300,000" and on line 19, change "\$1,100,000" to "\$800,000"

AMENDMENT NO. 2

In the Senate Committee Amendments proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 16, 2003, in Amendment No. 303 on page 62, line 43, change "\$650,000" to "\$500,000" and on line 45, change "\$1,150,000" to "\$1,000,000"

AMENDMENT NO. 3

On page 101, between lines 21 and 22, insert the following:

"50/MG1 LAKE PROVIDENCE

(853)	Lake Providence Industrial Park and Equipment, Infrastructure Improvements, Planning, Land Acquisition, Equipment, and Construction (Non-State Match Required) (East Carroll) Payable from General Obligation Bonds	
	Priority 2	\$ <u>450,000</u> "

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator C.D. Jones to Re-reengrossed House Bill No. 2 by Representative Hammett

AMENDMENT NO. 1

On page 77, between lines 5 and 6, insert the following:

"Provided that cooperative endeavor agreement entered into for this project shall include East Carroll Parish and the town of Lake Providence."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senators Barham and Dardenne to Re-reengrossed House Bill No. 2 by Representative Hammett

AMENDMENT NO. 1

On page 14, between lines 41 and 42, insert the following:

“() Civilian Conservation Corps Worker
Statue, Planning, Acquisition, and
Construction
(Non-State Match Required)
(Rapides)
Payable from General Obligation Bonds
Priority 2 \$ 10,000”

AMENDMENT NO. 2

Delete Senate Committee Amendment No. 4 proposed by the Senate Committee on Finance and adopted by the Senate on June 18, 2003.

AMENDMENT NO. 3

Delete Senate Committee Amendment No. 5 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 16, 2003.

AMENDMENT NO. 4

On page 16, delete line 39 and insert the following:

“Payable from General Obligation Bonds
Priority 2 \$ 2,000,000
Priority 5 \$ 3,000,000
Total \$ 5,000,000”

AMENDMENT NO. 5

Delete Senate Committee Amendment No. 9 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 16, 2003.

AMENDMENT NO. 6

On page 17, delete lines 35 through 37, and insert:

“Priority 1 \$ 100,000
Priority 2 \$ 100,000
Priority 5 \$ 1,575,000
Total \$ 1,775,000”

AMENDMENT NO. 7

On page 45, between lines 27 and 28, insert:

“(1437) Johnston Hall Renovation, Third Floor,
Governor’s Information Technology Initiative,
Planning and Construction
(East Baton Rouge)
Payable from General Obligation Bonds
Priority 2 \$ 700,000”

AMENDMENT NO. 8

Delete Senate Committee Amendment No. 51 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 16, 2003.

AMENDMENT NO. 9

On page 53, delete lines 25 and 26, and insert:

“Priority 5 \$ 4,945,000
Total \$ 13,505,000”

AMENDMENT NO. 10

Delete Senate Committee Amendment No. 25 proposed by the Senate Committee on Finance and adopted by the Senate on June 18, 2003

AMENDMENT NO. 11

In Senate Committee Amendment No. 71 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 16, 2003, on page 13, delete lines 3 through 5, and insert the following:

“Priority 2 \$ 810,000
Priority 5 \$ 620,000
Total \$ 1,430,000”

AMENDMENT NO. 12

On page 46, delete lines 22 through 24, and insert the following:

“Priority 2 \$ 385,000
Priority 5 \$ 4,450,000
Total \$ 4,835,000”

AMENDMENT NO. 13

On page 67, delete lines 5 through 8, and insert the following:

“Payable from State General Fund (Direct) \$ 7,300,000
Payable from State General Fund
(Direct)Nonrecurring Revenues \$ 4,200,000
Payable from General Obligation Bonds
Priority 2 \$ 1,100,000
Priority 5 \$ 2,400,000
Total \$ 15,000,000”

AMENDMENT NO. 14

Delete Senate Committee Amendment No. 87 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 16, 2003.

AMENDMENT NO. 15

Delete Senate Committee Amendments No. 31 and 32 proposed by the Senate Committee on Finance and adopted by the Senate on June 18, 2003.

AMENDMENT NO. 16

On page 74, delete lines 40 through 48 in their entirety.

AMENDMENT NO. 17

Delete Senate Committee Amendment Nos. 33 and 34 proposed by the Senate Committee on Finance and adopted by the Senate on June 18, 2003.

AMENDMENT NO. 18

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Delete Senate Committee Amendment No. 107 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 16, 2003.

AMENDMENT NO. 19

On page 78, delete lines 31 through 36, and insert the following:

"Payable from State General Fund (Direct)	\$ 98,150
Payable from General Obligation Bonds	
Priority 1	\$ 20,000
Total	<u>\$ 118,150"</u>

AMENDMENT NO. 20

On page 83, line 3, after "\$700,000" insert "In-Kind"

AMENDMENT NO. 21

Delete Senate Committee Amendment No. 150 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 16, 2003.

AMENDMENT NO. 22

Delete Senate Committee Amendment No. 41 proposed by the Senate Committee on Finance and adopted by the Senate on June 18, 2003.

AMENDMENT NO. 23

On page 89, after line 51, insert the following:

“(735) St. Tammany West Chamber of Commerce Building, Planning and Construction (\$300,000 In-Kind and/or Non-State Match) (St. Tammany)

Payable from State General Fund (Direct)	\$ 50,000
Payable from General Obligation Bonds	
Priority 2	\$ 100,000
Priority 3	\$ 400,000
Total	<u>\$ 550,000"</u>

AMENDMENT NO. 24

Delete Senate Committee Amendment No. 160 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 16, 2003.

AMENDMENT NO. 26

Delete Senate Committee Amendment No. 48 proposed by the Senate Committee on Finance and adopted by the Senate on June 18, 2003.

AMENDMENT NO. 28

On page 93, between lines 41 and 42, insert the following:

“50/M09 ARCADIA

() Downtown City Park and Restroom Facilities, Acquisitions, Planning and Construction (In-Kind and/or Non-State Match Required) (Bienville)

Payable from State General Fund (Direct)	\$ 45,000
Payable from General Obligation Bonds	
Priority 2	\$ 15,000
Total	<u>\$ 60,000</u>

Pending submittal of capital outlay budget request and approval pursuant to the provisions of R. S. 39:112."

AMENDMENT NO. 29

Delete Senate Committee Amendment No. 169 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 16, 2003.

AMENDMENT NO. 30

Delete Senate Committee Amendment No. 188 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 16, 2003.

AMENDMENT NO. 32

Delete Senate Committee Amendment No. 64 proposed by the Senate Committee on Finance and adopted by the Senate on June 18, 2003.

AMENDMENT NO. 34

On page 99, between lines 32 and 33, insert the following:

“(826) Installation of New Water Distribution System, Planning and Construction (\$70,000 Local Match; \$32,000 Federal Match) (Jefferson)

Payable from State General Fund (Direct)	\$ 50,000
Payable from General Obligation Bonds	
Priority 2	\$ 100,000
Priority 3	\$ 600,000
Priority 5	\$ 100,000
Total	<u>\$ 850,000"</u>

AMENDMENT NO. 35

Delete Senate Committee Amendment No. 191 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 16, 2003.

AMENDMENT NO. 37

Delete Senate Committee Amendment No. 70 proposed by the Senate Committee on Finance and adopted by the Senate on June 18, 2003.

AMENDMENT NO. 39

On page 100, after line 46, insert the following:

“(836) Lafitte General Assembly/ Emergency Shelter (\$350,000 Non-State Match) (Jefferson)

Payable from State General Fund (Direct)	\$ 75,000
Payable from General Obligation Bonds	
Priority 5	\$ 150,000
Total	<u>\$ 225,000"</u>

AMENDMENT NO. 40

Delete Senate Committee Amendment No. 200 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 16, 2003.

AMENDMENT NO. 42

Delete Senate Committee Amendment No. 73 proposed by the Senate Committee on Finance and adopted by the Senate on June 18, 2003.

AMENDMENT NO. 44

On page 101, between lines 30 and 31, insert the following:

“50/MH6 MADISONVILLE

(858)	Wastewater Treatment Plant Improvements, Planning and Construction (\$230,606 In-Kind and/or Non-State Match) (St. Tammany)	
	Payable from State General Fund (Direct)	\$ 250,000
	Payable from General Obligation Bonds	
	Priority 2	<u>\$ 615,000</u>
	Total	<u>\$ 865,000”</u>

AMENDMENT NO. 45

Delete Senate Committee Amendment No. 201 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 16, 2003.

AMENDMENT NO. 47

Delete Senate Committee Amendment No. 74 proposed by the Senate Committee on Finance and adopted by the Senate on June 18, 2003.

AMENDMENT NO. 49

On page 101, between lines 30 and 31, insert the following:

“50/MH8 MANDEVILLE

(860)	Galvez Street Phase III, US 90 Outfall, Drainage Improvements, Planning and Construction (\$554,880 Non-State Match) (St. Tammany)	
	Payable from State General Fund (Direct)	\$ 250,000
	Payable from General Obligation Bonds	
	Priority 2	\$ 500,000
	Priority 5	<u>\$ 500,000</u>
	Total	<u>\$1,250,000”</u>

AMENDMENT NO. 50

Delete Senate Committee Amendment No. 233 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 16, 2003.

AMENDMENT NO. 52

Delete Senate Committee Amendment No. 79 proposed by the Senate Committee on Finance and adopted by the Senate on June 18, 2003.

AMENDMENT NO. 54

On page 108, between lines 30 and 31, insert the following:

“50/MQ6 SALINE

()	Water Tower Repairs, Planning and Construction (Non-State Match Required) (Bienville)	
	Payable from State General Fund (Direct)	\$ 10,000
	Payable from General Obligation Bonds	
	Priority 2	<u>\$ 15,000</u>
	Total	<u>\$ 25,000</u>

Pending submittal of capital outlay budget request and approval pursuant to the provisions of R. S. 39:112.”

AMENDMENT NO. 55

Delete Senate Committee Amendment No. 269 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 16, 2003.

AMENDMENT NO. 57

Delete Senate Committee Amendments No. 93 and 94 proposed by the Senate Committee on Finance and adopted by the Senate on June 18, 2003.

AMENDMENT NO. 59

On page 120, delete lines 6 through 12, insert the following:

“Payable from State General Fund (Direct)	\$ 75,500
Payable from General Obligation Bonds	
Priority 1	\$ 850,000
Priority 2	\$ 125,000
Priority 3	\$ 25,000
Priority 5	\$ 400,000
Total	<u>\$1,475,500”</u>

AMENDMENT NO. 60

Delete Senate Committee Amendment No. 278 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 16, 2003.

AMENDMENT NO. 62

Delete Senate Committee Amendments No. 98, 99, and 100 proposed by the Senate Committee on Finance and adopted by the Senate on June 18, 2003.

AMENDMENT NO. 64

On page 124, delete lines 42 and 43, and insert the following:

“	Payable from State General Fund (Direct)	\$ 100,000
	Payable from General Obligation Bonds	
	Priority 2	\$ 275,000
	Priority 3	\$ 100,000
	Priority 5	<u>\$ 65,000</u>
	Total	<u>\$ 540,000”</u>

AMENDMENT NO. 65

On page 127, between lines 6 and 7, insert the following:

“50/NN5 BEAUREGARD PARISH COVERED ARENA AUTHORITY

(570) Beaugard Parish Covered Arena, Expansion, Planning and Construction (Supplemental Funding) (Beaugard)	
Payable from State General Fund (Direct)	\$ 300,000
Payable from General Obligation Bonds	
Priority 2	\$ 265,000
Priority 5	<u>\$ 425,000</u>
Total	<u>\$ 990,000”</u>

AMENDMENT NO. 66

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Delete Senate Committee Amendment No. 284 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 16, 2003.

AMENDMENT NO. 68

Delete Senate Committee Amendments No. 102 and 103, proposed by the Senate Committee on Finance and adopted by the Senate on June 18, 2003.

AMENDMENT NO. 70

On page 127, delete lines 11 and 12, and insert the following:

"Payable from State General Fund (Direct)	\$ 50,000
Payable from General Obligation Bonds	
Priority 1	\$ 500,000
Priority 5	\$ 600,000
Total	<u>\$ 1,150,000"</u>

AMENDMENT NO. 71

Delete Senate Committee Amendment No. 298 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 16, 2003.

AMENDMENT NO. 73

Delete Senate Committee Amendments No. 104 and 105 proposed by the Senate Committee on Finance and adopted by the Senate on June 18, 2003.

AMENDMENT NO. 75

On page 128, delete lines 39 through 42, and insert the following:

"Payable from State General Fund (Direct)	\$ 100,000
Payable from General Obligation Bonds	
Priority 2	\$ 100,000
Priority 3	\$ 200,000
Priority 4	\$ 402,000
Total	<u>\$ 802,000"</u>

AMENDMENT NO. 76

Delete Senate Committee Amendment No. 305 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 16, 2003.

AMENDMENT NO. 78

On page 130, between lines 35 and 36, insert the following:

"50/NX8 LUSHER COMMUNITY CENTER

() Lusher Community Center,
Renovation and Construction
(Non-State and/or In-Kind Match Required)
(Orleans)

Payable from State General Fund (Direct)	\$ 25,000
Payable from General Obligation Bonds	
Priority 2	\$ 100,000
Priority 5	\$ 900,000
Total	<u>\$ 1,025,000"</u>

AMENDMENT NO. 80

Delete Senate Committee Amendment No. 107 proposed by the Senate Committee on Finance and adopted by the Senate on June 18, 2003.

AMENDMENT NO. 82

On page 131, delete lines 6 through 10, and insert the following:

"Payable from State General Fund (Direct)	\$ 12,500
Payable from General Obligation Bonds	
Priority 2	\$ 25,000
Priority 5	\$ 10,000
Total	<u>\$ 47,500"</u>

AMENDMENT NO. 83

Delete Senate Committee Amendment No. 111 proposed by the Senate Committee on Finance and adopted by the Senate on June 18, 2003.

AMENDMENT NO. 84

On page 134, line 6, after "facilities." insert the following:

"The Commissioner of Administration may direct that any surplus cash or bond proceeds found in any capital outlay appropriation in this Act or any previous Capital Outlay Act, may be transferred for life safety or deferred maintenance to state facilities in this Act or any previous Capital Outlay Act."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Pierre
Alario	Glover	Pinac
Alexander	Green	Pitre
Ansardi	Guillory	Powell
Arnold	Hammett	Quezaire
Baldone	Heaton	Richmond
Baudoin	Hebert	Romero
Baylor	Hill	Salter
Beard	Honey	Scalise
Bowler	Hopkins	Schneider
Broome	Hudson	Schwegmann
Bruce	Hunter	Shaw
Bruneau	Hutter	Smith, G.—56th
Capella	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	LeBlanc	Toomy
Devillier	Lucas	Townsend
Diez	Martiny	Triche
Downer	McDonald	Tucker
Downs	McVea	Waddell
Durand	Montgomery	Walker
Fannin	Morrell	Walsworth
Farrar	Morrish	Welch
Fauchoux	Murray	Winston

Flavin	Nevers	Wooton
Frith	Odinet	Wright
Früge	Perkins	
Futrell	Peychaud	
Total—100		

NAYS

Total—0

ABSENT

Carter, K	Erdey	Landrieu
Doerge	Kennard	
Total—5		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

Conference Committee Reports for Consideration

The following Conference Committee Reports were taken up and acted upon as follows:

CONFERENCE COMMITTEE REPORT

House Bill No. 174 By Representative Doerge

June 18, 2003

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 174 by Representative Doerge, recommend the following concerning the reengrossed bill:

1. That Senate Floor Amendments Nos. 1 and 2 proposed by Senator Hoyt and adopted by the Senate on June 2, 2003, be rejected.
2. That the following amendment to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 8, line 16, after "the district." insert the following:

"Any rule or regulation promulgated by the district pertaining to the management and control of groundwater levels shall be subject to approval by the Ground Water Resources Commission."

Respectfully submitted,

Representative Charles W. DeWitt
 Representative John C. "Juba" Diez
 Representative Herman R. Hill
 Senator Robert Adley
 Senator Francis C. Heitmeier
 Senator Fred Hoyt

Rep. Hill moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Peychaud
Alario	Glover	Pierre
Alexander	Green	Pinac
Ansardi	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Quezairé
Baylor	Hebert	Richmond
Beard	Hill	Romero
Bowler	Honey	Salter
Broome	Hopkins	Scalise
Bruneau	Hudson	Schwegmann
Capella	Hunter	Shaw
Carter, K	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	Kenney	Strain
Dartez	LaFleur	Swilling
Devillier	Lancaster	Thompson
Diez	Landrieu	Toomy
Downer	LeBlanc	Townsend
Downs	Lucas	Triche
Durand	Martiny	Tucker
Erdey	McDonald	Waddell
Fannin	Montgomery	Walker
Farrar	Morrell	Walsworth
Faucheux	Morrish	Welch
Flavin	Murray	Winston
Frith	Nevers	Wooton
Früge	Odinet	Wright
Futrell	Perkins	
Total—98		

NAYS

Total—0

ABSENT

Arnold	Doerge	Schneider
Bruce	Kennard	
Carter, R	McVea	
Total—7		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 1448 By Representative Hebert

June 17, 2003

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1448 by Representative Hebert, recommend the following concerning the reengrossed bill:

1. Committee Amendment Nos. 1, 2, and 3, proposed by the Senate Committee on Insurance and adopted by the Senate on May 22, 2003, be adopted.

2. Floor Amendment Nos. 1 and 2 proposed by the Legislative Bureau and adopted by the Senate on May 27, 2003 be adopted.
3. Floor Amendment Nos. 1 through 5, both inclusive and in their entirety, proposed by Senator Cravins and adopted by the Senate on June 9, 2003, be rejected.

Respectfully submitted,

Representative Troy Hebert
 Representative Shirley Bowler
 Representative Dale Erdey
 Senator Gregory Tarver
 Senator Tom Schedler

Rep. Hebert moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Psychaud
Alario	Futrell	Pierre
Alexander	Gallot	Pinac
Ansardi	Glover	Pitre
Arnold	Green	Powell
Baldone	Guillory	Quezaire
Baudoin	Heaton	Richmond
Baylor	Hebert	Romero
Beard	Hill	Salter
Bowler	Honey	Scalise
Broome	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Capella	Hunter	Shaw
Carter, K	Hutter	Smith, G.—56th
Carter, R	Iles	Smith, J.H.—8th
Cazayoux	Jackson, L	Smith, J.R.—30th
Crane	Jackson, M	Sneed
Crone	Johns	Stelly
Curtis	Katz	Strain
Damico	Kenney	Swilling
Daniel	LaFleur	Thompson
Dartez	Lancaster	Toomy
Devillier	Landrieu	Townsend
Diez	LeBlanc	Triche
Downer	Martiny	Tucker
Downs	McDonald	Waddell
Durand	Montgomery	Walker
Erdey	Morrell	Walsworth
Fannin	Morrish	Welch
Farrar	Murray	Winston
Faucheux	Nevers	Wooton
Flavin	Odinet	Wright
Frith	Perkins	
Total—98		

NAYS

Total—0

ABSENT

Bruce	Kennard	Smith, J.D.—50th
Doerge	Lucas	
Hammett	McVea	
Total—7		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 1009 By Representative Schwegmann

June 19, 2003

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. HB 1009 by Representative Schwegmann, recommend the following concerning the reengrossed bill:

1. That Senate Committee Amendments Nos. 1 and 2 proposed by the Senate Committee on Judiciary C and adopted by the Senate on June 4, 2003, be adopted.
2. That Senate Floor Amendments Nos. 1 through 3 proposed by Senator Chaisson and adopted by the Senate on June 13, 2003, be rejected.

Respectfully submitted,

Representative Melinda B. Schwegmann
 Representative Daniel R. Martiny
 Representative Troy Hebert
 Senator Arthur J. "Art" Lentini
 Senator Paulette R. Irons

Rep. Schwegmann moved to adopt the Conference Committee Report.

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
Bowler	Hill	Richmond
Broome	Honey	Romero
Bruce	Hopkins	Salter
Bruneau	Hudson	Scalise
Capella	Hunter	Schneider
Carter, K	Hutter	Schwegmann
Carter, R	Iles	Shaw
Crane	Jackson, L	Smith, G.—56th
Crone	Jackson, M	Smith, J.D.—50th
Curtis	Johns	Smith, J.H.—8th
Damico	Katz	Smith, J.R.—30th
Daniel	Kenney	Stelly
Dartez	LaFleur	Strain
Devillier	Lancaster	Swilling
Diez	Landrieu	Thompson
Downer	LeBlanc	Toomy
Downs	Lucas	Townsend
Durand	Martiny	Triche
Fannin	McDonald	Waddell

Farrar	Montgomery	Walker
Faucheux	Morrell	Welch
Flavin	Morrish	Winston
Frith	Murray	Wooton
Fruge	Nevers	Wright

Total—96

NAYS

Total—0

ABSENT

Beard	Erdey	Sneed
Cazayoux	Kennard	Tucker
Doerge	McVea	Walsworth

Total—9

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 1154 By Representative Diez

June 19, 2003

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1154 by Representative Diez, recommend the following concerning the engrossed bill:

1. That the set of Senate Floor Amendments proposed by Senator Barham and adopted by the Senate on June 2, 2003, be rejected.
2. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete "R.S. 32:387.7" and insert "R.S. 32:387(E)(1)(b), 387.7, and 388(E) and (F)(1) and R.S. 45:162(2) and 164(C), to enact R.S. 32:387.16, and to repeal Act No. 257 of the 2003 Regular Session of the Legislature "

AMENDMENT NO. 2

On page 1, line 7, after "regulations;" insert the following:

"to provide relative to issuance of special permits and payments for penalties; to provide relative to the disposition of special permit fees and payments for penalties; to create a special permit for the movement of containerized cargo under certain circumstances; to provide for certain definitions relative to motor carriers; to exempt certain carriers from proving public convenience and necessity; to repeal certain provisions relative to vehicles traveling under special permits to use a portion of Interstate 49 as an alternate route for certain highways; to direct the Department of Transportation and Development to install a traffic signal at a certain intersection;"

AMENDMENT NO. 3

On page 1, line 10, after "Section 1." delete the remainder of the line and insert the following:

"R.S. 32:387(E)(1)(b), 387.7, and 388(E) and (F)(1) are hereby amended and reenacted and R.S. 32:387.16 is hereby enacted to read as"

AMENDMENT NO. 4

On page 1, between lines 11 and 12, insert the following:

"§387. Special permits

* * *

E.(1)

* * *

(b) All of such special permit fees collected by the secretary shall be paid into the state treasury on or before the twenty-fifth day of each month following their collection and, in accordance with Article VII, Section 9 of the Constitution of Louisiana, shall be credited to the Bond Security and Redemption Fund. After compliance with the requirements of the Bond Security and Redemption Fund, the treasurer shall deposit an amount equal to all fees collected pursuant to special permits into the Transportation Trust Fund.

* * *

AMENDMENT NO. 5

On page 3, after line 14, insert the following:

"* * *

§387.16. Special permit; sealed containerized cargo for export; containerboard, kraft liner, and roll pulp; limitations

A. Provided there are no objections raised by the Federal Highway Administration, the secretary may issue special annual permits for one-way hauls from Pineville, Louisiana to New Orleans, Louisiana of sealed containerized cargo intended for exportation. This special annual permit shall be limited to sealed containerized cargo which contains containerboard, kraft liner, or roll pulp. These permits shall be issued in accordance with the following provisions:

(1) The permits shall be issued at the truck permit office of the Department of Transportation and Development.

(2) The fee for the permit shall be seven hundred fifty dollars per year.

(3) The permit shall authorize the operation of a vehicle or combination of vehicles with not more than five axles at a total gross vehicle weight not to exceed ninety thousand pounds; and a tandem axle weight not to exceed forty thousand pounds.

B. The secretary may impose a civil penalty of up to five cents per pound for each violation of the limit established in this Section. The secretary may promulgate rules and regulations in accordance with the Administrative Procedure Act as are necessary to enforce the provisions of this Section.

* * *

§388. Penalties; payments

* * *

E. Payments for penalties imposed by the Department of Transportation and Development shall be remitted to the Louisiana Department of Transportation and Development and payments for penalties imposed by and the Department of Public Safety and Corrections shall be remitted to the Transportation Trust Fund. However, any payments for citations for weight limit violations on parish roads in a parish shall be paid to the public works department of said parish.

F.(1) All of such penalties collected by the secretary and the commissioner shall be paid into the state treasury on or before the twenty-fifth day of each month following their collection and, in accordance with Article VII, Section 9 of the Constitution of Louisiana, shall be credited to the Bond Security and Redemption Fund. However, after a sufficient amount of the penalties collected by the Department of Public Safety and Corrections secretary and the commissioner is allocated from the fund to pay all obligations secured by the full faith and credit of the state within any fiscal year, the treasurer shall pay an amount equal to the fees paid into the Bond Security and Redemption Fund pursuant to this Paragraph into the Transportation Trust Fund created under Article VII, Section 27 of the Constitution of Louisiana.

* * *

Section 2. R.S. 45:162(2) and 164(C) are hereby amended and reenacted to read as follows:

§162. Definitions

The following words and phrases when used in this Chapter shall have the meanings ascribed to them in this Section except where a different meaning is expressly stated or clearly indicated by the context.

* * *

(2) "Certificate" means a certificate of public convenience and necessity issued to transporters of household goods or waste, which shall not include transporters of salt water utilized in oil well exploration or production, by motor vehicle, and transporters of passengers by motor vehicle, other than contract carriers by bus, under R.S. 45:161 through 172.

* * *

§164. Common carrier's certificate; contract carrier's permit

* * *

C. Wrecker and towing services and, limousine services, and motor carriers of salt water utilized in oil well exploration and production shall not be required to prove public convenience and necessity when applying for a common carrier certificate or contract carrier permit.

* * *

Section 3. Act No. 257 of the 2003 Regular Session of the Legislature is hereby repealed in its entirety.

Section 4. The Department of Transportation and Development is hereby directed to install a traffic signal at the intersection of Patti Drive and Louisiana Highway 182 in Berwick, Louisiana located in St. Mary Parish.

Section 5. 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."

Respectfully submitted,

Representative John C. "Juba" Diez
Representative Loulan J. Pitre, Jr.
Representative Henry Powell
Senator Francis C. Heitmeier
Senator Robert J. Barham
Senator Arthur J. "Art" Lentini

Motion

On motion of Rep. Diez, the Conference Committee Report was returned to the calendar.

CONFERENCE COMMITTEE REPORT

House Bill No. 1468 By Representative Schwegmann

June 19, 2003

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1468 by Representative Schwegmann, recommend the following concerning the reengrossed bill:

- 1. That the Senate Floor Amendment proposed by Senator Hines and adopted by the Senate on June 11, 2003, be rejected.
- 2. That the following amendment to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 13, delete "reptiles" and insert "constrictors in excess of twelve feet in length, venomous snakes."

Respectfully submitted,

Senator Craig F. Romero
Senator Donald E. Hines
Senator Diana E. Bajoie
Representative Wilfred T. Pierre
Representative Melinda B. Schwegmann
Representative Jean M. Doerge

Rep. Schwegmann moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Peychaud
Alario	Fruge	Pierre
Alexander	Futrell	Pinac
Ansardi	Gallot	Pitre
Arnold	Glover	Powell
Baldone	Green	Quezaire

Baudoin	Guillory	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	Landrieu	Thompson
Dartez	LeBlanc	Toomy
Devillier	Lucas	Townsend
Diez	Martiny	Triche
Downer	McDonald	Tucker
Downs	Montgomery	Waddell
Durand	Morrell	Walker
Erdey	Morrish	Walsworth
Fannin	Murray	Welch
Farrar	Nevers	Winston
Faucheux	Odinet	Wooton
Flavin	Perkins	Wright

Total—99

NAYS

Total—0

ABSENT

Doerge	Heaton	Lancaster
Hammett	Kennard	McVea
Total—6		

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

House Bill No. 1154 By Representative Diez

June 19, 2003

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1154 by Representative Diez, recommend the following concerning the engrossed bill:

1. That the set of Senate Floor Amendments proposed by Senator Barham and adopted by the Senate on June 2, 2003, be rejected.
2. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete "R.S. 32:387.7" and insert "R.S. 32:387(E)(1)(b), 387.7, and 388(E) and (F)(1) and R.S. 45:162(2) and 164(C), to enact R.S. 32:387.16, and to repeal Act No. 257 of the 2003 Regular Session of the Legislature "

AMENDMENT NO. 2

On page 1, line 7, after "regulations;" insert the following:

"to provide relative to issuance of special permits and payments for penalties; to provide relative to the disposition of special permit fees and payments for penalties; to create a special permit for the movement of containerized cargo under certain circumstances; to provide for certain definitions relative to motor carriers; to exempt certain carriers from proving public convenience and necessity; to repeal certain provisions relative to vehicles traveling under special permits to use a portion of Interstate 49 as an alternate route for certain highways; to direct the Department of Transportation and Development to install a traffic signal at a certain intersection;"

AMENDMENT NO. 3

On page 1, line 10, after "Section 1." delete the remainder of the line and insert the following:

"R.S. 32:387(E)(1)(b), 387.7, and 388(E) and (F)(1) are hereby amended and reenacted and R.S. 32:387.16 is hereby enacted to read as"

AMENDMENT NO. 4

On page 1, between lines 11 and 12, insert the following:

"§387. Special permits

* * *

E.(1)

* * *

(b) All of such special permit fees collected by the secretary shall be paid into the state treasury on or before the twenty-fifth day of each month following their collection and, in accordance with Article VII, Section 9 of the Constitution of Louisiana, shall be credited to the Bond Security and Redemption Fund. After compliance with the requirements of the Bond Security and Redemption Fund, the treasurer shall deposit an amount equal to all fees collected pursuant to special permits into the Transportation Trust Fund.

* * *"

AMENDMENT NO. 5

On page 3, after line 14, insert the following:

"* * *

§387.16. Special permit; sealed containerized cargo for export; containerboard, kraft liner, and roll pulp; limitations

A. Provided there are no objections raised by the Federal Highway Administration, the secretary may issue special annual permits for one-way hauls from Pineville, Louisiana to New Orleans, Louisiana of sealed containerized cargo intended for exportation. This special annual permit shall be limited to sealed containerized cargo which contains containerboard, kraft liner, or roll pulp. These permits shall be issued in accordance with the following provisions:

(1) The permits shall be issued at the truck permit office of the Department of Transportation and Development.

(2) The fee for the permit shall be seven hundred fifty dollars per year.

(3) The permit shall authorize the operation of a vehicle or combination of vehicles with not more than five axles at a total gross vehicle weight not to exceed ninety thousand pounds; and a tandem axle weight not to exceed forty thousand pounds.

B. The secretary may impose a civil penalty of up to five cents per pound for each violation of the limit established in this Section. The secretary may promulgate rules and regulations in accordance with the Administrative Procedure Act as are necessary to enforce the provisions of this Section.

* * *

§388. Penalties; payments

* * *

E. Payments for penalties imposed by the Department of Transportation and Development ~~shall be remitted to the Louisiana Department of Transportation and Development and payments for penalties imposed by~~ and the Department of Public Safety and Corrections shall be remitted to the Transportation Trust Fund. However, any payments for citations for weight limit violations on parish roads in a parish shall be paid to the public works department of said parish.

F.(1) All of such penalties collected by the secretary and the commissioner shall be paid into the state treasury on or before the twenty-fifth day of each month following their collection and, in accordance with Article VII, Section 9 of the Constitution of Louisiana, shall be credited to the Bond Security and Redemption Fund. However, after a sufficient amount of the penalties collected by the ~~Department of Public Safety and Corrections~~ secretary and the commissioner is allocated from the fund to pay all obligations secured by the full faith and credit of the state within any fiscal year, the treasurer shall pay an amount equal to the fees paid into the Bond Security and Redemption Fund pursuant to this Paragraph into the Transportation Trust Fund created under Article VII, Section 27 of the Constitution of Louisiana.

* * *

Section 2. R.S. 45:162(2) and 164(C) are hereby amended and reenacted to read as follows:

§162. Definitions

The following words and phrases when used in this Chapter shall have the meanings ascribed to them in this Section except where a different meaning is expressly stated or clearly indicated by the context.

* * *

(2) "Certificate" means a certificate of public convenience and necessity issued to transporters of household goods or waste, which shall not include transporters of salt water utilized in oil well exploration or production, by motor vehicle, and transporters of passengers by motor vehicle, other than contract carriers by bus, under R.S. 45:161 through 172.

* * *

§164. Common carrier's certificate; contract carrier's permit

* * *

C. Wrecker and towing services and, limousine services, and motor carriers of salt water utilized in oil well exploration and production shall not be required to prove public convenience and necessity when applying for a common carrier certificate or contract carrier permit.

* * *

Section 3. Act No. 257 of the 2003 Regular Session of the Legislature is hereby repealed in its entirety.

Section 4. The Department of Transportation and Development is hereby directed to install a traffic signal at the intersection of Patti Drive and Louisiana Highway 182 in Berwick, Louisiana located in St. Mary Parish.

Section 5. 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."

Respectfully submitted,

Representative John C. "Juba" Diez
Representative Loulan J. Pitre, Jr.
Representative Henry Powell
Senator Francis C. Heitmeier
Senator Robert J. Barham
Senator Arthur J. "Art" Lentini

Called from the calendar.

Rep. Diez moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

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

Fauchoux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright
Fruge	Odinet	
Futrell	Perkins	
Total—100		

NAYS

Thompson
Total—1

ABSENT

Baudoin	Doerge
Dartez	Kennard
Total—4	

The Conference Committee Report was adopted.

Suspension of the Rules

On motion of Rep. Quezaire, 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:

Conference Committee Reports Received

Conference Committee Reports were received for the following legislative instruments:

HOUSE BILL NO. 2018 (Substitute for House Bill No. 1683 by Representative Landrieu, et al.)—

BY REPRESENTATIVES LANDRIEU, HUNTER, MARTINY, WINSTON, ALARIO, ANSARDI, ARNOLD, BALDONE, BAUDOIN, BAYLOR, BROOME, BRUCE, CAPELLA, K. CARTER, CROWE, DAMICO, DANIEL, DARTEZ, DOERGE, DOWNER, DOWNS, FAUCHEUX, FRITH, GALLOT, GLOVER, GREEN, GUILLORY, HEATON, HEBERT, HILL, HONEY, HUDSON, ILES, L. JACKSON, JOHNS, KENNARD, LAFLEUR, LUCAS, MORRELL, MORRISH, MURRAY, NEVERS, ODINET, PEYCHAUD, PIERRE, PITRE, POWELL, QUEZAIRE, RICHMOND, ROMERO, SCHWEGMANN, JACK SMITH, SNEED, STELLY, STRAIN, TOOMY, TOWNSEND, WELCH, WOOTON, WRIGHT, CAZAYOUX, AND DANIEL AND SENATORS CRAVINS, BAJOEI, LENTINI, MICHOT, MOUNT, BOISSIERE, CHAISSON, FIELDS, HOLDEN, HOLLIS, IRONS, B. JONES, MARIONNEAUX, SCHEDLER, TARVER, AND THOMAS

AN ACT

To amend and reenact R.S. 46:2601(A)(1), 2603(A) and (B)(2), 2604, and 2607 and to enact R.S. 15:902.2 and 902.3, Part XI-A of Chapter 7 of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:1110, Chapter 14 of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:1461 through 1464, Subpart C-1 of Part III of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:251 and 252, R.S. 36:4(E), Part I of Chapter 45 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2600, R.S. 46:2605.1, 2605.2, and 2605.3, Part III of Chapter 45 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2608 through 2610, and Chapter 59 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2751 through 2757, to designate Part II of Chapter 45, comprising R.S. 46:2601 through 2606 as "Part II. Children's Cabinet, Children's Budget, and Affiliated Boards", all relative to the reform of juvenile justice; to create the Juvenile Justice Reform Act of 2003; to provide with respect to the closure of Swanson Correctional Center for Youth-Madison Parish Unit; to create a

juvenile placement review process; to establish juvenile detention standards and licensing procedures; to establish interagency agreements for sharing of juvenile information; to create the Juvenile Justice Reform Act Implementation Commission, including as one of its duties the creation of a plan for a single state entity for providing services to children and their families; to create the Education/Juvenile Justice Partnership Act; to continue until August 15, 2008, the Children's Cabinet; to provide definitions for certain provisions governing the Children's Cabinet and related boards and programs; to provide with respect to the powers and duties of the Children's Cabinet; to provide with respect to the preparation of the children's budget; to create the Children's Cabinet Research Council; to create the Louisiana Juvenile Justice Planning and Coordination Board; to provide for the standardization of service regions; to create the Louisiana Children's Children, Youth, and Families Investment Fund, to create the Community-based Sanctions and Services Grant Program; and to provide for related matters.

HOUSE BILL NO. 1091—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 13:982(G)(1)(a) and (I)(2)(b), to enact R.S. 13:501(B)(3)(d) and (e), and to repeal R.S. 13:982(E), relative to judges in the Fortieth Judicial District; to set the per page court reporter fees for transcribed and copied testimony in civil and criminal matters; to authorize the judges to provide for additional matters to be held on the east bank of the Mississippi River with the consent of all of the judges after a certain date; to authorize a defendant to waive the requirement that certain criminal matters be held on the west bank of the river; to repeal certain duties of the court reporters; and to provide for related matters.

HOUSE BILL NO. 631—

BY REPRESENTATIVE CURTIS
AN ACT

To amend and reenact R.S. 33:2740.46(B)(2) and (C), relative to the Alexandria Central Economic Development District; to provide relative to the boundaries of the district; to decrease the membership of the governing board of the district; to provide relative to the appointment, removal, and terms of board members; and to provide for related matters.

HOUSE BILL NO. 1021—

BY REPRESENTATIVES DEVILLIER, BRUCE, AND MURRAY
AN ACT

To amend and reenact R.S. 14:81.1(F) and 283(D) and R.S. 44:4.1(B)(26) and (27) and to enact R.S. 14:283(E) and R.S. 46:1845, relative to evidence of child pornography, obscenity, and video voyeurism; to declare that certain items of evidence are contraband; to provide for the seizure and disposition of contraband involving child pornographic, video voyeuristic, and obscene evidence; to provide relative to the privacy of victims; to provide for limitation of access to pornographic, video voyeuristic, or obscene evidence; to provide for the disposition of such evidence; to provide for definitions; to provide for a contradictory hearing; to provide for the disposition of evidence; to provide for the issuance of a court order; to provide for guidelines to be used when deciding whether to limit access to certain evidentiary items; to provide for exceptions to the public records law; and to provide for related matters.

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. 439: Reps. Martiny, Crane, and Winston.

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. 604: Reps. Devillier, Johns, and Murray.

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. 774: Reps. Perkins, Diez, and Alario.

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. 795: Reps. LaFleur Vice Montgomery.

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. 892: Reps. Hammett, Scalise, and Bruneau.

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. 914: Reps. Bruneau, Triche, and Schneider.

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. 1812: Reps. Fauchaux, Johns, and Bowler.

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. 2004: Reps. Crowe, Hebert, and Townsend.

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

June 12, 2003

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

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

House Concurrent Resolution No. 209
Returned without amendments.

House Concurrent Resolution No. 235
Returned without amendments.

House Concurrent Resolution No. 266
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

HOUSE BILLS

June 21, 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:

House Bill No. 3
Returned without amendments.

House Bill No. 43
Returned without amendments.

House Bill No. 61
Returned without amendments.

House Bill No. 62
Returned without amendments.

House Bill No. 73
Returned without amendments.

House Bill No. 74
Returned without amendments.

House Bill No. 107
Returned without amendments.

House Bill No. 138
Returned with amendments.

House Bill No. 159
Returned without amendments.

House Bill No. 202
Returned without amendments.

House Bill No. 237
Returned without amendments.

House Bill No. 273
Returned with amendments.

House Bill No. 274
Returned without amendments.

House Bill No. 275
Returned without amendments.

House Bill No. 289
Returned without amendments.

House Bill No. 305

Returned without amendments.

House Bill No. 332
Returned without amendments.

House Bill No. 360
Returned without amendments.

House Bill No. 371
Returned without amendments.

House Bill No. 401
Returned without amendments.

House Bill No. 410
Returned with amendments.

House Bill No. 443
Returned without amendments.

House Bill No. 458
Returned without amendments.

House Bill No. 461
Returned with amendments.

House Bill No. 558
Returned without amendments.

House Bill No. 573
Returned without amendments.

House Bill No. 576
Returned without amendments.

House Bill No. 593
Returned without amendments.

House Bill No. 611
Returned without amendments.

House Bill No. 625
Returned without amendments.

House Bill No. 637
Returned without amendments.

House Bill No. 643
Returned without amendments.

House Bill No. 731
Returned without amendments.

House Bill No. 798
Returned without amendments.

House Bill No. 838
Returned without amendments.

House Bill No. 843
Returned without amendments.

House Bill No. 862
Returned with amendments.

House Bill No. 863
Returned without amendments.

House Bill No. 867

Returned with amendments.

House Bill No. 881
Returned without amendments.

House Bill No. 882
Returned without amendments.

House Bill No. 891
Returned without amendments.

House Bill No. 895
Returned without amendments.

House Bill No. 902
Returned without amendments.

House Bill No. 934
Returned without amendments.

House Bill No. 938
Returned without amendments.

House Bill No. 984
Returned without amendments.

House Bill No. 1055
Returned without amendments.

House Bill No. 1068
Returned with amendments.

House Bill No. 1075
Returned with amendments.

House Bill No. 1084
Returned without amendments.

House Bill No. 1093
Returned with amendments.

House Bill No. 1095
Returned without amendments.

House Bill No. 1105
Returned with amendments.

House Bill No. 1139
Returned without amendments.

House Bill No. 1157
Returned with amendments.

House Bill No. 1176
Returned without amendments.

House Bill No. 1199
Returned without amendments.

House Bill No. 1217
Returned with amendments.

House Bill No. 1231
Returned without amendments.

House Bill No. 1236
Returned without amendments.

House Bill No. 1239

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Returned without amendments.

House Bill No. 1247
Returned without amendments.

House Bill No. 1248
Returned without amendments.

House Bill No. 1249
Returned without amendments.

House Bill No. 1270
Returned without amendments.

House Bill No. 1281
Returned with amendments.

House Bill No. 1285
Returned without amendments.

House Bill No. 1286
Returned without amendments.

House Bill No. 1299
Returned without amendments.

House Bill No. 1304
Returned with amendments.

House Bill No. 1314
Returned without amendments.

House Bill No. 1317
Returned with amendments.

House Bill No. 1335
Returned without amendments.

House Bill No. 1348
Returned without amendments.

House Bill No. 1350
Returned without amendments.

House Bill No. 1369
Returned without amendments.

House Bill No. 1385
Returned without amendments.

House Bill No. 1395
Returned without amendments.

House Bill No. 1403
Returned with amendments.

House Bill No. 1408
Returned with amendments.

House Bill No. 1416
Returned with amendments.

House Bill No. 1419
Returned without amendments.

House Bill No. 1442
Returned with amendments.

House Bill No. 1461

Returned without amendments.

House Bill No. 1463
Returned without amendments.

House Bill No. 1475
Returned without amendments.

House Bill No. 1481
Returned without amendments.

House Bill No. 1487
Returned without amendments.

House Bill No. 1488
Returned without amendments.

House Bill No. 1490
Returned without amendments.

House Bill No. 1518
Returned without amendments.

House Bill No. 1531
Returned without amendments.

House Bill No. 1547
Returned without amendments.

House Bill No. 1556
Returned with amendments.

House Bill No. 1557
Returned without amendments.

House Bill No. 1565
Returned without amendments.

House Bill No. 1568
Returned with amendments.

House Bill No. 1584
Returned without amendments.

House Bill No. 1622
Returned without amendments.

House Bill No. 1626
Returned without amendments.

House Bill No. 1633
Returned with amendments.

House Bill No. 1641
Returned without amendments.

House Bill No. 1651
Returned without amendments.

House Bill No. 1657
Returned without amendments.

House Bill No. 1673
Returned without amendments.

House Bill No. 1679
Returned without amendments.

House Bill No. 1708

Returned without amendments.

House Bill No. 1742
Returned without amendments.

House Bill No. 1757
Returned with amendments.

House Bill No. 1758
Returned without amendments.

House Bill No. 1774
Returned without amendments.

House Bill No. 1792
Returned without amendments.

House Bill No. 1802
Returned without amendments.

House Bill No. 1804
Returned without amendments.

House Bill No. 1808
Returned without amendments.

House Bill No. 1815
Returned with amendments.

House Bill No. 1819
Returned with amendments.

House Bill No. 1820
Returned without amendments.

House Bill No. 1840
Returned without amendments.

House Bill No. 1859
Returned without amendments.

House Bill No. 1873
Returned without amendments.

House Bill No. 1876
Returned without amendments.

House Bill No. 1892
Returned without amendments.

House Bill No. 1896
Returned without amendments.

House Bill No. 1909
Returned without amendments.

House Bill No. 1919
Returned without amendments.

House Bill No. 1931
Returned without amendments.

House Bill No. 1945
Returned without amendments.

House Bill No. 1949
Returned with amendments.

House Bill No. 1953

Returned without amendments.

House Bill No. 1969
Returned without amendments.

House Bill No. 1983
Returned without amendments.

House Bill No. 1994
Returned without amendments.

House Bill No. 1996
Returned without amendments.

House Bill No. 2003
Returned without amendments.

House Bill No. 2021
Returned with amendments.

House Bill No. 2026
Returned without amendments.

House Bill No. 2029
Returned with amendments.

House Bill No. 2032
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

June 21, 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 Concurrent Resolutions:

Senate Concurrent Resolution Nos. 93, 99, 107, 119, 120, 121, 124, 125, 126, 131, 133, 134, 135, 136, 137, 139 and 141

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

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

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

Message from the Senate

SIGNED SENATE BILLS AND JOINT RESOLUTIONS

June 21, 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. 21, 72, 86, 98, 108, 146, 211, 213, 227, 255, 279, 291, 295, 314, 315, 318, 354, 382, 398, 400, 408, 414, 418, 424, 425, 426, 427, 477, 480, 518, 522, 583, 596, 603, 607, 623, 646, 666, 673, 688, 698, 706, 740, 808, 819, 821, 839, 842, 843, 844, 864, 866, 926, 929, 1010, 1011, 1018, 1027, 1031, 1035, 1090, and 1126

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, pursuant to House Rule No. 7.2(E), referred to committee:

HOUSE RESOLUTION NO. 148—

BY REPRESENTATIVE LUCAS

A RESOLUTION

To recognize September 2003 as National Alcohol and Drug Addiction Recovery Month.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 270—

BY REPRESENTATIVES BRUNEAU AND TOOMY

A CONCURRENT RESOLUTION

To commend Dr. J. Terence Kelly as he leaves his position as chancellor of Delgado Community College, to recognize his myriad accomplishments and his remarkable contributions to the college, the city, and the state, and to extend to him the best wishes of the legislature as he embarks upon new challenges and endeavors.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 271—

BY REPRESENTATIVE THOMPSON

A CONCURRENT RESOLUTION

To urge and request the office of conservation to proceed with final adoption of rules which provide school boards with options under the pipeline safety rules governing master meter systems.

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. 272—

BY REPRESENTATIVE DEVILLIER AND SENATOR GAUTREUX

A CONCURRENT RESOLUTION

To commend Ritney Castine of Napoleonville upon being named the South Regional Youth Advocate of the Year by the Campaign for Tobacco-Free Kids.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 273—

BY REPRESENTATIVE DEVILLIER

A CONCURRENT RESOLUTION

To request the Department of Justice, office of the attorney general, to study and make recommendations regarding the forensic examination of sexual assault victims and the investigation of sexual assault cases, and to report its findings to the speaker of the House of Representatives and the president of the Senate no later than January 1, 2005, and to create the Louisiana Sexual Violence Task Force to assist in this study.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 274—

BY REPRESENTATIVE ERDEY AND SENATOR FONTENOT

A CONCURRENT RESOLUTION

To commend Mr. and Mrs. Louis Edgar Carlisle of Denham Springs upon the celebration of their fiftieth wedding anniversary.

Read by title.

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

Ordered to the Senate.

Privileged Report of the Committee on Enrollment

June 21, 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. 139—

BY REPRESENTATIVE K. CARTER

A RESOLUTION

To commend Charles J. Hatfield of New Orleans posthumously and to recognize his outstanding achievements.

HOUSE RESOLUTION NO. 140—

BY REPRESENTATIVE ERDEY, ANSARDI, BAUDOIN, BEARD, BRUCE, R. CARTER, CAZAYOUX, DEVILLIER, DIEZ, DOWNS, FANNIN, FRUGE, GALLOT, HAMMETT, HUDSON, HUNTER, HUTTER, KATZ, KENNARD, KENNEY, LAFLEUR, MCDONALD, MCVEA, NEVERS, ODINET, PERKINS, POWELL, QUEZAIRE, SALTER, GARY SMITH, THOMPSON, WALSWORTH, AND WRIGHT

A RESOLUTION

To urge and request the newly elected governor taking office in January 2004 to honor a commitment on the part of the state to certain local school systems and include in the executive budget proposal for FY 04-05 funding in the amount of three million seven hundred thousand dollars for the third and final payment by the state to such school systems to restore a one-time only reduction in funding for the pay raise for certificated personnel provided for in the minimum foundation program formula adopted by the State Board of Elementary and Secondary Education and approved by legislature for the 2001-2002 school year.

HOUSE RESOLUTION NO. 141—

BY REPRESENTATIVE LANDRIEU

A RESOLUTION

To commend M.H. Phillips upon celebrating his twenty-fifth year of coaching and for his commitment to the young people of the state of Louisiana.

HOUSE RESOLUTION NO. 142—

BY REPRESENTATIVE FAUCHEUX

A RESOLUTION

To declare June 22, 2003, as Ed Aycock Day in Litcher, St. John the Baptist Parish, St. James Parish, and Ascension Parish.

HOUSE RESOLUTION NO. 143—

BY REPRESENTATIVE WALSWORTH

A RESOLUTION

To commend Cox Communications of Baton Rouge for implementing a Senior Citizen Discount Program.

HOUSE RESOLUTION NO. 144—

BY REPRESENTATIVE GALLOT

A RESOLUTION

To commend Grambling, Louisiana, upon the celebration of its fiftieth anniversary.

HOUSE RESOLUTION NO. 145—

BY REPRESENTATIVE FAUCHEUX

A RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to revise the formula for the minimum foundation program of education to include measures of resident income and equitable measures of property valuation in determining the local wealth factor of public school systems.

HOUSE RESOLUTION NO. 146—

BY REPRESENTATIVES L. JACKSON, GLOVER, BAYLOR, BRUCE, DOERGE, GALLOT, HOPKINS, MONTGOMERY, SALTER, SHAW, JANE SMITH, TOWNSEND, AND WADDELL

A RESOLUTION

To urge and request the mayor and the city council of the city of Shreveport to immediately initiate, pursue, and provide funding for a nationally recognized voluntary accreditation program for the Shreveport Police Department.

HOUSE RESOLUTION NO. 147—

BY REPRESENTATIVE LUCAS

A RESOLUTION

To urge and request the superintendent of the Orleans Parish school system to gather input from faculty, staff, parents, and the community prior to making a decision on the hiring of the principal of George Washington Carver Senior High School.

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 21, 2003

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

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

The following House Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 68—

BY REPRESENTATIVE KATZ

A CONCURRENT RESOLUTION

To memorialize congress to vote to ban partial birth abortions.

HOUSE CONCURRENT RESOLUTION NO. 188—

BY REPRESENTATIVES DURAND AND SCALISE

A CONCURRENT RESOLUTION

To direct the Louisiana Department of Health and Hospitals to compile and release in the annual statistical report the number of abortions by parish and municipality and complications related thereto.

HOUSE CONCURRENT RESOLUTION NO. 196—

BY REPRESENTATIVE HUTTER

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study issues relative to school entrance age requirements, including but not limited to the advantages and disadvantages of requiring that children be six years old prior to September thirtieth to enter the first grade, and to submit a written report of its findings and recommendations to the House Committee on Education and the Senate Committee on Education prior to the beginning of the 2004 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 206—

BY REPRESENTATIVE BROOME

A CONCURRENT RESOLUTION

To direct the Department of Health and Hospitals and the Louisiana Nursing Home Association to work in conjunction to develop and implement a pilot program to study the practicality of installing electronic monitoring devices in nursing home facilities, as defined by R.S. 40:2009.2 and licensed by the Department of Health and Hospitals.

HOUSE CONCURRENT RESOLUTION NO. 257—

BY REPRESENTATIVES THOMPSON, BAUDOIN, BRUCE, DEVILLIER, AND ILES

A CONCURRENT RESOLUTION

To urge and request the United States Department of Agriculture (USDA) to include Louisiana schools and farmers in its Farm-to-School Program.

HOUSE CONCURRENT RESOLUTION NO. 258—

BY REPRESENTATIVE PIERRE

A CONCURRENT RESOLUTION

To commend and congratulate Mary Margaret Hamilton for her years of service to Louisiana's energy sector as one of the pipeline industry's most effective spokesmen before the Louisiana Legislature.

HOUSE CONCURRENT RESOLUTION NO. 261—

BY REPRESENTATIVES GALLOT AND DOWNS AND SENATOR B. JONES

A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana upon the death of Louise Benson Page Faulk of Ruston.

HOUSE CONCURRENT RESOLUTION NO. 262—

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

A CONCURRENT RESOLUTION

To commend CEO Bill Willis, and the physicians, nurses, administrative personnel and staff of the Women and Children's Hospital in Lake Charles upon being named "Hospital of the Year" by Triad Hospitals, Inc..

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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

Privileged Report of the Committee on Enrollment

June 21, 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. 425—

BY REPRESENTATIVE PITRE

A JOINT RESOLUTION

Proposing to add Article VII, Section 21(J) of the Constitution of Louisiana, relative to ad valorem property tax exemptions; to exempt drilling rigs used exclusively for the exploration and development of minerals outside the territorial limits of the state in each parish in which the voters approve a proposition granting such exemption; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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 21, 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. 3—

BY REPRESENTATIVE HAMMETT AND SENATOR BARHAM

AN ACT

To enact the Omnibus Bond Authorization Act of 2003, relative to the implementation of a five-year capital improvement program; to provide for the repeal of certain prior bond authorizations; to provide for new bond authorizations; to provide for authorization and sale of such bonds by the State Bond Commission; and to provide for related matters.

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.

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.

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.

HOUSE BILL NO. 107—

BY REPRESENTATIVE WELCH

AN ACT

To enact R.S. 9:3577.3(C), relative to credit card solicitation; to prohibit credit card issuers from offering inducements to students; and to provide for related matters.

HOUSE BILL NO. 128—

BY REPRESENTATIVE MONTGOMERY

AN ACT

To enact R.S. 9:2795.3, relative to limitation of liability for motorized off-road vehicle activities; to provide for definitions; to provide for limitations of liability in certain circumstances; to provide for exceptions; to provide for the posting of signs and warnings; and to provide for related matters.

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.

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. Calderera & 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.

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.

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" c/w Billy Hendrix, et al v. Gilchrist Construction Company, et al; 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.

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.

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.

HOUSE BILL NO. 305—

BY REPRESENTATIVE CAZAYOUX

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2003-2004 to Ronald Tassin, to provide for reimbursement of his legal expenses.

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.

HOUSE BILL NO. 400—

BY REPRESENTATIVE BRUNEAU

AN ACT

To amend and reenact R.S. 18:104(F), 451.1, 532.1(C)(3)(b) and (G)(2)(d), 1922(B), and 1941(A) and to enact R.S. 18:1941(C) and 1942, relative to preclearance of reapportionment and redistricting plans; to require certain notice thereof to the secretary of state; to change references to the Department of Justice; and to provide for related matters.

HOUSE BILL NO. 417—

BY REPRESENTATIVES MURRAY AND LAFLEUR

AN ACT

To amend and reenact R.S. 11:558(A)(4) and (5) and to enact R.S. 11:558(A)(6) and 562(C), relative to the Louisiana State Employees' Retirement System; to provide with respect to judges and officers of the court who are members of the system; to provide relative to retirement eligibility; to provide for retirement at age sixty-five with at least ten years of creditable service; to clarify that remaining in office beyond age seventy is not prohibited by statute if permitted by the constitution; to provide with respect to survivor benefits; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 593—

BY REPRESENTATIVE LEBLANC

AN ACT

To repeal R.S. 39:51(B), relative to budgetary procedure; to delete the requirement that the governor explain certain differences between the executive budget and certain bills for the ordinary and ancillary expenses of state government.

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.

HOUSE BILL NO. 696—

BY REPRESENTATIVES JOHNS AND SHAW

AN ACT

To amend and reenact R.S. 32:57(D) and R.S. 33:1372(B) and to enact R.S. 32:295.3, relative to traffic offenses; to provide for the payment of fines by mail in cases where persons plead nolo contendere; to provide for payment of fines by certified mail; to prohibit drivers or operators from leaving children under the age

of six unattended and unsupervised in motor vehicles; to provide for definitions; to provide for limitations of liability; to provide for applicability; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 775—

BY REPRESENTATIVE POWELL
AN ACT

To amend and reenact R.S. 34:3472(13)(introductory paragraph), 3474(B)(2)(b), and 3480(A) and (C) and to enact R.S. 34:3472(13)(g), relative to the Millennium Port Commission; to provide relative to nominees of the Millennium Port Authority; to provide relative to the participation of the West Cameron Port Commission; to provide for nomination to the port commissioners; and to provide for related matters.

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.

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.

HOUSE BILL NO. 849—

BY REPRESENTATIVES MARTINY, BRUCE, AND MURRAY AND SENATOR DUPRE
AN ACT

To enact R.S. 14:35.3 and 143(C)(18), relative to offenses against the person; to create the crime of domestic abuse battery; to provide for definitions; to provide for criminal penalties; to provide for additional penalties when a minor child twelve years or younger is present during the commission of a domestic abuse battery; to provide relative to domestic abuse battery as a comparable felony to which a local governing authority may enact an ordinance; and to provide for related matters.

HOUSE BILL NO. 853—

BY REPRESENTATIVES FARRAR, R. CARTER, FAUCHEUX, HEATON, AND WELCH
AN ACT

To enact R.S. 13:996.60, relative to judicial expense fund accounts of the various district courts; to permit interest earned on money in other accounts of the district court to be deposited into the judicial expense fund account; to provide for an exception; and to provide for related matters.

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.

HOUSE BILL NO. 881—

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 certain judgments against the state; to pay the consent judgment in the suit entitled "Louis Merhige v. Board of Commissioners for the East Jefferson Levee District, C. "Bud" Taulli Construction Company, Inc., Manual Anaya, The Transportation Insurance Company, Parish of Jefferson, and the Department of Transportation and Development, State of Louisiana"; to pay the judgment in "Yvonne Updegraff v. State of Louisiana, through the Department of Transportation and Development"; to provide for interest; and to provide for related matters.

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.

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.

HOUSE BILL NO. 895—

BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 18:1483(11), relative to the definition of major office for the purposes of the Campaign Finance Disclosure Act; to remove the exclusion of certain judicial seats from the definition of "major office"; and to provide for related matters.

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.

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.

HOUSE BILL NO. 938—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 the Department of Education, State Activities, for payment or reimbursement for payment of legal expenses of James P. Dukes; to provide for an effective date; and to provide for related matters.

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.

HOUSE BILL NO. 1018—BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 15:587.2 and 598 and R.S. 37:1178 and to enact R.S. 37:1182(A)(22), (23), and (24), 1216, and 1217, relative to the Louisiana Pharmacy Practice Act and criminal history background checks; to provide for expense reimbursement for Louisiana Board of Pharmacy members; to provide the board the authority to conduct criminal background checks; to provide the board the authority to conduct identification verification; to provide the board the authority to require evaluations; to provide relative to criminal history background checks at institutions of postsecondary education; to authorize such background checks for applicants or prospective employees; to require the Louisiana Bureau of Criminal Identification and Information to provide certain criminal history information upon written request by an institution of postsecondary education; to provide for fees; to provide for applicability; and to provide for related matters.

HOUSE BILL NO. 1046—BY REPRESENTATIVE DIEZ
AN ACT

To enact R.S. 32:1714(7) and 1736, relative to the towing of motor vehicles; to provide for definitions; to require certain information on the billing invoice; to provide relative to certain written contracts; to provide relative to signage on certain private property; to require uniform fees; to provide relative to the enforcement of these provisions, including the inspection of billing invoices, contracts, and other information; to provide relative to penalties for noncompliance; to provide relative to a cause of action; to provide for compliance with certain laws and regulations; and to provide for related matters.

HOUSE BILL NO. 1055—BY REPRESENTATIVE LANCASTER
AN ACT

To repeal R.S. 49:996(10), relative to the duties of the director of the division of administrative law; to remove the requirement that the director assure that agencies are properly promulgating rules.

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.

HOUSE BILL NO. 1085—BY REPRESENTATIVE ERDEY
AN ACT

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

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.

HOUSE BILL NO. 1098—BY REPRESENTATIVE JOHNS
AN ACT

To enact R.S. 38:2181(D), relative to public contracts; to provide for the venue for suits to enjoin the award of a competitively bid contract; and to provide for related matters.

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.

HOUSE BILL NO. 1142—BY REPRESENTATIVE DOWNER
AN ACT

To enact R.S. 40:2405(F), relative to peace officer training requirements; to provide for a suspension of training requirements for certain Louisiana National Guard military police during certain emergency circumstances; and to provide for related matters.

HOUSE BILL NO. 1164—BY REPRESENTATIVE DIEZ
AN ACT

To amend and reenact R.S. 48:261(A)(1), relative to maintenance work not performed by employees of the Department of Transportation and Development; to provide with respect to contracts for maintenance work to be let in accordance with the construction and maintenance bid procedures of the department; and to provide for related matters.

HOUSE BILL NO. 1171—BY REPRESENTATIVE DIEZ
AN ACT

To amend and reenact R.S. 48:442(3)(b), (c), and (d) and to repeal R.S. 48:442(3)(e), relative to expropriation by the Department of Transportation and Development; to delete references to the office of highways; to provide relative to the persons required to sign or approve certain information annexed to the petition to expropriate; to repeal requirements relative to mailing notification to property owners; and to provide for related matters.

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. Rousse, et al. v. State of Louisiana, through the Department of Transportation and Development, et al."; and to provide for related matters.

HOUSE BILL NO. 1199—

BY REPRESENTATIVE LEBLANC
AN ACT

To enact R.S. 42:460, relative to state administration; to authorize the promulgation of rules relative to the recoupment of overpayments to certain state employees; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1227—

BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 9:315.40(2) and R.S. 46:236.3(A)(1), to enact R.S. 46:236.1.1 through 236.1.10, and to repeal R.S. 46:236.1, relative to child support programs; to provide for definitions; to provide for the responsibilities of the department; to provide for the promulgation of rules; to provide for the authority of the secretary; to provide for a financial institution data match system; to provide for the disclosure of records; to provide limitations of liability; to authorize consumer reporting; to direct the Louisiana State Law Institute to place the provisions of Part II of Chapter 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:231 through 261, into new Subparts A, B, and C and to amend the headings of Subparts B and C; and to provide for related matters.

HOUSE BILL NO. 1231—

BY REPRESENTATIVES FUTRELL AND NEVERS
AN ACT

To amend and reenact R.S. 17:427.2(B), relative to the Critical Teacher Shortage Incentive Program; to provide relative to the definition of "newly certified teacher" for purposes of the program; and to provide for related matters.

HOUSE BILL NO. 1237—

BY REPRESENTATIVE WALSWORTH
AN ACT

To amend and reenact Code of Civil Procedure Articles 2332(A), 2636(1), and 3722 and to repeal Code of Civil Procedure Article 2639, relative to foreclosure; to provide for appraisals in judicial sales under fieri facias; to provide for authentic evidence in executory proceedings; to provide for enforcement by ordinary process; and to provide for related matters.

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.

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.

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.

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.

HOUSE BILL NO. 1255—

BY REPRESENTATIVE PEYCHAUD
AN ACT

To amend and reenact R.S. 9:2800(C) and (E), relative to limitations of liability for public entities; to provide a limitation of liability for public entities responding to reports of dangerous conditions; to provide definitions; and to provide for related matters.

HOUSE BILL NO. 1278—

BY REPRESENTATIVES SCHNEIDER, DANIEL, AND TRICHE
AN ACT

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

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.

HOUSE BILL NO. 1348—

BY REPRESENTATIVE PITRE
AN ACT

To amend and reenact R.S. 34:3254(C), relative to the Grand Isle Port Commission; to provide with respect to the maximum amount of indebtedness which may be incurred by the commission; to provide that indebtedness incurred by the commission shall not be guaranteed by the town of Grand Isle; and to provide for related matters.

HOUSE BILL NO. 1385—

BY REPRESENTATIVE GULLORY
AN ACT

To enact R.S. 33:2866.1, relative to property adjudicated to parishes and municipalities; to provide relative to the payment of commissions to licensed realtors who assist parishes and municipalities in selling property adjudicated to them for

nonpayment of taxes; to provide with respect to guidelines; and to provide for related matters.

HOUSE BILL NO. 1395—
BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact Civil Code Article 113, relative to interim spousal support; to provide for the termination of support; and to provide for related matters.

HOUSE BILL NO. 1406—
BY REPRESENTATIVE ROMERO
AN ACT

To enact R.S. 45:164(E), relative to common carriers; to provide relative to movers of household goods; to require certain movers of household goods to comply with certain requirements; and to provide for related matters.

HOUSE BILL NO. 1433—
BY REPRESENTATIVE L. JACKSON
AN ACT

To amend and reenact R.S. 37:913(3)(a)(vii) and (viii) and (b), (7), (8), and (9) and 930(B)(2), (D), and (E), to enact R.S. 37:918(18) and 930(F), and to repeal Part VI of Chapter 11 of Title 37 of the Louisiana Revised Statutes of 1950, comprised of R.S. 37:1031 through 1034, relative to registered nurses; to provide relative to prescriptive authority and medical diagnosis; to provide for promulgation of rules and regulations by the board; to abolish the prescriptive authority committee; and to provide for related matters.

HOUSE BILL NO. 1463—
BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact R.S. 27:306(A)(4)(c)(ii)(cc), relative to qualified truck stops for the operation of video draw poker devices; to provide for the number of hours per day the restaurant at a qualified truck stop must be open; and to provide for related matters.

HOUSE BILL NO. 1487—
BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 40:1622, relative to fire protection and prevention; to provide for criminal and civil liability for violations; to provide for a rebuttable presumption; and to provide for related matters.

HOUSE BILL NO. 1488—
BY REPRESENTATIVE FARRAR
AN ACT

To amend and reenact R.S. 33:3817(B), relative to waterworks districts; to authorize the board of commissioners of such districts to employ a president and to fix his salary; and to provide for related matters.

HOUSE BILL NO. 1514—
BY REPRESENTATIVE POWELL
AN ACT

To enact R.S. 38:1483, relative to drainage channels or outfall canals in the parish of Tangipahoa; to provide for public status of certain channels or canals; to provide relative to the use of such channels or canals; to provide with respect to liability for acts causing damage or injury to such channels or canals; and to provide for related matters.

HOUSE BILL NO. 1548—
BY REPRESENTATIVE PINAC
AN ACT

To enact R.S. 36:109(B) and Part VI of Chapter 3 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:971 through 978, relative to economic development; to create the Louisiana Applied Polymer Technology Extension Consortium and its board of directors and advisory committee; to provide for the transfer of the consortium and the advisory committee; to provide for the membership and powers and duties of the board and advisory committee; to provide for the powers and duties of the consortium; to provide for a plan of operation; to provide for funding and audits; and to provide for related matters.

HOUSE BILL NO. 1565—
BY REPRESENTATIVE FLAVIN
AN ACT

To amend and reenact R.S. 33:461(A)(1), relative to the assessment and collection of municipal taxes; to provide that the city of Lake Charles may prorate municipal ad valorem taxes on property annexed into the city; to provide a basis upon which the taxes shall be prorated; and to provide for related matters.

HOUSE BILL NO. 1567—
BY REPRESENTATIVES K. CARTER AND MURRAY AND SENATOR BAJOIE
AN ACT

To authorize and provide for a cooperative endeavor agreement for use of certain state property in Orleans Parish with the city of New Orleans; and to provide for related matters.

HOUSE BILL NO. 1626—
BY REPRESENTATIVE DANIEL
AN ACT

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

HOUSE BILL NO. 1641—
BY REPRESENTATIVE DEVILLIER
AN ACT

To amend and reenact Code of Criminal Procedure Articles 262, 271(A), and 272, and to enact Code of Criminal Procedure Article 262.1 and 281, relative to extradition; to provide with respect to the authority of the governor in extradition cases; to provide with respect to admitting a person to bail in extradition cases; to provide with respect to the surrender of a person against whom a criminal prosecution is pending in this state; to provide authority to charge an extradited person with crimes other than the crime for which he was extradited; and to provide for related matters.

HOUSE BILL NO. 1786—
BY REPRESENTATIVE ALARIO AND SENATOR B. JONES
AN ACT

To amend and reenact R.S. 17:3351.3(C) and to enact R.S. 17:1855.1, 3351.3(D), 3351.7, and 3351.8, to authorize the boards of supervisors of the Southern University System, the Louisiana State University System, the University of Louisiana System, and the Louisiana Community and Technical College System to impose an academic excellence fee for students attending the institutions under the management and supervision of each board; to provide for the fee amounts; to provide relative to waivers for certain students; to provide limitations; to provide for effectiveness; and to provide for related matters.

HOUSE BILL NO. 1788—

BY REPRESENTATIVE MORRISH AND SENATOR DARDENNE
AN ACT

To enact Subpart B of Part XXX of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1430 through 1430.17, and to repeal R.S. 22:1406.1 through 1406.13 and 1431 through 1445, relative to residential and commercial property insurance; to provide for the Louisiana Citizens Property Insurance Corporation; to provide for the FAIR Plan; to provide for the Coastal Plan; to provide for a board of directors; to provide for the Louisiana Insurance Rating Commission; to provide for corporate powers; to provide for certain immunity; to provide for a plan of operation; to provide for assessments; to provide for charges and surcharges; to provide for participating insurers; to provide for eligibility; to provide for insurance; to provide for rates; to provide for contributions by the state; to provide for plan deficits; and to provide for related matters.

HOUSE BILL NO. 1808—

BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact Code of Evidence Article 1001(3), relative to the contents of writings, recordings, and photographs; to include certain data within the definition of "original"; and to provide for related matters.

HOUSE BILL NO. 1820—

BY REPRESENTATIVE M. JACKSON
AN ACT

To enact Code of Evidence Article 518, relative to privileged communications; to provide for a testimonial privilege for certain communications made to a trained peer support member; to provide for definitions; and to provide for related matters.

HOUSE BILL NO. 1850—

BY REPRESENTATIVE HOPKINS
AN ACT

To amend and reenact R.S. 32:1720.1, relative to the towing and storage of motor vehicles; requires a repair or body shop operator to surrender a vehicle to a lienholder under certain circumstances; to require a lienholder to pay certain expenses prior to surrender of the vehicle; and to provide for related matters.

HOUSE BILL NO. 1859—

BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 33:3001, relative to the limit on parish governing authority appropriations for certain fairs and festivals; to increase such limit; and to provide for related matters.

HOUSE BILL NO. 1863—

BY REPRESENTATIVES BRUCE, PINAC, AND SCHNEIDER
AN ACT

To amend and reenact R.S. 37:2167(B)(1) and to enact R.S. 37:2150.1(12) and (13), and 2157(A)(9) and Part I of Chapter 24 of Title 37 of the Revised Statutes of 1950, to be comprised of R.S. 37:2175.1 through 2175.5, relative to residential building contractors; to authorize the submission of a certificate evidencing liability protection provided by a liability trust fund in lieu of liability insurance; to provide for the registration of home improvement contractors; to provide for requirements for certain home improvement contracts; to provide fees for registration and renewal; to provide for administrative penalties; to provide for exemptions from registration; and to provide for related matters.

HOUSE BILL NO. 1874—

BY REPRESENTATIVE JOHN SMITH
AN ACT

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

HOUSE BILL NO. 1877—

BY REPRESENTATIVE GARY SMITH
AN ACT

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

HOUSE BILL NO. 1896—

BY REPRESENTATIVE PITRE
AN ACT

To enact R.S. 9:2800.13, relative to liability for damages related to transportation of material by carrier; to provide for specific findings of fact; to provide for a determination of causation; to provide for evidence of negligence or fault; to provide for the applicability of comparative fault; and to provide for related matters.

HOUSE BILL NO. 1940—

BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 27:15(B)(10), (D), and (E) and 231(B), relative to the Louisiana Gaming Control Law; to provide that civil penalties imposed by the Louisiana Gaming Control Board are applicable to the land-based casino and live horse racing facilities conducting slot machine gaming; to delete the provision of law requiring the Louisiana Gaming Control Board to conduct meetings in the capitol complex; to delete the provision of law requiring the presence of an agent of the Louisiana Gaming Control Board to be present at all times during hours of operation at land-based casinos; and to provide for related matters.

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.

HOUSE BILL NO. 1966—

BY REPRESENTATIVES HEBERT, ALARIO, ARNOLD, BAUDOIN, BROOME, BRUCE, CAPELLA, K. CARTER, CRANE, CURTIS, DAMICO, DANIEL, DARTEZ, DIEZ, DOWNER, DOWNS, FANNIN, FARRAR, FRITH, FRUGE, FUTRELL, GALLOT, GLOVER, GUILLORY, HAMMETT, HEATON, HONEY, HUDSON, HUNTER, HUTTER, ILES, L. JACKSON, M. JACKSON, JOHNS, KATZ, KENNARD, LAFLEUR, LANCASTER, LANDRIEU, LEBLANC, LUCAS, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MURRAY, NEVERS, ODINET, PEYCHAUD, PIERRE, PITRE, POWELL, QUEZAIRE, RICHMOND, ROMERO, SCHWEGMANN, SHAW, JACK SMITH, JANE SMITH, SNEED, STRAIN, SWILLING, TOWNSEND, WALKER, WINSTON, WOOTON, WRIGHT, AND SCALISE AND SENATOR SCHEDLER
AN ACT

To enact Part VI-E of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:250.41 through 250.47, and to repeal R.S. 22:230.3, relative to health insurance coverage; to provide with respect to billing of enrollees and insureds by contracted health care providers and certain noncontracted facility-based health care providers; to provide for notice and disclosure to enrollees and insureds by health insurance issuers and health care facilities relative to

identification of noncontracted providers and contract relationships which could result in billing of insureds or enrollees; to provide for penalties and enforcement; to provide with respect to the authority of the commissioner of insurance and the attorney general; and to provide for related matters.

HOUSE BILL NO. 1979—

BY REPRESENTATIVE FRITH

AN ACT

To amend and reenact R.S. 47:516(B) and to enact R.S. 47:511(C), relative to accounts created under the International Registration Plan interstate compact; to provide for the refund of registration or licensure fees to owners of vehicles registered or licensed under certain circumstances; to provide procedures for such refunds; to provide for limitation of liability; to provide for vehicle licensing; and to provide for related matters.

HOUSE BILL NO. 2014 (Substitute for House Bill No. 1224 by Representative Walsworth)—

BY REPRESENTATIVES WALSWORTH, DEWITT, AND JOHNS

AN ACT

To amend and reenact R.S. 40:1299.39.1(A)(2)(c) and (I)(3), (4), and (5) and 1299.47(A)(2)(c) and (I)(2)(b) and to enact R.S. 40:1299.47(I)(2)(c) and (d) and (3), relative to medical malpractice review panels; to provide for the failure to appoint an attorney chairman of the state and the private medical review panels within one year from the date of request; to provide for the dismissal of claims; to provide for unanimous decisions by state and private medical review panels; to provide for the payment of the costs; to provide for the posting of a cash or surety bond in certain circumstances; and to provide for related matters.

HOUSE BILL NO. 2026 (Substitute for House Bill No. 408 by Representative Martiny)—

BY REPRESENTATIVE MARTINY

AN ACT

To enact R.S. 27:311(F), relative to the Video Draw Poker Devices Control Law; to exempt device owners from maintaining a minimum balance or security under certain conditions; to provide penalties; and to provide for related matters.

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.

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.

Leave of Absence

Rep. Kennard- 1 day

Adjournment

On motion of Rep. Kenney, at 5:40 P.M., the House agreed to adjourn until Sunday, June 22, 2003, at 2:30 P.M.

The Speaker of the House declared the House adjourned until 2:30 P.M., Sunday, June 22, 2003.

ALFRED W. SPEER
Clerk of the House