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

TWENTIETH 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

Wednesday, May 7, 2003

The House of Representatives was called to order at 2:00 P.M., by the Honorable Charlie DeWitt, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

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

Total—104

ABSENT

Doerge

Total—1

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

Prayer

Prayer was offered by Rev. Deven Pedeaux.

Pledge of Allegiance

Rep. Swilling 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. Walsworth, the reading of the Journal was dispensed with.

On motion of Rep. Alexander, and under a suspension of the rules, the Journal of May 6, 2003, was corrected to reflect him as voting yea on final passage of House Bill No. 1093.

On motion of Rep. Walsworth, the Journal of May 6, 2003, was adopted.

Suspension of the Rules

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

Petitions, Memorials and Communications

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 6, 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. 142
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate
SIGNED SENATE CONCURRENT RESOLUTIONS
May 7, 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. 68, 69, and 72

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

SENATE BILLS
May 7, 2003

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

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:


Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

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

Senate Bills and Joint Resolutions on First Reading

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

SENATE BILL NO. 2—
BY SENATOR DUPRE
AN ACT
To enact R.S. 40:940.52, relative to the transportation and sale of a commercial fisherman's catch; to provide that a commercial fisherman is exempt from having to possess a "mobile food vendor's permit" under certain circumstances; and to provide for related matters.

Read by title.

SENATE BILL NO. 3—
BY SENATOR DUPRE
AN ACT
To enact R.S. 56:303.1.1(E), relative to the fresh products license; to authorize the purchase of an additional fresh products license; to authorize the spouse of a commercial fisherman to sell the catch while the commercial fisherman continues to fish; and to provide for related matters.

Read by title.

SENATE BILL NO. 49—
BY SENATOR DUPRE
AN ACT
To enact R.S. 56:306.3(C) and 307.1(D), relative to license and transport fees; to authorize a wholesale/retail dealer to purchase a four-year dealer's license and a four-year transport license; and to provide for related matters.

Read by title.

SENATE BILL NO. 122—
BY SENATOR DUPRE
AN ACT
To amend and reenact R.S. 56:499.3(A), relative to butterfly and bottom nets; to authorize such nets in Grand Pass from a fishing boat or vessel whether or not it is motor propelled or underway; and to provide for related matters.

Read by title.

SENATE BILL NO. 133—
BY SENATOR HOYT
AN ACT
To amend and reenact R.S. 38:2251(K) and R.S. 39:1595(J), relative to public contracts; to provide for preferences for certain clay products; and to provide for related matters.

Read by title.

SENATE BILL NO. 231—
BY SENATOR THEUNISSEN
AN ACT
To amend and reenact R.S. 17:10.3(C), relative to the School and District Accountability Rewards Fund; to provide for an optional secondary purpose for which monies in the fund may be spent; and to provide for related matters.

Read by title.

SENATE BILL NO. 242—
BY SENATOR MARIONNEAUX
AN ACT
To amend and reenact R.S. 56:322(I), relative to crawfish traps; to extend the sunset provision for changing the mesh size of commercial crawfish traps; and to provide for related matters.

Read by title.

SENATE BILL NO. 261—
BY SENATOR HOYT
AN ACT
To repeal R.S. 48:491(B)(3), relative to roads and highways; to provide with respect to local and parish roads and eliminate an exception for Vermilion Parish; and to provide for related matters.

Read by title.
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.

Read by title.

SENATE BILL NO. 351—
BY SENATOR HOLDEN AND THOMAS
AN ACT
To amend and reenact R.S. 33:1236(32), relative to the powers of parish governing authorities; to authorize the governing authority of St. Helena, St. Tammany, and Washington parishes to operate, regulate, or subsidize ambulance services; and to provide for related matters.

Read by title.

SENATE BILL NO. 360—
BY SENATORS THEUNISSEN, SMITH, CAIN, ELLINGTON AND HINES AND REPRESENTATIVE THOMPSON
AN ACT
To enact R.S. 17:185.5, relative to agricultural education; to establish the Louisiana Center for Agricultural Science and Education; to provide for administration and operation of the center; to specify its purposes; to establish an oversight committee; to provide for funding; to provide for audits; and to provide for related matters.

Read by title.

SENATE BILL NO. 362—
BY SENATOR THEUNISSEN
AN ACT
To amend and reenact R.S. 44:4.1(B)(8) and to enact R.S. 17:3135, relative to student education records; to provide for the access of parents to the education records of their dependent child in accordance with the federal Family Educational Rights and Privacy Act; to require the postsecondary education management boards to submit institutional policies to the Board of Regents; to authorize institutions to charge a fee for copying or mailing such records; to require compliance with federal law; to exempt such student education records from the public records law; and to provide for related matters.

Read by title.

SENATE BILL NO. 430—
BY SENATOR SCHEDLER
AN ACT
To amend and reenact R.S. 37:1744, relative to disclosure of financial interest by referring health care providers; to provide for penalties for referring patients to facilities without disclosure of the provider’s financial interest; and to provide for related matters.

Read by title.

SENATE BILL NO. 470—
BY SENATOR HOYT
AN ACT
To enact R.S. 32:387(C)(7) and 388(G), relative to permits; to provide for special oversize load permits for violation of their terms or for falsifying information on permit applications; and to provide for related matters.

Read by title.

SENATE BILL NO. 581—
BY SENATOR LENTINI
AN ACT
To enact R.S. 22:1514.3, relative to liability insurance; to prohibit certain acts by bail bond producers; to provide for penalties for prohibited acts; and to provide for related matters.

Read by title.

SENATE BILL NO. 637—
BY SENATOR HEITMEIER
AN ACT
To repeal R.S. 48:442(3)(e), relative to expropriation by the Department of Transportation and Development; to repeal the requirement of certain notification to the owners of property; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 646—
BY SENATOR HEITMEIER
AN ACT
To amend and reenact R.S. 38:2211(A)(6) and 2212(D)(1), relative to public contracts; to provide for an exception to the formal bid process in the event of an extreme public emergency; and to provide for related matters.

Read by title.

SENATE BILL NO. 647—
BY SENATOR HEITMEIER
AN ACT
To amend and reenact R.S. 48:81(A), (B)(2) and (4), 82(B)(4), (C), (D)(4), (6), and (10), and (E), and 83(A)(1) and (C), and to enact R.S. 48:83(H), relative to the Louisiana Infrastructure Bank; to provide for legislative finding; to provide for use of funds; to provide for the definition of an "eligible infrastructure project"; to provide for types of loans; to provide for the president and chairman of the board of directors; to authorize the maximum length of infrastructure loans; and to provide for related matters.

Read by title.

SENATE BILL NO. 673—
BY SENATOR ULLO
AN ACT
To amend and reenact Section 3 of Act No. 666 of the 1997 Regular Session, as amended by the second Section 2 of Act No. 599 of the 1999 Regular Session, and as amended by Section 2 of Act No. 705 of the 2001 Regular Session, and to amend and reenact R.S. 56:700.2(A)(4), all relative to the Underwater Obstruction Removal Fund; to provide for annual deposits into the fund for an additional three years; to provide for a termination date; and to provide for related matters.

Read by title.
SENATE BILL NO. 688—
BY SENATOR ULLO

AN ACT
To enact R.S. 38:2211(A)(13) and 2212(A)(1)(f), relative to public contracts; to provide for the acceptance of bids via electronic medium; to authorize political subdivisions to accept bids for public works via certain secure electronic interactive environment; to provide for definitions; to provide for exceptions; and to provide for related matters.

Read by title.

SENATE BILL NO. 740—
BY SENATOR SCHEDLER

AN ACT
To enact R.S. 23:1168.1(C), relative to workers' compensation; to provide with respect to liability insurance; to provide self-insurance; to provide an exception when computing security requirements for self-insured hospitals; and to provide for related matters.

Read by title.

SENATE BILL NO. 759—
BY SENATOR THEUNISSEN

AN ACT
To amend and reenact R.S. 17:3398.2, relative to business and industry advisory boards for institutions of postsecondary education; to create and provide for the Process Technology Advisory Board; to provide for its membership; to provide for its mission; and to provide for related matters.

Read by title.

SENATE BILL NO. 841—
BY SENATOR GAUTREAUX

AN ACT
To amend and reenact R.S. 40:1651, 1652(6) and (7), 1653(A), (B), (C), (D), and (F)(3), 1655(B) and (D), 1657(A), (B), (C), (F), 1658(1)(a), (d), and (e), (2), (3), (4) and (7), 1659(2), (3), (6), 1660, 1660.1, and 1661, to enact R.S. 40:1652(8), and to repeal R.S. 40:1657(I) and 1660.2, relative to fire protection system; to make various technical changes; to provide for licensure and certification of certain persons; to provide for notice, hearing, and revocation of a certificate or license; to provide administrative penalties; to provide for additional penalties; to provide for the use of certain funds; and to provide for related matters.

Read by title.

SENATE BILL NO. 898—
BY SENATOR HOLLIS

AN ACT
To amend and reenact R.S. 47:318(B), relative to the Department of Economic Development; to provide relative to the disposition of certain collections; to provide relative to the Marketing Fund; and to provide for related matters.

Read by title.

SENATE BILL NO. 930—
BY SENATOR SCHEDLER

AN ACT
To amend and reenact R.S. 47:605.3(C) and R.S. 40:1058.6(B), relative to the licensing of substance abuse/addiction treatment facilities; to provide with respect to the current moratorium upon the certification of additional methadone maintenance programs; to extend the moratorium; to provide with respect to license revocation and review; and to provide for related matters.

Read by title.

SENATE BILL NO. 955—
BY SENATOR GAUTREAUX

AN ACT
To amend and reenact R.S. 51:938.1(A), (H)(introductory paragraph) and (1), (J)(introductory paragraph), (1), (2), (3)(introductory paragraph), (c), and (d), (6), (7), and (8), and (K), to enact R.S. 51:938.1(H)(3) and (J)(1)(e), and to repeal R.S. 36:109(D)(2), relative to the Small and Emerging Business Development Advisory Council; to change the name to the Small Business Entrepreneurship Commission; to provide for additional members of the commission; to provide for revised and additional functions of the commission; and to provide for related matters.

Read by title.

SENATE BILL NO. 967—
BY SENATOR JOHNSON

AN ACT
To amend and reenact R.S. 51:943, to enact R.S. 36:4.1(D)(17), and to repeal R.S. 36:109(D)(2), relative to the Small and Emerging Business Development Advisory Council; to change the name to the Small Business Entrepreneurship Commission; to provide for additional members of the commission; to provide for revised and additional functions of the commission; and to provide for related matters.

Read by title.

SENATE BILL NO. 1032—
BY SENATOR MARIONNEAUX

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

Read by title.

House and House Concurrent Resolutions

The following House and House Concurrent Resolutions lying over were taken up and acted upon as follows:
HOUSE CONCURRENT RESOLUTION NO. 143—
BY REPRESENTATIVE TUCKER
A CONCURRENT RESOLUTION
To direct the Department of Health and Hospitals to take all steps necessary to maximize the reimbursement to schools of the cost of administering and providing medical and related services needed by Medicaid-eligible special education students.

Read by title.

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

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

SENATE CONCURRENT RESOLUTION NO. 16—
BY SENATOR DUPRE
A CONCURRENT RESOLUTION
To request the Department of Wildlife and Fisheries and the Artificial Reef Commission not to allow rigs to be toppled in place.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 18—
BY SENATOR DUPRE
A CONCURRENT RESOLUTION
To memorialize the Congress of the United States to take immediate and focused efforts to improve the enforcement of food import restrictions of seafood imports that contain the use of banned antibiotics, especially in foreign imported shrimp.

Read by title.

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

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

Motion
On motion of Rep. Martiny, the Committee on Judiciary was discharged from further consideration of House Bill No. 114.

HOUSE BILL NO. 114—
BY REPRESENTATIVE MARTINY
AN ACT
To amend and reenact R.S. 33:1432(1), relative to the compensation, fees, and costs allowed sheriffs, in parishes other than Orleans, for services in criminal matters; to increase the fees paid to those sheriffs by those parish governing authorities for keeping and feeding prisoners in jail; and to provide for related matters.

Read by title.

Motion
On motion of Rep. Martiny, the bill was withdrawn from the files of the House.

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

SENATE BILL NO. 6—
BY SENATOR DUPRE
AN ACT
To amend and reenact R.S. 18:463(A)(2), relative to notice of candidacy forms; to provide that the candidacy form include information concerning the disposition of a felony conviction; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 11—
BY SENATOR DUPRE AND REPRESENTATIVES DOWNER AND BALDONE
AN ACT
To amend and reenact R.S. 18:1317, relative to voting; to provide that the vote of an individual who votes absentee and subsequently dies prior to the opening of the polls on the day of the election shall be valid; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 22—
BY SENATOR MARIONNEAUX
AN ACT
To amend and reenact R.S. 9:3518.2(B)(1) and the introductory paragraph of R.S. 9:3518.2(C); relative to credit cards; to prohibit unsolicited mailing or delivery of credit card applications; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 311—
BY SENATOR SCHEDLER
AN ACT
To amend and reenact R.S. 37:2510(A), (B), and (C), relative to disciplinary procedures for nursing facility administrators; to provide for disciplinary criteria; to establish that the board has the authority to initiate an investigation; to provide for disciplinary hearings; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Health and Welfare.
SENATE BILL NO. 320—
BY SENATOR CHAISSON
AN ACT
To amend and reenact R.S. 14:98(A)(1)(d) and (e), relative to the offense of driving while intoxicated; to provide relative to driving under the influence of a drug which is not a controlled dangerous substance; to provide an affirmative defense for such charge under certain conditions; to provide relative to driving under the influence of a combination of alcohol and a drug which is not a controlled dangerous substance; to provide an affirmative defense for such charge under certain conditions; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 382—
BY SENATORS SCHEDLER AND BAJOIE
AN ACT
To enact Chapter 8-A of Title 46 of Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:978 and 979, relative to health care for the low-income uninsured; to provide for expanding coverage to certain low-income uninsured through Medicaid program waivers; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 406—
BY SENATOR CHAISSON
AN ACT
To amend and reenact R.S. 14:32.1(A)(5) and (6), 39.1(A)(4) and (5), and 39.2(A)(4) and (5), relative to crimes related to assault and battery; to provide relative to vehicular homicide, vehicular negligent injuring, and first degree vehicular negligent injuring; to eliminate certain elements of such crimes; to provide for the lack of such elements to be available as an affirmative defense to certain charges of such crimes; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 406—
BY SENATOR LENTINI
AN ACT
To amend and reenact R.S. 14:32.1(A)(5) and (6), 39.1(A)(4) and (5), and 39.2(A)(4) and (5), relative to crimes related to assault and battery; to provide relative to vehicular homicide, vehicular negligent injuring, and first degree vehicular negligent injuring; to eliminate certain elements of such crimes; to provide for the lack of such elements to be available as an affirmative defense to certain charges of such crimes; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 752—
BY SENATOR LENTINI
AN ACT
To enact Code of Criminal Procedure Art. 324(A)(4), relative to bail; to provide relative to bail through cash deposits; to authorize the court in Jefferson Parish to reduce the percentage amount of the bail to be deposited; to authorize an administrative fee; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 799—
BY SENATORS BAJOIE, HINES AND SCHEDLER
AN ACT
To amend and reenact R.S. 46:2116.2(C)(1) and to enact R.S. 46:2116.2(C)(4), relative to the Personal Care Assistance Services Program; to provide for choice of vendor; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 802—
BY SENATOR SMITH
AN ACT
To amend and reenact R.S. 9:315.14, relative to child support; to provide for a gift to be included when determining gross income for the purposes of child support; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 809—
BY SENATOR JOHNSON
AN ACT
To enact R.S. 51:2303(11), relative to economic development; to define the term "Louisiana Entrepreneurial Business"; to provide for qualifications; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 820—
BY SENATOR DARDENNE
AN ACT
To enact R.S. 15:147(A)(1)(d), (e), (f), and (g), relative to right to counsel in criminal cases; to provide with respect to the defense of indigents; to provide for the collection of a one-time forty dollar fee from criminal defendants seeking representation by the indigent defender board; to provide for collection and distribution of fees; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 839—
BY SENATORS JOHNSON, BARHAM AND ULLO
AN ACT
To enact R.S. 49:153.3, relative to the displaying of flags; to recognize the flag of the former Republic of Vietnam as the official flag to be displayed in the state; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 855—
BY SENATOR ELLINGTON
AN ACT
To amend and reenact R.S. 9:315(C)(4)(a), relative to the determination of child support; to provide for a gift to be included when determining gross income for the purposes of child support; and to provide for related matters.
SENATE BILL NO. 897—

By Senator Hollis

An ACT

To amend and reenact R.S. 51:2311(A)(1) and (2)(a), (b), and (i), (B), (D), and (E) and to repeal R.S. 51:2311(A)(2)(j), relative to economic development; to provide relative to the Louisiana Economic Development Corporation board of directors; to provide for the secretary of the Department of Economic Development; to provide for board appointees; to provide for a quorum of the board; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 926—

By Senator Adley

An ACT

To enact R.S. 42:7.3, relative to meetings of public bodies; to provide a procedure for the presentation and consideration of an offer to sell natural gas to a public body for use in its gas distribution system sales to retail customers for a certain term, or to assume the operation or acquire the ownership of, a gas utility owned or operated by a public body; and to provide for related matters.

Read by title.

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

Motion

Rep. Pinac moved that Senate Bill No. 926 be designated as a duplicate of House Bill No. 188.

Which motion was agreed to.

Rep. Pinac moved that Senate Bill No. 926 be amended to conform with House Bill No. 188 and sent up the following floor amendments:

HOUSE FLOOR AMENDMENTS

Conforming Amendments proposed by Representative Pinac to Engrossed Senate Bill No. 926 by Senator Hollis (Duplicate of House Bill No. 188)

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 6:" insert "285(A), (C)(1), and (F),"

AMENDMENT NO. 2

On page 1, line 3, after "officers of" delete the remainder of the line and insert "certain financial institutions; to provide"

AMENDMENT NO. 3

On page 1, line 7, after "R.S. 6:" insert "285(A), (C)(1), and (F),"

AMENDMENT NO. 4

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

"§285. Officers and agents; election, powers, duties

A. The board of directors shall elect a president or chief executive officer, a cashier or chief financial officer, and a secretary, who shall each be a different person, and shall elect a chairman of the board. One or more vice presidents may be elected. None of the officers except the president or chief executive officer and the chairman need be a director. No person holding more than one office may sign in more than one capacity any instrument required by law to be signed by two officers.

* * *

C. Every bank shall be deemed to have the following registered agents, who shall be the president or chief executive officer, the cashier or chief financial officer, and the secretary of the bank. Service of citation or other legal process on a bank shall be made by personal service on either the president, the cashier, or the secretary any one of the named registered agents. If the officer making service certifies that he is unable after diligent effort to have service made on the registered agents, then the service may be made on any officer of the bank at the main office of the bank."
F. Except as otherwise provided in the articles or bylaws or by resolution of the board, the president or chief executive officer, or cashier or chief financial officer, shall have the power in the name and on behalf of the state bank to authorize the institution, prosecution, or defense of any suit or other legal proceeding; and no exception of want of authority shall lie on the part of any other party. Such persons shall have the authority in the state bank's name to direct the issuance of conservatory writs and to bond property in custodia legis, to execute bonds in connection with any legal proceedings, and to make affidavits required by law or rules of court. Such acts shall have the same force and effect as an act of the state bank itself and be binding upon it.

* * *

AMENDMENT NO. 5
On page 1, at the end of line 10, delete "a" and at the beginning of line 11, delete "cashier," and insert "or chief executive officer, cashier or chief financial officer."

AMENDMENT NO. 6
On page 1, line 14, after "president" insert "or chief executive officer"

AMENDMENT NO. 7
On page 2, at the end of line 4, delete "three" and insert "the following"

AMENDMENT NO. 8
On page 2, line 5, after "president" delete the comma "," and delete "the cashier," and insert "or chief executive officer, the cashier or chief financial officer."

AMENDMENT NO. 9
On page 2, at the end of line 7, delete "either the" and at the beginning of line 8, delete "president or secretary," and insert "any of the named registered agents."

AMENDMENT NO. 10
On page 2, line 14, after "president" delete "or cashier" and insert "or chief executive officer, or the cashier or chief financial officer."

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

Motion
Rep. Pinac moved that Senate Bill No. 487 be designated as a duplicate of House Bill No. 185.

Which motion was agreed to.

Motion
On motion of Rep. Pinac, the above bill was referred to the Legislative Bureau.

SENATE BILL NO. 489—
BY SENATORS HOLLIS AND MICHOT
AN ACT
To amend and reenact R.S. 6:937 and 1207, relative to dividends and capital surplus; to revise certain dividend and capital surplus requirements; and to provide for related matters.

Called from the calendar.

Read by title.

Motion
Rep. Pinac moved that Senate Bill No. 489 be designated as a duplicate of House Bill No. 313.

Which motion was agreed to.

Motion
On motion of Rep. Pinac, the above bill was referred to the Legislative Bureau.

SENATE BILL NO. 496—
BY SENATORS HOLLIS AND HEITMEIER
AN ACT
To amend and reenact R.S. 6:351(C) and 352.1(A), (B)(introductory paragraph), and (H)(2) and to repeal R.S. 6:352.1(H)(3) and (4), relative to share exchanges; to revise the definition of share exchange procedures between state financial institutions; to require commissioner approval for share exchanges; to require shareholder approval for share exchanges; to eliminate certain filing requirements with the commissioner; and to provide for related matters.

Called from the calendar.

Read by title.

Motion
Rep. Pinac moved that Senate Bill No. 496 be designated as a duplicate of House Bill No. 190.

Which motion was agreed to.

Motion
On motion of Rep. Pinac, the above bill was referred to the Legislative Bureau.

House Bills and Joint Resolutions on
Second Reading Reported by Committee
The following House Bills and Joint Resolutions on second reading reported by committee were taken up and acted upon as follows:

HOUSE BILL NO. 147—
BY REPRESENTATIVE LUCAS
AN ACT
To enact R.S. 47:463.111 and 463.112, relative to motor vehicle prestige license plates; to provide for the creation of the Greater New Orleans Jurisdiction of the Church of God in Christ prestige license plate; to provide for the creation of the Progressive Baptist Church license plate; to provide for the issuance of such plates; to provide relative to the fees for such plates; to provide for use of such fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Bill No. 147 by Representative Lucas

AMENDMENT NO. 1
On page 1, line 2, after "R.S. 47:463.111" delete the comma "," and insert "and 463.112,"

AMENDMENT NO. 2
On page 1, line 3, after "creation of " delete the remainder of the line and at the beginning of line 4, delete "Orleans District prestige license plate;" and insert the following:
"the Greater New Orleans Jurisdiction of the Church of God in Christ prestige license plate; to provide for the creation of the Progressive Baptist Church license plate;"

AMENDMENT NO. 3
On page 1, line 5, after "such" change "plate" to "plates" in both places

AMENDMENT NO. 4
On page 1, line 9, after "R.S. 47:463.111" delete "is" and insert the following:
"and 463.112 are"

AMENDMENT NO. 5
On page 1, line 10, after "plates;" delete the remainder of the line and delete line 11 in its entirety and insert the following:
"Greater New Orleans Jurisdiction of the Church of God in Christ"*

AMENDMENT NO. 6
On page 1, line 14, after "the" delete the remainder of the line and insert the following:

"Greater New Orleans Jurisdiction of the Church of God in Christ plate."

AMENDMENT NO. 7
On page 2, line 2, after "Orleans" and before the period "." delete "District" and insert "Jurisdiction"

AMENDMENT NO. 8
On page 2, line 13, after "disbursed to" delete remainder of the line and delete line 14 in its entirety and insert the following:
"Developing Educating Restoring, Inc. to be used for tutorial and educational programs."

AMENDMENT NO. 9
On page 2, after line 16, add the following:
"§463.112. Special prestige license plates; Progressive Baptist Church
A. The secretary of the Department of Public Safety and Corrections shall establish a special prestige license plate, to be known as the Progressive Baptist Church plate, provided there is a minimum of one thousand applicants for such plate. The license plate shall be restricted to passenger cars, pickup trucks, vans, and recreational vehicles. The secretary shall design the plate, and it shall include the words "Progressive Baptist Church."
B. The prestige plate shall be issued, upon application, to any member of the Progressive Baptist Church.
C. The department shall collect an annual fee of twenty-five dollars for this special prestige license plate, which shall be disbursed in accordance with Subsection D of this Section. This fee shall be in addition to the regular motor vehicle license fee provided in R.S. 47:463 and a handling fee of three dollars and fifty cents to be retained by the department to offset a portion of administrative costs.
D. The monies received from the additional twenty-five-dollar fee shall be annually disbursed to the Dr. Murphy W. McCaleb Educational Fund for youth, mentoring, training, volunteer, and after school tutorial programs.
E. The department shall establish rules and regulations as are necessary to implement this Section."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 171—
BY REPRESENTATIVES ANSARDI AND JOHNS
AN ACT
To amend and reenact Children's Code Articles 412, 603(13), 615(E)(2), 616, 668(A), 675(B)(4), 897(D), 899(D), 1037, 1039, 1115(C), 1120, 1122(C) and (F), 1171, 1173(A)(introductory paragraph) and (3), 1178(B), 1192, 1218(D), 1222(B), 1269.1(A)(introductory paragraph), and 1269.3(A) and to enact Children's Code Articles 603(12.1), 612.1, 1122(B)(11), and 1130.1, relative to the continuous revision of the Children's Code; to provide for the confidentiality of records; to define "institutional abuse or
neglect"; to provide for mandatory reporting of abuse; to provide for the investigation of facilities; to provide for disposition of reports; to provide for the purpose of a central registry; to provide for case plans; to provide for disposition after a delinquent act; to provide formalities in termination judgments; to provide for preplacement approval; to provide for the act of surrender form; to provide for pre-surrender counseling; to provide for the determination of parental capacity; to provide for a current certification in private adoptions; to provide requirements for home study; to provide for disclosure of information in adoptions; to provide for continued contact after adoptions; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 171 by Representative Ansardi

**AMENDMENT NO. 1**
On page 9, between lines 3 and 4 insert "(11) The attorney general's office."

**AMENDMENT NO. 2**
On page 12, line 32, after "of" and before "abuse" insert "child"

**AMENDMENT NO. 3**
On page 13, at the end of line 16, change "or" to "duly ordained deacon, Christian Science practitioner, or"

**AMENDMENT NO. 4**
On page 13, line 19, after "from" delete the remainder of the line and at the beginning of line 20, delete "clergyman in his professional character as spiritual advisor," and insert the following:

"a person to a member of the clergy who, in the course of the discipline or practice of that church, denomination, or organization, is authorized or accustomed to hear confidential communications; and under the discipline or tenets of the church, denomination, or organization has a duty to keep such communications confidential.

**AMENDMENT NO. 5**
On page 17, line 9, after "registry" insert a comma "," and insert "among other uses."

**AMENDMENT NO. 6**
On page 44, after line 27, insert the following:

"Section 2. The provisions of Children's Code Article 612.1 shall become effective upon allocation of adequate funding and subject to the approval of the Joint Legislative Committee on the Budget."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 174—**
BY REPRESENTATIVE DOERGE
AN ACT
To enact Part XXVI of Chapter 13 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:3087.191 through 3087.203, to create and provide for the Webster Parish Watershed District; to provide for the boundaries and purposes of the district; to create and provide for a board of commissioners of the district; to provide for the powers and duties of the board; to authorize the board to promulgate rules and regulations and to provide for the enforcement thereof; to provide for violations and penalties; to provide relative to the powers and duties of the Department of Transportation and Development with respect to the district; to provide for the regulation of commercial establishments and to provide relative to licensing of such establishments and fees to be imposed thereon; to provide for creation and construction of playgrounds and recreational facilities; to provide relative to mineral leases; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Bill No. 174 by Representative Doerge

**AMENDMENT NO. 1**
On page 5, line 11, after "donation, " delete "assignment, "

**AMENDMENT NO. 2**
On page 8, line 20, after "across any" insert "public"

**AMENDMENT NO. 3**
On page 9, line 8, after "upon any" insert "public"

**AMENDMENT NO. 4**
On page 9, at the end of line 10, before the period "." insert "or the Army Corps of Engineers"

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 208—**
BY REPRESENTATIVE FRUGE
AN ACT
To amend and reenact Code of Civil Procedure Articles 863 and 2088(9) and (10) and to enact Code of Civil Procedure Article 2088(11), relative to pleadings in civil actions; to provide with respect to the requirement of signing those pleadings; to provide
with respect to the effects of signing those pleadings; to provide with respect to sanctions for filing pleadings for any improper purposes, including the recovery of attorney fees in certain cases; to provide for the continuing jurisdiction of the trial court in sanction proceedings; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 243 by Representative Ansardi

**AMENDMENT NO. 1**

On page 3, line 22, after "F," and before "A" delete "(1)"

**AMENDMENT NO. 2**

On page 4, delete lines 11 through 26 in their entirety

**AMENDMENT NO. 3**

On page 5, at the beginning of line 1, change "H." to "G."

**AMENDMENT NO. 4**

On page 5, at the beginning of line 20, change "I." to "H."

**AMENDMENT NO. 5**

On page 5, at the beginning of line 25, change "J." to "I."

**AMENDMENT NO. 6**

On page 6, at the beginning of line 3, change "K." to "I."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 243**

BY REPRESENTATIVE ANSARDI

AN ACT

To amend and reenact Children's Code Articles 424.1(A), 1015(7), 1101, and 1193(introductory paragraph); to enact Chapter 13 of Title XI of the Children's Code, to be comprised of Articles 1149 through 1160; and to repeal Children's Code Articles 1701 through 1706, relative to safe haven relinquishments of infants; to provide for CASA appointments; to provide for defenses to prosecution; to provide for emergency care facility responsibilities; to provide for medical evaluations of the infant; to provide for hearings for parent to reclaim parental rights; to provide procedures when a non-relinquishing parent cannot be identified; to provide procedural safeguards; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 243 by Representative Ansardi

**AMENDMENT NO. 1**

On page 3, line 27, after the comma "," and before "or" insert "any pregnancy crisis center."

**AMENDMENT NO. 2**

On page 8, line 10, after "C" and before the comma "," insert "and that removal of the child is necessary in order to safeguard his welfare"

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 251**

BY REPRESENTATIVE GUILLORY

AN ACT

To amend and reenact R.S. 32:863(A)(3)(a), relative to license plates; to provide for a maximum reinstatement fee for certain persons; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 310**

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 40:1662.1, 1662.2, 1662.3(1), (8), and (17), 1662.4(B), 1662.6(A), (B)(6), and (C), 1662.7(A), (B), (C), (D)(introductory paragraph), (E), and (F), 1662.8(A) and (B)(introductory paragraph) and (3), 1662.9(C) and (E), 1662.11(A)(2), 1662.12(A)(2) and (5), 1662.13(A)(introductory paragraph) and (1)(b) and (B)(1), 1662.14(A)(2), (3)(introductory paragraph) and (b) and (5) and (C)(2) and (3), 1662.15(B)(2), and 1662.16 and to enact R.S. 40:1662.3(23) through (28), 1662.4(A)(3) and (4), (C), and (D), 1662.6(D), 1662.8(B)(2)(g) and (h), 1662.9(A)(9) through (11), 1662.10, 1662.13(A)(1)(c), and 1662.14(C)(6), relative to the state fire marshal; to provide for the licensing of locksmiths, locksmith shop technicians, locksmithing services companies, and locksmith apprentices; to provide for a purpose; to provide for definitions; to provide for the licensure of persons who engage in certain arn contracts; to provide for certain exceptions; to provide for certain definitions; to provide for the licensure of persons who engage in certain alarm contracting services; to provide for certain exceptions; to provide for application procedures; to provide for certain notifications; to provide for inspections; to prohibit certain activities; to provide for a provisional locksmith license; to provide relative to license renewal and license fees; to provide relative to the membership of the Alarm Services
Advisory Board; to provide relative to offenses and penalties; to provide relative to local regulations; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Commerce to Original House Bill No. 310 by Representative Pinac

**AMENDMENT NO. 1**

On page 1, line 2, after "1662.3(1)" and before "and (17)" insert a comma "," and insert "(8)," 

**AMENDMENT NO. 2**

On page 1, line 3, after "1662.6(A)" and before "and (C)" insert a comma "," and insert "(B)(6)," 

**AMENDMENT NO. 3**

On page 1, line 4, after "(B)(introductory paragraph)" and before the comma "," insert "and (3)"

**AMENDMENT NO. 4**

On page 1, line 8, between "1662.4(A)(3)" and the comma "," insert "and (4)"

**AMENDMENT NO. 5**

On page 2, line 6, after "1662.3(1)" and before "and (17)" insert a comma "," and insert "(8)," 

**AMENDMENT NO. 6**

On page 2, line 7, after "1662.6(A)" and before "and (C)" insert a comma "," and insert "(B)(6)," 

**AMENDMENT NO. 7**

On page 2, line 8, after "(B)(introductory paragraph)" and before the comma "," insert "and (3)"

**AMENDMENT NO. 8**

On page 2, line 12, between "1662.4(A)(3)" and the comma "," insert "and (4)"

**AMENDMENT NO. 9**

On page 3, between lines 18 and 19, insert the following:

"(8) "Electronic protective system" means a device or a series or assembly of interconnected devices which, when activated by automatic or manual means, produces an audible, visual, or electronic signal intended to detect or warn of a threat to a structure or its occupants. This term shall include a burglar alarm, burglar alarm system, a household fire warning system, or a single station fire alarm, all as defined in this Subpart, or a portion or combination of such alarms or systems. However, the term "electronic protective system" shall not include the following:

(a) An alarm or alarm system installed in a motor vehicle.

(b) An alarm or alarm system installed upon premises occupied by an agency of the federal government or the state of Louisiana.

(e) (h) Any device, alarm, or alarm system which is designed solely to detect or give notice of fire or smoke and which is regulated by Subpart E of this Part.

(e) (c) A burglar alarm, burglar alarm system, or household fire warning system sold at retail to an individual end user for self-installation.

(d) A single station fire alarm installed in a private residence by a fire department, the fire marshal, a public agency, a volunteer association, or their designated representatives where no compensation is received for such installation.

AMENDMENT NO. 10

On page 6, delete line 17 and insert "such person's or entity's employees while such"

**AMENDMENT NO. 11**

On page 6, between lines 21 and 22, insert the following:

"(4) Any owner, management company, or public institution and such person's or entity's employees while such person or entity is installing, inspecting, repairing, servicing, or testing a burglar alarm system only on the premises of the owner or public institution during the normal course and scope of his duties."

**AMENDMENT NO. 12**

On page 8, line 3, after "towing service" delete the comma "," and delete the remainder of the line

**AMENDMENT NO. 13**

On page 8, between lines 20 and 21, insert the following:

"(9) Any company or natural person licensed to perform electrical work by the State Licensing Board for Contractors pursuant to R.S. 37:2156.1 and 2156.2, but only as to locksmithing or other services limited to access control and closed circuit television alarm systems. This exception from licensure shall also apply to the employees of a company or natural person excepted by this Paragraph, but only as to work performed by them on behalf of the excepted employer. Notwithstanding any other provision of this Subpart, no person licensed under this Subpart may install primary power sources of one hundred volts or greater when such power source is being installed to operate low-voltage systems."

**AMENDMENT NO. 14**

On page 9, between lines 17 and 18, insert the following:

"B. An applicant for a Type A or Type A-1 license shall submit the following to the fire marshal:

* * *

(6)(a) A statement that no officer or principal has been convicted of a felony, has received a first-offender pardon for a
felony, or has entered a plea of guilty or nolo contendere to a felony charge.

(b) A conviction or a plea of guilty or nolo contendere shall not constitute an automatic disqualification as otherwise required pursuant to Subparagraph (a) if ten or more years has elapsed between the date of application and the successful completion or service of any sentence, deferred adjudication, or period of probation or parole, Code of Criminal Procedure Article 893 or equivalent judicial dismissal process granted.

(c) Subparagraph (b) shall not apply to any person convicted of a felony crime of violence as defined specifically enumerated in R.S. 14:2(13) or a sex offense as defined in R.S. 15:541(14.1), with the exception of R.S. 14:92(7) and R.S. 14:80.

(d) The office of state fire marshal, code enforcement and building safety may consider the seriousness and circumstances of the offense and subsequent arrests.

AMENDMENT NO. 15
On page 13, between lines 24 and 25, insert the following:

"(3)(a) A statement by the applicant that he has not been convicted of a felony, received a first-time offender pardon for a felony, or entered a plea of guilty or nolo contendere to a felony charge. A felony that has been dismissed pursuant to Code of Criminal Procedure Article 893 shall not apply to this Paragraph.

(b) A conviction or a plea of guilty or nolo contendere shall not constitute an automatic disqualification as otherwise required pursuant to Subparagraph (a) if ten or more years has elapsed between the date of application and the successful completion or service of any sentence, deferred adjudication, or period of probation or parole, Code of Criminal Procedure Article 893 or equivalent judicial dismissal process granted.

(c) Subparagraph (b) shall not apply to any person convicted of a felony crime of violence as defined specifically enumerated in R.S. 14:2(13) or a sex offense as defined in R.S. 15:541(14.1), with the exception of R.S. 14:92(7) and R.S. 14:80."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 467—
BY REPRESENTATIVE PEYCHAUD
A JOINT RESOLUTION
Proposing to amend Article VII, Section 25(B)(2) of the Constitution of Louisiana, to change the period for redemption of certain property sold for nonpayment of taxes in the city of New Orleans; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 512—
BY REPRESENTATIVE PINAC
AN ACT
To amend and reenact R.S. 9:3514(A), 3516(14) and (26), 3530(B), 3550(B)(2), 3560(A)(10), and 3561.1(H), to enact R.S. 9:3515(F) and 3561.1(I), and to repeal R.S. 9:3517(C), 3559, and 3560(9), relative to consumer credit; to provide for agreements to contract; to prohibit certain activities; to provide for definitions; to provide relative to fees; to provide for exemptions; to provide relative to certain licenses and lapses; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 514—
BY REPRESENTATIVE PINAC
AN ACT
To repeal R.S. 9:3554.2(B) and Part XVIII of Chapter 2 of Code Title XII of Title 9 of the Louisiana Revised Statutes of 1950, comprised of R.S. 9:3576.1 through 3576.24, relative to collection agencies; to provide relative to the Office of Financial Institutions; to repeal licensing and regulatory provisions regarding collection agencies.

Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Bill No. 459 by Representative Alexander

AMENDMENT NO. 1
On page 1, line 3, after "Highway" change "3073" to "3025"

AMENDMENT NO. 2
On page 1, line 11, after "Highway" change "3073" to "3025"

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

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

Under the rules, placed on the regular calendar.
Read by title.

Reported favorably by the Committee on Commerce.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 536—**
BY REPRESENTATIVE BOWLER

AN ACT
To enact R.S. 32:295.3, relative to the Highway Regulatory Act; to provide for seat belt and motor vehicle liability security checkpoints; to require all law enforcement agencies involved in traffic enforcement to establish guidelines for seat belt and motor vehicle liability security checkpoints; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Bill No. 536 by Representative Bowler

**AMENDMENT NO. 1**
On page 1, at the end of line 3 delete "the" and at the beginning of line 4 delete "office of state police" and insert "all law enforcement agencies involved in traffic enforcement"

**AMENDMENT NO. 2**
On page 1, line 9, after "checkpoints;" delete the remainder of the line and insert "law enforcement agencies"

**AMENDMENT NO. 3**
On page 1, at the beginning of line 10, delete "The office of state police" and insert "All law enforcement agencies involved in traffic enforcement"

**AMENDMENT NO. 4**
On page 1, line 12, after "checkpoints," delete the remainder of the line and delete line 13 in its entirety and at the beginning of line 14 delete "seq."

**AMENDMENT NO. 5**
On page 2, line 2, after "personnel of the" delete "office of state police" and insert "law enforcement agency"

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 543—**
BY REPRESENTATIVE DANIEL

AN ACT
To amend and reenact R.S. 31:149 and to repeal R.S. 31:149.1 through 149.3, relative to prescription of mineral rights; to provide relative to prescription of nonuse when property is acquired by certain governmental agencies or other specified entities; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

On motion of Rep. Daniel, the bill was recommitted to the Committee on Civil Law and Procedure.

**HOUSE BILL NO. 599—**
BY REPRESENTATIVES JOHNS AND FRUGE

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

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 599 by Representative Johns

**AMENDMENT NO. 1**
On page 1, line 2, after "reenact" change "R.S. 40:1299.41(A)(16)" to "R.S. 40:1299.41(A)(1) and to enact R.S. 40:1299.41(A)(21),"

**AMENDMENT NO. 2**
On page 1, line 3, after "for" and before the semicolon ";" change "the definition of ambulance service" to "definitions"

**AMENDMENT NO. 3**
On page 1, line 7, after "Section 1." and before "is" change "R.S. 40:1299.41(A)(16)" to "R.S. 40:1299.41(A)(1)" and at the end of line 7, insert "and R.S. 40:1299.41(A)(21) is hereby enacted"

**AMENDMENT NO. 4**
On page 1, between lines 10 and 11, insert the following:

"(1) "Health care provider" means a person, partnership, limited liability partnership, limited liability company, corporation, facility, or institution licensed or certified by this state to provide health care or professional services as a physician, hospital, nursing home, community blood center, tissue bank, dentist, registered or licensed practical nurse or certified nurse assistant, offshore health service provider, ambulance service under circumstances in which the provisions of R.S. 40:1299.39 are not applicable, certified registered nurse anesthetist, nurse midwife, licensed midwife, pharmacist, optometrist, podiatrist, chiropractor, physical therapist, occupational therapist, psychologist, social worker, licensed professional
counselor, or any nonprofit facility considered tax-exempt under Section 501(c)(3), Internal Revenue Code, pursuant to 26 U.S.C. 501(c)(3), for the diagnosis and treatment of cancer or cancer-related diseases, whether or not such a facility is required to be licensed by this state, or any professional corporation a health care provider is authorized to form under the provisions of Title 12 of the Louisiana Revised Statutes of 1950, or any partnership, limited liability partnership, limited liability company, or corporation whose business is conducted principally by health care providers, or an officer, employee, partner, member, shareholder, or agent thereof acting in the course and scope of his employment."

AMENDMENT NO. 5
On page 1, delete lines 12 through 18 and on page 2, delete lines 1 through 9 in their entirety

AMENDMENT NO. 6
On page 2, after line 9, add the following:

"(21) "Offshore health service provider" means any individual or entity which provides any health care service rendered by an emergency medical technician-basic, or at the intermediate or paramedic levels, or one who is a registered nurse, when such medical care is rendered on a fixed platform in Louisiana territorial waters or on the Outer Continental Shelf, adjacent to Louisiana territorial waters, or any instance on the Outer Continental Shelf where the applicable law, under the Outer Continental Shelf Lands Act, 43 U.S.C. 1331 et seq., is the law of the state of Louisiana.

* * *

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 603—
BY REPRESENTATIVE DANIEL
AN ACT
To amend and reenact R.S. 37:2150.1(4), (6), and (11) and to enact R.S. 37:2157(A)(9), relative to contractors; to provide for definitions; to provide for an exemption for certain persons; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 604—
BY REPRESENTATIVES DEVILLIER AND MURRAY
A JOINT RESOLUTION
Proposing to amend Article I, Section 4 of the Constitution of Louisiana, relative to the right to property; to provide for the protection of the ownership rights of personal property; to clarify that contraband has no such protection; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 604 by Representative Devillier

AMENDMENT NO. 1
On page 2, line 15, after the period "." and before "following" change "But the" to "(D) The"

AMENDMENT NO. 2
On page 2, at the beginning of line 24, change "(D)" to "(E)"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 605—
BY REPRESENTATIVES DIEZ AND MCVEA
AN ACT
To amend and reenact R.S. 48:250.2(A) and (C), to enact R.S. 48:250.3, and to repeal R.S. 48:250.2(B), relative to contracts let by the Department of Transportation and Development; to provide relative to design-build contracts; to remove certain limitations of the design-build program; to authorize the department to construct the New Mississippi River Bridge at St. Francisville, including approach structures and connecting roadways, using the design-build method; to provide relative to procedures regarding the design-build method; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Bill No. 605 by Representative Diez

AMENDMENT NO. 1
On page 1, line 7, after "St. Francisville" insert a comma "," and delete the remainder of the line and line 8 in its entirety and insert the following:

"and (C), to enact R.S. 48:250.3, and to repeal R.S. 48:250.2(B), relative to contracts let by the Department of"
specific requirements of the technical proposal shall be identified by the department to the firms making the short list by means of a "Scope of Services Package". Generally, the technical proposal shall include discussions of design strategy and preliminary design concepts, construction sequencing, technique, materials and methods, the estimated time for commencement and completion of all phases of work, and a lump sum cost for all services in fulfillment of the requirements and within the constraints of the "Scope of Services Package".

(2) For more complex projects and projects with scopes which permit flexibility and innovation in the design and construction approach, the department shall compensate all short list firms for the expense of preparing the technical proposal. The amount of compensation paid for the technical proposal shall be predetermined by the department and shall be revealed to the firm at the time the firm is notified of its selection to the short list.

F. The technical review committee shall include representatives from the construction, road design, bridge design, and planning divisions of the department. With the approval of the chief engineer, the technical review committee shall assign a project manager, who will become a member of the technical review committee for the project. The technical review committee, including the project manager, shall identify specific technical elements of the project, depending on the characteristics of the project, to be included in the technical score. Additionally, the technical review committee shall, with the approval of the chief engineer, select additional committee members to score each technical element of the project. Members of the technical review committee shall not have served as members of the primary evaluation committee. Each member of the technical review committee shall make his scoring of assigned elements available for public review. Such scores shall be considered public record.

G.(1) An adjusted score approach shall be used by the department in determining the winning proposal. An adjusted score shall be determined using the following three components:

(a) The technical score determined by the technical review committee. Weighing factors may be assigned to each element depending on its relative magnitude or significance to the overall project. Each technical review committee member shall rate his assigned element for the proposal from each of the firms on the short list and shall submit such scores to the chairman of the technical review committee. The price bid shall not be made known to the technical review committee during the scoring process. The chairman of the technical review committee shall adjust the scores for any applicable weighing factors and shall determine the total technical score for each proposal.

(b) The time value, consisting of the product of the proposed contract time expressed in days and the value-per-day expressed in dollars established by the department and included in the "Scope of Services Package". The design-build process shall normally include a bid adjustment for the value of time based on the firm's proposed number of days to complete the project multiplied by the value-per-day established by the department. This adjustment shall be used for selection purposes and shall not affect the department's liquidated damages schedule or constitute an incentive or disincentive to the contract.

(c) The price proposal.

(2) The adjusted score shall be the sum of the time value and price proposal divided by the technical score. The winning proposal shall be the proposal with the lowest adjusted score. The adjusted score for each technical proposal shall be determined by the following formula: Adjusted Score = (Price Bid + Time Value divided by Technical Score. If the Time Value is not used, the Adjusted Score shall be determined by the following formula: Adjusted Score = Price Bid divided by Technical Score.

Section 2. R.S. 48:250.2(B) is hereby repealed in its entirety."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 622—
BY REPRESENTATIVE PINAC

AMENDMENT NO. 1
On page 1, line 7, after "1254(N)(1)(a)" and before the comma "," insert "and to enact R.S. 32:1254.1(D)"

AMENDMENT NO. 2
On page 1, line 4, between "licensees;" and "and to provide" insert "to provide relative to warranty and sales incentive audits;"

AMENDMENT NO. 3
On page 1, line 7, between "reenacted" and "to read" insert "and R.S. 32:1254.1(D) is hereby enacted"

AMENDMENT NO. 4
On page 2, line 8, between "agreement", and "shall" insert a comma "," and insert "which changes the rights and obligations of the parties to the original Franchise agreement."

AMENDMENT NO. 5
On page 3, after line 7, insert the following:

"§1254.1. Audits of dealer records

* * *

D. Limitations on warranty parts or service compensation, sales incentive audits, rebates, or other forms of incentive compensation, chargebacks for warranty parts or service compensation, and service incentives and chargebacks for sales compensation only shall not be effective in the case of intentionally false or fraudulent claims."

PAGE 17 HOUSE
On motion of Rep. Pinac, the amendments were adopted.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 632—
BY REPRESENTATIVE DIEZ
AN ACT
To amend and reenact R.S. 32:427(A)(1) and (3) and to enact R.S. 32:427(A) (5), relative to commercial motor vehicle drivers; increases the penalty for commercial motor vehicle driver convictions for violations of out-of-service orders; imposes a penalty against employers for certain convictions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 686—
BY REPRESENTATIVE PINAC
AN ACT
To amend and reenact R.S. 6:966(A), relative to motor vehicles sales finance; to provide for seizure and disposition of collateral; to provide for the confession of judgment; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 687—
BY REPRESENTATIVE PINAC
AN ACT
To amend and reenact R.S. 32:1260, relative to motor vehicle damage disclosure; to broaden the application of the motor vehicle damage disclosure provisions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 699—
BY REPRESENTATIVE PINAC
AN ACT
To amend and reenact R.S. 40:1578.6(C), relative to fire protection; to require the application of certain fire protection codes to campus housing; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Commerce to Original House Bill No. 699 by Representative Pinac

AMENDMENT NO. 1
On page 2, line 12, between "measures" and "to alleviate" insert a comma and insert "on or before June 30, 2006.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 714—
BY REPRESENTATIVE JOHNS
AN ACT
To amend and reenact R.S. 37:1731(A)(2)(a) and to enact R.S. 37:1731(A)(2)(b) and (d), relative to emergency care at public and private hospitals; to provide for a limitation of liability of certain persons providing gratuitous emergency care; to define "on-call physician"; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 714 by Representative Johns

AMENDMENT NO. 1
On page 1, line 2, after "R.S. 37:1731(A)(2)(a)" insert "and to enact R.S. 37:1731(A)(2)(c) and (d)"

AMENDMENT NO. 2
On page 1, line 4, after the semicolon and before "and" insert "to define "on-call physician";"

AMENDMENT NO. 3
On page 1, line 7, after "reenacted" insert "and R.S. 37:1731(A)(2)(c) and (d) are hereby enacted"

AMENDMENT NO. 4
On page 1, line 12, after "physician" and before "or" insert a comma and insert "on-call physician,"

AMENDMENT NO. 5
On page 1, at the end of line 16, delete the colon and insert a comma

AMENDMENT NO. 6
On page 2, at the beginning of line 1, delete "(i) In" and insert "in"

AMENDMENT NO. 7
On page 2, at the end of line 8, delete the semicolon ";" and delete "or" and insert a period "."

AMENDMENT NO. 8
On page 2, delete lines 9 through 14 in their entirety and insert the following:

"*          *          *

(c) An on-call physician who attends, assists,"

AMENDMENT NO. 9
On page 2, at the beginning of line 16, delete "without expectation of payment from such a patient"

AMENDMENT NO. 10
On page 2, line 18, after "patient" and before "or" insert a comma "," and insert the following:

"including any appropriate standard of care treatment necessitated by the patient's emergent condition."

AMENDMENT NO. 11
On page 2, between lines 21 and 22, and insert the following:

"(d) For purposes of this Subsection, "on-call physician" means a physician, or his professional medical corporation or limited liability company, who is not primarily employed or contracted by the hospital or other licensed medical health care facility to treat emergency room or department patients, but whose actual duties may include treating emergency room or department patients due to the requirements of 42 C.F.R. 489.24 or R.S. 40:2113.4 to respond to the emergency room or department on an on-call basis, without expectation of payment from or on behalf of the patient, and as a condition of the privilege or ability to practice his profession within the hospital or facility."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 771—  
BY REPRESENTATIVE FUTRELL
AN ACT
To amend and reenact R.S. 32:295.1(B), relative to seat belts; to require that every person thirteen or older who is an occupant in certain vehicles wear a safety belt; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 784—  
BY REPRESENTATIVE DANIEL
AN ACT
To amend and reenact R.S. 32:295.1(B), relative to seat belts; to require that every person thirteen or older who is an occupant in certain vehicles wear a safety belt; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 789—  
BY REPRESENTATIVE DANIEL
AN ACT
To enact Chapter 49 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3025 through 3027, relative to energy; to enact the Louisiana Renewable Energy Development Act; to authorize the use of net energy metering in Louisiana; to require the Public Service Commission to set certain rates, terms, and contents of net energy metering contracts; to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 789 by Representative Daniel

AMENDMENT NO. 1
On page 2, line 2, after "technologies" delete the remainder of the line, delete line 3, and at the beginning of line 4, before the period ".", delete "electricity"
On page 2, line 7, after "energy fuels" insert "and" and delete the remainder of the line

**AMENDMENT NO. 3**

On page 2, line 9, after "state" delete the remainder of the line and delete lines 10 and 11 and insert a period "."

**AMENDMENT NO. 4**

On page 2, line 14, after "metering" change "would" to "could"

**AMENDMENT NO. 5**

On page 2, line 26, after "consumer" delete the remainder of the line and insert a period "."

**AMENDMENT NO. 6**

On page 3, line 3, after "and" and before "back" change "fed" to "sold".

**AMENDMENT NO. 7**

On page 3, line 17, after "operate" and before "with" delete "in parallel".

**AMENDMENT NO. 8**

On page 3, line 24, after "using a" delete "standard"

**AMENDMENT NO. 9**

On page 4, line 5, after "(2)" change "May" to "Shall"

**AMENDMENT NO. 10**

On page 4, line 10, add the following:

"The net metering customer shall reimburse the utility for any costs in excess of those to serve a traditional customer."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 920—**

**BY REPRESENTATIVE PINAC**

**AN ACT**

To enact R.S. 48:251.10, relative to highway construction projects let by the Department of Transportation and Development; to require the department to reduce the allowable time for completion of highway construction projects; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Transportation, Highways and Public Works.

The substitute was read by title as follows:

**HOUSE BILL NO. 2006 (Substitute Bill For House Bill No. 920 by Representative Pinac)—**

**BY REPRESENTATIVE PINAC**

**AN ACT**

To enact R. S. 48:228.2, relative to highway construction projects let by the Department of Transportation and Development; to authorize the department to include an incentive for early completion of such projects; and to provide for related matters.

Read by title.

On motion of Rep. Pinac, the substitute was adopted and became House Bill No. 2006 by Rep. Pinac, on behalf of the Committee on Transportation, Highways and Public Works, as a substitute for House Bill No. 920 by Rep. Pinac.

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

**HOUSE BILL NO. 1002—**

**BY REPRESENTATIVE PINAC**

**AN ACT**

To amend and reenact R.S. 9:3578.4(C) and 3578.6(A)(1), relative to consumer credit; to provide relative to deferred presentment transactions and small loans; to provide for an exception for attorney fees and costs; to provide for prohibited acts; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

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

Under the rules, placed on the regular calendar.
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.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

Under the rules, placed on the regular calendar.

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.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1207—
BY REPRESENTATIVE PITRE
AN ACT
To enact R.S. 33:31, relative to local governmental subdivisions; to provide for state preemption relative to regulation of cellular telephone or other electronic communications device usage in motor vehicles; to prohibit local governmental subdivisions from enacting ordinances or other provisions regulating the use of cellular telephones or other electronic communications devices in motor vehicles; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1234—
BY REPRESENTATIVE PINAC
AN ACT
To enact R.S. 6:242(A)(17), R.S. 9:3572.2(B)(9), and R.S. 51:1910(1)(b)(xi), relative to loans; to authorize banks to make refund anticipation loans; to provide relative to loan brokers; to provide for certain exceptions; to provide relative to refund anticipation loans; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 1234 by Representative Pinac

AMENDMENT NO. 1
On page 1, line 2, between "enact" and "R.S. 9:3572.2(B)(9)" insert "R.S. 6:242(A)(17)," and after "R.S. 9:3572.2(B)(9)" insert a comma "."

AMENDMENT NO. 2
On page 1, line 2, between "loans;" and "to" insert "to authorize banks to make refund anticipation loans;"

AMENDMENT NO. 3
On page 1, between lines 6 and 7, insert the following:
"Section 1. R.S. 6:242(A)(17) is hereby enacted to read as follows:
§242. Banking powers
A. In addition to the general corporate powers conferred in R.S. 6:241 and the powers conferred by other provisions of the laws of this state, a state bank shall have the following banking powers and those incidental to the exercise of these powers:
*          *          *
(17) Notwithstanding any other provision of law to the contrary, to engage in the business of making and facilitating refund anticipation loans. For purposes of this Paragraph, the term "refund anticipation loan" means a loan whereby the creditor arranges to be repaid directly by the Internal Revenue Service from the anticipated proceeds of the debtor's income tax refund.
*          *          *

(17) Notwithstanding any other provision of law to the contrary, to engage in the business of making and facilitating refund anticipation loans. For purposes of this Paragraph, the term "refund anticipation loan" means a loan whereby the creditor arranges to be repaid directly by the Internal Revenue Service from the anticipated proceeds of the debtor's income tax refund.
*          *          *

AMENDMENT NO. 4
On page 1, at the beginning of line 7, change "Section 1." to "Section 2."

AMENDMENT NO. 5
On page 2, at the beginning of line 3, change "Section 2." to "Section 3."

AMENDMENT NO. 6
On page 2, at the beginning of line 14, change "Section 3." to "Section 4."

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

On motion of Rep. Pinac, the bill, as amended, was ordered engrossed and passed to its third reading.
Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1251—
BY REPRESENTATIVES POWELL AND BALDONE
AN ACT
To enact R.S. 9:5167.2, relative to the cancellation of mortgages; to require the mortgagee, servicing agent, or holder of the note to cancel the mortgage inscription; to provide for a limitation of liability; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 1251 by Representative Powell

AMENDMENT NO. 1
On page 1, line 3, after "mortgagee" and before "to" insert "servicing agent, or holder of the note"

AMENDMENT NO. 2
On page 1, line 3, after the semicolon ";" delete the remainder of the line and insert "to provide for a limitation of liability;"

AMENDMENT NO. 3
On page 1, line 4, delete "penalties;"

AMENDMENT NO. 4
On page 1, line 7, after "mortgagee" and before the semicolon ";" insert "servicing agent or holder of the note"

AMENDMENT NO. 5
On page 1, line 8, after "mortgagee" and before "shall" insert "servicing agent or any holder of the note"

AMENDMENT NO. 6
On page 1, line 9, after "the" and before "clerk" insert "recorder of mortgages for the parish of Orleans or the"

AMENDMENT NO. 7
On page 1, line 10, after "mortgages" and before "for" insert "for the parish where the mortgaged property is located"

AMENDMENT NO. 8
On page 1, at the end of line 10, after "a" and before "mortgage" insert "residential"

AMENDMENT NO. 9
On page 1, at the end of line 10, after "mortgage" insert a comma "," and insert the following:

"where a mortgage has been granted on a consumer's principal dwelling to finance the acquisition or initial construction of that dwelling;"

AMENDMENT NO. 10
On page 1, line 11, change "thirty" to "sixty"

AMENDMENT NO. 11
On page 1, line 12, change the period "." to a comma "," and change "The mortgagee shall pay" to "if the mortgagor pays"

AMENDMENT NO. 12
On page 1, at the beginning of line 13, change "costs" to "actual filing fees"

AMENDMENT NO. 13
On page 1, at the beginning of line 19, after "C." delete the remainder of the line and delete line 20 in its entirety.

AMENDMENT NO. 14
On page 2, delete lines 1 through 4 in their entirety and insert the following:

"This Section shall not apply to collateral mortgages as defined in R.S. 9:5550 or mortgages to secure future advances as defined in Civil Code Article 3298."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1264—
BY REPRESENTATIVES SALTER AND ILES
AN ACT
To amend and reenact R.S. 38:2325(A), relative to the powers of the Sabine River Authority; to establish a conservation pool level; to prohibit the generation of hydroelectric power under certain circumstances; to provide relative to limitations on other uses of water in the reservoir; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 1264 by Representative Salter

AMENDMENT NO. 1
On page 1, line 3, between "Authority:" and "to prohibit", insert "to establish a conservation pool level;"

AMENDMENT NO. 2
On page 5, line 12, between "production of" and "power", delete "electric" and insert "hydroelectric"
AMENDMENT NO. 3
On page 5, at the beginning of line 22, change "electric" to "hydroelectric."

AMENDMENT NO. 4
On page 5, line 24, between "System" and the period "." insert "and deter saltwater encroachment."

AMENDMENT NO. 5
On page 5, at the beginning of line 26, change "electric" to "hydroelectric."

AMENDMENT NO. 6
On page 5, at the end of line 26, delete "reservoir." and insert "Sabine River Estuaries."

AMENDMENT NO. 7
On page 6, at the end of line 21, between "feet" and the period "." insert a comma "," and insert "provided however, that during any time period that the Sabine River Authority restricts the use of water for electric generation, the utility shall not pay the Authority for power that it was prevented from generating."

AMENDMENT NO. 8
On page 6, after line 22, insert the following:

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1297—
BY REPRESENTATIVE TRICHE
AN ACT
To amend and reenact R.S. 47:1577, relative to state tax obligations constituting a lien, privilege, and mortgage; to conform provisions to the Internal Revenue Code; to specify that state tax liens, privileges, and mortgages prime all others; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1374—
BY REPRESENTATIVE DANIEL
AN ACT
To amend and reenact R.S. 9:2791(A), relative to property not used for commercial recreational activities; provides relative to responsibility by the owner; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1502—
BY REPRESENTATIVE LANDRIEU
AN ACT
To enact Part III-F of Title 19 of the Louisiana Revised Statutes of 1950 to be comprised of R.S. 19:136 through 136.8, relative to expropriation by a declaration of taking; to provide for legislative intent; to provide for definitions; to provide for applicability to municipalities with a population greater than four hundred fifty thousand; to provide for the authority to expropriate; to provide for the contents of the petition; to provide for a determination of value; to provide for vesting of title; to provide for notice; to provide for opposition and waiver of defenses; to provide for procedures and delays for filing an answer; and to provide for the return of property after a period of nonuse; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Civil Law and Procedure.

The substitute was read by title as follows:

HOUSE BILL NO. 2007 (Substitute for House Bill No. 1502 by Representative Landrieu)—
BY REPRESENTATIVE LANDRIEU
AN ACT
To enact Part III-F of Title 19 of the Louisiana Revised Statutes of 1950 to be comprised of R.S. 19:136 through 136.9, relative to expropriation by a declaration of taking; to provide for legislative intent; to provide for definitions; to provide for applicability to municipalities with a population greater than four hundred fifty thousand; to provide for the authority to expropriate; to provide for the contents of the petition; to provide for a determination of value; to provide for vesting of title; to provide for notice; to provide for opposition and waiver of defenses; to provide for procedures and delays for filing an answer; and to provide for related matters.

Read by title.

On motion of Rep. Johns, the substitute was adopted and became House Bill No. 2007 by Rep. Landrieu, on behalf of the Committee on Civil Law and Procedure, as a substitute for House Bill No. 1502 by Rep. Landrieu.
Under the rules, lies over in the same order of business.

HOUSE BILL NO. 1582—
BY REPRESENTATIVE DANIEL
AN ACT
To amend and reenact R.S. 47:1992(C), relative to the assessment of property for ad valorem tax purposes; to provide that complaints may be filed with local boards of review by facsimile transmission to the board office; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 1582 by Representative Daniel

AMENDMENT NO. 1
On page 1, line 3, after "complaints" and before "filed" insert "may be"

AMENDMENT NO. 2
On page 1, delete lines 4 and 5 in their entirety, and insert the following:

"boards of review by facsimile transmission to the board office; to provide for an"

AMENDMENT NO. 3
On page 2, line 2, after "mail" delete the remainder of the line, delete line 3 in its entirety, and insert the following:

"or by facsimile transmission to the board office. Contrary provisions of law"

"Section 2. This Act shall become effective on May 1, 2004; provided however that this Act shall become effective prior to such date if and when all contracts and other obligations to which the Authority is a party for the production of hydroelectric power are amended to allow for the accommodation of the restriction of the reservoir water level."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1621—
BY REPRESENTATIVE HAMMETT
AN ACT
To amend and reenact R.S. 47:303.1(B), (C), and (D), relative to state and local sales and use taxes; to provide that private, nonprofit, tax-exempt organizations may apply for a direct payment number for the purpose of payment of taxes owed; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Civil Law and Procedure.

The substitute was read by title as follows:

HOUSE BILL NO. 2008 (Substitute for House Bill No. 1676 by Representatives Kennard and Ansardi)—
BY REPRESENTATIVES ANSARDI AND KENNARD
AN ACT
To amend and reenact R.S. 13:3041, 3042, 3044, 3047, and 3049(A), and 3106 and R.S. 23:965(A)(1) and to enact R.S. 13:3042.1, 3050, and 3107, relative to jury service; to provide for public policy; to provide for waivers of petit jury service; to provide for postponements of petit jury service; to provide for jury service by sessions rather than by weeks; to provide for frequency of service on juries; to provide for penalties for failure to serve on juries; to provide for the Lengthy Trial Fund; to provide for the prohibition against dismissal of employees for jury service; and to provide for related matters.

Read by title.


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

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) and (C) and to enact R.S. 48:83(H), 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; to provide for the length of time for repayment of loans; to authorize certain public and private entities to invest and enter into financing agreements with the bank; and to provide for related matters.

Read by title.
Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Bill No. 1690 by Representative Diez

AMENDMENT NO. 1
On page 1, line 2, after "83(A)(1) and (C)" delete the comma "," and insert the following:
"and to enact R.S. 48:83(H),"

AMENDMENT NO. 2
On page 1, line 8, after "loans;" and before "and" insert the following:
"to authorize certain public and private entities to invest and enter into financing agreements with the bank;

AMENDMENT NO. 3
On page 1, line 12, after "reenacted" and before "to read" insert the following:
"and R.S. 48:83(H) is hereby enacted"

AMENDMENT NO. 4
On page 6, line 12, after "not exceeding" and before "years" change "ten" to "thirty"

AMENDMENT NO. 5
On page 6, after line 16, add the following:
"H. Notwithstanding any provisions 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.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1796—
BY REPRESENTATIVE BRUNEAU
AN ACT
To amend and reenact R.S. 12:954 (introductory paragraph) and (3), 959, 965 and 969 and to enact R.S. 12:954(4); relative to corporations; to make technical corrections to the Industrial or Economic Development Corporations law; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1828—
BY REPRESENTATIVE DANIEL
AN ACT
To enact R.S. 47:118(H), relative to individual income tax; to require the secretary of the Department of Revenue to notify certain taxpayers of the requirement for filing a declaration of estimated tax; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 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.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Commerce to Original House Bill No. 1838 by Representative Pinac

AMENDMENT NO. 1
On page 37, at the end of line 17, insert the following:
*Collect and remit all state and local hotel and motel occupancy taxes as those apply to persons renting transient use of accommodations from the association or managing entity. Timeshare owners and persons occupying accommodations through an exchange program are not transient guests and are not subject to occupancy taxes for the use of accommodations, and comply with all applicable state and local health and safety regulations.*

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1845—**

**BY REPRESENTATIVES DAMICO, PERKINS, PEYCHAUD, JANE SMITH, AND WADDELL**

**AN ACT**

To amend and reenact R.S. 30:2418(H)(introductory paragraph) and (3) and to enact R.S. 36:104(1)(8), relative to waste tires; to provide for agreements between the Departments of Environmental Quality and Economic Development; to provide for use of the Waste Tire Management Fund; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Environment.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Environment to Original House Bill No. 1845 by Representative Damico

**AMENDMENT NO. 1**

On page 2, at the end of line 11, insert the following:

"The departments shall make recommendations to the House Committee on the Environment and Senate Committee on Environmental Quality for tax credits to encourage the development and implementation of technologies utilizing used and recycled tire rubber."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1863—**

**BY REPRESENTATIVES BRUCE AND PINAC**

**AN ACT**

To amend and reenact R.S. 37:2167(B)(1), 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; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Commerce to Original House Bill No. 1863 by Representatives Bruce and Pinac

**AMENDMENT NO. 1**

On page 1, line 14, after "compensation" and before "coverage" delete "insurance"

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1887—**

**BY REPRESENTATIVES LEBLANC AND DEWITT AND SENATOR DARDENNE**

**AN ACT**

To amend and reenact R.S. 39:98.3(A), relative to the Millennium Trust; to provide for the determination of the amount of aggregate investment earnings available for appropriation; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Appropriations to Original House Bill No. 1887 by Representatives LeBlanc and DeWitt

**AMENDMENT NO. 1**

On page 1, line 2, after "R.S." delete the remainder of the line and insert:

"39:98.3(A) is hereby amended and"

On page 1, line 9, after "R.S." delete the remainder of the line and insert: "39:98.3(A) is hereby amended and"

**AMENDMENT NO. 2**

On page 1, delete lines 11 through 17 and on page 2, delete lines 1 through 19, all in their entirety.

**AMENDMENT NO. 3**

On page 3, delete lines 2 and 3 and at the beginning of line 4, delete "national inflation indices" and insert:

"shall be those aggregate investment earnings which are in excess of an inflation factor as determined by the Revenue Estimating Conference. The amount of estimated aggregate investment earnings available for appropriation shall be determined by subtracting the product of the inflation factor multiplied by the amount of aggregate investment earnings for the previous fiscal year from the amount of such estimated aggregate investment earnings"
AMENDMENT NO. 5

On page 3, delete lines 12 through 16 in their entirety and insert:

"Section 2. This Act shall be effective for Fiscal Year 2002-2003 and thereafter.

Section 3. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

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

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

Under the rules, placed on the regular calendar.

Senate Instruments on Second Reading
Returned from the Legislative Bureau

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

SENATE BILL NO. 466—
BY SENATOR HOLLIS
AN ACT
To repeal R.S. 6:829, relative to savings and loan association investments; to repeal the restriction on investments in non-liquid assets; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 493—
BY SENATOR HOLLIS
AN ACT
To amend and reenact R.S. 6:822(2)(r), relative to loans and investments by associations; to increase the percentage of assets of associations of which loans entered into by the association may not exceed; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 495—
BY SENATORS HOLLIS AND HEITMEIER
AN ACT
To repeal R.S. 6:124.1(B), relative to financial condition statements; to delete certain requirements from financial condition statements regarding community reinvestment ratings; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 791    (Duplicate of House Bill No. 1658)—
BY SENATOR BARHAM AND REPRESENTATIVE ALARIO
AN ACT
To enact R.S. 47:301(16)(I), relative to political subdivision sales tax; to provide that tangible personal property shall not include other constructions permanently attached to the land; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

House Bills and Joint Resolutions on
Third Reading and Final Passage

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

Regular Calendar

HOUSE BILL NO. 1385—
BY REPRESENTATIVE GUILLORY
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.

Read by title.

Rep. Guillory moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Fruge          Odinet
Alario Futrell             Perkins
Alexander Gallot           Peychaud
Ansardi Glover             Pierre
Arnold Green               Pinac
Baldone Guillory           Pitre
Baudoin Hammett            Powell
Baylor Heaton              Quezaire
Beard Hebert               Richmond
Bowler Honey               Romero
Broome Hopkins             Saler
Bruce Hudson Scalise
Bruneau Hunter Schneider
Capella Hutter Schwegmann
Carter, K Iles Smith, G.—56th
Carter, R Jackson, L Smith, J.D.—50th
Cazayoux Jackson, M Smith, J.H.—8th
Crane Johns Smith, J.R.—30th
Crowe Katz Sneed
Curtis Kennard Stelly
Damico Kenney Strain
Daniele 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 Morris Winston
Flavin Murray Wooton
Fridt Nevers Wright

Total—102
NAYS

Doerge Hill Shaw
Total—3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1394—

BY REPRESENTATIVES THOMPSON, ALEXANDER, CURTIS, HONEY, HUDSON, KENNARD, NEVERS, PEYCHAUD, POWELL, AND STELLY AND SENATOR THEUNISSEN

AN ACT

To enact R.S. 17:185.5, relative to agricultural education; to establish the Louisiana Center for Agricultural Science and Education; to provide for center purposes, administration, and operation; to require annual reporting of center activities; and to provide for related matters.

Read by title.

Motion

Rep. Thompson moved that House Bill No. 1394 be designated as a duplicate of Senate Bill No. 360.

Which motion was agreed to.

Rep. Thompson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

Mr. Speaker Fruge Perkins
Alario Futrell Peychaud
Alexander Glover Pierre
Ansardi Green Pinnac
Arnold Guillory Pire
Baldone Hammett Powell
Baudoin Heaton Quezaire
Baylor Hebert Romero
Beard Hill Saher
Bowler Honey Scalise
Broome Hopkins Schneider
Bruce Hudson Schwegmann
Bruneau Hunter Shaw
Capella Hutter Smith, G.—56th
Carter, R Jackson, M Smith, J.H.—8th
Cazayoux Johns Smith, J.R.—30th
Crane Katz Sneed
Crowe Kennard Stelly
Damico LaFleur Swilling
Daniel 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 Morris Winston
Flavin Murray Wooton
Fridt Nevers Wright

Total—99
NAYS

Doerge Gallot Montgomery
Downer Jackson, L Richmond
Total—6

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1470—

BY REPRESENTATIVE SALTER AND NEVERS

AN ACT

To amend and reenact R.S. 17:3129.1(A) and to enact R.S. 17:3351(D), relative to the articulation of courses among and recognition of course credit by state public colleges and universities; to provide for certain written reports by the Board of Regents; to require relative to the duties and responsibilities of public postsecondary management boards; to require that students and prospective students at any state public college and university receive certain information relative to course offerings at the institution; to provide for effectiveness; and to provide for related matters.
Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Salter to Engrossed House Bill No. 1470 by Representative Salter

**AMENDMENT NO. 1**

On page 2, line 14, after "in" and before "2003," delete "July."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker
Futrell
Alario
Glover
Alexander
Green
Ansardi
Guillory
Arnold
Hammett
Baudoin
Heaton
Baylor
Hebert
Beard
Hill
Bowler
Honey
Broome
Hopkins
Bruce
Hudson
Bruneau
Hunter
Capella
Hutter
Carter, K
Iles
Carter, R
Jackson, L
Cazayoux
Jackson, M
Crane
Johns
Crowe
Katz
Curtis
Kennard
Damico
Kenney
Daniel
LaFleur
Durand
McDonald
Durand
McDonald
Erdey
McVea
Fannin
Morrell
Farrar
Morris
Fauchoix
Murray
Flavin
Nevers
Frisch
Odinet
Fruge
Perkins
Total—101

**NAYS**

Total—0

**ABSENT**

Baldone
Gallot
Doerge
Montgomery

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 1610—**

BY REPRESENTATIVES SNEED, BRUNEAU, LANCASTER, AND SCALISE

**AN ACT**

To amend and reenact R.S. 18:402(F), 532.1(E)(2) and (3) and (G)(2)(e), 534(B), 536(A)(introductory paragraph), 1285(B)(1)(a), 1300(C)(1), 1400.3(A) and (B)(2), and 1400.4(A) and (B)(2), relative to election dates; to provide that bond, tax, or other elections at which a proposition or question is to be submitted to the voters must be held on certain dates; to provide exceptions; to eliminate certain dates on which such elections may be held; to eliminate the authority of the State Bond Commission to approve the conduct of any such election on any other date; to provide for the deadline for submission of notice of such an election to various officials; and to provide for related matters.

Read by title.

Motion

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

**HOUSE BILL NO. 1640—**

BY REPRESENTATIVES TOOMY AND FAUCHEUX

**AN ACT**

To amend and reenact R.S. 32:57.1(B) and to enact R.S. 32:57.2, relative to suspended driver's license; to provide for the reinstatement penalty of an operator's license when an arrested person fails to honor a written promise to appear in court; to provide for an additional fee to be paid to the office of district attorney for certain expenses relative to the suspended driver's license; and to provide for related matters.

Read by title.

Motion

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

**HOUSE BILL NO. 1682—**

BY REPRESENTATIVE K. CARTER

**AN ACT**

To amend and reenact R.S. 33:1243(B)(2), relative to maximum penalties; to provide with respect to the maximum penalties that can be imposed by ordinance in certain parishes; to provide with respect to dumping of trash and other substances; to provide with respect to places where dumping may be so penalized; to provide with respect to activities in which dumping may not be penalized; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Karen Carter, the bill was returned to the calendar.
HOUSE BILL NO. 1691—
BY REPRESENTATIVE HEBERT
AN ACT
To enact Part V-A of Chapter 1 of Title 22 of the Louisiana Revised
Statutes of 1950, to be comprised of R.S. 22:191 through 200;
and R.S. 22:1078(19) and (20), and to repeal Part V-B of
Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950,
comprised of R.S. 22:201 through 210.1, relative to viatical
settlements of life insurance; to provide for licenses; to provide
for revocation and denial; to provide for contracts; to provide
for privacy; to provide for examinations and investigations; to
provide for disclosures; to provide for rules; to provide for
prohibitions; to provide for advertising; to provide for fraud; to
provide for legal proceedings; to provide for unfair trade
practices; to provide for authority of the commissioner of
insurance; to provide for fees; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Salter on behalf of the
Legislative Bureau to Engrossed House Bill No. 1691 by
Representative Hebert

AMENDMENT NO. 1

On page 1, line 4, before "and to repeal" change "22:1078(19) and
(20)" to "22:1078(B)(19) and (20)"

AMENDMENT NO. 2

On page 1, lines 16 and 17, following "and R.S." change "22:1078(19)
and (20)" to "22:1078(B)(19) and (20)"

AMENDMENT NO. 3

On page 4, line 16, following "evidence of" and before "viatical"
insert "a"

AMENDMENT NO. 4

On page 15, line 3, following "trust;" delete "or"

AMENDMENT NO. 5

On page 15, line 5, following "Part" delete the period "," and insert
in lieu thereof "; or"

AMENDMENT NO. 6

On page 41, line 24, before "(1)" change "E" to "F"

AMENDMENT NO. 7

On page 44, line 8, before "An" change "F" to "G"

AMENDMENT NO. 8

On page 44, line 11, before "An" change "G" to "H"

AMENDMENT NO. 9

On page 44, line 15, before "The" change "H" to "I"

AMENDMENT NO. 10

On page 44, line 24, before "An" change "I" to "J"

AMENDMENT NO. 11

On page 45, line 9, before "An" change "J" to "K"

AMENDMENT NO. 12

On page 45, line 17, before "An" change "K" to "L"

AMENDMENT NO. 13

On page 45, line 25, before "An" change "L" to "M"

AMENDMENT NO. 14

On page 46, line 4, before "The" change "M" to "N"

AMENDMENT NO. 15

On page 46, line 12, before "An" change "N" to "O"

AMENDMENT NO. 16

On page 46, line 22, before "If" change "O" to "P"

AMENDMENT NO. 17

On page 47, line 1, before "If" change "P" to "Q"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker — Futrell — Peychaud
Alario — Gallot — Pierre
Alexander — Glover — Pinac
Ansardi — Green — Pitre
Arnold — Guillory — Quezaire
Baldone — Hammett — Richmond
Baudoin — Heaton — Romero
Baylor — Hebert — Salter
Beard — Hill — Scalise
Bowler — Honey — Schneider
Bruce — Hopkins — Schwegmann
Bruneau — Hudson — Shaw
Capella — Hutter — Smith, G.—56th
Carter, K — Iles — Smith, J.D.—50th
Carter, R — Jackson, L — Smith, J.H.—8th
Cazayoux — Johns — Smith, J.R.—30th
Crane — Katz — Sneed
Curtis — Kennard — 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 Morish Winston
Flavin Murray Wooton
Farrar Nevers Wright
Frige Odinet

crowe Perkins
Total—2

ABSENT

Broome Hunter Powell
Doerge Jackson, M
Total—5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1770—
BY REPRESENTATIVE JACK SMITH
AN ACT
To amend and reenact R.S. 23:921(B) and (C), relative to employment contracts; to provide that interested parties may agree to refrain from engaging in similar businesses under certain circumstances; to provide that employees may not engage in similar businesses under certain circumstances; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pitre to Engrossed House Bill No. 1770 by Representative Jack Smith

AMENDMENT NO. 1
On page 1, line 2, change "(C)" to "(D)"

AMENDMENT NO. 2
On page 1, line 8, delete "and (C) are" and insert "is" and at the end of the line insert "and R.S. 23:921(D) is hereby enacted"

AMENDMENT NO. 3
On page 2, line 20, after "contract." insert "D."

AMENDMENT NO. 4
On page 2, line 22, delete "of employer"

AMENDMENT NO. 5
On page 2, line 25, delete "employer." and insert "party having a contractual right to prevent that person from competing."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Perkins to Engrossed House Bill No. 1770 by Representative Smith

AMENDMENT NO. 1
On page 1, line 16, remove "or other interested party in the transaction."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hebert to Engrossed House Bill No. 1770 by Representative Jack Smith

AMENDMENT NO. 1
On page 2, line 21, between "person" and "who" insert "who earns more than fifty thousand dollars a year or more and"

Rep. Hebert moved the adoption of the amendments.


By a vote of 23 yeas and 72 nays, the amendments were rejected.

Rep. Jack Smith moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Fruge Pierre
Alario Futrell Pinac
Alexander Gallot Pire
Ansardi Glover Powell
Arnold Guillory Richmond
Balderone Hammett Romero
Baylor Heaton Salter
Beard Hill Scalise
Bruce Honey Schneider
Capella Hopkins Schweggmann
Carter, K Hutter Shaw
Carter, R Iles Smith, G.—56th
Cazayoux Jackson, L Smith, J.D.—50th
Crane Johns Smith, J.H.—8th
Crane Johns Smith, J.R.—30th
Crowe Katz Smith, J.R.—30th
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 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.

Read by title.

Motion

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

HOUSE BILL NO. 1640—
BY REPRESENTATIVES TOOMY AND FAUCHEUX
AN ACT
To amend and reenact R.S. 32:57.1(B) and to enact R.S. 32:57.2, relative to suspended driver's license; to provide for the reinstatement penalty of an operator's license when an arrested person fails to honor a written promise to appear in court; to provide for an additional fee to be paid to the office of district attorney for certain expenses relative to the suspended driver's license; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Toomy to Engrossed House Bill No. 1640 by

AMENDMENT NO. 1
On page 1, line 6, after "of" and before "for" change "district attorney" to "the prosecuting authority"

AMENDMENT NO. 2
On page 2, at the beginning of line 1, before "shall" change "the office of district attorney" to "the prosecuting authority"

AMENDMENT NO. 3
On page 2, line 11, after "district" delete the remainder of the line and insert in lieu thereof "attorney; city prosecutor"

AMENDMENT NO. 4
On page 2, line 14, after "the" and before "an" change "district attorney" to "prosecuting authority"

AMENDMENT NO. 5
On page 2, line 15, after "by" and before "in" delete "district attorney's office" and insert in lieu thereof "office of prosecuting authority"

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

Rep. Toomy moved the final passage of the bill, as amended.
ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Flavin Odinet
Alario Frith Perkins
Ansardi Gallot Pinac
Arnold Green Pitre
Baldone Guillory Quezaine
Baudoin Hammett Richmond
Baylor Heaton Romero
Bruce Hill Salter
Brunneau Honey Schneider
Capella Hopkins Schwegmann
Carter, R Hutter Smith, G.—56th
Cazayoux Iles Smith, J.H.—8th
Crane Jackson, L Smith, J.R.—30th
Crowe Johns Smith, J.R.—30th
Curtis Kenney Stelly
Damico LaFleur Strain
Daniel Lancaster Swilling
Dartez Landrieu Thompson
Devillier LeBlanc Toomy
Diez Martiny Townsend
Durand McDonald Triche
Erdey McVea Waddell
Farrar Montgomery Walker
Faucheux Morish Wooton
Total—72

NAYS

Alexander Hebert Powell
Beard Hunter Scalise
Bowler Jackson, M Shaw
Broome Katz Sneed
Carter, K Lucas Walsworth
Downer Murray Welch
Fannin Nevers Winston
Frugé Peychaud
Glover Pierre
Total—25

ABSENT

Doerge Hudson Tucker
Downs Kennard Wright
Futrell Morrell
Total—8

The Chair declared the above bill was finally passed.
The title of the above bill was read and adopted.

Rep. Toomy 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.

Acting Speaker LeBlanc in the Chair

HOUSE BILL NO. 1849—
BY REPRESENTATIVE DEWITT
AN ACT
To amend and reenact R.S. 4:714(B) and to enact R.S. 4:725.1, relative to charitable gaming; to authorize the conducting of progressive pull-tabs; to create an exception to the total amount
HOUSE BILL NO. 2003 (Substitute for House Bill No. 396 by Representative Baldone)—
BY REPRESENTATIVES BALDONE, ODINET, AND JACK SMITH AND SENATOR DUPRE
AN ACT
To amend and reenact R.S. 56:325.3(A)(1) and (C) and 333(B)(1), relative to commercial fishing; to provide for open season, quotas, and allowable gear for the taking of mullet and spotted sea trout; and to provide for related matters.

Read by title.

Motion

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

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.

Rep. Crowe moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker  Fruge
Alario  Glover
Alexander  Green
Ansardi  Guillory
Arnold  Hammett
Baldone  Heaton
Baudoin  Hebert
Baylor  Hill
Beard  Honey
Brower  Hopkins
Broome  Hunter
Bruce  Hutter
Bruneau  Iles
Capella  Jackson, L
Carter, K  Jackson, M
Carter, R  Johns
Cazayoux  Katz
Crane  Kennard
Crowe  Kenney
Curtis  LaFleur
Peychaud
Piere
Pinac
Pitre
Powell
Quezaire
Richmond
Romero
Salter
Schalise
Schneidner
Schwegmann
Shaw
Smith, G.—56th
Smith, J.D.—50th
Smith, J.H.—8th
Smith, J.R.—30th
Smith, G.—56th
Carter, R  Jackson, M
Cazayoux  Johns
Total—13

NAYS

Total—0

ABSENT

Doerge  Fruge
Downs  Gallot

Total—6

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Crowe 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.

Speaker DeWitt in the Chair

HOUSE BILL NO. 2005 (Substitute for House Bill No. 1082 by Representative Hebert)—
BY REPRESENTATIVE HEBERT
AN ACT
To enact R.S. 22:1513.1, relative to review of dental claims; to provide relative to appeals of denied dental claims; and to provide for related matters.

Read by title.

Rep. Hebert moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker  Fruge
Alario  Glover
Alexander  Green
Ansardi  Guillory
Arnold  Hammett
Baldone  Heaton
Baudoin  Hebert
Baylor  Hill
Beard  Honey
Brower  Hopkins
Broome  Hunter
Bruce  Hutter
Bruneau  Iles
Capella  Jackson, L
Carter, K  Jackson, M
Carter, R  Johns
Cazayoux  Katz
Crane  Kennard
Crowe  Kenney
Curtis  LaFleur
Odinet
Piere
Pinac
Pitre
Quezaire
Richmond
Romero
Scalise
Schneidner
Schwegmann
Shaw
Smith, G.—56th
Smith, J.D.—50th
Smith, J.H.—8th
Carter, K  Jackson, L
Carter, R  Jackson, M
Cazayoux  Johns
Total—99

Total—0

ABSENT

Doerge  Fruge
Downs  Gallot

Total—6

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Crowe 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.
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Suspension of the Rules**

On motion of Rep. LeBlanc, the rules were suspended in order to take up and consider House Bill No. 1887 at this time.

**HOUSE BILL NO. 1887**

BY REPRESENTATIVES LEBLANC AND DEWITT AND SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 39:98.3(A), relative to the Millennium Trust; to provide for the determination of the amount of aggregate investment earnings available for appropriation; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. LeBlanc moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

<table>
<thead>
<tr>
<th>Rep.</th>
<th>Party</th>
<th>Town</th>
</tr>
</thead>
<tbody>
<tr>
<td>Doerge</td>
<td>Flavin</td>
<td>Hudson</td>
</tr>
<tr>
<td>Downs</td>
<td>Hopkins</td>
<td>Stelly</td>
</tr>
<tr>
<td>Total—6</td>
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<td></td>
</tr>
</tbody>
</table>

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 1472**

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

AN ACT

To amend and reenact R.S. 3:3409(E), 3411(D) and (E), 3414.3(G), 3422(A), and 3423 and to enact R.S. 3:3422(D), relative to agricultural commodity dealer and warehouse fees; to increase certain agricultural commodity dealer and warehouse fees; to create the Agricultural Commodity Dealers and Warehouse Fund; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Thompson moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

<table>
<thead>
<tr>
<th>Rep.</th>
<th>Party</th>
<th>Town</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Green</td>
<td>Odinet</td>
</tr>
<tr>
<td>Alario</td>
<td>Guillary</td>
<td>Pechaud</td>
</tr>
<tr>
<td>Ansardi</td>
<td>Hammet</td>
<td>Pierre</td>
</tr>
<tr>
<td>Beard</td>
<td>Hill</td>
<td>Romero</td>
</tr>
<tr>
<td>Total—6</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
Arnold Hebert Pinac
Baldone Hill Pire
Baudoin Honey Powell
Bayelor Hudson Quezaire
Broome Hunter Richmond
Bruce Hutter Salter
Bruneur Iles Schwengmann
Carter, K Jackson, L Smith, G.—56th
Carter, R Jackson, M Smith, J.H.—50th
Cazayoux Johns Smith, J.—5th
Damico Kenard Smith, J.R.—8th
Daniel Kenney Sneed
Durtz LaFleur Stelly
Diez Lancaster Strain
Durand Landrieu Swilling
Erdey LeBlanc Thompson
Fannin Lucas Toomy
Farrar Martiny Townsend
Faucheux McDonald Triche
Flavin McVea Walker
Frith Montgomery Welch
Fringe Morrell Wooton
Gallot Morrise Wright
Glover Murray
Total—80

NAYS
Alexander Futrell Schneider
Beard Hopkins Shaw
Bowler Katz Waddell
Capella Nevers Wallsworth
Crane Perkins Winston
Downer Scalice
Total—17

ABSENT
Crowe Doerge Romero
Curtis Downs Tucker
Devillier Heaton
Total—8

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1402—
BY REPRESENTATIVES THOMPSON, HILL, LAFLEUR, MIRRISH, BAUDOIN, BRUCE, DEVILLIER, DOWNS, FRITH, FRUGE, HUDSON, ILES, KENNEY, JACK SMITH, AND STRAIN
AN ACT
To amend and reenact R.S. 3:3806(A)(2), (B), (C), (D), and (G), relative to horticulture fees; to increase certain horticulture fees; to create the Horticulture Commission Fund; and to provide for related matters.

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

Called from the calendar.

Read by title.

Rep. Thompson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Glover Murray
Alario Green Odinet
Ansardi Guillory Pechaud
Arnold Hammett Pierre
Baldone Hebert Pinac
Baudoin Hill Powell
Bayelor Honey Quezaire
Broome Hopkins Richmond
Bruce Hutter Schwengmann
Carter, K Hill
Carter, R Jackson, L Smith, G.—56th
Carrington Jackson, M Smith, J.H.—8th
Daniels Johns Smith, J.—5th
Dartez Kenney Stelly
Deurich LaFleur Strain
Diez Lancaster Swilling
Erdey Landrieu Thompson
Farrar Lucas Toomy
Friche McDonald Triche
Frith Montgomery Welch
Fringe Morrell Wooton
Gallot Morrishe Wright
Glover Murray

Total—73

NAYS
Alexander Downer Schneider
Beard Futrell Sneed
Bowler Katz Triche
Bruner Nevers Tucker
Capella Perkins Waddell
Crane Pire Wallsworth
Crowe Scalice Winston
Total—21

ABSENT
Crowe Doerge Romero
Curtis Downs Tucker
Devillier Heaton
Total—8

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1120—
BY REPRESENTATIVE DAMICO
AN ACT
To amend and reenact R.S. 8:70 and 73(B), relative to cemeteries; to increase the fee for new or renewal certificates of authority to operate a cemetery; to increase annual regulatory fees; and to provide for related matters.

House Bill No. 1402—
By Representatives Thompson, Hill, Lafleur, Morrish, Baudoin, Bruce, Devillier, Downs, Frith, Fruge, Hudson, Iles, Kenney, Jack Smith, and Strain
An Act
To amend and reenact R.S. 3:3806(A)(2), (B), (C), (D), and (G), relative to horticulture fees; to increase certain horticulture fees; to create the Horticulture Commission Fund; and to provide for related matters.

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

Called from the calendar.

Read by title.

Rep. Thompson moved the final passage of the bill.

Roll Call

The roll was called with the following result:

Yeas

Mr. Speaker Glover Murray
Alario Green Odinet
Ansardi Guillory Pechaud
Arnold Hammett Pierre
Baldone Hebert Pinac
Baudoin Hill Powell
Bayelor Honey Quezaire
Broome Hopkins Richmond
Bruce Hutter Schwengmann
Carter, K Hill
Carter, R Jackson, L Smith, G.—56th
Carrington Jackson, M Smith, J.H.—8th
Daniels Johns Smith, J.—5th
Dartez Kenney Stelly
Deurich LaFleur Strain
Diez Lancaster Swilling
Erdey Landrieu Thompson
Farrar Lucas Toomy
Friche McDonald Triche
Frith Montgomery Welch
Fringe Morrell Wooton
Gallot Morrishe Wright
Glover Murray

Total—73

Nays
Alexander Downer Schneider
Beard Futrell Sneed
Bowler Katz Triche
Bruner Nevers Tucker
Capella Perkins Waddell
Crane Pire Wallsworth
Crowe Scalice Winston
Total—21

Absent
Alexander Downer Schneider
Beard Futrell Sneed
Bowler Katz Triche
Bruner Nevers Tucker
Capella Perkins Waddell
Crane Pire Wallsworth
Crowe Scalice Winston
Total—21

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

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

House Bill No. 1120—
By Representative Damico
An Act
To amend and reenact R.S. 8:70 and 73(B), relative to cemeteries; to increase the fee for new or renewal certificates of authority to operate a cemetery; to increase annual regulatory fees; and to provide for related matters.
Suspension of the Rules

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

Called from the calendar.

Read by title.

Rep. Damico moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

<table>
<thead>
<tr>
<th>Mr. Speaker</th>
<th>Gallot</th>
<th>Odinet</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alario</td>
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<td>Pierre</td>
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<td>Arnold</td>
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<td>Hunter</td>
<td>Schwegmann</td>
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<tr>
<td>Carter, K</td>
<td>Hutter</td>
<td>Smith, G.—56th</td>
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<tr>
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<td>Iles</td>
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<td>Cazayoux</td>
<td>Jackson, L</td>
<td>Smith, J.H.—8th</td>
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<td>Crane</td>
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<td>Stelly</td>
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<td>Johns</td>
<td>Strain</td>
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<td>Damico</td>
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<td>Townsend</td>
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<tr>
<td>Diez</td>
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<td>Tucker</td>
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<td>Frith</td>
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<td>Wright</td>
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<td>Fruge</td>
<td>Murray</td>
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<tr>
<td>Total—83</td>
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</tr>
</tbody>
</table>

NAYS

| Alexander     | Hill | Scalise |
| Beard        | Katz | Shaw   |
| Crowe        | Nevers | Smith, J.R.—30th |
| Erdey        | Perkins | Sneed |
| Futrell      | Powell |         |
| Hebert       | Romero |         |
| Total—17     |        |         |

ABSENT

| Broome     | Doerge | Kennard |
| Capella    | Downs  |         |
| Total—5    |        |         |

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1523—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 6:969.37(B) and R.S. 9:3512(4) and 3514(A), relative to Louisiana Motor Vehicle Sales Finance Act; to increase certain fees; to provide for regulation of certain transactions under the Act; and to provide for related matters.

Suspension of the Rules

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

Called from the calendar.

Read by title.

Rep. Arnold moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

<table>
<thead>
<tr>
<th>Mr. Speaker</th>
<th>Frith</th>
<th>Montgomery</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alario</td>
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<td>Nevers</td>
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<td>Pierre</td>
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<td>Guillory</td>
<td>Pite</td>
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<td>Baylor</td>
<td>Hammett</td>
<td>Salter</td>
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<td>Broome</td>
<td>Heaton</td>
<td>Schwegmann</td>
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<td>Bruce</td>
<td>Hill</td>
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<td>Carter, R</td>
<td>Hopkins</td>
<td>Smith, G.—56th</td>
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<td>Cazayoux</td>
<td>Hudson</td>
<td>Smith, J.D.—50th</td>
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<td>Hunter</td>
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<td>Stelly</td>
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<td>Strain</td>
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<td>Dartez</td>
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<td>Total—75</td>
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NAYS

| Alexander | Hill | Scalise |
| Beard     | Katz | Shaw |
| Crowe     | Nevers | Smith, J.R.—30th |
| Erdey     | Perkins | Sneed |
| Futrell   | Powell |         |
| Hebert    | Romero |         |
| Total—5   |        |         |

ABSENT

| Broome    | Doerge | Kennard |
| Capella   | Downs  |         |
| Total—5   |        |         |

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.
The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. Arnold 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. Johns, the rules were suspended in order to call from the calendar House Bill No. 1035 at this time.

**HOUSE BILL NO. 1035—**

BY REPRESENTATIVES JOHNS AND DIEZ

AN ACT

To amend and reenact R.S. 48:35(F)(1) and (2) and to enact R.S. 13:5106(F) and R.S. 48:35(F)(3) through (5) and (J), relative to limitation of public liability; to provide relative to liability of the state and its political subdivisions for public roads; to provide for the failure to wear safety restraint while driving on public roads; to provide for persons driving while intoxicated on public roads; to specify the evidentiary admissibility and effect of failure to wear seat belts in actions against the state; to provide for minimum safety standards of highway design, maintenance, and construction and the prioritization and liability of the state and its political subdivisions for such standards; to exempt the state and its political subdivisions from liability for things of which it does not have custody; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Johns to Engrossed House Bill No. 1035 by Representative Johns

**AMENDMENT NO. 1**

On page 1, line 2, after "To" and before "enact" delete "amend and reenact R.S. 48:35(F)(1) and (2) and to"

**AMENDMENT NO. 2**

On page 1, at the beginning of line 3, delete "and R.S. 48:35(F)(3) through (5) and (J)"

**AMENDMENT NO. 3**

On page 1, line 4, after the semicolon ";" delete the remainder of the line and at the beginning of line 5, delete "subdivisions for public roads;"

**AMENDMENT NO. 4**

On page 1, line 9, after the semicolon ";" delete the remainder of the line and delete lines 10 through 12 in their entirety, and at the beginning of line 13, delete "does not have custody;"

**AMENDMENT NO. 5**

On page 2, at the beginning of line 1, change "F.(1)(a)" to "F.(1)"

**AMENDMENT NO. 6**

On page 2, line 3, after "person" and before "to" insert "eighteen years of age or older"

**AMENDMENT NO. 7**

On page 2, line 4, after "system" and before "while" insert "as required by law"

**AMENDMENT NO. 8**

On page 2, line 5, after "vehicle." delete the remainder of the line

**AMENDMENT NO. 9**

On page 2, line 6, after the period "." delete the remainder of the line and delete lines 7 through 18 in their entirety

**AMENDMENT NO. 10**

On page 2, line 19, after "person" and before "may" insert a comma "," and insert "except for a forced heir."

**AMENDMENT NO. 11**

On page 2, at the end of line 21, delete "other"

**AMENDMENT NO. 12**

On page 2, line 22, after "older" and before "the" delete "if" and insert a comma ",", and insert the following:

"who knew or should have known that the operator of the motor vehicle was using or consuming a controlled dangerous substance or was consuming an alcoholic beverage, when"

**AMENDMENT NO. 13**

On page 2, line 23, after "of" and before "vehicle" change "that" to "the motor"

**AMENDMENT NO. 14**

On page 2, line 24, after "or" and before "passenger" delete "other"

**AMENDMENT NO. 15**

On page 3, line 2, after "of" and before "vehicle" change "that" to "the motor"

**AMENDMENT NO. 16**

On page 3, line 6, after "child" and before the period "." insert the following:

"when the parent or parents knew or should have known that the operator of the motor vehicle had been consuming or using a controlled dangerous substance or consuming an alcoholic beverage"
AMENDMENT NO. 17

On page 3, between lines 7 and 8, insert the following:

"(c) The provisions of Subparagraph (2)(b) of this Paragraph shall not affect the duties, obligations, or authority of a parent, a tutor, or a succession representative to bring an action on behalf of the estate or the succession of the minor child pursuant to Civil Code Article 2315.1 or Code of Civil Procedure Articles 426, 683, 685, 801, 3196, or 3211."

AMENDMENT NO. 18

On page 3, delete lines 8 through 26 in their entirety and delete pages 4 through 6 in their entirety

AMENDMENT NO. 19

On page 7, delete lines 1 and 2 in their entirety

AMENDMENT NO. 20

On page 7, at the beginning of line 6, delete "restraint while driving on public roads;" and after "of age or older" and before "or any other safety restraint system is substantially related to that injury or death."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Futrell to Engrossed House Bill No. 1035 by Representative Johns, et al

AMENDMENT NO. 1

On page 2, line 6, after "evidence" change the period "." to a comma "," and insert the following:

"provided the failure to wear a seat belt, safety belt, safety harness, or other safety restraint system is substantially related to that injury or death."

AMENDMENT NO. 2

On page 3, between lines 7 and 8, insert the following:

"(3) If any person operating a motor vehicle on behalf of the state, a state agency, or a political subdivision of the state is involved in an accident with one or more other vehicles and such operator was intoxicated, as defined in R.S. 14:98, or under the influence of any illegal substance or drug at the time of the accident, the provision of Subparagraph (1)(b) and Paragraph (2) of this Subsection shall not apply to the occupant of any other vehicle involved in the accident."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Cazayoux to Engrossed House Bill No. 1035 by Representative Johns

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "enact" delete "amend and reenact R.S. 48:35(F)(1) and (2) and to" and after "R.S. 13:5106(F)" insert a comma ",".

AMENDMENT NO. 2

On page 1, delete lines 3 through 13 in their entirety and insert the following:

"relative to driving while intoxicated; to provide for the injury or death of certain operators of motor vehicles; to provide a limitation of liability for the state, state agencies, and political subdivisions; and to provide for related matters."

AMENDMENT NO. 3

On page 2, delete lines 1 through 18 in their entirety and at the beginning of line 19, change "(2)(a)" to "F.(1)"

AMENDMENT NO. 4

On page 2, delete lines 21 through 26 in their entirety and insert the following:

"provided the failure to wear a seat belt, safety belt, safety harness, or other safety restraint system is substantially related to that injury or death."

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

Rep. Cazayoux moved the adoption of the amendments.


By a vote of 73 yeas and 26 nays, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Townsend to Engrossed House Bill No. 1035 by Representative Johns

AMENDMENT NO. 1

On page 1, line 5, after "roads;" delete the remainder of the line, and at the beginning of line 6, delete "restraint while driving on public roads;"

AMENDMENT NO. 2

On page 1, line 7, after "roads;" delete the remainder of the line, delete line 8, and at the beginning of line 9 delete "the state;"
AMENDMENT NO.  3
On page 2, delete lines 1 through 18

AMENDMENT NO.  4
On page 2, at the beginning of line 19, change "(2)(a)" to "F.(1)"

AMENDMENT NO.  5
On page 2, at the beginning of line 25 change "(b)" to "(2)"

Motion
Rep. Townsend moved to end consideration of amendments.
By a vote of 67 yeas and 27 nays, the House agreed to end consideration of amendments.
On motion of Rep. Townsend, the amendments were withdrawn.
Rep. Johns moved the final passage of the bill, as amended.

ROLL CALL
The roll was called with the following result:

YEAS

Mr. Speaker            Gallot              Pire
Alario                  Glover              Powell
Alexander              Green                Quezaire
Ansardi                Guillory            Salter
Arnold                 Hammett            Scalise
Baldone                Heaton              Schneider
Baudoin                Hebert              Schwegmann
Beard                   Hill                Shaw
Broome                  Honey               Smith, G.—56th
Bruneau                Hopkins             Smith, J.D.—50th
Capella                 Hutter              Smith, J.H.—8th
Carter, K              Iles                 Smith, J.R.—30th
Carter, R              Johns                Sneed
Cayzayoux              Katz                Stelly
Crane                   Kennard             Strain
Damicco                LaFleur             Thompson
Daniel                  Martiny             Toomy
Dartez                  Lancaster           Townsend
Devillier               Landrieu           Triche
Diez                    LeBlanc             Tucker
Downer                  Martin              Upsal
Downs                   McDonald           Waddell
Durand                  McVea               Walker
Erdey                   Montgomery          Walsworth
Farrar                  Morrise             Winston
Faucheux                Nevers              Wooton
Flavin                  Odetre              Wright
Fruge                   Perkins             "
Futrell                 Pinac               "
Total—85

NAYS

Bowler                  Jackson, L           Pierre
Crowe                   Jackson, M           Richie
Curtis                  Lucas               Romero
Frith                   Morrell             Welch
Hudson                  Murray              "

Hunter                  Peychaud
Total—16

ABSENT

Baylor                  Doerge
Bruce                   Fannin
Total—4

The Chair declared the above bill was finally passed.
The title of the above bill was read and adopted.
Rep. Johns moved to reconsider the vote by which the above bill
was finally passed, and, on his own motion, the motion to reconsider
was laid on the table.

HOUSE BILL NO. 1089—
BY REPRESENTATIVE MCVEA
AN ACT
To amend and reenact R.S. 13:966.1(B), relative to court reporters
for the Twentieth Judicial District Court, comprised of the
parishes of East and West Feliciana; to provide for the annual
salary of court reporters; and to provide for related matters.

Suspension of the Rules
On motion of Rep. McVea, and under a suspension of the rules,
the above bill was taken up out of its regular order at this time.
Called from the calendar.
Read by title.
Rep. McVea moved the final passage of the bill.

ROLL CALL
The roll was called with the following result:

YEAS

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

NAYS
Faucheux Morrish Wooton Flavin Murray Wright
Total—0 Frith Nevers

ABSENT Fruge Odinet Doerge Honey Walsworth
Frith Scalse
Total—5

The Chair declared the above bill was finally passed.

Rep. McVea 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.

Local and Consent Calendar

HOUSE BILL NO. 904—
BY REPRESENTATIVE SCHNEIDER
AN ACT
To enact R.S. 11:1139, relative to the Louisiana School Employees' Retirement System; to provide for creditable service; to provide for purchase of credit for service as an employee of an out-of-state school board; and to provide for related matters.

Read by title.

Rep. Schneider moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS
Mr. Speaker Futrell Perkins
Alario Gallot Peychaud
Alexander Glover Pierre
Ansardi Green Pinac
Arnold Guillory Pitre
Baldone Hammett Powell
Baudoin Heaton Quezaire
Bayor Hebert Richmon
Beard Hill Romero
Bowler Honey Salter
Broome Hopkins Scalise
Bruce Hudson Schneider
Bruneau Hunter Schwengmann
Capella Hutter Shaw
Carter, K Iles Smith, G.—56th
Carter, R Jackson, L Smith, J.D.—50th
Cazayoux Johns Smith, J.H.—8th
Crane Johns Smith, J.R.—30th
Crowe Katz Shaw
Curtis Kennard Smith, G.—56th
Damicco Kenney Smith, J.D.—50th
Daniel LaFleur Smith, J.H.—8th
Dartez Lancaster Smith, J.R.—30th
Total—103

ABSENT
Doerge Honey Walsworth
Frith Scalse
Total—0

The Chair declared the above bill was finally passed.

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

HOUSE BILL NO. 905—
BY REPRESENTATIVE SCHNEIDER
AN ACT
To amend and reenact R.S. 11:1137, relative to the Louisiana School Employees' Retirement System; to provide with respect to the purchase of substitute service by any active, contributing member of the retirement system; to establish the procedure for such purchases; and to provide for related matters.

Read by title.

Rep. Schneider moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS
Mr. Speaker Futrell Perkins
Alario Gallot Peychaud
Alexander Glover Pierre
Ansardi Green Pinac
Arnold Guillory Pitre
Baldone Hammett Powell
Baudoin Heaton Quezaire
Bayor Hebert Richmon
Beard Hill Romero
Bowler Honey Salter
Broome Hopkins Scalise
Bruce Hudson Schneider
Bruneau Hunter Schwengmann
Capella Hutter Shaw
Carter, K Iles Smith, G.—56th
Carter, R Jackson, L Smith, J.D.—50th
Cazayoux Johns Smith, J.H.—8th
Crane Johns Smith, J.R.—30th
Crowe Katz Shaw
Curtis Kennard Smith, G.—56th
Damicco Kenney Smith, J.D.—50th
Daniel LaFleur Smith, J.H.—8th
Dartez Lancaster Smith, J.R.—30th
Total—103

ABSENT
Doerge Honey Walsworth
Frith Scalse
Total—0

The Chair declared the above bill was finally passed.

Rep. Schneider 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.
to the member's subaccount at the time of termination of participation in the plan."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker  
Futrell  
Odinet

Alario  
Gallot  
Peychaud

Alexander  
Glover  
Pierre

Ansardi  
Green  
Pierre

Arnold  
Guillory  
Pinac

Baldone  
Hammett  
Pitre

Baudoin  
Heaton  
Powell

Baylor  
Hebert  
Quezairie

Beard  
Hill  
Richmond

Bowler  
Honey  
Romero

Broome  
Hopkins  
Salier

Bruce  
Hudson  
Scalise

Bruneau  
Hunter  
Schneider

Capella  
Hutter  
Schwegmann

Carter, K  
Iles  
Shaw

Cazayoux  
Jackson, L  
Smith, G.—56th

Crane  
Jackson, M  
Smith, J.D.—50th

Crowe  
Johns  
Smith, J.H.—8th

Curtis  
Katz  
Smith, J.R.—30th

Damico  
Kennard  
Sned

Daniel  
Kenney  
Stelly

Dartez  
LaFleur  
Strain

Devillier  
Lancaster  
Swilling

Diez  
Landrieu  
Thompson

Downer  
LeBlanc  
Toomy

Downs  
Lucas  
Townsend

Durand  
Martiny  
Tucker

Erdey  
McDonald  
Tucker

Fannin  
McVea  
Waddell

Farrar  
Montgomery  
Walker

Faucheux  
Morrell  
Welch

Flavin  
Morrish  
Winston

Frith  
Murray  
Wootton

Fruge  
Nevers  
Wright

Total—102  
NAYS

Total—0  
ABSENT

Doerge  
Fruge  
Hunter

Total—3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 906—**

**BY REPRESENTATIVE SCHNEIDER**

AN ACT

To amend and reenact R.S. 11:1641(B) and (C) and 1642(A)(introductory paragraph) and (3), relative to the Louisiana District Attorneys' Retirement System; to provide relative to Deferred Retirement Option Plan subaccounts; to provide for the investment of funds in such subaccounts after a member ceases participation in the plan and the crediting of interest to such subaccounts; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Schneider to Engrossed House Bill No. 906 by Representative Schneider.

**AMENDMENT NO. 1**

On page 2, delete lines 18 through 20 and insert in lieu thereof:

"The total amount of any disbursements from the member's Subaccount shall in no case be less than the amount of funds credited to the member's subaccount at the time of termination of participation in the plan."

**AMENDMENT NO. 2**

On page 3, lines 8 and 9, delete "less one-half of one percent per annum" and insert in lieu thereof a period "" and the following:

"The total amount of any disbursements from the member's Subaccount shall in no case be less than the amount of funds credited to the member's subaccount at the time of termination of participation in the plan."

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Schneider moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.
HOUSE BILL NO. 911—  
BY REPRESENTATIVES SCHNEIDER AND MCVEA

AN ACT
To amend and reenact R.S. 11:1516, relative to the Clerks of Court Retirement and Relief Fund; to provide with respect to the repayment of withdrawn accumulated employee contributions; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Schneider moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Fruge Odinet
Alario Futrell Perkins
Alexander Gallot Peychaud
Ansardi Glover Pierre
Arnold Green Pinac
Baldone Guilyory Pitre
Baudoin Hammett Powell
Beard 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
Crapo Johns Smith, J.H.—8th
Crowes Katz Smith, J.R.—30th
Damico Kenney Stelly
Daniel LaFleur Strain
Dartez Landrieu Swilling
Devillier Landrieu Thompson
Diez LeBlanc Toomy
Downer Lucas Townsend
Dowls Martiny Triche
Durand McDonald Tucker
Erdey McVea Waddell
Fannin Montgomery Walsworth
Farrar Morrell Welch
Faucheux Morish Winston
Flavin Murray Wooton
Frith Nevers Wright

Total—102

NAYS

Doerge Hopkins Walker

Total—3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 912—  
BY REPRESENTATIVE SCHNEIDER

AN ACT
To enact R.S. 11:1305(D), relative to the Louisiana State Police Retirement System; to provide for the purchase of service credit for employment with certain law enforcement agencies; and to provide for related matters.

Read by title.

Rep. Schneider moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Fruge Odinet
Alario Futrell Perkins
Alexander Gallot Peychaud
Ansardi Glover Pinac
Arnold Green Pitre
Baldone Hammett Powell
Baudoin Heaton Quezaire
Baudoin Hebert Richmond
Bayard 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
Crapo Johns Smith, J.H.—8th
Crowes Katz Smith, J.R.—30th
Damico Kenney Stelly
Daniel LaFleur Strain
Dartez Landrieu Swilling
Devillier Landrieu Thompson
Diez LeBlanc Toomy
Downer Lucas Townsend
Dowls Martiny Triche
Durand McDonald Tucker
Erdey McVea Waddell
Fannin Montgomery Walsworth
Farrar Morrell Welch
Faucheux Morish Winston
Flavin Murray Wooton
Frith Nevers Wright
Frige Perkins

Total—103

NAYS

Doerge Hopkins Walker

Total—0

The Chair declared the above bill was finally passed.
The title of the above bill was read and adopted.

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

HOUSE BILL NO. 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.

Rep. Schneider moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Fruge Nevers
Alario Futrell Odenet
Alexander Gallot Perkins
Ansardi Glover Peychaud
Arnold Green Pierre
Baldone Guillory Pinac
Baudoin Hammett Pitre
Baylor Heaton Powell
Beard Hebert Quezaire
Bowler Hill Richmond
Broome Honey Romero
Bruce Hopkins Salter
Bruneau Hudson Scalise
Capella Hunter Schneider
Carter, K Hutter Schwegmann
Carter, R Iles Shaw
Cazayoux Jackson, L Smith, G.—56th
Crane Jackson, M Smith, J.H.—50th
Crowe Johns Smith, J.H.—8th
Curtis Katz Smith, J.R.—30th
Damico Kennard Sneed
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 McVea Walker
Farrar Montgomery Welch
Fauch eux Morrell Winston
Flavin Morrish Wooton
Frith Murray Wright
Total—102

NAYS

Total—0

ABSENT

Doerge Stelly Walsworth
Total—3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1279—
BY REPRESENTATIVE SCHNEIDER
AN ACT
To amend and reenact R.S. 11:1301, to enact R.S. 11:1336 through 1338, to designate R.S. 11:1301 through 1338 as Part I of Chapter 4 of Title 11 of the Louisiana Revised Statutes of 1950, and to enact Part II of said Chapter 4, to be comprised of R.S. 11:1341 through 1344, relative to the Louisiana State Police Retirement System; to provide for definitions; to create an excess benefit plan; to provide with respect to qualification of the retirement system under Section 401(a) of the Internal Revenue Code; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Schneider to Original House Bill No. 1279 by Representative Schneider

AMENDMENT NO. 1

On page 9, line 7, delete "401(a)(9)(D)" and insert in lieu thereof "401(a)(9)(G)"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Glover Peychaud
Alario Green Pierre
Alexander Guillory Pinac
Ansardi Hammett Pitre
Arnold Heaton Powell
Baldone Hebert Quezaire
Baudoin Hill 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, K Jackson, M Smith, J.H.—50th
Cazayoux Johns Smith, J.R.—30th
Crane Jackson, M Smith, J.H.—50th
Crowe Johns Smith, J.H.—8th
Curtis Kennard Sneed
Damico Kenney Strain
Dartez LaFleur Swilling
Devillier Lancaster Thompson
Diez Landrieu Toomy
Downer LeBlanc Townsend
Downs Lucas Triche
Durand Martiny Tucker
Erdey McDonald Waddell
Fannin McVea Walker
Farrar Montgomery Welch
Fauch eux Morrell Winston
Flavin Morrish Wooton
Frith Murray Wright
Total—102

NAYS

Total—0

ABSENT

Doerge Stelly Walsworth
Total—3
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  Odinet  Wright
Gallot  Perkins

Total—101
NAYS

Total—0
ABSENT

Carter, R  Doerge
Crowe  Futrell
Total—4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Schneider 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. Crane, the rules were suspended in order to take up and consider Conference Committee Reports for Consideration at this time.

Conference Committee Reports for Consideration

The following Conference Committee Reports were taken up and acted upon as follows:

CONFERENCE COMMITTEE REPORT

Senate Bill No. 710 by Senator Theunissen

April 30, 2003

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill 710 by Senator Theunissen recommend the following concerning the Reengrossed bill:

1. That House Floor Amendments No. 1 through 4 proposed by Representative Crane and adopted by the House on April 29, 2003 be adopted.

2. That House Floor Amendments No. 1 through 3 proposed by the Legislative Bureau and adopted by the House on April 28, 2003 be adopted.

3. That House Floor Amendments No. 1 through 4 proposed by Representative Crane and adopted by the House on April 29, 2003 be adopted.

4. That House Floor Amendments No. 1 through 3 proposed by Representative Townsend and adopted by the House on April 29, 3003 be adopted.

5. That House Floor Amendment No. 1 proposed by Representative Swilling and adopted by the House on April 29, 3003 be adopted.

6. That House Floor Amendment No. 2 proposed by Representative Swilling and adopted by the House on April 29, 3003 be rejected.

Respectfully submitted,

Senator Gerald J. Theunissen
Senator Willie L. Mount
Senator Bill Jones
Representative Carl Crane
Representative Vic Stelly
Representative Pat Swilling

Rep. Crane moved to adopt the Conference Committee Report.

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  Salter
Beard  Hebert  Scalice
Bowler  Hill  Schneider
Broome  Honey  Schwegmann
Bruce  Hopkins  Shaw
Bruneau  Hudson  Smith, G.—56th
Capella  Hutter  Smith, J.D.—50th
Carter, K  Iles  Smith, J.H.—8th
Cazayoux  Jackson, L  Smith, R.—30th
Crane  Jackson, M  Sned
Crowe  Johns  Stelly
Curtis  Katz  Strain
Damico  Kennard  Swilling
Daniel  Kenney  Thompson
Dartez  LaFleur  Toomy
Devillier  Landrieu  Townsend
Diez  LeBlanc  Triche
Downer  Martiny  Tucker
Downs  McDonald  Walker
Erdey  McVea  Walsworth
Fannin  Montgomery  Winston
Farrar  Morrish  Wooton
Faucheux  Nevers  Wright
Flavin  Odinet
Frith  Perkins

Total—97
NAYS
To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 38 and 75

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Farrar, 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. 75—

BY SENATORS MCPHERSON, ELLINGTON, SMITH AND REPRESENTATIVES CURTIS, DEWITT AND FARRAR

A CONCURRENT RESOLUTION

To commend and congratulate the players and coaches of the Louisiana College Lady Wildcat Softball Team on winning the American Southwest Conference East Division, and the National Christian Collegiate Athletic Association's National Tournament.

Read by title.

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

Message from the Senate

SENATE BILLS

May 7, 2003

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

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

House Bill No. 779
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Pitre, the rules were suspended in order to take up the bills contained in the message at this time.
Senate Bills and Joint Resolutions on First Reading

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

**SENATE BILL NO. 39—**
BY SENATOR DUPRE AND REPRESENTATIVE PITRE
AN ACT
To enact Part VI-B of Chapter 1 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:126, and to repeal R.S. 49:121(A)(2), relative to public vehicles; to provide for the placement of certain promotional stickers on public vehicles; and to provide for related matters.

Read by title.

**SENATE BILL NO. 342—**
BY SENATOR BOISSIERE
AN ACT
To enact R.S. 11:2178(M), relative to the Sheriffs' Pension and Relief Fund; to provide for a one-time cost-of-living adjustment; to provide for retroactive application; and to provide for related matters.

Read by title.

**SENATE BILL NO. 353—**
BY SENATOR MCPHERSON
AN ACT
To enact R.S. 32:408(B)(6), relative to driver’s licenses; to provide for the office of motor vehicles to issue a temporary driver’s permit under certain conditions; and to provide for related matters.

Read by title.

**SENATE BILL NO. 359—**
BY SENATOR THEUNISSEN
AN ACT
To amend and reenact R.S. 39:1572(B)(4) and to enact R.S. 39:1572(B)(7), relative to central purchasing; to exempt the Louisiana Community and Technical College System from the requirement to conduct procurement through the central purchasing agency; and to provide for related matters.

Read by title.

**SENATE BILL NO. 423—**
BY SENATOR MCPHERSON
AN ACT
To enact R.S. 9:203(E), relative to marriage; to authorize federal court judges to perform marriage ceremonies within the state; and to provide for related matters.

Read by title.

**SENATE BILL NO. 475—**
BY SENATOR THOMAS
AN ACT
To enact R.S. 36:509(S) and Part XXVI of Chapter 13 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:3087.191 through 3087.205, to create the Washington Parish Reservoir District as a political subdivision and state agency; to provide for a board of commissioners to manage the reservoir district; to provide for the powers and duties of the district including the power to levy taxes and issue bonds to prohibit certain actions and to provide penalties; to provide relative to the district's relationship with the Department of Transportation and Development and the Louisiana Wildlife and Fisheries Commission; and to provide for related matters.

Read by title.

**SENATE BILL NO. 720—**
BY SENATOR HAINKEL
AN ACT
To enact Chapter 10-E of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4549.1 through 4549.5, relative to the Local Government Capital Outlay Projects Fund Program; to provide legislative findings; to establish the Local Government Capital Outlay Projects Fund Program; to provide for funding of the program; to provide for the administration of the program; to provide for financing conditions and repayment; and to provide for related matters.

Read by title.

**SENATE BILL NO. 727—**
BY SENATOR MCPHERSON
AN ACT
To enact R.S. 24:653(K) and Part VIII-B of Chapter 1 of Subtitle 1 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:310, relative to legislative review; to require private entities to provide to the legislature information relative to the expenditure of revenue generated from the operation, management or control of public lands or facilities; to require the division of administration to develop a reporting form; and to provide for related matters.

Read by title.

**SENATE BILL NO. 947—**
BY SENATOR SMITH
AN ACT
To enact R.S. 9:275.5, relative to covenant marriage; to provide for limitation of liability for a pastoral counselor; to provide for an exception; and to provide for related matters.

Read by title.

**SENATE BILL NO. 1018—**
BY SENATOR B. JONES
AN ACT
To enact R.S. 33:2740.55, relative to municipalities and parishes; to provide for the creation, composition and powers of a downtown development district in the city of Ruston; to provide for the preparation of plans, levy of special ad valorem taxes, and issuance of bonds and other instruments of indebtedness; and to provide for related matters.

Read by title.

**SENATE BILL NO. 1024—**
BY SENATOR ROMERO
AN ACT
To amend and reenact R.S. 56:40.9(A), and to enact R.S. 56:10(B)(12), relative to the Conservation Fund; to create the enforcement emergency situation response account as a special account in the fund; to provide for the deposit of monies into the account and for the use of such monies for enforcement purposes; and to provide for related matters.

Read by title.
SENATE BILL NO. 1035—
BY SENATOR DUPRE
AN ACT
To amend and reenact R.S. 11:1732(14)(a), relative to the Municipal Employees’ Retirement System of Louisiana; to provide with respect to the definition of employer; to allow employees of planning and development commissions to join the retirement system; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 1050—
BY SENATOR ADLEY
AN ACT
To enact R.S. 11:1751(E), relative to the Municipal Employees’ Retirement System of Louisiana; to provide with respect to membership; to provide that retired persons over the age of sixty-five shall not be required to participate in the retirement system; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 1056—
BY SENATOR HOYT
AN ACT
To amend and reenact the introductory paragraph of R.S. 33:130.562(A)(1), and to enact R.S. 33:130.562(A)(1)(d) and (e), relative to the Vermilion Parish Economic Development District; to provide for additional members to the Vermilion Parish Economic Development District board of commissioners; to provide for appointment of members; and to provide for related matters.

Read by title.

SENATE BILL NO. 1099—
BY SENATOR DARDENNE
AN ACT
To enact R.S. 49:321.1, relative to state funds; to provide with respect to the authority of the treasurer to manage state funds; to authorize the reinvestment of cash collateral; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 1103—
BY SENATORS SCHEDLER AND HAINKEL AND REPRESENTATIVES CROWE, SCHNEIDER, STRAIN AND WINSTON
AN ACT
To amend and reenact R.S. 48:233, relative to roads and highways; to provide for projects in the highway priority program; and to provide for related matters.

Read by title.

SENATE BILL NO. 1106—
BY SENATOR THOMAS
AN ACT
To designate a portion of Louisiana Highway 424 in Washington Parish as the “Simon S. Thomas Memorial Highway”.

Read by title.

SENATE BILL NO. 1131 (Substitute for Senate Bill No. 679)—
BY SENATOR SCHEDLER
AN ACT
To enact R.S. 28:382.1, relative to regionalization of human services delivery; to provide a statewide framework to govern the delivery of mental health, developmental disabilities and addictive disorders services funded by appropriations from the state; and to provide for related matters.

Read by title.

Introduction of Resolutions, House and House Concurrent

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

HOUSE CONCURRENT RESOLUTION NO. 144—
BY REPRESENTATIVE SALTER
A CONCURRENT RESOLUTION
To urge and request the Board of Supervisors of Southern University and Agricultural and Mechanical College to use land on the campus of Southern University at New Orleans solely for education purposes.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 145—
BY REPRESENTATIVE MORRELL
A CONCURRENT RESOLUTION
To create the Sabine River Authority Conservation Pool Level Advisory Council to study the issues and concerns relative to the establishment of a conservation pool level and prohibition of hydroelectric power generation by the Sabine River Authority at Toledo Bend Reservoir under certain circumstances.

Read by title.

Lies over under the rules.

House Bills and Joint Resolutions on Second Reading to be Referred

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

Motion

On motion of Rep. Welch, the Committee on Administration of Criminal Justice was discharged from further consideration of House Bill No. 1186.

HOUSE BILL NO. 1186—
BY REPRESENTATIVE WELCH
AN ACT
To enact R.S. 13:1000.6, relative to fees in certain criminal cases; to provide for additional fees for drug violations in the Nineteenth Judicial District Court; to provide for the use of the fees; to provide for collection and accounting of the fees; and to provide for related matters.

Read by title.
On motion of Rep. Welch, the bill was recommitted to the Committee on Judiciary.

Motion

On motion of Rep. Devillier, the Committee on Judiciary was discharged from further consideration of House Bill No. 1851.

HOUSE BILL NO. 1851
BY REPRESENTATIVE DEVILLIER
AN ACT
To amend and reenact R.S. 40:1563.1(C) and to enact R.S. 40:1563.1(D), relative to local arson investigators; to provide for training, certification, and qualification; to clarify their powers and duties; and to provide for related matters.

Motion

On motion of Rep. Devillier, the bill was recommitted to the Committee on Administration of Criminal Justice.

SENATE BILLS AND JOINT RESOLUTIONS ON SECOND READING TO BE REFERRED

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

SENATE BILL NO. 485
BY SENATOR HOLLIS
AN ACT
To enact R.S. 6:506(E) and 507(D), relative to financial institution branch offices; to provide for leased branch offices; to provide for waiver of certain closure requirements; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

Rep. Pinac moved that Senate Bill No. 485 be designated as a duplicate of House Bill No. 164.

Which motion was agreed to.

Motion

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

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Administration of Criminal Justice

May 7, 2003

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Administration of Criminal Justice to submit the following report:

House Bill No. 161, by Glover
Reported with amendments. (7-0) (Regular)

House Bill No. 481, by Martiny
Reported favorably. (6-0) (Regular)

House Bill No. 864, by Devillier
Reported with amendments. (7-1) (Regular)

House Bill No. 1011, by Devillier
Reported favorably. (7-0) (Regular)

House Bill No. 1012, by Devillier
Reported by substitute. (6-0) (Regular)

House Bill No. 1014, by Devillier
Reported favorably. (6-0) (Regular)

House Bill No. 1015, by Devillier
Reported favorably. (6-0) (Regular)

House Bill No. 1016, by Devillier
Reported favorably. (6-0) (Regular)

House Bill No. 1129, by Gallot
Reported favorably. (6-0) (Regular)

House Bill No. 1855, by Morrell
Reported favorably. (7-0) (Regular)

House Bill No. 1856, by LaFleur
Reported with amendments. (7-0) (Regular)

House Bill No. 1940, by Wooton
Reported favorably. (6-0) (Regular)

House Bill No. 1944, by Montgomery
Reported with amendments. (6-0) (Regular)

House Bill No. 1965, by Hopkins
Reported favorably. (8-1) (Regular)
Senate Bill No. 346, by Dardenne
Reported with amendments. (8-1) (Regular)

DANIEL MARTINY
Chairman

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

Report of the Committee on Education

May 7, 2003

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 37, by Welch
Reported favorably. (10-0)

House Bill No. 33, by Nevers
Reported with amendments. (9-2) (Regular)

House Bill No. 616, by Faucheux
Reported with amendments. (13-0) (Regular)

House Bill No. 1075, by Broome
Reported with amendments with recommendation to recommit the bill to the Committee on Appropriations. (11-0)

House Bill No. 1317, by Broome
Reported with amendments with recommendation to recommit the bill to the Committee on Appropriations. (12-0)

House Bill No. 1905, by Curtis
Reported favorably. (10-0) (Regular)

CARL CRANE
Chairman

Report of the Committee on Health and Welfare

May 7, 2003

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Health and Welfare to submit the following report:

House Bill No. 954, by Winston
Reported with amendments. (10-0) (Regular)

House Bill No. 1044, by Murray
Reported by substitute. (9-0) (Regular)

House Bill No. 1321, by K. Carter
Reported with amendments. (12-0) (Regular)

House Bill No. 1904, by Durand
Reported favorably. (9-0) (Regular)

SYDNIE MAE DURAND
Chairman

Report of the Committee on House and Governmental Affairs

May 7, 2003

To the Speaker and Members of the House of Representatives:

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

House Bill No. 1382, by Lancaster
Reported by substitute. (12-3) (Regular)

Senate Bill No. 927, by Adley
Reported favorably. (13-0) (Regular)

CHARLES D. LANCASTER, JR.
Chairman

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

Report of the Committee on Insurance

May 7, 2003

To the Speaker and Members of the House of Representatives:

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

House Bill No. 1476, by Hebert
Reported with amendments. (12-4) (Regular)

House Bill No. 1765, by Ansardi
Reported favorably. (10-0) (Regular)

House Bill No. 1780, by Tucker
Reported with amendments. (10-0) (Regular)

House Bill No. 1989, by Hebert
Reported with amendments. (10-0) (Regular)

TROY HEBERT
Chairman

Report of the Committee on Natural Resources

May 7, 2003

To the Speaker and Members of the House of Representatives:

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

House Bill No. 165, by Powell
Reported favorably. (10-0) (Regular)

House Bill No. 170, by Powell
Reported favorably. (11-0) (Regular)

House Bill No. 1894, by Wooton
Reported favorably. (10-0) (Regular)

House Bill No. 1917, by Downs
Reported favorably. (9-0) (Regular)

Senate Bill No. 210, by Barham
Reported favorably. (10-0) (Regular)

Senate Bill No. 246, by M Smith
Reported favorably. (11-0) (Regular)

Senate Bill No. 463, by McPherson
Reported favorably. (10-0) (Regular)

Senate Bill No. 597, by McPherson
Reported favorably. (10-0) (Regular)

WILFRED PIERRE
Chairman

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

Privileged Report of the Legislative Bureau

May 7, 2003

To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 99
Reported with amendments.

Senate Bill No. 779
Reported without amendments.

Respectfully submitted,

JOE SALTER
Chairman

Privileged Report of the Legislative Bureau

May 7, 2003

To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 927
Reported without amendments.

Respectfully submitted,

JOE SALTER
Chairman

Senate Instruments on Second Reading
Returned from the Legislative Bureau

Rep. Bruneau asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions on second reading just returned from the Legislative Bureau, with a view of acting on the same:

SENATE BILL NO. 927—
BY SENATOR ADLEY
AN ACT
To amend and reenact R.S. 24:35.1(A)(36) and (37), relative to senate districts; to provide for the redistricting of Senate Districts 36 and 37; to provide for the effectiveness of this Act; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

Privileged Report of the Committee on Enrollment

May 7, 2003

To the 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. 44—
BY REPRESENTATIVE PINAC
A RESOLUTION
To commend Mary Alice Fontenot upon being recognized as a “Living Legend” by the Acadian Museum of Erath.

HOUSE RESOLUTION NO. 45—
BY REPRESENTATIVE DURAND
A RESOLUTION
To recognize and congratulate the Louisiana Dental Association on its 125th anniversary.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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

Privileged Report of the Committee on Enrollment

May 7, 2003

To the 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. 779—
BY REPRESENTATIVES DEWITT, BRUNEAU, AND LANCASTER
AN ACT
To amend and reenact R.S. 24:35.5(A)(11), (12), (13), (19), (20), (21), (62), (72), (73), (74), (75), (77), (82), (89), (91), (93), (94), (95), (96), (97), (98), (99), (100), and (101) and (B) as enacted by Act No. 3 of the Second Extraordinary Session of 2001, to provide with respect to the composition of House of Representative Districts 11, 12, 13, 19, 20, 21, 62, 72, 73, 74, 75, 77, 82, 89, 91, 93, 94, 95, 96, 97, 98, 99, 100, and 101, all
to legislatively adopt, approve, and ratify the agreement of the parties in The Louisiana House of Representatives, et al. v. John Ashcroft, et al., CA No. 1:02CV00062 (United States District Court for the District of Columbia) to secure a consent declaratory judgment in said matter; to provide for effective dates; and to generally and specifically and otherwise provide with respect thereto.

Respectfully submitted,
DONALD RAY KENNARD
Chairman

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

Suspension of the Rules

On motion of Rep. Crane, the rules were suspended to permit the Committee on Education to meet on Thursday, May 8, 2003, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 800

Adjournment

On motion of Rep. Kenney, at 5:50 P.M., the House agreed to adjourn until Thursday, May 8, 2003, at 1:30 P.M.

The Speaker of the House declared the House adjourned until 1:30 P.M., Thursday, May 8, 2003.

ALFRED W. SPEER
Clerk of the House

Committee Meeting Notices

Committee on Education

Will meet at: 9:00 A.M. Date: May 8, 2003
Location: Committee Room 1

HB 261 FARRAR – STUDENT/HOME STUDY: Provides eligibility for students in BESE-approved home study programs to participate in public school extracurricular activities under specified circumstances

HB 488 ANSARDI – STUDENTS: Limits excluding certain students from extracurricular interscholastic athletic activities

HB 808 GREEN – SCHOOLS/HIGH SCHOOL: Provides for the determination of eligibility to participate in athletic activities

HB 979 J D SMITH – STUDENTS: Limits excluding certain students from extracurricular interscholastic athletic activities

HB 1836 BAYLOR – PUBLIC BUILDINGS/GROUNDS: Renames the band hall at Southern University at Baton Rouge

HB 1890 TOWNSEND – SCHOOLS/LA MATH, SCIENCE: Permits students attending the La. School for Math, Science, and the Arts to be eligible to participate in extracurricular activities at certain state-approved nonpublic schools

HCR 42 CRANE – STUDENTS: Establishes a multi-disciplinary advisory council to address the health care concerns of students in Louisiana schools

HB 1212 K CARTER – SCHOOLS/FOOD PROGRAMS: Permits school lunch departments in certain school systems to be operated for profit and removes limitation on use of state funds for such purpose

HB 1662 K CARTER – SCHOOLS/EMPLOYEES: Requires the employment of social workers in local public schools that have been identified as failing schools

HB 1689 K CARTER – TEACHERS/CERTIFICATION: Requires teachers to complete a specified minimum number of hours of continuing teacher education each year specified

HB 800 POWELL (TBA) – SCHOOLS/CHARTER: Authorizes BESE to enter into charters for type 4 schools only (SUBJECT TO RULE SUSPENSION)

CARL CRANE
Chairman

Committee on Health and Welfare

Will meet at: 9:30 A.M. Date: May 8, 2003
Location: Committee Room 4

HB 196 ANSARDI – HEALTH CARE/FACILITIES: Provides with respect to licensure of alternate health care models

HB 918 SCHNEIDER – VITAL STATS/BIRTH CERT: Provides for a certificate of stillbirth

HB 967 WELCH – MEDICAID: Provides relative to the medical assistance drug program

HB 1020 DURAND – FEES/LICENSES/PERMITS: Sets maximum fees that the Louisiana State Board of Medical Examiners may establish, by rule, for any license, certificate, permit or registration issued, renewed, or reinstated

HB 1282 TRICHE – CHILDREN/SUPPORT: Authorizes the interception of gaming winnings for the collection of past due child support

HB 1449 SCALISE – WELFARE: Reduces public assistance benefits under certain circumstances

HB 1874 J R SMITH – HOSPITALS: Adds to the definition of rural hospital

SYDIE MAE DURAND
Chairman

Committee on House and Governmental Affairs

Will meet at: 9:30 A.M. Date: May 8, 2003
Location: Committee Room 3

HCR 40 WADDELL – ELECTIONS DEPARTMENT: Urges and requests the Department of State and the Department of Elections and Registration to develop and implement a system for providing voting information on the Internet
HB 524  RICHMOND – ELECTIONS/DATES: Provides for the dates of the congressional elections and other elections held at the time of the congressional elections

HB 653  K CARTER – SCHOOLS/BOARDS: (Constitutional Amendment) Requires members of city, parish, and other local public school boards to take a specified oath of office

HB 1038  MORRELL – ELECTIONS: Provides for a closed party primary election system with candidates and voters participating in a first and second primary according to party affiliation, except the party state central committee may permit voting by unaffiliated voters

HB 1058  LANCASTER – ELECTIONS/DATES: Provides for the dates of the congressional elections and other elections held at the time of the congressional elections

HB 1263  PITRE – ELECTIONS/Congressional: Provides for the election to the office of U.S. representative and U.S. senator only at a general election

HB 1688  LAFLEUR – ELECTIONS/COMMISSIONERS: Provides for the timely payment of commissioners who serve at the polls on election day

HCR 4  FAUCHEUX – VOTERS/VOTING: Urges and requests the secretary of state to study Internet voting and report his findings to the legislature

HB 591  GALLOT – VOTERS/VOTING: Provides for a person convicted of a felony prior to adoption of the 1974 Constitution of Louisiana who has fully satisfied and completed his sentence to register to vote

HB 1313  GLOVER – VOTERS/VOTING: Changes the requirements for a voter to qualify to receive assistance in voting

HB 1594  K CARTER – VOTERS/VOTING: Provides for the commissioner of elections/secretary of state to promulgate rules and standards for voter education and provides for the creation of voter registration week

HCR 11  MARTINY – CIVIL/COMMITMENT: Directs the Louisiana State Law Institute to study Kendra's law and the implementation of assisted outpatient treatment

HCR 38  BOWLER – CHILDREN/VISITATION RGTS: Urges the Marriage/Persons Committee of the Louisiana State Law Institute to study child visitation laws

HB 122  BALDONE – ELECTIONS: Prohibits certain conduct which is intended to mislead or misinform any person about the voting record, position, belief, or character of a candidate for public office

HB 857  FARRAR – ELECTIONS/CAMPAIGNS: Removes certain exemptions from prohibition against knowingly false statements and disclosure requirement and requires "paid for by" disclosure for certain statements relative to a candidate

HB 1306  LANCASTER – PUBLIC OFFICIALS: Prohibits a public official who qualifies for election from using public funds for a public service announcement using his likeness or voice between the close of qualifying and the promulgation of returns

CHARLES D. LANCASTER, JR.  Chairman

Committee on Insurance

Will meet at:  9:00 A.M.  Date:  May 8, 2003

Location:  Committee Room 2

Presentation of the Louisiana Department of Insurance's Actuarial Cost Analysis Report on Statutory Mandates

HB 1422  HEBERT – INSURANCE: Amends provisions relative to the standard nonforfeiture law for individual deferred annuities

HB 1437  HEBERT – INSURANCE/HEALTH: Provides relative to underpayment of health insurance claims and retroactive contractual rate adjustments

HB 1438  HEBERT – INSURANCE/HEALTH: Authorizes the Department of Insurance with the Department of Health and Hospitals to establish a pilot health insurance program for small employers

HB 1447  HEBERT – INSURANCE/HMO: Provides for solvency requirements and insolvency protection for health maintenance organizations

HB 1453  HEBERT – INSURANCE/HMO: Provides for solvency requirements for health maintenance organizations, including insolvency protections through the La. Life and Health Insurance Guaranty Association

HB 1508  HEBERT – INSURANCE DEPARTMENT: Provides for the organization and functions of the office of property and casualty in the Department of Insurance and the Louisiana Insurance Guaranty Association

HB 1510  HEBERT – INSURANCE/FIRE-CASUALTY: Provides for the standard provisions of fire insurance contracts including cancellation notice, loss payable, and terrorism

HB 1538  TUCKER – INSURANCE/HMO: Implements risk-based capital for health maintenance organizations

HB 1606  MORRISH – INSURANCE/HEALTH: Places a moratorium on additional statutorily mandated health insurance benefits and options

HB 1666  LAFLEUR – INSURANCE CLAIMS: Provides for damages for the breach of a good faith duty to settle an insurance claim

HB 1709  HEBERT – INSURANCE/HEALTH: Provides for continuity of care under health insurance coverage

HB 1784  TOWNSEND – INSURANCE/LIABILITY: Requires written notice by liability insurers to a payee-obligee of payment of claims in third-party settlements

HB 1833  MORRISH – INSURANCE DEPARTMENT: Provides for insurance fraud and funding

HB 1877  G SMITH – INSURANCE/HEALTH: Requires health care providers and hospitals to provide patients with a claim form and certain information upon request

HB 1995  HEBERT – INSURANCE COMMISSIONER: Repeals the use of directives by the commissioner of insurance
HB 2000 ODINET – INSURANCE/HOMEOWNERS: Provides that rates for homeowners insurance may not vary more than 5% between parishes that are contiguous

TROY HEBERT
Chairman

Weekly Committee Schedules

The following committees posted weekly committee schedules as follows:

Committee on Appropriations
Monday, May 12, 2003
Committee Room No. 5
9:30 A.M.

INSTRUMENTS TO BE HEARD:

HB 1 LEBLANC — APPROPRIATIONS: Provides for the ordinary operating expenses of state government

Tuesday, May 13, 2003
9:30 A.M.

INSTRUMENTS TO BE HEARD:

HB 1324 HUNTER — MALPRACTICE/MEDICAL: Increases the maximum amount recoverable for medical malpractice claims

HB 1347 DEWITT — MALPRACTICE/MEDICAL: Provides relative to the Medical Malpractice Act

HB 1405 TUCKER — INSURANCE/POLICIES: Provides relative to uninsured motorist coverage

HB 1408 DEWITT — MALPRACTICE/MEDICAL: Provides relative to the Medical Malpractice Act and the Patient's Compensation Fund

HB 1549 DEWITT — MALPRACTICE/MEDICAL: Provides relative to the Medical Malpractice Act and the Patient's Compensation Fund

HB 1595 QUEZAIRE — CIVIL/DAMAGES: Provides for persons who may bring a wrongful death action

HB 1597 CAZAYOUX — LIABILITY/CIVIL: Provides for liability of a tortfeasor for injuries received from subsequent medical treatment

HB 1697 HUNTER — PRESCRIPTION: Changes the prescriptive period for filing a tort action to two years

HB 1856 PITRE — LIABILITY/CIVIL: Provides relative to damages for violation of statutes regulating transportation

Committee on Civil Law and Procedure
Monday, May 12, 2003
Committee Room No. 3
9:00 A.M.

INSTRUMENTS TO BE HEARD:

HB 499 TOWNSEND — PRESCRIPTION: Provides for prescription of debts due institutions of higher education in ten years

HB 520 JOHNS — MALPRACTICE/MEDICAL: Provides for qualifications of medical expert witnesses in certain medical malpractice actions

HB 794 JOHNS — CIVIL/DAMAGES: Provides for comparative fault and liability of certain tortfeasors for damages

HB 1145 HUTTER — CIVIL/DONATIONS: Prohibits certain persons from witnessing testaments

HB 1223 DEWITT — MALPRACTICE/MEDICAL: Provides relative to the medical review panel under the Medical Malpractice Act

HB 1224 WALSWORTH — MALPRACTICE/MEDICAL: Provides for the dismissal of state and private medical malpractice claims for failure to appoint an attorney chairman for the medical review panel

HB 1231 HUTTER — CHILDREN/SUPPORT: Provides for the federal and state tax dependency deductions

HB 364 G SMITH — CHILDREN/SUPPORT: Provides for the reporting of nonpayment of child support to consumer reporting agencies

HB 365 G SMITH — CHILDREN/SUPPORT: Authorizes the suspension of licenses for a pattern of nonpayment of support

HB 851 PERKINS — CHILDREN/SUPPORT: Provides for reductions in child support for unemployment and disability

HB 1320 FRITH — CHILDREN/SUPPORT: Provides for the calculation of child support obligations

HB 1337 DAMICO — NOTARIES: Provides for appointment of ex officio notaries for university police departments

HB 1386 WALSWORTH — CONTRACTORS: Provides a limitation of liability for contractors

HB 1395 TOWNSEND — DIVORCE: Provides for the termination of interim spousal support
HB 1527 PERKINS — CHILDREN: Provides for the costs of paternity testing
HB 1636 PERKINS — CHILDREN/SUPPORT: Provides for a deviation from the child support guidelines
HB 1766 J R SMITH — PROPERTY/COMMUNITY: Provides that all retirement plans are separate property of a spouse
HB 1794 R CARTER — CIVIL/PROCEDURE: Provides for the award of attorney fees in offer of judgment procedures
HB 1808 JOHNS — EVIDENCE: Provides for the use of data stored in portable electronic storage devices in court proceedings
HB 1812 FAUCHEUX — CIVIL/CLAIMS: Authorizes certain causes of action against sponsors and participants of bonfire presentations on the Mississippi River levee
HB 1843 MARTINY — WILLS/TESTAMENTS: Provides for the continued validity of certain previously executed testaments
HB 1907 WINSTON — CHILDREN/CUSTODY: Provides with respect to the relocation of a child’s residence
HB 1998 BEARD — FAMILY LAW/PATERNITY: Provides with respect to the payment of support
SB 1041 IRONS — COMMERCE & INDUSTRY BD: Provides for staggered terms of office for members of the State Board of Commerce and Industry

Committee on Commerce
Monday, May 12, 2003
Committee Room No. 1
10:00 A.M.

INSTRUMENTS TO BE HEARD:

HB 52 G SMITH — EMERGENCY PREPAREDNESS: Prohibits telemarketing activities during declared states of emergency
HB 132 PINAC — FIRE PROTECTION: Provides for the regulation of firestop contracting
HB 312 PINAC — CREDIT/CONSUMER: Exempts nonpublic elementary and secondary schools that finance their tuition from the requirement to file a notice with the commissioner of financial institutions
HB 414 MORRELL — MTR VEHICLE/SALES FIN: Provides penalties for a seller's failure to offer gap insurance
HB 613 FAUCHEUX — ECONOMIC DEVELOPMENT: Creates the Mississippi River Parishes Heritage Area
HB 802 TRICHE — AMUSEMENTS/CARNIVALS: Creates the Louisiana Carnival and Amusement Rider Safety Act
HB 837 PINAC — MTR VEHICLE/DEALERS: Provides for surety bonds for motor vehicle dealers, specialty vehicle dealers, manufacturers, distributors, brokers, satellite warranty and repair centers, and used motor vehicle dealers

HB 1127 PINAC — UTILITIES: Establishes the Louisiana Utilities Assistance Fund and authorizes the assessment of fees and promulgation of rules and regulations regarding the funding and operation of the fund
HB 1548 PINAC — ECONOMIC DEVELOPMENT: Creates the Louisiana Applied Polymer Technology Extension Consortium

HB 1572 FAUCHEUX — RACING/HORSE: Authorizes the conduct of harness or standard bred races by a licensed racing association in the state

GIL PINAC
Chairman

Committee on Transportation, Highways and Public Works
Monday, May 12, 2003
Committee Room No. 2
9:30 A.M.

INSTRUMENTS TO BE HEARD:

HB 129 LANCASTER — CURRICULA/DRIVER ED: Requires instruction relative to organ and tissue donation

HB 238 CURTIS — HIGHWAYS: Prohibits bicycle riders from crossing certain highways

HB 350 THOMPSON — MTR VEHICLE/OFFICE: Requires the office of motor vehicles to collect certain statistical information

HB 696 JOHNS — TRAFFIC: Provides for the payment of traffic fines by mail when a person pleads nolo contendere

HB 976 J D SMITH — TRAFFIC/SPEED LIMITS: Sets certain speed limits on La. Hwy. 182

HB 1092 CAZAYOUX — AIRCRAFT/AIRPORTS: Expands the territorial jurisdiction of the Louisiana Airport Authority and adds members to the board of commissioners

HB 1122 QUEZAIRE — AIRCRAFT/AIRPORTS: Adds members to the board of commissioners of the Louisiana Airport Authority and provides relative to the powers of such board

HB 1521 DOWNER — MTR VEHICLE/DRIVER LIC: Provides relative to acceptable documents of identification for issuance of a driver's license

HB 1600 RICHMOND — LEVEES: Creates the Lake Pontchartrain Marina Management District to manage Orleans Levee Board marina properties

HB 1695 FAUCHEUX — AIRCRAFT/AVIATION: Requires registration of towers less than two hundred feet tall

HB 1708 HAMMETT — HIGHWAYS: Designates Louisiana Great River Road as a scenic byway

HB 1717 HOPKINS — TRAFFIC: Prohibits commercial truck traffic from traveling within the corporate limits of the town of Greenwood

HB 1728 PINAC — HIGHWAYS: Provides for the adding and deleting of certain highways and sections of highways in the statutory provisions of the Louisiana Byways

HB 1793 DEWITT — MTR VEHICLE/LICEN PLATES: Increases the fee for issuance of certain special personalized prestige license plates

HB 1829 RICHMOND — MTR VEHICLE/TOWING: Provides for an exception to the Louisiana Towing and Storage Act

HB 1834 SWILLING — MTR VEHICLE/LICEN PLATES: Provides for the creation of the Beacon Light Baptist Church, Greater St. Stephens Ministries, and the New Home Ministries prestige license plates

HB 1850 HOPKINS — MTR VEHICLE/TOWING: Provides relative to the surrender of a vehicle to a lien holder

HB 1879 J D SMITH — MTR VEHICLE/TOWING: Provides relative to the towing of unauthorized vehicles from private property

HB 1880 G SMITH — AUCTIONS/SALES: Authorizes out-of-state salvage dealers to buy in this state

HB 1915 HUTTER — BRIDGES/FERRIES: Requires the Crescent City Connection division, within DOTD to erect signs at the Lower Algiers/Chalmette, Canal Street/Algiers, and Jackson Avenue/Gretna ferries for certain purposes

HB 1920 SCHWEGMANN — MTR VEHICLE/LICEN PLATES: Creates the “PFLAG” prestige license plate

HB 1967 HONEY — MTR VEHICLE/LICEN PLATES: Provides for the creation of the Zeta Phi Beta Sorority prestige license plate

SB 367 SCHEDLER — PUBLIC SFTY/CORRECT DEPT: Requires the office of motor vehicles to collect certain statistical information. (gov sig)

SB 583 MARIONNEAUX — AIRCRAFT/AVIATION: Adds a member from Iberville Parish and a member from West Baton Rouge Parish to the board of commissioners of the Louisiana Airport Authority. (gov sig)

Tuesday, May 13, 2003
10:00 A.M.

INSTRUMENTS TO BE HEARD:

HCR 53 LAFLEUR — COMMERCIAL REGULATIONS: Amends certain administrative rules relative to professional land surveyors and professional engineers

HB 241 MORRELL — TRAFFIC/VIOLATIONS: Prohibits certain trucks from passing motor vehicles on certain streets and highways

HB 388 DAMICO — EXCEP PERSON/DISABLED: Provides for handicapped parking spaces on ferries for certain vehicles

HB 432 POWELL — AIRCRAFT/AIRPORTS: Provides relative to the extension of certain airport leases

HB 458 WELCH — LEVEES/BDS & DISTRICTS: Authorizes construction of bike paths and walkways along the tops of certain levees in East Baton Rouge Parish

HB 713 HUTTER — MTR VEHICLE/SEAT BELTS: Requires child passenger restraint systems, according to age and weight, for children transported in motor vehicles

HB 1006 MORRELL — TRAFFIC/VIOLATIONS: Prohibits certain trucks passing motor vehicles on certain highways or bridges
HB 1431 MORRELL — MTR VEHICLE/VIOLATIONS: Prohibits the use of a cellular telephone while operating a motor vehicle

HB 1478 MORRELL — TRAFFIC/VIOLATIONS: Authorizes municipalities to restrict certain trucks to the right lane on all streets, roads, and highways within the municipality provided signs are posted by DOTD

HB 1814 DIEZ — TRANSPORTATION DEPT: Authorizes the Dept. of Transportation and Development to contract with a third party relative to logo signs and supports

HB 1870 THOMPSON — WATERWAYS/RESERVOIRS: Increases the membership of the board of the commissioners of the Poverty Point Reservoir District

HB 1878 M STRAIN — HIGHWAYS: Provides relative to substitutes for delayed projects under the highway priority program

HB 1882 SCHNEIDER — HIGHWAYS: Provides relative to substitutes for delayed projects under the highway priority program

HB 1899 DIEZ — MTR VEHICLE/TRUCKS: Increases the width of vehicles in regular operation on certain highways

HB 1900 DIEZ — MTR VEHICLE/TRUCKS: Provides relative to the fees collected from issuance of special permits and payments for penalties

HB 1903 McVEA — PUBLIC CONTRACT/BIDS: Provides a temporary exception to the public bid law for certain bridges constructed or reconstructed by a parish governing authority

HB 1926 FRUGE — TRAFFIC/SPEED LIMITS: Increases speed limit on certain highways

JOHN C. "JUBA" DIEZ
Chairman

Committee on Ways and Means

Monday, May 12, 2003
Committee Room No. 6

INSTRUMENTS TO BE HEARD:

NO MEETING IS SCHEDULED.

Tuesday, May 13, 2003
9:00 A.M.

INSTRUMENTS TO BE HEARD:

HCR 131 FAUCHEUX — TAX/INCOME TAX: Suspends the provision of law which imposes penalty for underpayment of state income tax

HCR 133 DANIEL — TAX/INCOME TAX: Suspends the provision of law which imposes penalty for underpayment of state income tax

HB 965 J R SMITH — ASSESSORS: Provides for membership of the Insurance Committee of the Assessors' Insurance Fund

HB 1194 TRICHE — TAX/TAXATION: Authorizes a cease and desist order for failure to pay any state tax

HB 1257 TRICHE — TAX/TAXATION: Increases the penalty for failure to file certain state tax returns or filing incorrect returns

HB 1303 TRICHE — TAX/TAXATION: Authorizes jeopardy assessments by the secretary of the Department of Revenue

HB 1310 TRICHE — TAX/TAXATION: Authorizes the secretary of the Department of Revenue to take a rule to cease a business activity and suspend a state-granted trade, occupational, or professional license for willful failure to pay individual income tax and related charges

HB 1329 TRICHE — TAX/TAXATION: Imposes penalties for certain conduct by tax return preparers

SB 551 B JONES — TAX/TAXATION: Enacts the Uniform Local Sales Tax Code [the UTC] by gathering various provisions applicable to local sales and use taxes and requires local sales tax to be administered and collected in conformity with such provisions. (7/1/03)

SB 1029 HOLLIS — ECONOMIC DEVELOPMENT: Makes technical and grammatical corrections and specifies that out-of-state employees relocating to Louisiana qualify as "new direct jobs" under the "Louisiana Quality Jobs Program Act". (gov sig)

Review of proposed rule relative to the definition of "payout" for severance tax purposes.

BRYANT O. HAMMETT, JR.
Chairman

LEGISLATIVE INSTRUMENTS MAY BE DELETED (DOES NOT REQUIRE HOUSE RULES SUSPENSION) OR ADDED (REQUIRES HOUSE RULES SUSPENSION) PRIOR TO THE MEETING DATE. (HOUSE RULES 14.23 AND 14.24) SEE THE DAILY NOTICE OF COMMITTEE MEETINGS POSTED PRIOR TO MEETING DATE.