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

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<th>Mr. Speaker</th>
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<td>Broome</td>
<td>Honey</td>
<td>Smith, J.D.—50th</td>
<td>Smith, J.H.—8th</td>
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<td>Bruce</td>
<td>Hopkins</td>
<td>Smith, J.R.—30th</td>
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<td>Total—105</td>
<td>ABSENT</td>
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The Speaker announced that there were 105 members present and a quorum.

Prayer

Prayer was offered by Rev. Dennis Terry.

Pledge of Allegiance

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

Reading of the Journal

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

On motion of Rep. Frith, the Journal of June 10, 2003, was adopted.

Suspension of the Rules

On motion of Rep. Landrieu, the rules were suspended in order to allow the Committee on Insurance to meet while the House was in session.

Petitions, Memorials and Communications

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

Message from the Senate

APPOINTMENT OF CONFERENCE COMMITTEE

June 10, 2003

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 388: Senators Schedler, Mount, and B. Jones.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

APPOINTMENT OF CONFERENCE COMMITTEE

June 10, 2003

To the Honorable Speaker and Members of the House of Representatives:
I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 567: Senators Lentini, Tarver, and Heitmeier.

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

Message from the Senate

APPOINTMENT OF CONFERENCE COMMITTEE

June 10, 2003

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1342: Senators Theunissen, Mount, and Hoyt.

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

June 10, 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. 230
Returned without amendments.

House Concurrent Resolution No. 231
Returned without amendments.

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

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

June 10, 2003

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

House Concurrent Resolution No. 232
Returned without amendments.

House Concurrent Resolution No. 234
Returned without amendments.

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

Message from the Senate

HOUSE BILLS

June 10, 2003

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

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

House Bill No. 432
Returned without amendments.

House Bill No. 451
Returned without amendments.

House Bill No. 493
Returned without amendments.

House Bill No. 549
Returned with amendments.

House Bill No. 557
Returned with amendments.

House Bill No. 582
Returned without amendments.

House Bill No. 632
Returned without amendments.

House Bill No. 769
Returned without amendments.

House Bill No. 770
Returned without amendments.

House Bill No. 786
Returned without amendments.

Respectfully submitted,
MICHAEL S. BAER, III
Secretary of the Senate
I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution No. 135

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

Suspension of the Rules

On motion of Rep. Johns, 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. 135—
BY SENATOR MOUNT
A CONCURRENT RESOLUTION
To recognize and commend the Sulphur High School Chorus for achieving the title of grand champions of the National Concert Chorus Cup in Branson, Missouri.

Read by title.

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

Message from the Senate

SENATE BILLS
June 11, 2003

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

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

Senate Bill No. 1064

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

Suspension of the Rules

On motion of Rep. Cazayoux, 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. 1064—
BY SENATOR MARIONNEAUX
AN ACT
To enact R.S. 13:2488.62(E), relative to the City Court of Plaquemine; to authorize the court to assess a fee to be used for substance abuse treatment; 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. 236—
BY REPRESENTATIVES BROOME AND PICHAUD
A CONCURRENT RESOLUTION
To create the Predatory Lending Task Force to address the issues and concerns relative to protecting Louisiana citizens from predatory lending practices.

Read by title.

On motion of Rep. Broome, and under a suspension of the rules, the above resolution was referred to the Committee on Commerce, under the rules.

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 100—
BY SENATOR HAINKEL AND REPRESENTATIVE ALARIO
A CONCURRENT RESOLUTION
To create the Task Force on Regional and Local Economic Development to review industry attraction, expansion, and retention initiatives at the local and regional levels and to determine appropriate funding levels and revenue sources.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 110—
BY SENATOR IRONS
A CONCURRENT RESOLUTION
To establish a special committee to study, discuss, and make the plans necessary for being able to use state owned or sponsored facilities for instructional purposes for the students of the Orleans Parish School System.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 112—
BY SENATOR C. JONES
A CONCURRENT RESOLUTION
To create and provide with respect to a Workers' Compensation Advisory Council to study the workers’ compensation laws of the state and make recommendations regarding proposed legislation before the next regular session of the legislature.

Read by title.
Under the rules, the above resolution was referred to the Committee on Labor and Industrial Relations.

SENATE CONCURRENT RESOLUTION NO. 129—
BY SENATOR HINES
A CONCURRENT RESOLUTION
To establish the Physician Assistants Practice Committee to study and make recommendations regarding physician assistants and their scope of practice.

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

SENATE BILL NO. 213—
BY SENATOR DARDENNE
A JOINT RESOLUTION
Proposing to add Article VII, Section 10.11 of the Constitution of Louisiana, relative to state funds; to create the Louisiana Coastal Restoration Fund in the state treasury; to provide for deposit of monies into the fund; to provide for investment and uses of monies in the fund; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

On motion of Rep. Diez, the amendments were adopted. On motion of Rep. Diez, the resolution, as amended, was ordered engrossed and passed to its third reading.

HOUSE RESOLUTION NO. 117—
BY REPRESENTATIVES SWILLING AND RICHMOND
A RESOLUTION
To direct the Department of Transportation and Development to delay the removal of the Six Flags New Orleans sign at the entrance of the amusement park until July 1, 2004.

Reported favorably 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. 117 by Representative Swilling

AMENDMENT NO. 1
On page 1, line 4, after “park” and before the period “.” delete “for one year” and insert “until July 1, 2004”

AMENDMENT NO. 2
On page 1, at the end of line 12, change “Representative” to “Representatives”

AMENDMENT NO. 3
On page 1, line 15, after “park” and before the period “.” delete “for one year” and insert “until July 1, 2004”

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

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

HOUSE CONCURRENT RESOLUTION NO. 226—
BY REPRESENTATIVE DEWITT
A CONCURRENT RESOLUTION
To create a task force to study the practicality and feasibility of constructing a bypass around the cities of Alexandria and Pineville to be known as the Alexandria-Pineville Loop.

Read by title.

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

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

House and House Concurrent Resolutions Reported by Committee

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

HOUSE RESOLUTION NO. 114—
BY REPRESENTATIVE GARY SMITH
A RESOLUTION
To direct the Department of Transportation and Development to erect signs along interstates informing slower moving traffic to move from the passing lane.

Read by title.

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

On motion of Rep. Diez, the resolution was ordered engrossed and passed to its third reading.
HOUSE BILL NO. 461—
BY REPRESENTATIVE DIEZ
AN ACT
To amend and reenact R.S. 32:753, 771(22)(a)(i), 772(A)(1) and (F)(8), 774(I), and 775(A)(7)(c) and (d) and to enact R.S. 32:774(K), relative to the Louisiana Used Motor Vehicle and Parts Commission; to provide for licensing requirements and educational hours; to provide for definitions; to provide for the membership of the commission and the change of its name; to provide for the powers and duties of the commission; to provide for insurance requirements; to provide relative to grounds for denial, suspension, or revocation of licenses; and to provide for related matters.

Read by title.

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Commerce to Original House Bill No. 461 by Representative Diez

AMENDMENT NO. 1
On page 3, at the end of line 14, delete "Recreational Vehicle" and insert "Parts"

AMENDMENT NO. 2
On page 3, line 17, after "and" and before "Commission" delete "Recreational Vehicle" and insert "Parts"

AMENDMENT NO. 3
On page 3, line 18, after "of" and before "members", delete "twelve" and insert "thirteen"

AMENDMENT NO. 4
On page 3, line 22, after "recycler," and before "members" delete "two" and insert "three"

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. 1286—
BY REPRESENTATIVE DIEZ
AN ACT
To amend and reenact R.S. 39:1482(A)(1), relative to state contracts for professional, personal, consulting, and social services; to exempt certain consulting service contracts relating to acquisition of rights-of-way from certain requirements related to consulting contract procurements; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1131—
BY REPRESENTATIVE JACK SMITH AND SENATOR ROMERO
AN ACT
To amend and reenact R.S. 33:2218.2(F)(1), relative to supplemental compensation for tribal officers of the Chitimacha Tribe of Louisiana; to increase the number of officers eligible for supplemental pay; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1483—
BY REPRESENTATIVE DANIEL
AN ACT
To amend and reenact R.S. 11:102(B)(3)(introductory paragraph) and to enact R.S. 11:102(B)(3)(e), Part III of Chapter 4 of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:350 through 359, and Chapter 22 of Subtitle III of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:2201 through 2209, relative to the issuance of bonds; to authorize the issuance of pension obligation bonds to provide for the funding of all or part of the unfunded accrued liability of state retirement systems; to authorize cooperative endeavor agreements among entities; to provide for the security for and payment of such bonds; to provide for deposit of state funds; to provide for the use of proceeds of such bonds by the retirement systems; to authorize the creation of necessary dedicated funds and accounts; to provide for the payment of employer contributions; to provide with respect to benefits; to authorize a benefits trust fund as an alternative fund for the payment of benefits; to authorize the establishment of benefit trust funds from bond proceeds; to provide for investment of proceeds deposited to the credit of the benefit payment fund; 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. 1483 by Representative Daniel

AMENDMENT NO. 1
On page 1, line 3, after "R.S. 11:102(B)(3)(e)" and before "and"
insert a comma ",” and before "and" insert the following:

AMENDMENT NO. 2
On page 1, line 13, after "contributions;" and before "to" insert the following:
to provide with respect to benefits; to authorize a benefits trust fund as an alternative fund for the payment of benefits; to authorize the establishment of benefit trust funds from bond proceeds; to provide for investment of proceeds deposited to the credit of the benefit payment fund;"

AMENDMENT NO. 3

On page 2, line 3, after "R.S. 11:102(B)(3)(e)" and before "hereby" delete "is" and insert "and Part III of Chapter 4 of Title 11 of the Louisiana Revised Statutes of 1950, comprised of R.S. 11:350 through 359, are"

AMENDMENT NO. 4

On page 4, between lines 11 and 12, insert the following:

"PART III. ALTERNATIVE FUNDING"

§350. Legislative findings

The legislature hereby finds that from time to time the investment portfolios of the municipal and other statewide retirement systems for public employees have suffered and may continue to suffer substantial losses due to unexpected market forces not in the control of such systems, which losses have and may continue to result in dramatic increases in employer contribution rates which are not affordable by employers. This Part is enacted to provide an alternate means of funding the payment of benefits by a municipal employee retirement system as defined herein.

§351. Definitions

For the purposes of this Part, the following terms shall have the following meanings unless the context clearly indicates otherwise:

1. "Benefit year" means any twelve-month period beginning the first day of the month immediately succeeding the month in which the proceeds of bonds are deposited to a benefit trust fund.

2. "Bonds" means bonds, notes, certificates of indebtedness, or any other evidence of indebtedness or annual obligation, which are exempt from federal income taxation.

3. "Debt service" means the principal of, interest on, and any other requirements of the bonds.

4. "Employer" means any municipality or political subdivision employing members of a municipal or statewide public employee retirement system as defined herein.

5. "Financing agreement" means any agreement between an issuer and either or all of any employers in a system or other parties necessary or convenient to provide for the security of any bonds.

6. "Issuer" means any political subdivision authorized by law to issue bonds.

7. "Original fund" means all funds and accounts of any system exclusive of any benefit trust fund created pursuant to this Part.

8. "System" means any municipal or statewide public employee retirement system providing retirement benefits for firemen or police.

§352. Benefits trust fund

Notwithstanding any other provision of law to the contrary, any system shall have the authority to elect to use the provisions of this Part to establish a separate internal fund to be managed independently of its original fund as a special trust fund dedicated solely for the payment of benefits owed by the system for one or more benefit years of such system pursuant to the provisions of this Part.

§353. Financing agreement

Any benefits trust fund established in accordance with R.S. 11:352 shall be established pursuant to a financing agreement between the system and an issuer providing for the issuance of bonds to provide funds for deposit to the benefit trust fund sufficient to pay all benefits owed for one or more benefit years. Upon establishment and funding of a benefit trust fund sufficient to pay in full the benefits owed by the system for a benefit year or years, such system shall not pay benefits from its original fund for such benefit year or years. In no event shall establishment and funding of a benefit trust fund alleviate the requirement for current payment to the original fund of all employer and employee contributions otherwise due and payable before or during the term of issuance as provided in R.S. 11:354.

§354. Calculation of employer contribution

Upon funding of a benefit trust fund for any system, the system shall direct its actuary to recalculate the employer contribution rate for a period not to exceed five years. Such bonds may be issued only upon establishment of benefit trust funds from bond proceeds; to provide solely for the payment of benefits owed by the system, and an issuer providing for the issuance of bonds to provide for investment of proceeds deposited to the credit of the benefit trust fund for such system in addition to other statutes or laws governing the issuance of bonds. The amount of the bonds shall not exceed the proceeds deposited to a benefit trust fund for such system in addition to other statutes or laws governing the issuance of bonds.

§355. Custody of benefit trust fund; investment; expenditures

Any benefits trust fund established pursuant to this Chapter shall be held in trust by the system and disbursed solely to pay benefits due by the system in accordance with the terms of the issuance of any bonds. The state treasurer shall direct the investment of all funds on deposit in the benefit trust fund. All investment earnings of the benefit trust fund shall be transferred to the original fund at the end of each benefit year and shall be projected for purposes of calculating the employer contribution rate as provided in R.S. 11:354.

§356. Bonds

A. At the request of a system, an issuer may issue bonds to fund a benefit trust fund for such system in addition to other statutes or laws governing the issuance of bonds. The amount of the bonds shall be limited to projected benefits as determined by the system's actuary for a period not to exceed five years. Such bonds may be issued only if interest payable on such bonds is excludable from federal income tax and shall be issued pursuant to resolution of the issuer which resolution shall prescribe the form and details thereof, including the terms, security for, manner of execution, and redemption features. The resolution also may provide that an officer of the issuer may execute in connection with such obligation any related contract, including but not limited to the financing agreement, credit enhancement, indenture of trust, loan agreement, pledge agreement, or other agreement or contract necessary to accomplish the purposes for which the bonds are issued.

B. State laws governing fully registered securities of public entities and the issuer's law shall be applicable to the bonds, notes, or other evidence of indebtedness pursuant to this Section, including state bond commission approval and other matters necessary or convenient to the issuance of the bonds. General provisions of law or regulation applicable to any issuer shall apply. This Section shall be deemed additional and supplemental authority to other authorizing statutes or laws for any issuer.
§357. Security for bonds

Bonds issued to fund a benefit trust fund shall be secured as to payment of principal of and interest and other requirements by a pledge by either or both of the system electing to use this Part or the employers paying employer contributions to such system, or any combination of the two pursuant to the financing agreement. Any system is authorized to pledge any available funds, including all or any portion of its original fund to make such debt service payment, any law to the contrary notwithstanding and such pledge shall be deemed to be an administrative expense of the system. Employers are authorized to pledge funds pursuant to applicable laws.

§358. Nature of the Part

This Part shall be an alternative benefit payment method and shall not be deemed to be mandatory for any system. In the event a system elects to use the provisions of this Part, all existing laws relative to any system not inconsistent herewith remain in full force and effect; provided, however, that during the terms of the issuance of bonds issued pursuant to this Subpart, there shall be no increase in benefit due or in the manner or method of calculating said benefits payable to active members of the system unless the legislative actuary finds in writing that such increase is fully funded. This Part shall not supersede any law relative to any system not electing to use this Part.

§359. Liberal construction

This Part shall be construed liberally to effectuate the purposes thereof, and as complete and independent authorization for each action and purpose set forth herein.

AMENDMENT NO. 5

On page 6, line 4, after "the" delete the remainder of the line and delete lines 5 through 9 in their entirety and insert "State Bond Commission."

AMENDMENT NO. 6

On page 10, at the end of line 24, insert "At any time at which the bonds or refunding bonds are determined to be net state tax supported debt, the authority for issuance granted by this Section shall be revoked."

AMENDMENT NO. 7

On page 15, line 24, after "House Retirement Committee," and before "and" insert "the House Ways and Means Committee, the Senate Committee on Revenue and Fiscal Affairs."

AMENDMENT NO. 8

On page 16, delete lines 8 through 17 in their entirety

AMENDMENT NO. 9

On page 16, line 18, change "2209" to "2208"

AMENDMENT NO. 10

On page 17, line 1, change "2210" to "2209"

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

HOUSE BILL NO. 1760—
BY REPRESENTATIVES LANDRIEU AND MONTGOMERY AND SENATOR B. JONES
AN ACT
To repeal R.S. 49:112, to repeal the ten-year prescriptive period for claims against the state.

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. 1760 by Representative Landrieu, et al.

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line, delete lines 3 through 9 in their entirety, and insert "repeal R.S. 49:112, to repeal the ten-year prescriptive period for claims against the state."

AMENDMENT NO. 2

On page 1, line 11, after "Section 1." delete the remainder of the line, delete lines 12 through 18 in their entirety, and insert "R.S. 49:112 is hereby repealed in its entirety."

AMENDMENT NO. 3

Delete pages 2 through 12 in their entirety, and on page 13, delete lines 1 through 20 in their entirety

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

HOUSE BILL NO. 1918—
BY REPRESENTATIVE DOWNS
AN ACT
To amend and reenact R.S. 40:1849(D)(5), relative to the Liquefied Petroleum Gas Commission Rainy Day Fund; to provide for use of certain monies in the fund; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

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. 290—
BY SENATOR SMITH (BY REQUEST)
AN ACT
To amend and reenact R.S. 9:335(A)(2)(b), relative to joint custody; to provide a guideline for minimum visitation days, when in the best interest of the child; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 290 by Senator Smith

AMENDMENT NO. 1
On page 1, at the end of line 12, delete the comma,",

AMENDMENT NO. 2
On page 1, at the beginning of line 13, delete "under a joint custody order,

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 354—
BY SENATORS MCPHERSON AND CAIN
AN ACT
To enact R.S. 9:2795.1(A)(6)(d) and 2795.3, relative to limitations on liability; to provide definitions; to provide immunity from liability for an equine activity sponsor, an equine professional, or other person for injuries or death; to provide for exceptions; to require warning signs; to provide for failure to comply with the warning requirement; 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 Reengrossed Senate Bill No. 354 by Senator McPherson

AMENDMENT NO. 1
On page 1, at the beginning of line 13, delete "under a joint custody order,

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 684—
BY SENATOR ULLO
AN ACT
To enact R.S. 28:53.2(F), relative to civil immunity; to exempt a coroner, his support staff and law enforcement officers from civil liability for forceful entry to secure protective custody; 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 Reengrossed Senate Bill No. 684 by Senator Ullo

AMENDMENT NO. 1
On page 1, line 9, after "Section 1." and before "R.S. 9:2795.1(A)(6)(d)" insert "R.S. 9:2795.1(A)(2) and (4) are hereby amended and reenacted and"

AMENDMENT NO. 3
On page 1, after line 15, insert the following:

"(2) "Farm animal” means one or more of the following domesticated animals; horse, pony, mule, donkey, hinny, cow, bull, ox or other bovine, sheep, pig, hog, goat, ratite (ostrich, rhea, emu), and chicken or other fowl.

*          *

*          *

(4) "Farm animal activity sponsor” means an individual, group, club, partnership, or corporation, whether or not the sponsor is operating for profit or nonprofit, which sponsors, organizes, or provides the facilities for a farm animal activity, including but not limited to: a pony club; 4-H club; Courir de Mardi Gras association; hunt club; riding club; school and college-sponsored class, program, and activity; therapeutic riding program; bull riding activity; and any operator, instructor, and promoter of a farm animal facility.

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*          *

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.
(a) To acts or omissions which are not reasonably related to the legitimate governmental objective for which the policymaking or discretionary power exists; or

(b) To acts or omissions which constitute criminal, fraudulent, malicious, intentional, willful, outrageous, reckless, or flagrant misconduct.

(3) The legislature finds and states that the purpose of this Section is not to reestablish any immunity based on the status of sovereignty but rather to clarify the substantive content and parameters of application of such legislatively created codal articles and laws and also to assist in the implementation of Article II of the Constitution of Louisiana.

Section 2. The immunity from liability provided by this Act shall apply only to liability for those acts occurring on or after August 15, 2003.

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 705—
BY SENATOR SCHEDLER
AN ACT
To enact Code of Civil Procedure Art. 1422.1, relative to discovery; to provide for the definition of "records"; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 705 by Senator Schedler

AMENDMENT NO. 1

On page 1, at the beginning of line 13, before "records" delete "The" and insert "In civil proceedings, the"
SENATE BILL NO. 797—
BY SENATORS BAJOIE, BARHAM, DEAN, ELLINGTON, FIELDS, MICHOT, ROMERO, SCHEDLER AND SMITH
AN ACT
To enact Children's Code Art. 603.1, relative to abuse of children; to provide for mandatory reporters; to provide for certain educational requirements for teacher certification; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 929—
BY SENATOR HAINKEL
AN ACT
To enact Part XV of Chapter 1 of Code Title XXI of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:4780 through 4785, relative to boats and boating; to provide with respect to the "Marina and Boatyard Storage Act"; to provide definitions; to provide with respect to the creation of a privilege on movable property stored in marinas and boatyards for the payment of rent due and other charges; to provide for exclusions; to provide with respect to notice of privilege; to provide for the enforcement of the privilege by sale or other disposition; to provide for an effective date; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 929 by Senator Hainkel

AMENDMENT NO. 1
On page 4, line 5, change "Paragraph (2) of" to "Paragraph (A)(2) of this Section" and at the beginning of line 6, delete "Subsection (A)"

AMENDMENT NO. 2
On page 4, at the end of line 16, change "Uniform Commercial Code" to "Commercial Laws, R.S. 10:1-101 through 9-710"

AMENDMENT NO. 3
On page 6, at the beginning of line 3, change "Subparagraph (c) of Paragraph (1)" to Subparagraph (1)(c) of this Subsection

AMENDMENT NO. 4
On page 6, line 25, after "Subsection (B)" and before "access" insert "of this Section"

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

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.

Reported favorably by the Committee on Civil Law and Procedure.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 949—
BY SENATOR SCHEDLER
AN ACT
To amend and reenact Civil Code Arts. 573 and 1514, to enact R.S. 9:1202, and to repeal Code of Civil Procedure Art. 3154.1, relative to security for a surviving spouse; to provide for forms of security for legal usufruct of a surviving spouse; to provide for dispensation of security of a surviving spouse; 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 Reengrossed Senate Bill No. 949 by Senator Schedler

AMENDMENT NO. 1
On page 2, between lines 23 and 24 insert the following:

"Section 4. The provisions of this Act are interpretive, procedural and remedial."

AMENDMENT NO. 2
On page 2, line 24, after "Section" change "4." to "5."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.
SENATE BILL NO. 969—
BY SENATOR BOISSIERE
AN ACT
To repeal Section 3 of Act 734 of the 1999 Regular Session, relative to matters.
Read by title.
Reported without amendments by the Legislative Bureau.
On motion of Rep. Johns, the bill was ordered passed to its third reading.
Under the rules, placed on the regular calendar.

SENATE BILL NO. 1052—
BY SENATOR HINES
AN ACT
To enact R.S. 9:2713.1 and to amend and reenact R.S. 40:32(1), R.S. 40:34(B)(1)(a)(viii), (h)(v), (i) and (j), relative to gestational surrogacy contracts; to provide for the enforceability of gestational surrogacy contracts; to provide for a definition of genetic parents; to provide for information to be included on vital records forms; and to provide for related matters.
Read by title.
Reported with amendments by the Committee on Civil Law and Procedure.
The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 1052 by Senator Hines

AMENDMENT NO. 1
On page 1, delete lines 13 through 15 and insert the following:

"A.(1) A prospective gestational surrogate, her husband if she is married, and the prospective genetic parents, who are married, may enter into an enforceable written contract in authentic form, known as a "Gestational Surrogacy Contract", providing among other things that:

(a) the prospective gestational surrogate agrees to pregnancy by means of assisted reproduction, with the egg of the prospective genetic mother, fertilized by the sperm of the prospective genetic father, and to give birth to the resulting child;

(b) the prospective gestational surrogate, her husband if she is married, do and shall, in any amendatory acts and proceedings, relinquish all rights and duties as the parents of a child conceived through the assisted reproduction; and

(c) the prospective genetic parents shall be recognized as the legal parents of the child.

(2) A gestational surrogacy contract is enforceable only if recognized and validated, by the court as provided by this Section.

(a) A gestational surrogacy contract may not impinge upon safeguarding the health of the gestational surrogate or that of the embryo or fetus.

(b) A gestational surrogacy contract may provide for reasonable payment to the gestational surrogate.

B.(1) The prospective genetic parents and the prospective gestational surrogate may file a petition in the judicial district court where the prospective genetic parents or the prospective gestational surrogate reside, anytime prior to the birth of the child, seeking to have the court recognize and validate a gestational surrogacy contract.

(2) A proceeding to validate a gestational surrogacy contract shall only be maintained if:

(a) the prospective gestational surrogate and the prospective genetic parents have been residents of this State for at least one hundred and eighty days;

(b) the prospective surrogate's husband, if she is married, is joined in the proceeding; and

(c) a copy of the executed gestational surrogacy contract in authentic form is attached to the petition, along with a notarized certificate from the physician of the prospective genetic mother attesting to physical impossibility or substantial physical impairment, precluding the prospective genetic mother from conceiving and bearing a child.

C.(1) After a joint petition to recognize and validate a gestational surrogacy contract has been filed, along with the necessary attachments in proper form, a court shall summarily set this matter for hearing, and after the hearing may issue an order, known as the "Pre-Birth Order," recognizing and validating the gestational surrogacy contract, declaring that the prospective genetic parents shall be recognized as the legal parents of a child born to the prospective gestational surrogate during the term of the contract.

(2) The court shall issue a "Pre-Birth Order" only upon finding:

(a) that the residence requirements of this Section have been satisfied;

(b) unless waived by the court, the Department of Social Services has made a home study of, and has been reimbursed therefore by, the prospective genetic parents and the prospective genetic parents meet the standards of suitability applicable to adoptive parents,

(c) that the prospective gestational surrogate, and her husband if she is married, have the requisite capacity to contract,

(d) that the contract is free of the vices of error, fraud, or duress, and in particular that all parties have voluntarily entered into the contract and understand its terms,

(e) that the prospective gestational surrogate, and her husband if she is married, were represented by counsel in these proceedings, and

(f) that adequate provisions have been made for all reasonable health-care and legal expenses associated with the gestational surrogacy contract until the birth of the child, including responsibility for those expenses if the contract is terminated.
(g) the payment to the gestational surrogate is reasonable and shall include, but is not limited to:

(i) Reasonable medical expenses, including hospital, testing, nursing, pharmaceutical, travel, or other similar expenses, incurred by the gestational surrogate for prenatal care and those medical and hospital expenses incurred incident to the birth;

(ii) Reasonable expenses incurred for mental health counseling services provided to the gestational surrogate prior to the birth and up to six months after birth;

(iii) Reasonable living expenses incurred by the gestational surrogate for a reasonable time before the birth of the child and for no more than forty-five days after the birth; and

(iv) Reasonable travel costs, court costs, and attorney fees incurred by the gestational surrogate.

D. The court records of these proceedings and identities of the parties to a gestational surrogacy contract, under this Section, shall be sealed and are subject to disclosure, release or inspection only upon application to the court and in conformity with the applicable requirements of confidentiality applicable to adoptions in the Children's Code.

E. Subject to the jurisdictional requirements of Uniform Child Custody Jurisdiction and Enforcement Act, the court, having jurisdiction over the proceeding to recognize and validate a gestational surrogacy contract pursuant to this Section, shall have exclusive, continuing jurisdiction over the proceeding to recognize and validate a gestational surrogacy contract until a child born to the gestational surrogate, during the period governed by the contract, attains the age of one hundred and eighty days.

F.(1) After issuance of a "Pre-Birth Order," but before the prospective gestational surrogate becomes pregnant by means of assisted reproduction, the prospective gestational surrogate, her husband, or either of the prospective genetic parents may terminate the gestational surrogacy contract by giving written notice of termination to all other parties.

(2) The court, for good cause shown, may terminate the gestational surrogacy contract.

(3) An individual who terminates a gestational surrogacy contract shall file notice of the termination with the court. On receipt of the notice, the court shall vacate the "Pre-Birth Order."

(4) Neither a prospective gestational surrogate nor her husband, if any, is liable to the prospective genetic parents for terminating a gestational surrogacy contract pursuant to this Subsection.

G.(1) Upon birth of a child to a gestational surrogate, the genetic parents shall file notice with the court that a child has been born to the gestational mother within three hundred days after assisted reproduction. Thereupon, the court shall issue a "Post-Birth Order":

(a) confirming that the genetic parents are the legal parents of the child;

(b) if necessary, ordering that the child be surrendered to the genetic parents; and

(c) directing that the genetic parents shall be listed on the birth certificate of the child pursuant to R.S. 40:32 et seq.

(2) If the parentage of a child born to a gestational surrogate is alleged not to be the result of assisted reproduction, the court shall order genetic testing to determine the parentage of the child.

(3) If the genetic parents fail to file notice required under Subsection A, the gestational surrogate or the Department of Social Services may file notice with the court that a child has been born to the gestational surrogate within three hundred days after assisted reproduction. Upon proof of a court order issued pursuant to Subsection A of this Section, validating the gestational surrogacy contract, the court shall order that the genetic parents are the legal parents of the child and are financially responsible for the child.

H. After the issuance of a "Pre-Birth Order," subsequent marriage of the gestational surrogate does not affect the validity of a gestational surrogacy contract, her husband's consent to the contract is not required, and her husband is not a presumed father of the resulting child, notwithstanding any other presumptions to the contrary.

I.(1) A gestational surrogacy contract that is not judicially recognized and validated, is not enforceable.

(2) If a birth results under a gestational surrogacy contract that is not judicially validated as provided in this Section, the filiation of the child shall be determined by the provisions of Title VII, Of Parent and Child of the Louisiana Civil Code.

(3) Individuals who are parties to a nonvalidated gestational surrogacy contract as genetic parents may be held liable for support of the resulting child, even if the contract is otherwise unenforceable."

AMENDMENT NO. 2

On page 2, delete lines 1 through 17 in their entirety

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

Senate Bills on Second Reading
Reported by Committee

The following Senate Bills and Joint Resolutions on second reading reported by committee were taken up and acted upon as follows:

SENATE BILL NO. 594—
BY SENATOR MCPHERSON
AN ACT
To amend and reenact R.S. 30:2154(B)(1)(a) and the introductory paragraph of (b) and to enact R.S. 30:2154(B)(9), relative to environmental quality; to provide for the disposal of sewage or treated waste water; to provide for a definition; to provide for limitations; 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 Engrossed Senate Bill No. 594 by Senator McPherson

AMENDMENT NO. 1
On page 1, line 5, after "limitations" and before the semi-colon ";" insert "on effluent discharges; to provide for standards for treatment systems;"

AMENDMENT NO. 2
On page 2, at the end of line 5, after "treated" insert "residential"

AMENDMENT NO. 3
On page 2, line 9, after "provided in" delete the remainder of the line and at the beginning of line 10, delete "Section" and insert "Paragraph (9) of this Subsection"

AMENDMENT NO. 4
On page 2, line 15, after "system" delete the comma "," and the remainder of the line and insert "purchased or installed on or after July 1, 2004, from discharging non-industrial sanitary sewage"

AMENDMENT NO. 5
On page 2, line 16, after "off-site" delete "without a permit." and insert "unless the requirements of R.S. 40:1154 are met."

AMENDMENT NO. 6
On page 2, delete lines 22 through 24 in their entirety and insert the following:

"(c) The manufacturer of such residential aerobic waste water treatment system purchased or installed on or after July 1, 2004 shall be required to design and manufacture treatment units that meet ANSI/NSF Standard 40 Class 1 certified and must have demonstrated in the ANSI/NSF Standard 40 Class 1 test an effluent quality of 15 mg/l CBOD5 and 20 mg/l TSS, or better, over the test period."

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

Under the rules, the bill, as amended, was recommitted to the Committee on Appropriations.

Suspension of the Rules

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

House Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

HOUSE BILL NO. 540—
BY REPRESENTATIVE SCHWEGMANN
AN ACT
To enact R.S. 46:333(D), relative to operation of concessions in public buildings; to provide for operation of concessions by blind persons; to provide for the exemption of certain facilities; and to provide for related matters.

Read by title.

Rep. Schwegmann moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 642—
BY REPRESENTATIVE DANIEL
A JOINT RESOLUTION
Proposing to add Article X, Section 29(E)(2)(e) of the Constitution of Louisiana, relative to retirement and survivors' benefits; to provide relative to the establishment and actuarial soundness of certain public retirement systems; to provide for amortization of
supplemental unfunded accrued liability; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Rep. Daniel moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

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

**HOUSE BILL NO. 909—**

**BY REPRESENTATIVE SCHNEIDER**

**AN ACT**

To enact R.S. 11:762(K) and 769, relative to the Teachers’ Retirement System of Louisiana; to guarantee payment of a member’s 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:

<table>
<thead>
<tr>
<th>YEAS</th>
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<td>Alario</td>
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<td>Alario</td>
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<td>Alexander</td>
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<td>Flavin</td>
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</tbody>
</table>

Total—102

<table>
<thead>
<tr>
<th>NAYS</th>
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</thead>
<tbody>
<tr>
<td>Doerge</td>
</tr>
<tr>
<td>Fauchex</td>
</tr>
<tr>
<td>Hebert</td>
</tr>
<tr>
<td>Total—3</td>
</tr>
</tbody>
</table>

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.
On page 1, line 2, after "workers" and before the semicolon ";" insert "and educational diagnosticians"

AMENDMENT NO. 2

On page 1, line 4, after "Workers" and before the semicolon ";" insert "and for certain educational diagnosticians who have acquired certification by the Council for Exceptional Children"

AMENDMENT NO. 3

On page 1, line 9, after "R.S. 17:421.9" and before "hereby" delete "is" and insert "and 421.10 are"

AMENDMENT NO. 4

On page 4, between lines 5 and 6, insert the following:

§421.10. Supplements to salaries of educational diagnosticians having certain certificates issued by the Council for Exceptional Children

A. Effective for the 2003-2004 school year and thereafter, a full-time educational diagnostician who holds a valid Louisiana certificate approved and issued by the state Department of Education and a Professionally Recognized Special Educator certificate in educational diagnosis issued by the Council for Exceptional Children and who is employed by a school board to provide and coordinate educational diagnosis services for students shall receive from the school board, in addition to annual salary, an annual amount of five thousand dollars with such additional amount to be distributed in the same manner as the annual salary.

B. (1) For any educational diagnostician who is awarded the certificate issued by the Council for Exceptional Children during the fall school term and submits documentation to the school board, the initial salary supplement as provided in Subsection A of this Section shall be prorated and paid to the educational diagnostician beginning with the spring term of the same school year in which the educational diagnostician is awarded the certificate.

(2) Any educational diagnostician who is awarded the certificate issued by the Council for Exceptional Children during the spring school term shall be paid the initial supplement beginning in the school year immediately following the school year in which the educational diagnostician is awarded the certificate.

C. Subject to the appropriation of funds for this purpose, the amount of the salary supplement provided by a school board to a educational diagnostician pursuant to the provisions of this Section shall be reimbursed to the school board annually by the state Department of Education out of funds appropriated for such purpose. However, no such reimbursement shall exceed five thousand dollars per year per educational diagnostician.

D. In addition to any other requirements of this Section, to receive the salary supplement provided by this Section for the fall school term of the 2003-2004 school year, an otherwise eligible person shall have been awarded the initial certificate in educational diagnosis issued by the Council for Exceptional Children before July 1, 2003, and shall provide such documentation of validity to the school board prior to September 1, 2003.

E. The salary supplement of any educational diagnostician authorized by this Section shall continue for a period not to exceed the term of the national certificate as determined by the Council for Exceptional Children, which is a period not to exceed five years. However, such supplement shall continue in effect without interruption as long as the educational diagnostician provides to the
school board documentation of certificate renewal by the Council for Exceptional Children.

F. (1) The supplements provided for in this Section shall be implemented over a three-year period as follows:

(a) Those who are entitled to a supplement under this Section in the 2003-2004 school year shall receive one thousand dollars;

(b) Those who are entitled to a supplement under this Section in the 2004-2005 school year shall receive two thousand five hundred dollars;

(c) Those who are entitled to a supplement under this Section in the 2005-2006 school year and thereafter shall receive the supplement otherwise provided for in this Section.

(2) The provisions of Paragraph (1) of this Subsection for implementation of payments shall not extend the period of eligibility to receive payments.

G. For the purposes of this Section, "school board" shall mean the governing authority of any public elementary or secondary school.

AMENDMENT NO. 5

On page 4, delete lines 6 through 9 in their entirety and insert the following in lieu thereof:

"Section 2. (A) The state Department of Education shall not implement the provisions of this Act relative to school social workers, nor shall any school social worker be eligible to receive the benefits provided under this Act, until full funding to provide for implementation and payment of all salary supplements for eligible school social workers is included in an Act of the legislature.

(B) The state Department of Education shall not implement the provisions of this Act relative to educational diagnosticians, nor shall any educational diagnostican be eligible to receive the benefits provided under this Act, until full funding to provide for implementation and payment of all salary supplements for eligible educational diagnosticians is included in an Act of the legislature."

Rep. Morrish moved the adoption of the amendments.


By a vote of 45 yeas and 54 nays, the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker         Glover         Pinac
Alario             Green          Pitre
Ansardi           Guillory        Powell
Arnold            Heaton         Quezaire
Baldone           Hebert         Richmond
Baylor             Hill          Romero
Beard              Honey          Salter
Bowler            Hopkins        Scalsie
Broome            Hudson         Schneider
Bruce              Hunter         Schwegmann
Bruneau           Hutter          Shaw
Carter, K         Iles           Smith, G.—56th
Carter, R         Jackson, L       Smith, J.D.—50th
Cazayoux          Johns          Smith, J.H.—8th
Crane             Kennard        Smith, J.R.—30th
Crowe             Kenney         Sned
Curtis            LaFleur        Stelly
Darmico           Lancaster      Strain
Daniel            Landrieu       Swilling
Dartez            LeBlanc        Thompson
Devillier         Lucas          Toomy
Diez              Martiny        Townsend
Downer            McDonald       Triche
Downs             McVea          Tucker
Durand            Montgomery     Waddell
Erdey             Morrell        Walker
Farrar            Murray         Welch
Fauches           Nevers         Winston
Flavin            Odinet         Wooton
Frith             Perkins        Wright
Futrell           Peychaud
Gallot             Pierre
Total—97

NAYS

Alexander         Fruge
Baudoin           Katz
Total—4

ABSENT

Capella           Hammett
Doerge            Jackson, M
Total—4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1157—
BY REPRESENTATIVE POWELL

AN ACT

To enact R.S. 17:3997(F), relative to the Northwood Preparatory High School, to provide for duties of the State Board of Elementary and Secondary Education regarding the development, and administration of a claims process for former employees of the Northwood Preparatory High School to receive unpaid wages and benefits; to authorize and provide for the payment of certain claims; from certain monies provided to the Tangipahoa Parish School Board pursuant to cooperative endeavor with the state which monies may be used for payment of claims under certain circumstances; to provide for conditions for effectiveness; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Murray to Engrossed House Bill No. 1157 by Representative Powell

AMENDMENT NO. 1
On page 1, line 2, after "enact" delete "R.S. 17:399(F), relative to " and insert "R.S. 17:399(F) and (G) relative to charter schools including"

AMENDMENT NO. 2

On page 1, line 4, after "development" delete the comma ";"

AMENDMENT NO. 3

On page 1, line 7, after "claims" delete the semi-colon ";"

AMENDMENT NO. 4

On page 1, line 10, after "circumstances" after the semi-colon ";" insert "to provide for grants to certain charter schools for the benefit of school employees;"

AMENDMENT NO. 5

On page 1, line 13, change "R.S. 17:3997(F) is" to "R.S. 17:3997(F) and (G) are"

AMENDMENT NO. 6

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

"G. (1) Beginning in Fiscal Year 2002-2003 and in each year thereafter, of the total funds appropriated each year to the board from the Charter School Start-Up Loan Fund, the board shall allocate from such appropriation sufficient monies to provide a one hundred thousand dollar grant to each of the following charter schools for the benefit of the school's employees, which grant monies shall be awarded no later than the thirtieth day of June each year:

(a) International School of Louisiana in New Orleans.
(b) Milestone Academy of Learning in New Orleans.
(c) SABIS Charter School of New Orleans in New Orleans.
(d) New Vision Learning Academy in Monroe."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker  Guillory  Peychaud
Alario  Hammett  Pierre
Baldone  Heaton  Powell
Beard  Hebert  Quezaire
Carter, K  Honey  Romero
Carter, R  Hunter  Scalise
Crane  Iles  Schwegmann
Curtis  Landrieu  Smith, G.—56th
Dumico  Lucas  Smith, J.D.—50th
Dartez  McDonald  Smith, J.R.—30th
Diez  McVeA  Strain
Faucheux  Montgomery  Swilling
Flavin  Morrell  Townsend
Frith  Morrish  Welch
Futrell  Murray  Winston
Glover  Nevers

NAYS

Green  Farrar  Pitre
Ansardi  Fruge  Richmond
Arnold  Gallot  Salter
Baudoin  Hill  Schneider
Bowler  Hopkins  Shaw
Broome  Hutter  Smith, J.—8th
Bruneau  Jackson, L  Sneed
Capella  Johns  Stelly
Cazayoux  Katz  Thompson
Crowe  Kenney  Triche
Daniel  Lafleur  Tucker
Downer  Lancaster  Waddell
Downs  LeBlanc  Walker
Durand  Martiny  Walsworth
Erdey  Perkins  Wooton
Fannin  Pinac  Wright

Total—49

ABSENT

Mr. Speaker Guillory  Peychaud
Alario  Hammett  Pierre
Baldone  Heaton  Powell
Beard  Hebert  Quezaire
Carter, K  Honey  Romero
Carter, R  Hunter  Scalise
Crane  Iles  Schwegmann
Curtis  Landrieu  Smith, G.—56th
Dumico  Lucas  Smith, J.D.—50th
Dartez  McDonald  Smith, J.R.—30th
Diez  McVeA  Strain
Faucheux  Montgomery  Swilling
Flavin  Morrell  Townsend
Frith  Morrish  Welch
Futrell  Murray  Winston
Glover  Nevers

Total—8

Failed to pass.

Motion to reconsider pending.

HOUSE BILL NO. 1317—
BY REPRESENTATIVE BROOME
AN ACT
To enact R.S. 17:421.9, relative to public school speech-language pathologists and audiologists; to provide a salary supplement for certain public school speech-language pathologists and audiologists who have acquired certification by the American Speech-Language Hearing Association; to provide conditions and guidelines for receiving the supplement; to provide limitations; to provide procedures for payment of such supplement; to provide definitions; to provide for effectiveness; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Morrish to Reengrossed House Bill No. 1317 by Representative Broome

AMENDMENT NO. 1

On page 1, line 2, after "audiologists" and before the semicolon ";" insert "and educational diagnosticians"

AMENDMENT NO. 2

On page 1, line 6, after "Association" and before the semicolon ";" insert "and for certain educational diagnosticians who have acquired certification by the Council for Exceptional Children"
On page 1, line 11, after "R.S. 17:421.9" and before "hereby" delete "is" and insert "and 421.10 are"

AMENDMENT NO. 4

On page 4, between lines 8 and 9, insert the following:

§421.10. Supplements to salaries of educational diagnosticians having certain certificates issued by the Council for Exceptional Children

A. Effective for the 2003-2004 school year and thereafter, a full-time educational diagnostician who holds a valid Louisiana certificate approved and issued by the state Department of Education and a Professionally Recognized Special Educator certificate in educational diagnosis issued by the Council for Exceptional Children and who is employed by a school board to provide and coordinate educational diagnostic services for students shall receive from the school board, in addition to annual salary, an annual amount of five thousand dollars with such additional amount to be distributed in the same manner as the annual salary.

B. (1) For any educational diagnostician who is awarded the certificate issued by the Council for Exceptional Children during the fall school term and submits documentation to the school board, the initial salary supplement as provided in Subsection A of this Section shall be prorated and paid to the educational diagnostician beginning with the spring term of the same school year in which the educational diagnostician is awarded the certificate.

(2) Any educational diagnostician who is awarded the certificate issued by the Council for Exceptional Children during the spring school term shall be paid the initial supplement beginning in the school year immediately following the school year in which the educational diagnostician is awarded the certificate.

C. Subject to the appropriation of funds for this purpose, the amount of the salary supplement provided by this Section shall be paid to the school board annually by the state Department of Education out of funds appropriated for such purpose. However, no such reimbursement shall exceed five thousand dollars per year per educational diagnostician.

D. In addition to any other requirements of this Section, to receive the salary supplement provided by this Section for the fall school term of the 2003-2004 school year, an otherwise eligible person shall have been awarded the initial certificate in educational diagnosis issued by the Council for Exceptional Children before July 1, 2003, and shall provide such documentation of validity to the school board prior to September 1, 2003.

E. The salary supplement of any educational diagnostician authorized by this Section shall continue for a period not to exceed five years. However, such supplement shall continue in effect without interruption as long as the educational diagnostician provides to the school board documentation of certificate renewal by the Council for Exceptional Children.

F. (1) The supplements provided for in this Section shall be implemented over a three-year period as follows:

(a) Those who are entitled to a supplement under this Section in the 2003-2004 school year shall receive one thousand dollars.

(b) Those who are entitled to a supplement under this Section in the 2004-2005 school year shall receive two thousand five hundred dollars.

(c) Those who are entitled to a supplement under this Section in the 2005-2006 school year and thereafter shall receive the supplement otherwise provided for in this Section.

(2) The provisions of Paragraph (1) of this Subsection for implementation of payments shall not extend the period of eligibility to receive payments.

G. For the purposes of this Section, "school board" shall mean the governing authority of any public elementary or secondary school.

AMENDMENT NO. 5

On page 4, delete lines 9 through 12 in their entirety and insert the following in lieu thereof:

“Section 2. (A) The state Department of Education shall not implement the provisions of this Act relative to school speech-language pathologists and audiologists, nor shall any school speech-language pathologist or audiologist be eligible to receive the benefits provided under this Act, until full funding to provide for implementation and payment of all salary supplements for eligible school speech-language pathologists and audiologists is included in an Act of the legislature.

(B) The state Department of Education shall not implement the provisions of this Act relative to educational diagnosticians, nor shall any educational diagnostician be eligible to receive the benefits provided under this Act, until full funding to provide for implementation and payment of all salary supplements for eligible educational diagnosticians is included in an Act of the legislature.”

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

Rep. Broome moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Ansardi Honey Smith, G.—56th
Baldone Hudson Smith, J.D.—50th
Baylor Hunter Smith, J.H.—8th
Broome Hutter Sneed
Bruce Jackson, L Strain
Carter, K Landrieu Swilling
Carter, R Lucas Toomy
Curtis Martin Townsend
Daniel Morrell Triche
Dartez Murray Waddell
Erdey Nevers Walker
Frith Peychaud Walsworth
Galhot Pierre Welch
Green Quezairn Winston
Guillory Richmond Wright
Hebert Romero
Hill Scalise

Total—49

NAYS

Mr. Speaker Faucheux Montgomery
Alario Flavin Morrish
Alexander Fruge Odinet Beard Hill Romero
Baudoin Futrell Perkins Honey Salter
Beard Hammett Pinac Heaton Pitre
Bowler Heaton Pitre Capella Hutter Shaw
Capella Hopkins Powell Carter, K Iles Smith, G.—56th
Cazayoux Iles Salter Capella Hutter Shaw
Cray Johns Schneider Crowe Schwegmann
Crowe Katz Schwegmann Damico Kenney Shaw
Diez LaFleur Stelly Downs Lancaster Thompson
Downs Lancaster Thompson Durand LeBlanc Tucker
Fannin McDonald Wooton Farrar McVea
Farrar McVea

Total—47

ABSENT

Arnold Doerge Jackson, M
Bruneau Downer Kennard
Devillier Glover Smith, J.R.—30th

Total—9

Failed to pass.

Motion to reconsider pending.

HOUSE BILL NO. 1663—

BY REPRESENTATIVES FUTRELL AND MCVEA AND SENATOR DUPRE

AN ACT

To enact Part XI-A of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:194, relative to state highways; to create the State Highway Construction Fund as a special fund in the state treasury; to provide for the deposit of monies into the fund; to provide for the uses of the monies in the fund; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1858—

BY REPRESENTATIVES LEBLANC, LAFLEUR, MURRAY, AND WELCH

AN ACT

To enact R.S. 17:419.2, relative to school support personnel; to provide for extra compensation paid by the state for school support personnel; to provide for the amount to be distributed to each employee; 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

Mr. Speaker Futrell Perkins
Alario Gallot Peychaud
Alexander Glover Pierre
Ansardi Green Pinac
Arnold Guilford Pite
Baldoine Hammett Quezaire
Baudoin Heaton Richmond
Baylor Hebert

Total—102

NAYS

Total—0

ABSENT

Doerge FrUGE Nevers

Total—3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1919—

BY REPRESENTATIVE SCHWEGMANN

AN ACT

To amend and reenact R.S. 46:2633(D)(1) and 2634(D)(1), relative to the Traumatic Head and Spinal Cord Injury Trust Fund Advisory Board; to provide for use of monies in the Traumatic Head and Spinal Cord Injury Trust Fund; to provide for reimbursement of members' necessary travel expenses; and to provide for related matters.

Read by title.

Rep. Schwegmann 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
Baldoine Guilford Powell

Total—102

NAYS

Total—0

ABSENT

Mr. Speaker FrUGE
Alario Futrell
Alexander Gallot
Ansardi Glover
Arnold Green
Baldoine Guilford
Baudoin      Hammett      Quezaire
Bayelor      Heaton       Richmond
Beard        Hebert       Romero
Bowler       Honey        Salter
Broome       Hopkins      Scalise
Bruce        Hudson       Schneider
Bruneau      Hunter       Schwegmann
Capella      Hutter       Shaw
Carter, K    Iles         Smith, G.—56th
Carter, R    Jackson, L  Smith, J.D.—50th
Cayzayoux    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        Triche
Downs        Martiny      Tucker
Durand       McDonald     Waddell
Erdey        McVea        Walker
Fannin       Montgomery   Welch
Farrar       Morrell      Winston
Faucheux     Morrish      Wooton
Flavin       Murray       Wright
Frith        Nevers

Total—101

Walsworth
Total—1

Doerge       Hill         Pierre

Total—3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1999  (Duplicate of Senate Bill No. 929)—
BY REPRESENTATIVE WINSTON AND SENATOR HAINKEL

AN ACT
To enact Chapter 1 of Part XV of Code Book III of Title 9 of the Louisiana Revised statutes of 1950, to be comprised of R.S. 9:4780 through 4785, relative to boats and boating; to provide with respect to the "Marina and Boatyard Storage Act"; to provide definitions; to provide with respect to the creation of a privilege on movable property stored in marinas and boatyards for the payment of rent due and other charges; to provide for exclusions; to provide with respect to notice of privilege; to provide for the enforcement of the privilege by sale or other disposition; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 2033  (Substitute for House Bill No. 1439 by
Representatives Hebert and Morrish)—
BY REPRESENTATIVES HEBERT, FAUCHEUX, MORRISH, AND GARY
SMITH

AN ACT
To enact R.S. 22:228.1(B)(12) and (C), relative to health insurance; to provide with respect to small group and individual health insurance rating; to provide for medical savings account policies; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 19—
BY REPRESENTATIVE FRITH

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

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Frith to Engrossed House Bill No. 19 by Representative Frith

AMENDMENT NO. 1
On page 2, at the end of line 2, change "2004." to "2005."

AMENDMENT NO. 2
On page 2, line 12, change "January 1, 2004)" to "January 1, 2005)"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Frith Nevers
Alario Futrell Odenet
Alexander Gallot Perkins
Ansardi Glover Peychaud
Arnold Guillory Pierre
Baldone Hammett Powell
Baudoin Heaton Quezaire
Baylor Hebert Richmond
Beard Hill Romero
Bruce Honey Salter
Bruneau Hopkins Schneider
Capella Hudson Schwegmann
Carter, K Hunter Shaw
Rep. Walsworth moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

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

HOUSE BILL NO. 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.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Futrell to Engrossed House Bill No. 771 by Representative Futrell

AMENDMENT NO. 1
On page 1, line 11, after "each" delete the remainder of the line and insert "front seat occupant and any other occupant under the age of eighteen of"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Alexander Glover Odinet
Baudoin Green Perkins
Beard Guillory Pitre
Bruce Hill Quezairre
Crane Hopkins Schwegmann
Crowe Hutter Shaw
Daniel Johns Smith, J.H.—8th
Downer Katz Stelly
Downs Kennard Waddell
Erdey Landrieu Walker
Farrar McDonald Walsworth
Faucheux Montgomery Wright
Frith Morrell
Futrell Morrish
Total—40

NAYS

Mr. Speaker Gallot Pinac
Alario Hammett Powell
Ansardi Heaton Richmonrd
Arnold Hebert Romero
Baldone Honey Salter
Baylor Hunter Scalise
Bowler Iles Schneider
Bruneau Jackson, L Smith, J.—50th
Capella Kenney Smith, J.R.—50th
Carter, K LaFleur Smith, J.R.—30th
Carter, R Lancaster Sneed
Curtis LeBlanc Strain
Damicco Lucas Swilling
Dartez Martiny Thompson
Diez McVea Townsend
Durand Murray Triche
Fannin Nevers Welch
Flavin Peychaud Wooton
Fruge Pierre
Total—57

ABSENT

Broome Doerge Tucker
Cazayoux Hudson Winston
Devillier Jackson, M

Total—8

The Chair declared the above bill was finally passed.

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

HOUSE BILL NO. 867—
BY REPRESENTATIVE MORRELL
AN ACT
To amend and reenact Section 4 of Act No. 762 of the 1986 Regular Session of the Legislature, as amended by Act No. 875 of the 1988 Regular Session of the Legislature, and as amended by Act No. 1227 of the 1995 Regular Session of the Legislature, relative to the Greater New Orleans Expressway Commission; to provide for use of surplus funds; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Morrell to Engrossed House Bill No. 867 by Representative Morrell

AMENDMENT NO. 1

On page 3, line 12, after “2004,” and before “and” insert “for the purpose of purchasing bullet-proof vests for the Strategic Weapons and Tactics Team.”

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Gallot Peychaud
Alario Glover Pierre
Alexander Green Pinac
Arnold Guillory Pitre
Baldone Hammett Powell
Baudoin Heaton Quezairre
Baylor Hebert Richmonrd
Beard Hill Romero
Bowler Honey Salter
Bruce Hopkins Scalise
Capella Hudson Schwegmann
Carter, K Hunter Shaw
Cazayoux Hutter Smith, G.—56th
Crayelynner Jackson, L Smith, J.D.—50th
Curtis LeBlanc Townsend
Damicco Katz Sneed
Daniel Kennard Stelly
Dartez Kenney Strain
Devillier LaFleur Swilling
Diez Lancaster Thompson
Downer Landrieu Townsend
Downs LeBlanc Waddell
Durand Lucas Triche
Erdey McDonald Tucker
Fannin McVea Waddell
Farrar Montgomery Walker
Faucheux Morrell Walsworth
Flavin Murray Welch
Frith Nevers Winston

Total—40
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 1510—**
BY REPRESENTATIVE HEBERT
AN ACT
To amend and reenact R.S. 22:691(C), (E), and (F)(2) and to enact R.S. 22:691(H), relative to the standard fire insurance contract; to provide for the office of property and casualty; to provide for cancellation notice; to provide for loss payable; to provide for terrorism coverage; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Hebert moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker, Butler, Alexander, Arnold, Baldone, Baudoin, Baylor, Beard, Bowler, Bruce, Bruneau, Capella, Carter, K., Carter, R., Cazayoux, Crane, Crowe, Curtis, Damico, Daniel, Dartez, Devillier, Dietz, Downer, Downs, Durand, Erdey, Fattin, Farrar, Faucheux, Flavin, Frith, Frugue,

NAYS

Ansardi, Carter, R., Doerge, Morrish, Jackson, M., Schneider

Total—9

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 2033 (Substitute for House Bill No. 1439 by Representatives Hébert and Morrish)—**
BY REPRESENTATIVES HEBERT, FAUCHEUX, MORRISH, AND GARY SMITH
AN ACT
To enact R.S. 22:228.1(B)(12) and (C), relative to health insurance; to provide with respect to small group and individual health insurance rating; to provide for medical savings account policies; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Hebert moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker, Butler, Alexander, Ansardi, Arnold, Baldone, Baudoin, Baylor, Beard, Bowler, Bruce, Bruneau, Capella, Carter, K., Carter, R., Cazayoux, Crane, Crowe, Curtis, Damico, Daniel, Dartez, Devillier, Dietz, Downer, Downs, Durand, Erdey, Fattin, Farrar, Faucheux, Flavin, Frith, Frugue,

NAYS

Ansardi, Doerge, Jackson, M., Wooton

Total—6
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. 1625—
BY REPRESENTATIVE SCHneider

To amend and reenact R.S. 11:102(B)(3)(d), 542(A), (B), (C)(1)(introductory paragraph), and (D), and 883.1(A), (B), (C)(1)(introductory paragraph), and (D), relative to state retirement systems; to provide relative to payment of unfunded accrued liabilities of the Louisiana State Employees' Retirement System and of the Teachers' Retirement System of Louisiana; to provide for amortization of unfunded accrued liabilities in over a thirty-year period from the time of occurrence; to include negative employee experience account balances in the unfunded accrued liability; to provide for experience account credits; to provide for an effective date; and to provide for related matters. To amend and reenact R.S. 32:412(A)(1), (2), (5), and (6) and (B)(1), (2), and (7)(e)(i)(aa), (cc), (dd)(I), (ee), (ii)(aa), (cc), (dd)(I), and (ee) and to enact R.S. 30:2532(B)(3), relative to drivers' licenses; to increase the fee for issuance and renewal of drivers' licenses; to increase the fee for issuance and renewal of drivers' licenses; to require funds from such fee increase to be forwarded to the Keep Louisiana Beautiful Fund; to provide relative to the use of such funds; and to provide for related matters.

Called from the calendar.

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        Pitre
Arnold         Guillory     Pidgirt
Baldone        Hammett     Powell
Baudoin        Heaton       Quezaire
Bayor          Hebert       Rich mond
Beard           Honey       Rom ero
Bowler          Hopkins      Salter
Broome         Hudson       Scalice
Brunau         Hunter       Schneider
Capella        Hutter       Schwegmann
Carter, R      Iles          Smith, G.—56th
Cayzayoux      Jackson, L  Smith, J.D.—50th
Crane          Johns        Smith, J.H—8th
Crowe          Katz         Smith, J.R.—30th
Curtis         Kennard      Sneed
Damico         Kenney       Stelly
Daniel         LaFleur      Strain
Dartez         Lancaster    Swilling
Devillier      Landrieu     Thompson
Diez           LeBlanc      Toomy
Downer         Lucas        Townsend
Downs          Martiny      Triche
Durand         McDonald    Tucker
Erdey          McVea        Waddell
Fannin         Montgomery  Walker
Farrar         Morrell     Walsworth
Faucon Rex      Murray     Winst o
Firth           Nevers     Wooton
Fruge           Odinet     Wright

Total—98  NAYS

Total—0  ABSENT

Broome         Doerge       Lancaster
Bruce, M       Jackson, M  Scalise

Total—6

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. 1876—
BY REPRESENTATIVE K. CARTER

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

Called from the calendar.

Read by title.


ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker    Futrell    Nevers
Alario         Gallot       Odinet
Ansardi        Glover       Peychaud
Arnold         Green        Pierre
Baldone        Guillory     Pinac
Baudoin        Hammett     Pidgirt
Baylor         Heaton       Powell
Bruce          Hebert       Quezaire
AMENDMENT NO. 3

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

"Designated gaming area" shall not include the following areas where gaming activity is prohibited from being conducted: aisles, bathrooms, stairwells, cage and beverage areas, or emergency evacuation routes.

AMENDMENT NO. 4

On page 2, at the end of line 7, delete "from"

AMENDMENT NO. 5

On page 2, at the beginning of line 8, delete "which and"

Acting Speaker LeBlanc in the Chair

Motion

Rep. DeWitt moved that the bill be returned to the calendar.


By a vote of 71 yeas and 27 nays, the House returned the bill to the calendar.

Speaker DeWitt in the Chair

HOUSE BILL NO. 1408—

BY REPRESENTATIVES DEWITT AND JOHNS

AN ACT

To amend and reenact R.S. 40:1299.44(C)(5) and (D)(2)(b)(x) and (xi) and to enact R.S. 40:1299.44(D)(2)(b)(xii), relative to Medical Malpractice Act for private services; to provide for the Patient's Compensation Fund; to provide additional procedures for the payment of claims from the Patient's Compensation Fund; 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. 1408 by Representative DeWitt

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and delete lines 3 through 6 in their entirety and insert the following:

"R.S. 40:1299.39.1(A)(1), (2)(b), and (3)(b), and (I)(4) and (5), and 1299.47 (A)(1), (2)(b), and (3)(b), and (I)(2)(b) and (3) and to enact R.S. 40:1299.39.1(A)(3)(c) and (4), and (I)(6) and, 1299.47(A)(3)(c) and (4), and (I)(4), relative to the state and private Medical Malpractice Acts; to provide relative to medical review panels; to provide for the inclusion of certain information in each request for a medical review panel; to provide for the payment of a filing fee; to provide for exceptions to and the waiver of the filing fee in certain circumstances; to provide that failure to pay the required fee shall invalidate the request for a medical review panel; to provide for the payment of the costs of the medical review panel; to provide for the
not suspend the time within which suit must be instituted in R.S. 40:1299.39.1(A)(2)(a).

(f) All funds generated by such filing fees shall be applied to the costs of the division of administration incurred in the administration of claims.

(2) * * *

(b) The request for review of the claim under this Section shall be deemed filed on the date of receipt of the complaint stamped and certified by the commissioner, or on the date of mailing of the complaint if mailed to the commissioner by certified or registered mail only upon timely compliance with the provisions of R.S. 40:1299.39.1(A)(1)(c) or (d):

* * *

(3) It shall be the duty of the commissioner, within thirty days of the receipt of the claim, to:

* * *

(b) In the confirmation to the claimant pursuant to R.S. 40:1299.39.1(A)(3)(a), notify the claimant of the amount of the filing fee due and the time frame within which such fee is due to the commissioner, and that upon failure to timely comply with the provisions of R.S. 40:1299.39.1(A)(1)(c) or (d) the request for review of a malpractice claim is invalid and without effect and that the request shall not suspend the time within which suit must be instituted in R.S. 40:1299.39.1(A)(2)(a).

(c) Notify all named defendants, whether or not qualified under the provisions of this Part, that a filing has been made against them and request made for the formation of a medical review panel; and forward a copy of the proposed complaint to each named defendant at his last and usual place of residence or his office and to the legal section and secretary of each agency named as a defendant. The notification shall request that each defendant who is a person covered by this Part present to the commissioner, within ninety days from the date of such notification, a certificate of employment or appointment or other evidence and proof sufficient to establish his qualification as a person covered by this Part.

(4) The commissioner shall notify the claimant and all named defendants of any of the following information:

(i) The date of receipt of the filing fee.

(ii) That no filing was due because the claimant timely provided the affidavit set forth in item (A)(1)(d)(i) of this Section.

(iii) That the claimant has timely complied with the provisions of item (A)(1)(d)(ii) of this Section.

(iv) That the required filing fee was not timely paid pursuant to Subparagraph (A)(1)(c) of this Section.

* * *

I. * * *

(4) The claimant shall pay the costs of the state medical review panel if the opinion of the state medical review panel is in favor of the claimant. However, if the claimant is unable to pay, the claimant
shall swear under oath to the attorney chairman of the state medical review panel that the claimant cannot afford the costs of the state medical review panel as they accrue, then submit to the attorney chairman prior to the convening of the state medical review panel an in forma pauperis ruling issued in accordance with Louisiana Code of Civil Procedure Article 5181, et seq. by a district court in a venue in which the malpractice claim could properly be brought upon the conclusion of the state medical review panel process. Upon timely receipt of the in forma pauperis ruling, the costs of the state medical review panel shall be paid by the division of administration, with the proviso that if the claimant subsequently receives a settlement or receives a judgment, the advance payment of the state medical review panel costs shall be reimbursed by him to the state.

(5) If the state medical review panel decides that there is a material issue of fact bearing on liability for consideration by the court, the claimant and the state shall split the costs of the state medical review panel. However, in those instances in which the claimant is unable to pay his share of the costs of the state medical review panel, the claimant shall swear under oath to the attorney chairman of the state medical review panel that the claimant cannot pay his share of the costs of the state medical review panel as they accrue. The claimant's share of the costs of the state medical review panel shall then be paid by the state submit to the attorney chairman prior to the convening of the medical review panel an in forma pauperis ruling issued in accordance with Louisiana Code of Civil Procedure Article 5181, et seq. by a district court in a venue in which the malpractice claim could properly be brought upon the conclusion of the state medical review panel process. Upon timely receipt of the in forma pauperis ruling, the costs of the state medical review panel shall be paid by the state with the proviso that if the claimant subsequently receives a settlement or receives a judgment, the advance payment of the claimant's share of the costs of the state medical review panel shall be reimbursed by him to the state.

(6) Upon rendering of the written panel opinion, if any one of the panelists finds that the evidence supports the conclusion that a defendant state health care provider failed to comply with the appropriate standard of care as charged in the complaint, the division of administration on behalf of each defendant state health care provider as to whom such a determination was made shall reimburse to the claimant that portion of the filing fee applicable to the claim against such defendant state health care provider or if any one of the panelists finds that the evidence supports the conclusion that there is a material issue of fact, not requiring expert opinion, bearing on liability of such defendant state health care provider for consideration by the court, the division of administration on behalf of each such defendant state health care provider as to whom such a determination was made shall reimburse to the claimant fifty percent of that portion of the filing fee applicable to the claims against such defendant state health care provider.

§1299.47. Medical review panel

A.(1)(a) All malpractice claims against health care providers covered by this Part, other than claims validly agreed for submission to a lawfully binding arbitration procedure, shall be reviewed by a medical review panel established as hereinafter provided for in this Section.

(b) A request for review of a malpractice claim or a malpractice complaint shall contain, at a minimum, all of the following:

(i) A request for the formation of a medical review panel.

(ii) The name of the patient.

(iii) The names of the claimants.

(iv) The names of the defendant health care providers.

(v) The dates of the alleged malpractice.

(vi) A brief description of the alleged malpractice.

(vii) A brief description of the alleged injuries.

(c) A claimant shall have forty-five days from the mailing date of the confirmation of receipt of the request for review in accordance with R.S. 40:1299.47(A)(3)(a) to pay to the board a filing fee in the amount of one hundred dollars per named defendant qualified under this Part.

(d) Such filing fee may be waived only upon receipt of one of the following:

(i) An affidavit of a physician holding a valid and unrestricted license to practice his specialty in the state of his residence certifying that adequate medical records have been obtained and reviewed and that the allegations of malpractice against each defendant health care provider named in the claim constitute a claim of a breach of the applicable standard of care as to each named defendant health care provider.

(ii) An in forma pauperis ruling issued in accordance with Louisiana Code of Civil Procedure Article 5181, et seq. by a district court in a venue in which the malpractice claim could properly be brought upon the conclusion of the medical review panel process.

(e) Failure to comply with the provisions of Subparagraph (A)(1)(c) or (d) of this Section within the specified time frame shall render the request for review of a malpractice claim invalid and without effect. Such an invalid request for review of a malpractice claim shall not suspend time within which suit must be instituted in R.S. 40:1299.47(A)(2)(a).

(f) All funds generated by such filing fees shall be private monies and shall be applied to the costs of the Patient's Compensation Fund Oversight Board incurred in the administration of claims.

(2)

* * * * * * * * *

(3) It shall be the duty of the board within fifteen days of the receipt of the claim by the board to:

* * * * * * * * *
(A)(1)(c) or (d), the request for review of a malpractice claim is invalid and without effect and that the request shall not suspend the time within which suit must be instituted in R.S. 40:1299.47(A)(2)(a).

(c) Notify all named defendants, whether or not qualified under the provisions of this Part, that a filing has been made against them and request made for the formation of a medical review panel; and forward a copy of the proposed complaint to each named defendant at his last and usual place of residence or his office.

(4) The board shall notify the claimant and all named defendants of any of the following information:

(i) The date of receipt of the filing fee.

(ii) That no filing was due because the claimant timely provided the affidavit set forth in Item (A)(1)(d)(i) of this Section.

(iii) That the claimant has timely complied with the provisions of Item (A)(1)(d)(ii) of this Section.

(iv) That the required filing fee was not timely paid pursuant to Subparagraph (A)(1)(c) of this Section.

I.

(2)

(b) The claimant shall pay the costs of the medical review panel if the opinion of the medical review panel is in favor of said the claimant. However, if the claimant is unable to pay, the claimant shall swear under oath to the attorney chairman of the medical review panel that said claimant cannot afford the costs of the medical review panel as they accrued, then the costs of the medical review panel shall be paid by the health care provider, submit to the attorney chairman prior to the convening of the medical review panel an in forma pauperis ruling issued in accordance with Louisiana Code of Civil Procedure Article 5181, et seq. by a district court in a venue in which the malpractice claim could properly be brought upon the conclusion of the medical review panel process. Upon timely receipt of the in forma pauperis ruling, the costs of the medical review panel shall be paid by the health care provider as to whom such a determination was made shall reimburse to the claimant that portion of the filing fee applicable to the claim against such defendant health care provider.

Section 2. A. In the event that this Act and the Act which originated as House Bill No. 2014 of this 2003 Regular Session are both finally passed and enacted into law, the provisions of R.S. 40:1299.39.1(I)(4)(a) as enacted in House Bill 2014 shall be null and void and without effect and the Louisiana State Law Institute is hereby directed to redesignate R.S. 40:1299.39.1(I)(4)(a) as enacted by this Act as R.S. 40:1299.39.1(I)(4)(a), and to maintain the designation of R.S. 40:1299.39.1(I)(4)(b) as enacted by the Act which originated as House Bill No. 2014 of this 2003 Regular Session.

B. In the event that this Act and the Act which originated as House Bill No. 2014 of this 2003 Regular Session are both finally passed and enacted into law, the provisions of R.S. 40:1299.47(I)(2)(c) as enacted in House Bill 2014 shall be null and void and without effect and the Louisiana State Law Institute is hereby directed to redesignate R.S. 40:1299.47(I)(2)(b) as enacted by House Bill 2014 as R.S. 40:1299.47(I)(2)(c).*

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Alario
Alexander
Ansardi
Arnold
Baldone
Baudoin
Bayor
Beard
Brower
Brouneau
Capella
Carter
Cazayoux
Crate
Crowe
Curtis
Dr. Katz
Dr. Shumard

Pierre
Green
Guillory
Hammett
Heaton
Hebert
Hill
Honey
Hopkins
Hudson
Hutter
Iles
Jackson, L
Johns
Katz
Kennard
Kenny
LaFleur

Pmac
Pitre
Powell
Quezaire
Richmond
Romero
Saltie
Scaife
Schneider
Schweigmann
Shaw
Smith,
Smith,
Smith,
Smith,
Smith, J.R.
Smith
Snel
Stelly

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40th Day's Proceedings - June 11, 2003
On page 10, at the beginning of line 15, delete "years," and insert: "years, but only upon the approval of the governor and the Board of Commerce and Industry, or its successor, and after such approvals, the approval of the Joint Legislative Committee on the Budget."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Fruge Odinet
Alario Futrell Perkins
Alexander Gallot Peychaud
Ansardi Glover Pierre
Arnold Guilory Pinac
Baldone Hammett Pitre
Bayard Healton Powell
Beard Hebert Richmond
Bowler Hill Romero
Bruce Honey Salter
Bruneau Hopkins Schneider
Capella Hudson Schwegmann
Carter, R Hunter Shaw
Carter, R Hutter Smith, G.—56th
Cazayoux Iles Smith, J.D.—50th
Crane Johns Smith, J.R.—30th
Curris Katz Sneed
Damico Kennard Strain
Daniel Kenney Swilling
Dartez LaFleur Thompson
Devillier Lancaster Toomy
Diez Landrieu Townsend
Downer LeBlanc Triche
Downs Lucas Tucker
Durand McDonald Waddell
Erdey McVea Walker
Fannin Morrish Walsworth
Farrar Morrell Welch
Faucheux Nevers Winston
Frith Odinet Wright
Futrell Perkins
Gallot Peychaud
Total—97

NAYS

Alario Futrell Perkins
Flavin Ansardi Glover Pierre
Total—0

ABSENT

Baudoin Green Quezaire
Broome Jackson, M Scalise
Doerge Jackson, M Stelly
Total—9

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. 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. 1974—

BY REPRESENTATIVE HAMMETT

AN ACT

To enact Chapter 45 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2751 through 2760, relative to economic development; to create the Louisiana Retention and Modernization Program; to provide for incentive rebates to certain businesses to remain in Louisiana which are at high risk for relocation to another state; to provide incentive rebates to certain businesses which modernize their existing operations in this state; to provide for criminal penalties; to provide for rules and regulations; to provide for definitions; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LeBlanc to Engrossed House Bill No. 1974 by Representative Hammett

AMENDMENT NO. 1

On page 10, delete line 12 and at the beginning of line 13, delete "Industry, or its successor."

AMENDMENT NO. 2
HOUSE BILL NO. 2000—
BY REPRESENTATIVE ODINET
AN ACT
To enact R.S. 22:1404(7), relative to homeowners insurance rates; to provide for limitations; to provide for contiguous parishes; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Odinet moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Guillory Odinet
Alario Hammett Peychaud
Ansardi Heaton Pierre
Arnold Hebert Pinac
Baldone Hill Pitre
Baudoin Honey Quezaire
Baylor Hopkins Richmond
Broome Hudson Salter
Bruce Hunter Schwegmann
Carter, K Hutter Smith, G.—56th
Carter, R Iles Smith, J.D.—50th
Curtis Jackson, L Smith, J.H.—8th
Damico Kenney Strain
Dartez LaFleur Swilling
Devillier Landrieu Thompson
Downer LeBlanc Townsend
Durand Lucas Triche
Farrar McDonald Waddell
Faucheux Montgomery Welch
Gallot Morrell Wooton
Green Murray Wright
Total—63

NAYS

Alexander Fruge Powell
Beard Futrell Scalise
Bowler Johns Schneider
Bruneau Katz Shaw
Crane Kennard Smith, J.R.—30th
Crowe Lancaster Stelly
Diez Martiny Toomy
Downs McVea Tucker
Erdey Morish Walker
Fannin Nevers Winston
Flavin Perkins
Total—32

ABSENT

Capella Frith Sneed
Cazayoux Glover Walsworth
Daniel Jackson, M
Doerge Romero
Total—10

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

SENATE BILL NO. 818—
BY SENATOR B. JONES (On Recommendation of the La State Law Institute)
AN ACT
To amend and reenact Code of Civil Procedure Arts. 42(5), 561(A), 932, 933, 934, 967, 1201(A), 1424, 1425, 1436.1, 1443, 1455, 1914, and 3295, and Children’s Code Art.332, relative to the continuous revision of the Code of Civil Procedure; to provide venue for actions against certain foreign corporations, limited liability companies, and non-residents; to provide for abandonment of actions; to provide for the effect of sustaining declinatory, dilatory, and peremptory exceptions; to provide for citation and service; to provide for interlocutory judgments, notice and delay; to provide for giving in payment; to provide for experts, discovery and depositions; to provide for affidavits of experts in summary judgments; to remove restrictions on discovery of testifying expert witnesses; to allow a court to order a deposition by phone over objection of one or more parties; to provide deposition procedure; to provide for notice of judgment in the Children’s Code and reference therein to the Code of Civil Procedure; and, to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ansardi to Reengrossed Senate Bill No. 818 by Senator B. Jones

AMENDMENT NO. 1

On page 10, line 19, after "known by" and before "opinions" change the comma "," to "and"

AMENDMENT NO. 2

On page 10, line 19, after "held by" delete the comma "," and delete "and writings of"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Gallot Perkins
Alario Glover Peychaud
Alexander Green Pierre
Ansardi Guillory Pinac
Arnold Hammett Pitre
Baldone Heaton Powell
Baudoin Hebert Quezaire
Baylor Hill Richmond
Beard Honey Romero
Bowler Hopkins Salter
Broome Hudson Scalise
Bruce Hunter Schneider
On page 1, line 7, after "reenacted" and before "to" insert "and R.S. 9:315(C)(4)(d)(iv) is hereby enacted"

AMENDMENT NO. 4

On page 2, after line 5, insert the following:

"(d) As used herein, "gross income" does not include:

* * *

(iv) Monetary gifts to the domiciliary party when the objective of the gift is to supplement irregular child support payments from the nondomiciliary party.

* * *

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

Motion

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

SENATE BILL NO. 860—
BY SENATORS DARDENNE AND SCHEDLER
AN ACT

To amend and reenact Civil Code Art. 1499, relative to the usufruct of a surviving spouse; to provide that security shall not be required in certain cases; to provide for exceptions; and to provide for related matters.

Read by title.

Rep. Futrell moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker  Fruge  Nevers
Alario  Futrell  Odinet
Alexander  Gallot  Perkins
Ansardi  Glover  Peychaud
Arnold  Green  Pinac
Baldone  Guillory  Pitre
Baudoin  Hammet  Powell
Baylor  Heaton  Quezaire
Beard  Hebert  Richmond
Bowler  Hill  Romero
Broome  Honey  Scalise
Bruce  Hopkins  Schneider
Bruneau  Hudson  Schwegmann
Capella  Hunter  Shaw
Carter, K  Hutter  Smith, G.—56th
Carter, R  Iles  Smith, J.D.—50th
Cazayoux  Jackson, L  Smith, J.H.—8th
Crane  Jackson, M  Smith, J.R.—30th
Crowe  Johns  Sneed
Curtis  Kennard  Swilling
Daniel  LaFleur  Thompson
Dartez  Landrieu  Townsend
Diez  LeBlanc  Triche
Downer  Lucas  Tucker
Durand  Martiny  Walker
Erdey  McDonald  Walsworth
Fannin  McVea  Welch

NAYS

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

Total—5

ABSENT

Capella  Hunter  Shaw
Curtis  Tucker  Walsworth

Total—0

Total—100

The Chair declared the above bill was finally passed.

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

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.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bowler to Reengrossed Senate Bill No. 855 by Senator Ellington

AMENDMENT NO. 1

On page 1, line 2, after "9:315(C)(4)(a)" and before the comma "," insert "and to enact R.S. 9:315(C)(4)(d)(iv)"

AMENDMENT NO. 2

On page 1, line 4, after the semicolon ":;" and before "and" insert "to provide exceptions;"
SENATE BILL NO. 886— SENATE BILL NO. 888—
BY SENATOR HOYT
BY SENATORS DARDENNE, HOLLIS AND JOHNSON
AN ACT
AN ACT
To amend and reenact R.S. 9:3541.22(A), relative to home solicitation loan; to prohibit the home solicitation of any person where the loan encumbers the primary residence of the consumer for purposes of home improvements; and to provide for related matters.

Read by title.

Rep. Pinac moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Alario
Alexander
Ansardi
Arnold
Baldone
Baudoin
Broome
Buck
Bruneau
Capella
Carter, K
Carter, R
Cazayoux
Crane
Crowe
Curtis
Damico
Dartez
Devillier
Diez
Downer
Downs
Durand
Fannin
Farrar
Faucheux
Flavin
Galatoire
Glover
Green
Guillory
Hammett
Heaton
Hebert
Hill
Honey
Hudson
Hutter
Iles
Jackson, L
Jackson, M
Johns
Katz
Kennard
Kenney
LaFleur
Landrieu
LeBlanc
Lucas
Martiny
McDonald
McVea
Montgomery
Morrell
Morris
Morrish
Morrish
Murray
Peychaud
Pierre
Pinac
Pitre
Quezaire
Richmond
Romero
Salter
Schneider
Schwegmann
Shaw
Smith, G.—56th
Smith, J.D.—50th
Smith, J.H.—8th
Smith, J.R.—30th
Sneed
Stelly
Swilling
Thompson
Toomy
Townsend
Walker
Welch
Winston
Wooton
Wright

NAYS

Total—95

Total—0

ABSENT

Total—10

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 888—
BY SENATORS DARDENNE, HOLLIS AND JOHNSON
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 3031, relative to economic development; to create the "Louisiana Major Projects Development Authority"; to provide for the composition of the board of directors of the authority; to provide for powers and duties of the authority; and to provide for related matters.

Read by title.

Rep. Pinac moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Alario
Alexander
Arnold
Balcomb
Baudoin
Broome
Bruce
Bruneau
Capella
Carter, K
Carter, R
Cazayoux
Crane
Dartez
Devillier
Diez
Downer
Downs
Durand
Fannin
Farrar
Faucheux
Flavin
Futrell
Galatoire
Glover
Green
Guillory
Hammett
Heaton
Hebert
Hill
Honey
Hudson
Hutter
Iles
Jackson, L
Jackson, M
Johns
Katz
Kennard
Kenney
LaFleur
Landrieu
LeBlanc
Lucas
Martiny
McDonald
McVea
Montgomery
Morrell
Morris
Morrish
Murray
Peychaud
Pierre
Pinac
Pitre
Quezaire
Richmond
Romero
Salter
Schneider
Schwegmann
Shaw
Smith, G.—56th
Smith, J.D.—50th
Smith, J.H.—8th
Smith, J.R.—30th
Sneed
Stelly
Swilling
Thompson
Toomy
Townsend
Walker
Welch
Winston
Wooton
Wright

NAYS

Total—92

Total—6

ABSENT

Total—7

The Chair declared the above bill was finally passed.

Rep. Futrell moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.
Fannin  Montgomery  Walsworth
Farrar  Morrell  Welch
Faucheux  Morrish  Winston
Flavin  Murray  Wooton
Frith  Nevers  Wright
Fruge  Odinet  
Total—98

NAYS

Total—0

ABSENT

Ansardi  Honey  Swilling
Baylor  Martiny  
Doerge  Pierre  
Total—7

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 895—
BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 51:924(A), relative to economic development; to provide for membership of the State Board of Commerce and Industry; to provide for terms of office; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pinac to Engrossed Senate Bill No. 895 by Senator Hollis

AMENDMENT NO. 1

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

"(5) Any board member, who in the discharge of a duty or responsibility of his office or position would be required to vote on a matter which would cause him to be in violation of the Code of Governmental Ethics, shall recuse himself from voting. No member of the board who complies with the recusal provisions contained in this Paragraph shall be deemed to have violated the Code of Governmental Ethics."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker  Futrell  Perkins
Alario  Gallot  Peychaud
Alexander  Glover  Pierre
Arnold  Green  Pinac
Baldone  Guillory  Pitre
Baudoin  Hammet  Powell

Bayelor  Heaton  Quezaire
Beard  Hebert  Richmond
Bowler  Hill  Romero
Broome  Honey  Salter
Bruce  Hopkins  Scalise
Bruneau  Hudson  Schneider
Capella  Hunter  Schwegmann
Carter, K  Hutter  Shaw
Carter, R  Iles  Smith, G—56th
Cazayoux  Jackson, L  Smith, J.D.—50th
Cane  Jackson, M  Smith, J.H.—48th
Crowe  Johns  Sneed
Curtis  Katz  Stelly
Damico  Kennard  Strain
Daniel  Kenney  
Devillier  Lancaster  Thompson
Dewey  Lander  Toomy
Downer  LeBlanc  Townsend
Downs  Lucas  Triche
Durand  McDonald  Tucker
Erdey  McVeA  Waddell
Fannin  Montgomery  Walker
Farrar  Morrell  Walsworth
Faucheux  Morrish  Welch
Flavin  Murray  Winston
Frith  Nevers  Wooton
Fruge  Odinet  Wright

Total—102

NAYS

Total—0

ABSENT

Ansardi  Doerge  Martiny
Total—3

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 896—
BY SENATORS HOLLIS AND IRONS

AN ACT

To amend and reenact R.S. 36:107(A), 109(J), and 913(B), R.S. 43:111(A)(7), R.S. 47:1125(C) and 6007(B)(5), (D)(1) and (3), and (E), and R.S. 51:938.1(A), (B), (C), and (D), (E), (F), and (G), (H)(introductory paragraph) and (I), (J)(introductory paragraph), (K), (L)(introductory paragraph), (M)(introductory paragraph), (N)(introductory paragraph), (O)(introductory paragraph), (P)(introductory paragraph), (Q)(introductory paragraph), (R)(introductory paragraph), (S)(introductory paragraph), (T)(introductory paragraph), (U)(introductory paragraph), (V)(introductory paragraph), (W)(introductory paragraph), (X)(introductory paragraph), (Y)(introductory paragraph), (Z)(introductory paragraph), and (AA)(introductory paragraph), and to repeal R.S. 36:108(B)(1) and R.S. 51:938.1(B) through (G), relative to economic development; to provide for reorganization of the Department of Economic Development; to provide for assistant secretaries and duties of offices; to provide for the transfer of certain entities; to provide for advertising; to provide for tax relief for motion picture production companies; to provide for related matters.

Read by title.

Rep. Scalise moved the final passage of the bill.
The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
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<tbody>
<tr>
<td>Mr. Speaker Gallot Pierre</td>
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<tr>
<td>Alario Glover Pinac</td>
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<tr>
<td>Arnold Green Pitre</td>
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<tr>
<td>Baldone Guillory Powell</td>
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<td>Baudoin Hammett Quezaire</td>
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<td>Bayron Heaton Richmond</td>
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<td>Beard Hebert Romer</td>
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<td>Bowler Hill Salter</td>
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<td>Broome Honey Scalise</td>
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<tr>
<td>Bruce Hopkins Schneider</td>
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<td>Bruneau Hudson Schwegmann</td>
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<td>Capella Hunter Shaw</td>
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<td>Carter, K Hutter Smith, G.—56th</td>
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<td>Carter, R Iles Smith, J.D.—50th</td>
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<td>Cazayoux Jackson, L Smith, J.H.—8th</td>
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<td>Crane Jackson, M Smith, J.R.—30th</td>
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<td>Crowe Johns Sneed</td>
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<td>Curtis Katz Stelly</td>
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<td>Damico Kennard Strain</td>
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<td>Daniel Kenney Swilling</td>
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<td>Dardar LaFleur Thompson</td>
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<td>Devillier Lancaster Toomy</td>
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<td>Diez LeBlanc Townsend</td>
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<td>Downer Lucas Tchere</td>
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<td>Downs McDonald Tucker</td>
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<td>Durand McVeA Waddell</td>
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<td>Erdey Montgomery Walker</td>
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<td>Fannin Morrell Walsworth</td>
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<td>Farrar Morish Welch</td>
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<td>Faucheux Murray Winston</td>
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<td>Flavin Nevers Wooton</td>
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<tr>
<td>Frith Odinet Wright</td>
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<tr>
<td>Frugie Perkins Peychaud</td>
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<tr>
<td>Total—100</td>
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</tbody>
</table>

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 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) and (i); 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.

Rep. Scalise moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker Futrell Perkins</td>
</tr>
<tr>
<td>Alario Gallot Peychaud</td>
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<tr>
<td>Alexander Glover Pierre</td>
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<td>Arnold Green Pinac</td>
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<td>Baudoin Hammett Powell</td>
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<td>Bayron Heaton Quezaire</td>
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<td>Beard Hebert Richmond</td>
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<td>Bowler Hill Romer</td>
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<td>Broome Honey Salter</td>
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<td>Bruce Hopkins Scalise</td>
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<td>Bruneau Hudson Schneider</td>
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<td>Capella Hunter Schwegmann</td>
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<td>Carter, K Hutter Shaw</td>
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<td>Carter, R Iles Smith, G.—56th</td>
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<td>Cazayoux Jackson, L Smith, J.D.—50th</td>
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<td>Crane Jackson, M Smith, J.R.—8th</td>
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<td>Damico Kennard Strain</td>
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<td>Daniel Kenney Swilling</td>
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<td>Dardar LaFleur Thompson</td>
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<td>Devillier Lancaster Toomy</td>
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<td>Frith Odinet Wright</td>
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<tr>
<td>Frugie Perkins Peychaud</td>
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<tr>
<td>Total—102</td>
</tr>
</tbody>
</table>

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 917—
BY SENATOR MALONE

AN ACT

To amend and reenact R.S. 45:162(2) and 164(C), relative to motor carriers; to provide relative to definitions; to exempt certain carriers from proving public convenience and necessity; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representatives Dewitt and Thompson to Engrossed Senate Bill No. 917 by Senator Malone

**AMENDMENT NO. 1**

On page 2, line 3, after "production," insert "and non-hazardous industrial solid waste."

**AMENDMENT NO. 2**

On page 2, line 9, after "limousine services," insert "motor carriers transporting non-hazardous industrial solid waste."

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

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

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
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<tbody>
<tr>
<td>Mr. Speaker</td>
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<tr>
<td>Alario</td>
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<td>Alexander</td>
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<td>Capella</td>
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<td>Carter, K</td>
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<table>
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<table>
<thead>
<tr>
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<tbody>
<tr>
<td>Ansardi</td>
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<tr>
<td>Carter, R</td>
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<tr>
<td>Doerge</td>
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<td>Total—7</td>
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</tbody>
</table>

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 923—**

**AN ACT**

To amend and reenact Civil Code Arts. 2036 and 2037 and to enact Chapter 7 of Code Title IV of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:2790.1 through 2790.12, all relative to obligations; to provide for the Uniform Fraudulent Transfer Act; to provide for definitions; to provide that certain transfers are fraudulent; to provide for remedies of creditors; to provide for defenses, liability and protection of a transferee; to provide for extinguishment of a cause of action; and to provide for related matters.

Read by title.

Rep. Walker moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th></th>
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</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
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<tr>
<td>Alario</td>
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<tr>
<td>Alexander</td>
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<td>Arnold</td>
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<td>Fruge</td>
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<td>Futrell</td>
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<td>Total—101</td>
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<table>
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<tbody>
<tr>
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<tr>
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<td>Ansardi</td>
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<td>Carter, R</td>
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<tr>
<td>Doerge</td>
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<td>Total—7</td>
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</table>

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

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

SENATE BILL NO. 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.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Pinac to Reengrossed Senate Bill No. 967 by Senator Johnson

AMENDMENT NO. 1
On page 2, line 20, after “industry,” and before “and” insert “, at least one with experience in seed or early stage capital financing.”

AMENDMENT NO. 2
On page 3, between lines 9 and 10, insert “(8) The commissioner of the Board of Regents or his designee.”

AMENDMENT NO. 3
On page 4, line 10, after “business” and before the semi-colon “,” insert “and entrepreneurship”

AMENDMENT NO. 4
On page 4, delete lines 14 through 19 and insert “(SEBD).”

AMENDMENT NO. 5
On page 4, at the beginning of line 20, change “(d)” to “(b)”

AMENDMENT NO. 6
On page 4, line 20, between “assistance” and “programs” insert “and financing.”

AMENDMENT NO. 7
On page 4, line 21, after “(LEDC)” delete the remainder of the line, insert a period “.” and delete lines 22 through 25

AMENDMENT NO. 8
On page 4, at the beginning of line 26, change “(e)” to “(c)”

AMENDMENT NO. 9
On page 5, line 1, after “including,” and before “the” insert “but not limited to”

AMENDMENT NO. 10
On page 5, line 4, after “program,” and before “and” insert “research and development tax credit, technology commercialization tax credit.”

AMENDMENT NO. 11
On page 5, delete lines 6 through 16 and insert the following:

“(d) Governmental procurement activities as they relate to fair access for small businesses and entrepreneurs.”

AMENDMENT NO. 12
On page 5, at the beginning of line 17, change “(i)” to “(e)”

AMENDMENT NO. 13
On page 5, at the beginning of line 19, change “(i)” to “(f)”

AMENDMENT NO. 14
On page 5, line 20, after “training” and before the period “.” insert “related to small business and entrepreneurship”

AMENDMENT NO. 15
On page 5, between lines 20 and 21, insert “(g) Research and technology parks and incubators.”

AMENDMENT NO. 16
On page 6, line 10, after “develop” and before “a” insert “and recommend”

Rep. Bruneau asked for and obtained a division of the question.

On motion of Rep. Pinac, Amendment Nos. 1 through 10 and 14 through 16 were adopted.

Rep. Pinac moved adoption of Amendment Nos. 11, 12, and 13.


By a vote of 40 yeas and 61 nays, the amendments were rejected.

Motion

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

SENATE BILL NO. 973—
BY SENATORS BOISSIERE, BAJORIE AND IRONS AND REPRESENTATIVE MURRAY
AN ACT
To enact R.S. 48:1655(A)(1)(c), relative to the Regional Transit Authority; to provide for appointments to the board of commissioners; to allow the chief executive officer of the parish with the greatest percentage of public transit revenue to make certain appointments; to allow for legislative input in such appointments; to provide a time frame for such input; and to provide for related matters.

Read by title.
Rep. Murray moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—101

NAYS

Total—0

ABSENT

Doerge Martiny
Lancaster Smith, J.H.—8th

Total—4

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 989—
BY SENATOR HINES

AN ACT

To amend and reenact R.S. 40:1299.39.1(A)(1), (2)(b), and (I)(4) and 1299.47 (A)(1), (2)(b) and (c), and (3) and (I)(2) and (3) and to enact R.S. 40:1299.39.1(6) and 1299.47(A)(2)(d) and (I)(4), relative to the medical review panel; to provide that each request include specific and particularized allegations of malpractice as to each named defendant health care provider; to require that the claimant pay a filing fee per named defendant which shall be waived under certain conditions; to provide that failure to pay the required fee shall invalidate the request for a medical review panel; to provide for payment of the medical review panel costs; to provide for refund of the filing fee under certain conditions; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 1025—
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 39:99.12(A), relative to the sale of tobacco assets; to provide for the sale of certain assets; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tucker to Reengrossed Senate Bill No. 1025 by Senator Dardenne

AMENDMENT NO. 1

On page 2, line 10, after "Commission
shall declare its intent by granting preliminary approval and authorization to sell or convey up to one hundred percent of the state allocation to the corporation, in one or more series. Said declaration shall first be approved by the Joint Legislative Committee on the Budget and, if approved by the legislative committee, shall then be approved by a majority of the legislature if the legislature is in session. However, if the legislature is not in session, approval shall be granted by mail ballot. Upon approval of the legislature, the State Bond Commission shall commence with the sale as determined by the rules of the State Bond Commission. Net proceeds, after financing costs, of one or more issues of tobacco bonds and the residual interest to be paid shall be transferred pursuant to the provisions of this Subpart. Immediately upon closing of the sale or sales, the state treasurer shall report to the legislature the final terms and conditions of said sale or sales."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total—101

NAYS

Total—0

ABSENT

Doerge Martiny
Lancaster Smith, J.H.—8th

Total—4
Beard  Hebert  Richmond  
Bowler  Hill  Romero  
Broome  Honey  Salter  
Bruce  Hopkins  Scalise  
Bruneau  Hudson  Schneider  
Capella  Hunter  Schwegmann  
Carter, K  Hutter  Shaw  
Carter, R  Iles  Smith, G.—56th  
Cazayoux  Jackson, L  Smith, J.D.—50th  
Crane  Jackson, M  Smith, J.R.—8th  
Crowe  Johns  Smith, J.R.—30th  
Curtis  Katz  Sned  
Dumico  Kennard  Stelly  
Daniel  Kenney  Strain  
Dartez  LaFleur  Swilling  
Devillier  Lancaster  Thompson  
Diez  Landrieu  Toomy  
Downer  LeBlanc  Townsend  
Downs  Lucas  Triche  
Durand  Martiny  Tucker  
Erdey  McDonald  Waddell  
Fannin  McVea  Walker  
Farrar  Montgomery  Walsworth  
Fauchoux  Morrell  Welch  
Flavin  Morrish  Winston  
Frith  Murray  Wooton  
Fruge  Nevers  Wright  

Total—102  
NAYS  
Total—0  
ABSENT  
Baudoin  Doerge  Pierre  
Downer  LeBlanc  Townsend  

The Chair declared the above bill was finally passed.

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.

SENATE BILL NO. 1046—
BY SENATOR B. JONES
AN ACT
To enact Part III-F of Title 19 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 19:135 through 135.7, relative to expropriation; to authorize expropriation of property by a declaration of taking by municipalities with a population between twenty thousand five hundred twenty-five and twenty thousand five hundred fifty; to provide for definitions; to provide for the contents and place of filing of the petition; to provide for the prayer of the petition and for an ex parte order of deposit of estimated compensation; to provide for vesting of title; to provide for notice to the owner of the property; to provide for contesting the validity of the expropriation and for waiver of defenses; to provide for the answer by the owner; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hammett to Engrossed Senate Bill No. 1046 by Senator B. Jones

AMENDMENT NO. 1
On page 1, line 6, after "fifty" and before the semicolon ";" insert the following:

"and by municipalities and parishes with ongoing Community Development Block Grants projects relating to health and safety"

AMENDMENT NO. 2
On page 2, at the end of line 6, insert the following:

"AND BY MUNICIPALITIES AND PARISHES WITH ONGOING COMMUNITY DEVELOPMENT BLOCK GRANTS PROJECTS RELATING TO HEALTH AND SAFETY"

AMENDMENT NO. 3
On page 2, line 17, after "census" and before the period "." insert the following:

"and by municipalities and parishes with ongoing Community Development Block Grants projects relating to health and safety"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Montgomery to Engrossed Senate Bill No. 1046 by Senator B. Jones

AMENDMENT NO. 1
On page 1, line 2 between "To" and "enact" insert "amend and reenact R.S. 19:121 and to"

AMENDMENT NO. 2
On page 1, at the end of line 3, insert "redefine property subject to expropriation by the cities of Bossier City and Shreveport; to"

AMENDMENT NO. 3
On page 1, line 12, after "owner;" and before "and" insert "to direct the Louisiana State Law Institute to appropriately rename the Part heading;"

AMENDMENT NO. 4
On page 1, between lines 13 and 14, insert the following:

"Notice of intention to introduce Section 1 of this Act has been published as provided by Article III, Section 13 of the Constitution of Louisiana;"

AMENDMENT NO. 5
On page 1, between lines 14 and 15, insert the following:

"Section 1. R.S. 19:121 is hereby amended and reenacted to read as follows:

§121. Property defined

As used in this Part, the term "property" means any portion of immovable property, including servitudes and other rights in or to
immoveable property, where there are no buildings or structures for
support or shelter.

AMENDMENT NO. 6

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

AMENDMENT NO. 7

On page 6, between lines 16 and 17, insert the followi ng:

"Section 3. The Louisiana State Law Institute is hereby
authorized and directed to amend the title of Part III-A of Title 19 of
the Louisiana Revised Statutes of 1950 to read as follows: "PART
III-A. EXPROPRIATION OF PROPERTY BY A DECLARATION
OF TAKING BY THE CITIES OF BOSSIER CITY AND
SHREVEPORT"."

AMENDMENT NO. 8

On page 6, at the beginning of line 17, change "Section 2." to
"Section 4." and between "provisions" and "of" insert "of Section 2"

On motion of Rep. Lydia Jackson, the amendments were
adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker  Gallot  Murray
Alario  Glover  Odinet
Ansardi  Green  Peychaud
Arnold  Guillory  Pierre
Baldone  Hammet  Pinac
Baylor  Heaton  Pire
Broome  Hebert  Powell
Bruce  Honey  Quezaire
Bruneau  Hudson  Richmond
Capella  Hunter  Romero
Carter, K  Hutter  Salter
Cazayoux  Iles  Schwegmann
Crane  Jackson, L  Shaw
Curtis  Jackson, M  Smith, G.—56th
Damico  Johns  Smith, J.D.—50th
Daniel  Katz  Smith, J.H.—8th
Dartez  Kennard  Smith, J.R.—30th
Devillier  Kenney  Snead
Diez  LaFleur  Stelly
Downer  Lancaster  Strain
Downs  Landrieu  Thompson
Durand  LeBlanc  Townsend
Erdey  Lucas  Triche
Fannin  Martiny  Walker
Farrar  McDonald  Welch
Faucheux  Montgomery  Winston
Flavin  Morrell  Wooton
Frith  Morrish  
Total—83

NAYS

Alexander  Hill  Schneider
Baudoin  Hopkins  Toomy
Bowler  McVea  Tucker
Crowe  Nevers  Waddell
Fruge  Perkins  Walsworth
Futrell  Scalise  Wright
Beard  Doerge  
Carter, R  Swilling
Total—4

The Chair declared the above bill was finally passed.

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

Suspension of the Rules

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

SENATE BILL NO. 1081—
BY SENATOR CHAISSON
AN ACT
To amend and reenact R.S. 6:824(A)(1), relative to repayment of
loans; to delete the minimum sixty-one day grace period; and to
provide for related matters.

Read by title.

Rep. Pinac moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker  Gallot  Pierre
Alario  Glover  Pinac
Alexander  Green  Pire
Ansardi  Guillory  Powell
Arnold  Hammett  Quezaire
Baldone  Heaton  Richmond
Baudoin  Hebert  Romero
Baylor  Hill  Salter
Beard  Honey  Scalise
Bowler  Hudson  Schneider
Broome  Hunter  Schwegmann
Bruce  Hutter  Shaw
Bruneau  Iles  Smith, G.—56th
Capella  Jackson, L  Smith, J.D.—50th
Carter, K  Jackson, M  Smith, J.H.—8th
Carter, R  Johns  Smith, J.R.—30th
Cazayoux  Katz  Sneed
Culey  Kenney  Stelly
Curtis  Kenney  Strain
Damico  LaFleur  Swilling
Daniel  Lancaster  Thompson
Dartez  Landrieu  Toomy
Devillier  LeBlanc  Townsend
Downer  Lucas  Triche
Downs  Martiny  Tucker
Durand  McDonald  Waddell
Erdey  McVea  Walker
Fannin  Montgomery  Walsworth
Farrar  Morrell  Welch
Faucheux  Morrish  Winston
Flavin  Murray  Wooton
Amendments proposed by Representative LeBlanc to Reengrossed Senate Bill No. 1025 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 8, change "(2)" to "(2)(a)"

AMENDMENT NO. 2

On page 2, between lines 23 and 24, insert the following:

"(b) In the event a sale or sales authorized in this Paragraph is made during any fiscal year commencing on or after July 1, 2003, the state treasurer, in consultation with the commissioner of administration, shall provide for the deposit into the Louisiana Fund an amount of the net proceeds of any sale or sales that, together with other deposits, will ensure that a sufficient amount is deposited into the Louisiana Fund to fund the appropriations from that fund for that fiscal year. The remainder of such proceeds after deposit into the Louisiana Fund and any residuals received in such state fiscal year shall be deposited into the Millennium Trust."

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

Rep. LeBlanc 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 Pinac
Ansardi Green Pire
Arnold Guillory Powell
Baldone Hammett Quezaire
Baudoin Heaton Richmond
Baylor Hebert Romer
Beard Hill Saltier
Bowler Honey Scalise
Broome Hopkins Schneider
Bruce Hudson Schwemmann
Capella Hunter Shaw
Carter, K Hunter
Carter, R Iles Smith, G.—56th
Cazayoux Jackson, L Smith, J.H.—8th
Crane Jackson, M Smith, J.R.—30th
Crowe Johns Sneed
Curtis Katz Stelly
Damico Kennard Strain
Daniel Kenney Swilling
Dartez LaFleur Thompson
Devillier Lancaster Toomey
Dixon Landrieu Townsend
Downer LeBlanc Triche
Downs Lucas Tucker
Durand Martiny Waddell
Erdey McDonald Walker
Fannin McVea Walsworth
Farrar Montgomery Welch
Faucieux Morrell Winston
Flavin Morrish Wooton
Frith Murray Wright
Fruge Nevers

Total—101

NAYS

NAYS
The Chair declared the above bill was finally passed.

SENATE BILL NO. 1095—
BY SENATOR JOHNSON
AN ACT
To enact R.S. 48:57 and Part VI-D of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:109.1, relative to roads and highways; to authorize appointment of certain traffic control officers; to provide for the powers and duties of such officers; to create the Eastern New Orleans Interstate Oversight Commission; to provide for appointment of members, terms, and duties; and to provide for related matters.

Read by title.

Rep. Richmond moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker  Futrell  Odinet
Alario  Gallot  Perkins
Ansardi  Glover  Pierre
Arnold  Green  Pierre
Baldone  Guillory  Pinac
Baudoin  Hammet  Petre
Beard  Heaton  Powell
Beaudoin  Hebert  Quezaire
Bowler  Hill  Rich mond
Broome  Honey  Rich mond
Bruce  Hopkins  Salter
Bruneau  Hudson  Schneider
Carter, K  Hunter  Schw engmann
Carter, R  Hutter  Shaw
Cazayoux  Iles  Smith, G.—56th
Crane  Jackson, L  Smith, J.D.—50th
Crowe  Jackson, M  Smith, J.H.—8th
Curtis  Johns  Smith, J.R.—30th
Dumico  Kennard  Sneed
Daniel  Kenney  Stelly
Dartez  LaFleur  Strain
Devillier  Lancaster  Swilling
Diew  Landrieu  Thompson
Downs  LeBlanc  Townsend
Durand  Lucas  Triche
Fannin  McDonald  Tucker
Farrar  Montgomery  Walker
Faucheux  Morrell  Walsworth
Flavin  Morris  Welch
Frith  Murray  Wooton
Fruge  Nevers  Wright
Total—96

NAYS

Alexander  Toomy
Martiny  Winston
Total—4

ABSSENT

Capella  Erdey  Scalise
Doerge  Katz  Pierre
Total—5

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 10—
BY SENATOR THEUNISSEN
AN ACT
To amend and reenact R.S. 15:254.6(B)(2) relative to compulsory process; to provide for the use of unexpended and unencumbered funds in the witness fee account for the town of Welsh; to provide that surplus funds may be deposited into the town's general fund to pay for infrastructure improvements and equipment; and to provide for related matters.

Read by title.

Rep. Morrish 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  Petre
Baldone  Hammet  Powell
Baudoin  Heaton  Quezaire
Carter, K  Hunter  Schwengmann
Cazayoux  Jackson, L  Smith, J.D.—50th
Crane  Jackson, M  Smith, J.R.—30th
Crowe  Johns  Sneed
Curtis  Katz  Stelly
Dumico  Kennard  Strain
Daniel  Kenney  Swilling
Dartez  LaFleur  Thompson
Devillier  Lancaster  Townsend
Diew  LeBlanc  Tuche
Downs  Martiny  Tucker
Durand  McDonald  Waddell
Fannin  Montgomery  Walker
Faucheux  Morris  Welsh
Flavin  Murray  Wooton
Frith  Nevers  Wright
Fruge  Odinet
Total—101

NAYS
The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 71—
BY SENATOR DUPRE
AN ACT
To amend and reenact R.S. 32:666(A), relative to the offense of driving while intoxicated; to provide for penalties for such offense in the case of a fatal crash or a crash resulting in serious injury which involves alcohol; to require that such penalties be the same as those imposed for a first offense violation of driving while intoxicated; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 110—
BY SENATORS HINES AND HOYT
AN ACT
To amend and reenact R.S. 17:416(B)(1)(b), relative to minimum blade length; to prohibit a student from carrying or possessing a knife of any blade length; to provide for the discipline of such student; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 132—
BY SENATOR LAMBERT
AN ACT
To amend and reenact R.S. 40:1300.61(C)(1), relative to the River Region Cancer Screening and Early Detection District; to increase the membership by two on the board of commissioners; and to provide for related matters.

Read by title.

Rep. Diez moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Baylor
Brower
Broome
Bruce
Brunet
Capella
Carter, K
Carter, R
Cazayoux
Crawford
Day
Darmico
Daniel
Dartez
Devilier
Diez
Downer
Downs
Durand
Erdot
Erred
Fannin
Farrar
Faucheux
Flavin
Frith
Fruge
Futrell
Total—98

NAYS

Total—0

ABSENT

Ansardi
Beard
Curtis
Beard
Lucas

Total—7

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 143—
BY SENATOR DUPRE
AN ACT
To amend and reenact R.S. 14:98(B)(2), (C)(2) and (K), R.S. 15:306(A) and R.S. 32:378.2(A)(2)(a)(i) and 667(B)(1) and (3) and to enact R.S. 32:414(A)(1)(c), relative to driving while intoxicated; to provide relative to penalties for first or second offense driving while intoxicated under certain circumstances; to increase the time for suspension of driver's licenses for such offenses; to authorize a restricted license under certain conditions; to prohibit a restricted license under certain circumstances; to require the installation of an ignition interlock device for such authorization; to require installation of an ignition interlock device during certain periods of suspension; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Baldone, the bill was returned to the calendar.
SENATE BILL NO. 155—
BY SENATOR SCHEDLER
AN ACT
To amend and reenact R.S. 17:421.8(B), relative to school counselors; to provide relative to salary supplements for school counselors who hold a National Certified School Counselor credential issued by the National Board for Certified Counselors; to provide for verification; to require submission of certain documentation to the Department of Education by a certain date; to provide relative to the payment of the initial supplement; and to provide for related matters.

Read by title.

Rep. Winston moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS
Mr. Speaker Gallot Peychaud
Alario Glover Pierre
Alexander Green Pinac
Arnold Guillory Pitre
Baldone Hammett Powell
Baylor Heaton Quezaire
Bowler Hebert Richmondo
Broome Hill Romero
Bruce Honey Salter
Bruneau Hopkins Scalise
Capella Hudson Schneider
Carter, K Hunter Schwegmann
Carter, R Hutter Shaw
Cazayoux Iles Smith, G.—56th
Crane Jackson, L Smith, J.D.—50th
Crowe Jackson, M Smith, J.R.—30th
Damico Kenney Strain
Devillier Lancaster Swilling
Diez Landrieu Thompson
Downer LeBlanc Townsend
Dowds Lucas Toomy
Durand Martiny Triche
Erdey McDonald Tucker
Fannin McVea Waddell
Farrar Montgomery Walker
Faucheux Morrell Winston
Flavin Murray Wright
Frith Nevers Wooton
Fruge Odinet Perkins
Futrell Perkins
Total—97

NAYS
Total—0

ABSENT

Ansardi Doerge Walsworth
Baudoin Katz Wright
Beard Morrish
Total—8

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 178—
BY SENATOR DUPRE
AN ACT
To amend and reenact R.S. 14:99, relative to offenses effecting the public safety; to provide relative to reckless operation of a vehicle; to provide relative to the penalties for such offense; and to provide for related matters.

Read by title.

Motion

Rep. Morrell moved the bill be indefinitely postponed.

ROLL CALL

The roll was called with the following result:

YEAS
Mr. Speaker Honey Pierre
Alario Hopkins Pinac
Beard Hudson Quezaire
Bowler Hunter Richmondo
Broome Hutter Romero
Bruneau Iles Schwegmann
Carter, R Jackson, L Smith, G.—56th
Damico Jackson, M Smith, J.D.—50th
Dartez Katz Smith, J.R.—30th
Diez Kenney Strain
Durand Lancaster Swilling
Frith LeBlanc Thompson
Gallot McVea Townsend
Green Morrell Walker
Guillory Morrish Welch
Hammett Murrax
Heaton Odinet
Hebert Peychaud
Total—52

NAYS

Total—43

ABSENT

Alexander Fannin Powell
Ansardi Faucheux Salter
Arnold Flavin Scalise
Baldone Futrell Schneider
Baudoin Glover Shaw
Bruce Johns Sneed
Capella Kennard Stelly
Carter, K LaFleur Triche
Cazayoux Landrieu Tucker
Crane Martiny Waddell
Crowe McDonald Walsworth
Devillier Nevers Wright
Downs Perkins
Erdey Pitre
Total—10

The Chair declared the above bill was finally passed.
The bill was indefinitely postponed.

**Suspension of the Rules**

On motion of Rep. Powell, and under a suspension of the rules, the above roll call was corrected to reflect him as voting nay.

**SENATE BILL NO. 190—**

BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:701(28), 723(A)(1), 728(A) and (B)(1)(a)(ii), and 783(D)(1)(a), relative to the Teachers’ Retirement System of Louisiana; to provide with respect to monthly retirement benefits paid in advance; to provide with respect to selection of option for method of payment after death of member; 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:

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<td>Mr. Speaker</td>
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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.

**SENATE BILL NO. 197—**

BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11: 181(B)(3), relative to Louisiana Clerks of Court Retirement System and Relief Fund; to delete reference to the chairman of the Senate Finance Committee from the provisions of law relating to per diem; 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:

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</table>
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.

SENATE BILL NO. 199—
BY SENATOR BOISSIERE
AN ACT
To amend and reenact R.S. 11:1541, relative to Louisiana Clerks of Court Retirement System and Relief Fund; to provide that the chairman of the Senate Retirement Committee shall serve as an ex officio member; 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:

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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.

SENATE BILL NO. 203—
BY SENATOR BOISSIERE
AN ACT
To amend and reenact R.S. 11:1931 and to repeal R.S. 11:1930.1, 1930.2, and 1930.3, relative to the Parochial Employees' Retirement System of Louisiana; to provide with respect to limitations on benefits payable to highly compensated employees; to provide with respect to compliance with Internal Revenue Code provisions; to repeal authority for early payment of benefits; to repeal provisions relating to limitations on compensation; to repeal provisions relating to transfer of benefits; to repeal authority for computation of retirement benefits; 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:

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SENATE BILL NO. 215—
BY SENATOR BOISSIERE

AN ACT to repeal R.S. 11:205, relative to the Louisiana State University Retirement System; to provide for an effective date; and to extend the district into Lafourche Parish; to provide for the terms of office for board members; to provide for the board; 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

NAYS

Total—100

The Chair declared the above bill was finally passed.

SENATE BILL NO. 252—
BY SENATOR DUPRE

AN ACT to enact R.S. 40:1496(I), relative to fire protection districts; to provide for the membership of the board of commissioners of the Terrebonne Parish Fire District Number Five; to provide for the terms of office for board members; to provide for the board chairman; and to provide for related matters.

Read by title.

Rep. Baldone moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

NAYS

Total—100
The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 283—
BY SENATOR BOISSIERE
AN ACT
To enact R.S. 11:1313(B)(3), relative to the State Police Pension and Retirement System; to authorize an increase in disability benefits for certain catastrophic injuries sustained in the performance of official duties; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 301—
BY SENATOR BAOIE
AN ACT
To amend and reenact R.S. 46:56(F)(7), relative to the confidentiality of client records; to authorize the release of non-identifying medical or genetic information from the department's records to a former foster child or his representative; 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  Perkins  Fry  Perkins  Fried  J.
Alario      1st        2nd       3rd       4th      5th      6th      7th
Alexander  Gallot  Perquin  Perquin  Fry  Perquin  Fried  J.
Ansardi    Perquin  Perquin  Perquin  Fry  Perquin  Fried  J.
Arnold     Perquin  Perquin  Perquin  Fry  Perquin  Fried  J.
Balldone   Perquin  Perquin  Perquin  Fry  Perquin  Fried  J.
Baudoin    Perquin  Perquin  Perquin  Fry  Perquin  Fried  J.
Baylor     Perquin  Perquin  Perquin  Fry  Perquin  Fried  J.
Beard      Perquin  Perquin  Perquin  Fry  Perquin  Fried  J.
Bowler     Perquin  Perquin  Perquin  Fry  Perquin  Fried  J.
Broome     Perquin  Perquin  Perquin  Fry  Perquin  Fried  J.
Bruce      Perquin  Perquin  Perquin  Fry  Perquin  Fried  J.
Bruneau    Perquin  Perquin  Perquin  Fry  Perquin  Fried  J.
Capella    Perquin  Perquin  Perquin  Fry  Perquin  Fried  J.
Carter, K Perquin  Perquin  Perquin  Fry  Perquin  Fried  J.
Carter, R Perquin  Perquin  Perquin  Fry  Perquin  Fried  J.
Cayaux      Perquin  Perquin  Perquin  Fry  Perquin  Fried  J.
Crane       Perquin  Perquin  Perquin  Fry  Perquin  Fried  J.
Crowe       Perquin  Perquin  Perquin  Fry  Perquin  Fried  J.
Crawford   Perquin  Perquin  Perquin  Fry  Perquin  Fried  J.
Damonico   Perquin  Perquin  Perquin  Fry  Perquin  Fried  J.
Daniel     Perquin  Perquin  Perquin  Fry  Perquin  Fried  J.
Dartez     Perquin  Perquin  Perquin  Fry  Perquin  Fried  J.
Deville    Perquin  Perquin  Perquin  Fry  Perquin  Fried  J.
Diez       Perquin  Perquin  Perquin  Fry  Perquin  Fried  J.
Downer     Perquin  Perquin  Perquin  Fry  Perquin  Fried  J.
Downs      Perquin  Perquin  Perquin  Fry  Perquin  Fried  J.
Durand     Perquin  Perquin  Perquin  Fry  Perquin  Fried  J.
Erdey      Perquin  Perquin  Perquin  Fry  Perquin  Fried  J.
Fannin     Perquin  Perquin  Perquin  Fry  Perquin  Fried  J.
Farrar     Perquin  Perquin  Perquin  Fry  Perquin  Fried  J.
Faucheux   Perquin  Perquin  Perquin  Fry  Perquin  Fried  J.
Flavio     Perquin  Perquin  Perquin  Fry  Perquin  Fried  J.
Frith      Perquin  Perquin  Perquin  Fry  Perquin  Fried  J.
Fruge      Perquin  Perquin  Perquin  Fry  Perquin  Fried  J.
Total—101

NAYS

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker    Futrell    Nevers
Alario        Gallot    Odinet
Alexander    Glover    Perkins
Ansardi          Green    Peychaud
Arnold        Guillory    Pierre
Baldoine    Hammett    Pinac
Baudoin        Heaton    Pitre
Baylors        Hebert    Quezaire
Bowler        Hill    Salter
Broome        Honey    Scalise
Bruce        Hopkins    Schneider
Bruneau        Hunter    Schwegmann
Capella        Hutter    Shaw
Carters K        Ies    Smith, J.D.—50th
Cazyoux    Jackson, L    Smith, J.H.—8th
Cane        Jackson, M    Smith, J.R.—30th
Crowes        Johns    Sneed
Curtis        Katz    Strain
Damico        Kenyard    Swilling
Daniel        Kenney    Thompson
Devilliers    LaFleur    Toomy
Diezes        Lancaster    Townsend
Downers        Landrieu    Triche
Downs        LeBlanc    Tucker
Durands        Lucas    Waddell
Erseys        Martiny    Walker
Fannin         McDonald    Walsworth
Farrar        McVea    Welch
Fauches        Montgomery    Winston
Flavins        Morrell    Wooton
Friths        Morriss    Wright
Fruges        Murray
Total—95

NAYS

Carter, R        Powell    Smith, G.—56th
Dartez        Richmond
Total—5

ABSENT

Beard        Hudson    Stelly
Doerges        Romero
Total—5

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 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.

Called from the calendar.
Read by title.

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

**HOUSE FLOOR AMENDMENTS**
Amendments proposed by Representative Walsworth to Reengrossed Senate Bill No. 967 by Senator Johnson

**AMENDMENT NO. 1**
On page 6, between lines 17 and 18 insert the following:

"(8) The commission shall promulgate rules and regulations as are necessary in accordance with the Administrative Procedure Act, subject to oversight by the House Commerce Committee and the Senate Commerce, Consumer Protection, and International Affairs, to implement the provisions of this Section."

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

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

**ROLL CALL**
The roll was called with the following result:

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<td>Walker</td>
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<td>Fannin</td>
<td>McVea</td>
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<td>Fauches</td>
<td>Morrell</td>
<td>Welch</td>
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<td>Flavin</td>
<td>Morris</td>
<td>Winston</td>
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<tr>
<td>Frith</td>
<td>Murray</td>
<td>Wooton</td>
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<tr>
<td>Fruge</td>
<td>Nevers</td>
<td>Wright</td>
</tr>
<tr>
<td>Futrell</td>
<td>Odinet</td>
<td>Total—101</td>
</tr>
</tbody>
</table>

| NAYS | Total—0 |

**SENATE BILL NO. 110—**
BY SENATORS HINES AND HOYT
AN ACT
To amend and reenact R.S. 17:416(B)(1)(b), relative to minimum blade length; to prohibit a student from carrying or possessing a knife of any blade length; to provide for the discipline of such student; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. LaFleur moved the final passage of the bill.

**ROLL CALL**
The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
<th>ABSENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
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<td>Iles</td>
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<td>Jackson, M</td>
<td>Smith, G.—56th</td>
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<td>Johns</td>
<td>Smith, J.D.—50th</td>
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<td>Katz</td>
<td>Smith, J.H.—8th</td>
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<td>Kennard</td>
<td>Smith, J.R.—30th</td>
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<tr>
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<td>Kenney</td>
<td>Swiling</td>
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<td>LaFleur</td>
<td>Toomy</td>
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<td>Daniel</td>
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<td>Townsend</td>
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<td>Landrieu</td>
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<td>LeBlanc</td>
<td>Tucker</td>
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<td>Downer</td>
<td>Lucas</td>
<td>Walker</td>
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<td>Downs</td>
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<tr>
<td>Fauches</td>
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</tr>
<tr>
<td>Flavin</td>
<td>Murray</td>
<td>Total—98</td>
</tr>
</tbody>
</table>

| NAYS | Total—5 |

| Dartez | Tucker | Wooton |
SENATE BILL NO. 71—
BY SENATOR DUPRE
AN ACT
To amend and reenact R.S. 32:666(A), relative to the offense of driving while intoxicated; to provide for penalties for such offense in the case of a fatal crash or a crash resulting in serious injury which involves alcohol; to require that such penalties be the same as those imposed for a first offense violation of driving while intoxicated; and to provide for related matters.

Called from the calendar.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Cazayoux to Reengrossed Senate Bill No. 71 by Senator Dupre

AMENDMENT NO. 1
Delete Amendment Nos. 1 and 2 proposed by the House Committee on Administration of Criminal Justice and adopted by the House on June 9, 2003.

AMENDMENT NO. 2
On page 2, line 8, after "shall" insert "direct that"

AMENDMENT NO. 3
On page 2, delete lines 9 through 11 in their entirety and insert in lieu thereof the following:

"a chemical test be conducted of a person's blood, urine, or other bodily substance, or perform a chemical test of such person's breath, for the purpose of determining the alcoholic"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Alexander Flavin Nevers
Baldone Frith Perkins
Bayor Fruege Pitre
Beard Futrell Powell
Bruce Gallot Quezaire
Bruneau Green Romero
Capella Hebert Salter
Carter, R. Hill Scalise
Cazayoux Hudson Schneider
Crane Hutter Shaw
Crowe Jackson, L Smith, G.—56th
Curtis Johns Smith, J.H.—8th
Damico Kennard Stelly
Dartez Kenney
Dier LaFleur
Erdey Landrieu Waddell
Fannin Lucas Wright
Farrar McVea
Faucheux Montgomery
Total—55

NAYS

Mr. Speaker Honey Richmond
Alario Iles Schwegmann
Ansardi Jackson, M Smith, J.D.—50th
Arnold Katz Smith, J.R.—30th
Bowler Lancaster Swilling
Broome LeBlanc Toomy
Carter, K Martiny Townsend
Daniel Morrell Triche
Devillier Morris Tucker
Downs Murray Walker
Durand Odetin Walsworth
Guillory Peychaud Welch
Hammett Pierre Winston
Heaton Pinac Wooton
Total—42

ABSENT

Baudoin Glover McDonald
Doerge Hopkins Sneed
Downie Hunter
Total—8

The Chair declared the above bill was finally passed.

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

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 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.

Rep. Gary Smith moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Flavin Perkins
Araio Frith Pinac
Alexander Futrell Pitre

Amendments proposed by Representative Perkins to Reengrossed Senate Bill No. 143 by Senator Dupre

AMENDMENT NO. 1
On page 1, line 8, after "conditions;" delete the remainder of the line and at the beginning of line 9 delete "circumstances;"

AMENDMENT NO. 2
On page 4, line 16, after "years," delete the remainder of the line, delete lines 17 and 18 in their entirety and insert "The"

AMENDMENT NO. 3
On page 4, at the beginning of line 20, delete "remaining"

AMENDMENT NO. 4
On page 4, delete line 25 in its entirety and insert "the first three years of the four-year period of"

AMENDMENT NO. 5
On page 7, line 16, after "greater," delete the remainder of the line and insert "he shall be eligible for a"

AMENDMENT NO. 6
On page 7, line 17, after "license for" delete the remainder of the line and at the beginning of line 18 delete "license" and insert "period of"

AMENDMENT NO. 7
On page 7, line 19, after "14:98(K)(2)(b)." delete the remainder of the line and insert "the"

AMENDMENT NO. 8
On page 7, line 20, after "offender" change "shall" to "may" and after "entire" change "three" to "four"

AMENDMENT NO. 9
On page 7, at the beginning of line 21, delete "remaining"

AMENDMENT NO. 10
On page 7, at the end of line 22, delete "first two" and insert "first three"

AMENDMENT NO. 11
On page 7, delete line 23 and insert "years of the four-year suspension."

AMENDMENT NO. 12
On page 8, line 21, after "years" insert a period "." and delete the remainder of the line and delete lines 22 and 23 in their entirety and insert "The offender shall be eligible for a restricted license"

AMENDMENT NO. 13
On page 8, line 24, after "entire" delete "remaining three" and insert "four"
AMENDMENT NO. 14
On page 9, delete line 2 and insert "three-year period of the four-year period of the suspension of"

AMENDMENT NO. 15
On page 11, line 13, after "weight," delete the remainder of the line and delete lines 14 and 15 and insert "he shall be eligible for a hardship license during"

AMENDMENT NO. 16
On page 11, line 16, after "entire" delete "remaining three" and insert "four"

AMENDMENT NO. 17
On page 11, line 19, change "two" to "three"

AMENDMENT NO. 18
On page 11, at the beginning of line 20, delete "remaining three" and insert "four"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker          Gallot         Peychaud
Alario               Glover         Pierre
Alexander            Green          Pinc
Ansardi              Guillory       Pite
Arnold               Hammett       Quezaire
Baldone              Heaton         Richmon
dAUDOIN              Hebert          Romero
Baylor               Hill            Salter
Beard                Honey          Scale
Bowler               Hopkins        Salie
Broome               Hudson         Schneider
Bruce                Hunter         Schwegmann
Bruneau              Hutter         Shaw
Capella              Iles           Smith, G.—56th
Carter, K            Jackson, L      Smith, J.D.—50th
Carter, R            Jackson, M      Smith, J.H.—8th
Cazayoux             Johns          Sneed
Crane                Katz           Stelly
Crowe                Kennard        Strain
Curtis               Kenney         Swilling
Damico               LaFleur        Thompson
Daniel               Lancaster      Toomy
Dartez               Landrieu       Townsend
Diez                 LeBlanc        Triche
Downs                Lucas          Tucker
Durand               Marvin         Waddell
Edey                 McDonald       Walker
Fannin               McVea          Walsworth
Farrar               Montgomery     Welch
Faucheaux            Morish         Winston
Flavin               Murray         Wooten
Frith                Nevers         Wright
Frugue               Odi
t
Futrell              Perkins

NAYS

Morrell

ABSENT

Devillier

Downer

Smith, J.R.—30th

Total—100

Total—1

The Chair declared the above bill was finally passed.

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

Suspension of the Rules

On motion of Rep. Baldone, the rules were suspended in order to take up and consider Conference Committee Reports at this time.

Conference Committee Reports for Consideration

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

SENATE BILL NO. 214—
BY SENATORS DUPRE, CAIN, SCHEDLER, ADLEY, BARHAM, BOISSIERE, CHAISON, CRAVINS, DARDENNE, FIELDS, ELLINGTON, FONTENOT, GAUTREAUX, HINES, HOLDEN, HOLLIS, HOYT, IRONS, JOHNSON, B. JONES, JONES, LAMBERT, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, ROMERO, SMITH, TARVER, THEUNISSEN AND THOMAS AND REPRESENTATIVES PITRE AND DOWNER

A JOINT RESOLUTION
Proposing to amend Article VII, Sections 10.2(B) and (C) and 10.5(C) of the Constitution of Louisiana and to add Article VII, Section 10(D)(2)(e) and (f) of the Constitution of Louisiana, relative to state funds; to provide for credit and appropriation of monies in the Mineral Revenue Audit and Settlement Fund for deposit in the Wetlands Conservation and Restoration Fund; to provide for the cap on the balance of certain mineral revenues that can be in the balance of the Wetlands Conservation and Restoration Fund; to provide for the allocation of appropriation of nonrecurring revenues for deposit into the Wetlands Conservation and Restoration Fund; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

On motion of Rep. Pitre, the bill was recommitted to the Conference Committee.

SENATE BILL NO. 568—
BY SENATORS DUPRE, CAIN, SCHEDLER, ADLEY, BARHAM, BOISSIERE, CHAISON, CRAVINS, DARDENNE, FIELDS, FONTENOT, GAUTREAUX, HINES, HOLDEN, HOLLIS, HOYT, IRONS, LAMBERT, MCPHERSON, MICHOT, MOUNT, ROMERO, SMITH, TARVER AND THEUNISSEN

AN ACT
To amend and reenact R.S. 39:97(C) and R.S. 49:213.7(B)(1) and (D) and to enact R.S. 39:34(B)(2)(d) and 54(B)(2)(d) and (e) and to repeal R.S. 49:213.7(B)(3), relative to state funds; to provide for credit and appropriation of monies in the Mineral Revenue Audit and Settlement Fund for deposit in the Wetlands Conservation and Restoration Fund; to provide for a cap on the balance of certain mineral revenues that can be in the balance of the Wetlands Conservation and Restoration Fund; to provide for the allocation of appropriation of nonrecurring revenues for
deposit into the Wetlands Conservation and Restoration Fund; to provide for an effective date; and to provide for related matters.

Read by title.

On motion of Rep. Pitre, the bill was recommitted to the Conference Committee.

Conference Committee Reports Received

Conference Committee Reports were received for the following legislative instruments:

**HOUSE BILL NO. 1342—**

*BY REPRESENTATIVES DEWITT, CRANE, ALEXANDER, CURTIS, DOWNER, HONEY, KENNARD, KENNEY, NEVERS, PEYCHAUD, POWELL, JANE SMITH, AND SWILLING, AND SENATOR THEUNISSEN AN ACT*

To enact R.S. 17:416.18, relative to the rights of teachers; to establish the Educators' Right to Teach for teachers in city, parish, or other local public schools relative to disciplinary matters; to provide for policies enacted or adopted by any city, parish, or other local public school boards; and to provide for related matters.

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

Conference Committee Appointment

Under a suspension of House Rule 6.14, the Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 174: Reps. DeWitt, Hill, and Diez.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1154: Reps. Diez, Pitre, and Powell.

Conference Committee Appointment

Under a suspension of House Rule 6.14, the Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1776: Reps. Hammett, LaFleur, and Fruge.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to Senate Bill No. 567: Reps. Townsend, Hebert, and Richmond.

Petitions, Memorials and Communications

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

Message from the Senate

**HOUSE BILLS**

June 11, 2003

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

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

House Bill No. 196
Returned without amendments.

House Bill No. 809
Returned without amendments.

House Bill No. 824
Returned without amendments.

House Bill No. 852
Returned without amendments.

House Bill No. 923
Returned without amendments.

House Bill No. 972
Returned with amendments.

House Bill No. 1017
Returned with amendments.

House Bill No. 1020
Returned with amendments.

House Bill No. 1078
Returned with amendments.

House Bill No. 1090
Returned with amendments.

House Bill No. 1096
Returned with amendments.

House Bill No. 1124
Returned without amendments.

House Bill No. 1127
Returned without amendments.

House Bill No. 1133
Returned without amendments.

House Bill No. 1155
Returned without amendments.

House Bill No. 1156
Returned without amendments.
House Bill No. 1167  
Returned without amendments.

House Bill No. 1273  
Returned without amendments.

House Bill No. 1355  
Returned without amendments.

House Bill No. 1468  
Returned with amendments.

House Bill No. 1496  
Returned with amendments.

House Bill No. 1643  
Returned with amendments.

House Bill No. 1644  
Returned without amendments.

House Bill No. 1645  
Returned without amendments.

House Bill No. 1646  
Returned without amendments.

House Bill No. 1647  
Returned without amendments.

House Bill No. 1648  
Returned without amendments.

House Bill No. 1671  
Returned without amendments.

House Bill No. 1686  
Returned with amendments.

House Bill No. 1894  
Returned without amendments.

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

Message from the Senate

DISAGREEMENT TO SENATE BILL  
June 11, 2003  
To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 340 by Sen. Irons, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

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

Message from the Senate

DISAGREEMENT TO SENATE BILL  
June 11, 2003  
To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 637 by Sen. Heitmeier, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

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

Message from the Senate

DISAGREEMENT TO SENATE BILL  
June 11, 2003  
To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 968 by Sen. B. Jones, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

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

Message from the Senate

SIGNED SENATE BILLS AND JOINT RESOLUTIONS  
June 11, 2003  
To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Bills:

Respectfully submitted,  
MICHAEL S. BAER, III  
Secretary of the Senate
and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

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

Introduction of Resolutions, House and House Concurrent

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

**HOUSE RESOLUTION NO. 119—**
BY REPRESENTATIVES PINAC AND DEWITT
A RESOLUTION
To express the sincere and heartfelt condolences of the House of Representatives upon the death of Camile Adam of Lyons Point.

Read by title.

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

**HOUSE RESOLUTION NO. 120—**
BY REPRESENTATIVE HUNTER
A RESOLUTION
To express sincere and heartfelt condolences upon the death of civil rights attorney James Sharp, Jr., and to recognize his contributions to the city of Monroe, to Ouachita Parish, and to the state of Louisiana.

Read by title.

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

**HOUSE RESOLUTION NO. 121—**
BY REPRESENTATIVE CROWE
A RESOLUTION
To recognize and commend Tim Floyd on his selection as the head coach of the New Orleans Hornets Basketball Team.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 237—**
BY REPRESENTATIVE WELCH
A CONCURRENT RESOLUTION
To recognize Tuesday, June 17, 2003, as a Day of Prayer and Comfort in support of the families and friends of Trineisha Dené Colomb, Gina Wilson Green, Pam Kinamore, Charlotte Murray Pace, and Carrie Lynn Yoder and to provide for suitable observance of this special day.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 238—**
BY REPRESENTATIVE THOMPSON
A CONCURRENT RESOLUTION
To commend the University of Louisiana at Monroe for having developed the expertise and facilities to teach precision farming management practices and to encourage the teaching of precision farming management practices in all Louisiana colleges and universities.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 239—**
BY REPRESENTATIVE THOMPSON
A CONCURRENT RESOLUTION
To create the Louisiana Dairy Industry Task Force to study issues affecting fair milk prices and to make recommendations to the legislature.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 240—**
BY REPRESENTATIVE JOHNS
A CONCURRENT RESOLUTION
To commend Dennis Trahan upon his many accomplishments and particularly upon the celebrated and memorable occasion of his induction into the Louisiana Fast Pitch Softball Hall of Fame.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 241—**
BY REPRESENTATIVES GALLOT, DOWNS, AND FANNIN AND SENATOR B. JONES
A CONCURRENT RESOLUTION
To express the condolences of the Legislature of Louisiana upon the death of Mary Ardistine Fowler Beasley of Ruston.

Read by title.

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

Ordered to the Senate.

Reports of Committees

The following reports of committees were received and read:

**Report of the Committee on Civil Law and Procedure**
June 11, 2003

To the Speaker and Members of the House of Representatives:
Pursuant to a meeting held on June 10, 2003, I am directed by your Committee on Civil Law and Procedure to submit the following report:

House Bill No. 670, by Daniel (Joint Resolution)
Reported without amendments. (6-0) (Regular)

RONNIE JOHNS
Chairman

Report of the Committee on Administration of Criminal Justice
June 11, 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:

- Senate Bill No. 72, by Dupre
  Reported with amendments. (5-4) (Regular)
- Senate Bill No. 77, by Mount
  Reported with amendments. (6-0) (Regular)
- Senate Bill No. 98, by Lentini
  Reported with amendments. (6-1) (Regular)
- Senate Bill No. 207, by Boissiere
  Reported favorably. (6-0) (Regular)
- Senate Bill No. 295, by Dardenne
  Reported with amendments. (6-0) (Regular)
- Senate Bill No. 303, by Mount
  Reported favorably. (6-0) (Regular)
- Senate Bill No. 304, by Dardenne
  Reported favorably. (6-0) (Regular)
- Senate Bill No. 424, by Chaisson
  Reported with amendments. (6-0) (Regular)
- Senate Bill No. 477, by Chaisson
  Reported with amendments. (6-0) (Regular)
- Senate Bill No. 480, by Chaisson
  Reported with amendments. (6-0) (Regular)
- Senate Bill No. 481, by Chaisson
  Reported favorably. (7-0) (Regular)
- Senate Bill No. 502, by Dardenne
  Reported favorably. (6-0) (Regular)
- Senate Bill No. 508, by C D Jones
  Reported with amendments. (5-2-1) (Regular)
- Senate Bill No. 511, by C D Jones
  Reported favorably. (7-0) (Regular)
- Senate Bill No. 522, by C D Jones
  Reported with amendments. (7-0) (Regular)
- Senate Bill No. 552, by C D Jones
  Reported favorably. (7-0) (Regular)
- Senate Bill No. 627, by Irons

Reported favorably. (6-0) (Regular)

- Senate Bill No. 660, by Heitmeier
  Reported favorably. (6-0) (Regular)
- Senate Bill No. 761, by Cain
  Reported with amendments. (8-0) (Regular)
- Senate Bill No. 801, by Marionneaux
  Reported favorably. (5-2) (Regular)
- Senate Bill No. 1027, by Johnson
  Reported favorably. (6-0) (Regular)
- Senate Bill No. 1031, by C Romero
  Reported favorably. (6-0) (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
June 11, 2003

To the Speaker and Members of the House of Representatives:

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

- Senate Bill No. 235, by Dupre
  Reported favorably. (13-0) (Regular)
- Senate Bill No. 398, by Fontenot
  Reported with amendments. (12-0) (Regular)
- Senate Bill No. 706, by Irons
  Reported with amendments. (14-0) (Regular)

CARL CRANE
Chairman

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

Report of the Committee on Health and Welfare
June 11, 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:

- Senate Bill No. 326, by Bajoie
  Reported favorably. (12-0) (Regular)
- Senate Bill No. 867, by Schedler
  Reported with amendments. (10-4) (Regular)
- Senate Bill No. 1090, by Bajoie
  Reported favorably. (12-0) (Regular)

SYDNIE MAE DURAND
Chairman
The above Senate Bills (except Senate Bill No. 326) reported favorably or with amendments were referred to the Legislative Bureau.

Report of the Committee on Insurance
June 11, 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. 691, by Farrar
Reported favorably. (7-0) (Regular)

Senate Bill No. 1110, by Boissiere
Reported with amendments. (13-0) (Regular)

TROY HEBERT
Chairman

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

Report of the Committee on Retirement
June 11, 2003
To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 202, by Boissiere
Reported favorably. (6-0) (Regular)

Senate Bill No. 425, by Boissiere
Reported favorably. (6-0) (Regular)

Senate Bill No. 427, by Boissiere
Reported with amendments. (6-0) (Regular)

Senate Bill No. 602, by Boissiere
Reported favorably. (6-0) (Regular)

Senate Bill No. 603, by Boissiere
Reported with amendments. (6-0) (Regular)

Senate Bill No. 1076, by Boissiere
Reported with amendments. (7-0) (Regular)

M. P. "PETE" SCHNEIDER III
Chairman

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

House Bill No. 1557, by Landrieu
Reported favorably. (9-0) (Regular)

Senate Bill No. 281, by Boissiere
Reported favorably. (6-0) (Regular)

Senate Bill No. 426, by Boissiere
Reported with amendments. (6-0) (Regular)

Senate Bill No. 636, by Heitmeier
Reported favorably. (6-0) (Regular)

Senate Bill No. 728, by C. D. Jones
Reported with amendments. (6-0) (Regular)

Senate Bill No. 986, by Irons
Reported with amendments. (8-0) (Regular)

Senate Bill No. 1035, by Dupre
Reported favorably. (6-0) (Regular)

M. P. "PETE" SCHNEIDER III
Chairman

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

Suspension of the Rules
On motion of Rep. Arnold, the rules were suspended in order to take up House Bills contained in the committee report at this time.

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

HOUSE BILL NO. 1531—
BY REPRESENTATIVE ARNOLD
AN ACT
To amend and reenact R.S. 11:3385.1(K)(5), relative to the Firefighters’ Pension and Relief Fund in the city of New Orleans; to provide for payment of the balance of a member’s Deferred Retirement Option Plan account to the beneficiary; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1557—
BY REPRESENTATIVES LANDRIEU AND MURRAY
AN ACT
To amend and reenact R.S. 11:3385.2(A) and to enact R.S. 11:3385.1(L), relative to the Firefighters’ Pension and Relief Fund in the city of New Orleans; to authorize Deferred Retirement Option Plan participant to exercise an initial lump sum benefit option; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.
On motion of Rep. Schneider, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**Privileged Report of the Legislative Bureau**

June 11, 2003

To the Speaker and Members of the House of Representatives:

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

- Senate Concurrent Resolution No. 74
  Reported without amendments.
- Senate Bill No. 21
  Reported without amendments.
- Senate Bill No. 61
  Reported without amendments.
- Senate Bill No. 120
  Reported without amendments.
- Senate Bill No. 133
  Reported without amendments.
- Senate Bill No. 147
  Reported without amendments.
- Senate Bill No. 151
  Reported without amendments.
- Senate Bill No. 227
  Reported without amendments.
- Senate Bill No. 255
  Reported without amendments.
- Senate Bill No. 314
  Reported without amendments.
- Senate Bill No. 323
  Reported without amendments.
- Senate Bill No. 349
  Reported without amendments.
- Senate Bill No. 359
  Reported without amendments.
- Senate Bill No. 382
  Reported without amendments.
- Senate Bill No. 505
  Reported without amendments.
- Senate Bill No. 572
  Reported without amendments.
- Senate Bill No. 583
  Reported without amendments.
- Senate Bill No. 607
  Reported without amendments.
- Senate Bill No. 646
  Reported without amendments.
- Senate Bill No. 688
  Reported without amendments.
- Senate Bill No. 704
  Reported without amendments.
- Senate Bill No. 749
  Reported without amendments.
- Senate Bill No. 802
  Reported without amendments.
- Senate Bill No. 840
  Reported without amendments.
- Senate Bill No. 844
  Reported without amendments.
- Senate Bill No. 975
  Reported without amendments.
- Senate Bill No. 983
  Reported without amendments.
- Senate Bill No. 997
  Reported without amendments.
- Senate Bill No. 1011
  Reported without amendments.
- Senate Bill No. 1024
  Reported without amendments.
- Senate Bill No. 1028
  Reported without amendments.
- Senate Bill No. 1099
  Reported without amendments.
- Senate Bill No. 1111
  Reported without amendments.
- Senate Bill No. 1115
  Reported without amendments.
- Senate Bill No. 1121
  Reported without amendments.
- Senate Bill No. 1126
  Reported without amendments.

Respectfully submitted,

JOE SALTER
Chairman

**Suspension of the Rules**

On motion of Rep. LeBlanc, and under a suspension of the rules, Senate Bill No. 61 was recommitted to the Committee on Appropriations.

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

**Motion**

On motion of Rep. Landrieu, the Committee on Appropriations was discharged from further consideration of Senate Bill No. 963.

**SENATE BILL NO. 963**—

BY SENATORS CRAVINS, MICHOT, IRONS AND HOLDEN AND REPRESENTATIVES K. CARTER, GLOVER, GUILLORY, M. JACKSON AND MORRELL

AN ACT

To enact R.S. 15:902.2, relative to juvenile institutions; to provide for the closure of Swanson Correctional Center for Youth-Madison Parish Unit; to require the Department of Public Safety and Corrections to develop a plan for closure of the facility and placement of the youth confined at the facility; to provide for an effective date; and to provide for related matters.

Read by title.

**Motion**

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

**Privileged Report of the Committee on Enrollment**

June 11, 2003

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

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

The following House Resolutions have been properly enrolled:

**HOUSE RESOLUTION NO. 118**—

BY REPRESENTATIVE LUCAS

A RESOLUTION

To urge and request the New Orleans City Council to designate Desire Street as a one-way street from St. Claude Avenue north to Claiborne Avenue.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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

**Privileged Report of the Committee on Enrollment**

June 11, 2003

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

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

The following House Concurrent Resolutions have been properly enrolled:

**HOUSE CONCURRENT RESOLUTION NO. 228**—

BY REPRESENTATIVES WELCH, ALARIO, ALEXANDER, ANSARDI, ARNOLD, B AILDONE, BAUDOUIN, BAYLOR, BEARD, BOWLER, BROOME, BRUCE, BRUNEAU, CAPELLA, P. CARTER, R. CARTER, CAZAYOUX, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEVILLIER, DEWITT, DIEZ, DOERGE, DOWNER, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FLAVIN, FRITH, FRUGE, FUTRELL, GALLOT, GLOVER, GREEN, GUILLOIRE, HAMMETT, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUDSON, HUNTER, HUTTER, ILES, L. JACKSON, M. JACKSON, JOHNS, KATZ, KENNARD, KENNY, LAFLUER, LANCASTER, LANDRIEU, LEBLANC, LUCAS, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, MURRAY, NEVES, ODINET, PERKINS, PEYCHAUD, PIERRE, PINAC, PITRE, POWELL, QUEZAIRE, RICHMOND, ROMERO, SALTER, SCALINE, SCHNEIDER, SCHWEGMANN, SHAW, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, SNEED, STELLY, STRAIN, SWILLING, THOMPSON, TOOZY, TOUSSIGNON, TRUICH, TUCKER, WADDELL, WALKER, WALS WORTH, WENSTON, WOOTON, AND WRIGHT AND SENATORS ADLEY, BAJIOIE, BARHAM, BEAN, BOISSIERE, CAIN, CHAISON, CRAVINS, DARDEXEN, DEAN, DUPRE, ELLINGTON, FIELDS, FONTENOT, GAUTREAUX, HAINKEL, HEITMEIER, HINES, HOLDEN, HOLIS, HOYT, IRONS, JOHNSON, B. JONES, C. JONES, LAMBERT, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, ROMERO, SCHEIDEL, SMITH, TARVER, THEUNissen, THOMAS, AND ULLO

A CONCURRENT RESOLUTION

To commend the baseball team of Louisiana State University for winning the National Collegiate Athletic Association Super Regional and reaching the 2003 College World Series.

**HOUSE CONCURRENT RESOLUTION NO. 231**—

BY REPRESENTATIVE RICHMOND

A CONCURRENT RESOLUTION

To commend Renee Michelle Wilson upon her selection as a featured principal in the film *Unchain My Heart*.

**HOUSE CONCURRENT RESOLUTION NO. 232**—

BY REPRESENTATIVES THOMPSON, FANNIN, HAMMETT, KENNEY, AND TOWNSEND AND SENATORS C. JONES, ELLINGTON, SMITH, AND CAIN

A CONCURRENT RESOLUTION

To recognize the Davy Crockett Charity Ride and honor and commend its many volunteers and its organizer, Phil Thomas.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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

**Privileged Report of the Committee on Enrollment**

June 11, 2003

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

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

The following House Bills have been properly enrolled:

**HOUSE BILL NO. 24**—

BY REPRESENTATIVE CAZAYOUX

AN ACT

To amend and reenact R.S. 41:212(D)(1), relative to lease of school board land; to exempt the West Baton Rouge Parish School Board from advertisement and bid requirements when leasing sixteenth section school board land for agricultural purposes; and to provide for related matters.
HOUSE BILL NO. 29—
BY REPRESENTATIVE SALTER
AN ACT
To repeal R.S. 38:2241.2, relative to construction contract reporting requirements; to repeal reporting requirements for certain Department of Transportation and Development contracts.

HOUSE BILL NO. 207—
BY REPRESENTATIVE GALLOW
AN ACT
To enact R.S. 33:9103(A)(5), relative to the Lincoln Parish Communications District; to increase the membership of the board of commissioners; to provide relative to the terms of office of the board members; and to provide for related matters.

HOUSE BILL NO. 230—
BY REPRESENTATIVE TOWNSEND
AN ACT
To amend and reenact R.S. 33:1704.1(D), to enact R.S. 13:1883(I), and to repeal R.S. 13:1885(A)(11), relative to the salary of the marshal for the City Court of Natchitoches; to set the salary for the office of marshal; to provide for source of payment of the salary; to provide for receipt and deposit of fees for service of process in civil matters; and to provide for related matters.

HOUSE BILL NO. 259—
BY REPRESENTATIVE WINSTON
AN ACT
To amend and reenact R.S. 17:3021 and R.S. 36:642(D)(2), to enact R.S. 17:3023(B), 3023.8.1, 3026, 3027, 3028, 3030, 3036, 3036.1, Chapter 20-A of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:3041 through 3041.7, Chapter 20-B-1 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:3042.11 through 3042.14, Chapter 20-B-3 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:3042.31 through 3042.36, and Chapter 20-C of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:3043 through 3043.2, all relative to the administrative powers and duties of the Louisiana Student Financial Assistance Commission; to repeal certain student financial assistance programs that the commission is authorized to administer; to provide for the continuance of certain tuition payments awarded pursuant to two such programs; to delete provisions relative to the review and approval by the commission of certain applications; and to provide for related matters.

HOUSE BILL NO. 292—
BY REPRESENTATIVE DIELZ
AN ACT
To amend and reenact R.S. 32:409.1(A)(1)(a), relative to commercial motor vehicle drivers; to require the disqualification of driving privileges for certain drivers; and to provide for related matters.

HOUSE BILL NO. 293—
BY REPRESENTATIVE DIELZ
AN ACT
To amend and reenact R.S. 32:409.1(A)(1)(e) and (6)(a), relative to drivers' licenses; to provide relative to applications for drivers' licenses; to require certain information to be submitted by applicants for a commercial driver's license; to require the department to check certain driving record information relative to commercial driver's license applicants; and to provide for related matters.

HOUSE BILL NO. 318—
BY REPRESENTATIVE DIELZ
AN ACT
To amend and reenact R.S. 32:409.1(A)(8), relative to drivers' licenses; to prohibit the department from issuing certain commercial drivers' licenses and permits under certain circumstances; and to provide for related matters.

HOUSE BILL NO. 319—
BY REPRESENTATIVE DIELZ
AN ACT
To amend and reenact R.S. 32:408(B)(3)(introductory paragraph) and (f) and to enact R.S. 32:408(B)(3)(g), relative to drivers' licenses; to create a school bus endorsement for commercial drivers' licenses; to require the department to issue endorsements under certain circumstances; to provide for exceptions; to authorize the department to implement a federal waiver program; and to provide for related matters.

HOUSE BILL NO. 333—
BY REPRESENTATIVE PINAC
AN ACT
To amend and reenact R.S. 40:1472.3(A) and R.S. 51:655(A) and (B)(2) and 658(A)(2) and to enact R.S. 51:650(9) through (12) and 655(E), relative to fireworks; to revise provisions relative to the public display of fireworks; to provide for definitions; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 343—
BY REPRESENTATIVE HAMMETT
AN ACT
To enact R.S. 33:2721.13, relative to Tensas Parish; to authorize the governing authority of Tensas Parish to levy and collect an additional sales and use tax with voter approval; and to provide for related matters.

HOUSE BILL NO. 344—
BY REPRESENTATIVE HOPKINS
AN ACT
To amend and reenact R.S. 46:1053(N)(1)(b) and (2)(a) and to repeal R.S. 46:1053(N)(3), relative to the North Caddo Hospital Service District; to provide relative to the board of commissioners of the district; to provide relative to the terms of office of such members; and to provide for related matters.

HOUSE BILL NO. 347—
BY REPRESENTATIVES GARY SMITH, POWELL, AND JANE SMITH
AN ACT
To enact R.S. 17:3048.1(H)(3), to permit certain students under specified circumstances to receive TOPS Opportunity, Performance, and Honors award benefits for postgraduate study; to provide for limitations; to provide relative to the powers and duties of the Louisiana Student Financial Assistance Commission; to provide for implementation; and to provide for related matters.

HOUSE BILL NO. 369—
BY REPRESENTATIVE DIELZ
AN ACT
To amend and reenact R.S. 32:414.2(A)(1)(d)(v) and to enact R.S. 32:414.2(A)(1)(d)(v) through (ix), relative to commercial motor vehicle drivers; to provide relative to "serious traffic violations" for commercial motor vehicle drivers; to add certain offenses to the list of "serious traffic violations"; and to provide for related matters.
HOUSE BILL NO. 389—
BY REPRESENTATIVE DIEZ
AN ACT
To enact R.S. 32:414.2(A)(7), relative to commercial motor vehicle drivers; to require the department to notify certain licensing entities of driving disqualifications; to provide relative to the requirements of such notice; to require certain information to be included in official operating records; and to provide for related matters.

HOUSE BILL NO. 432—
BY REPRESENTATIVES POWELL AND CAZAYOUX AND SENATOR DUPRE
AN ACT
To amend and reenact R.S. 2:135.1(B)(2)(b), relative to airports and aviation; to provide relative to certain airport leases; to reduce the value of improvements or construction necessary for the extension of the primary lease term for certain leases; and to provide for related matters.

HOUSE BILL NO. 451—
BY REPRESENTATIVE ERDEY
AN ACT
To enact R.S. 32:863(D), relative to motor vehicle liability security; to provide relative to the sanctions for failure to maintain motor vehicle liability security; to provide relative to reinstatement requirements of motor vehicle registrations; to prohibit the renewal of a driver’s license, issuance of a duplicate license, renewal of a motor vehicle registration, or reissuance of a motor vehicle registration under certain circumstances; and to provide for related matters.

HOUSE BILL NO. 493—
BY REPRESENTATIVE DIEZ
AN ACT
To enact R.S. 32:414.2(A)(7), relative to commercial motor vehicle drivers; to authorize the department to report certain drivers to the Federal Motor Carrier Safety Administration; to provide relative to the definition of imminent hazard; to require certain disqualifications to become part of an individual’s official operating record; to provide relative to disqualification periods; and to provide for related matters.

HOUSE BILL NO. 581—
BY REPRESENTATIVES DEWITT AND BRUCE
AN ACT
To amend and reenact R.S. 33:4161, relative to public utilities; to include emergency medical services in the definition of revenue-producing public utility; and to provide for related matters.

HOUSE BILL NO. 582—
BY REPRESENTATIVE DIEZ
AN ACT
To enact R.S. 32:414.2(A)(2)(g) and (h) and (4)(e) and (f), relative to commercial motor vehicle drivers; to provide relative to disqualification of commercial motor vehicle drivers; to require the department to disqualify, for a lifetime, commercial driving privileges for certain offenses; to require the department to disqualify, for a minimum of one year, commercial driving privileges for certain offenses; and to provide for related matters.

HOUSE BILL NO. 589—
BY REPRESENTATIVES FAUCHEUX, QUEZAIRE, AND GARY SMITH
AN ACT
To enact R.S. 1:55(E)(1)(d), relative to legal holidays; to require the clerk of court in the parishes of St. James and St. John the Baptist to close their offices on days proclaimed by the governor to be a holiday; to provide for an exception; and to provide for related matters.

HOUSE BILL NO. 618—
BY REPRESENTATIVE FLAVIN
AN ACT
To amend and reenact R.S. 22:1460, relative to insurance agents; to specify the manner in which certain life and health insurance agents may obtain information from applicants; and to provide for related matters.

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; to increase the penalty for commercial motor vehicle driver convictions for violations of out-of-service orders; to impose a penalty against employers for certain convictions; and to provide for related matters.

HOUSE BILL NO. 688—
BY REPRESENTATIVE PINAC
AN ACT
To amend and reenact R.S. 37:3286(A)(1)(d) and (e), (2)(a) and (b), and (3)(b), (c), (e), and (f) and to enact R.S. 37:3286(A)(3)(j) and (k), relative to fees assessed by the Louisiana State Board of Private Security Examiners; to provide for fees for baton instruction; to increase certain fees; and to provide for related matters.

HOUSE BILL NO. 694—
BY REPRESENTATIVES ANSARDI, BOWLER, CAPELLA, DAMICO, MARTINY, MONTGOMERY, SCALISE, SNEED, THOMPSON, TOOMY, AND SCHNEIDER AND SENATORS LENTINI AND ULLO
AN ACT
To enact R.S. 44:31, relative to records of public bodies; to exempt certain records pertaining to security procedures from public records laws; to provide terms and conditions; and to provide for related matters.

HOUSE BILL NO. 701—
BY REPRESENTATIVE PINAC
AN ACT
To amend and reenact R.S. 40:1563(B)(4), 1573, and 1575, relative to fire protection; to prohibit the fire marshal from inspecting “one- or two-family dwellings”; and to provide for related matters.

HOUSE BILL NO. 703—
BY REPRESENTATIVE PINAC
AN ACT
To amend and reenact R.S. 6:969.26(D), relative to motor vehicle sales finance; to provide relative to gap insurance coverage; to provide relative to lenders; and to provide for related matters.

HOUSE BILL NO. 722—
BY REPRESENTATIVES DEWITT AND FARRAR AND SENATORS ELLINGTON AND MCPHERSON
AN ACT
To amend and reenact R.S. 51:61, 64, and 65, relative to foreign trade zones; to authorize the England Economic and Industrial Development District to make applications to be designated as a foreign trade zone; and to provide for related matters.

HOUSE BILL NO. 769—
BY REPRESENTATIVE DIEZ
AN ACT
To amend and reenact R.S. 32:412(D)(3)(c), relative to Class “D” or “E” driver’s license renewals; to provide for the period that a license may be expired but still eligible for renewal by mail or electronic commerce; and to provide for related matters.
HOUSE BILL NO. 770—
BY REPRESENTATIVE DIEZ
AN ACT
To enact R.S. 32:414.2(E), relative to commercial motor vehicle drivers; to provide relative to the notice requirements of the Federal Motor Carrier Safety Administration; to require the department to notify other licensing jurisdictions of certain convictions; to require other licensing jurisdictions to notify the department of certain convictions; to provide relative to an individual's official operating record; and to provide for related matters.

HOUSE BILL NO. 786—
BY REPRESENTATIVES DANIEL AND WELCH
AN ACT
To enact R.S. 18:425(B)(4), to allow students age seventeen who are seniors in high school to serve as commissioners on election day; and to provide for related matters.

HOUSE BILL NO. 951—
BY REPRESENTATIVE WINSTON AND SENATOR SCHEDLER
AN ACT
To amend and reenact R.S. 46:449(A)(1), relative to the family responsibility program; to designate the Department of Health and Hospitals to administer the program; and to provide for related matters.

HOUSE BILL NO. 1039—
BY REPRESENTATIVE WINSTON AND SENATORS ELLINGTON AND HOLLIS
AN ACT
To repeal Section 4 of Act No. 47 of the 2002 First Extraordinary Session of the Legislature, relative to the Capitol House Taxing District; to remove the provision making the law providing for the district effective upon the transfer of property of the district to the East Baton Rouge City-Parish; and to provide for related matters.

HOUSE BILL NO. 1197—
BY REPRESENTATIVE L. JACKSON
AN ACT
To amend and reenact R.S. 25:379.1(C)(2)(a), relative to the Louisiana State Exhibit Museum; to change the membership of the governing board of the museum; and to provide for related matters.

HOUSE BILL NO. 1283—
BY REPRESENTATIVE LANCASTER AND SENATORS JOHNSON AND ULLO
AN ACT
To enact R.S. 18:425(B)(4), to allow students age seventeen who are seniors in high school to serve as commissioners on election day; and to provide for related matters.

HOUSE BILL NO. 1358—
BY REPRESENTATIVES BRUNEAU AND LANCASTER (BY FEDERAL MANDATE)
AN ACT
To amend and reenact R.S. 18:24 and 574(A)(2) and to enact Subparts F and G of Part V of Chapter 5 of Title 18 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 18:566 through 567.6, relative to provisional voting and Title III complaint procedures as mandated by the Help America Vote Act of 2002; to provide for the powers and duties of the state board of election supervisors to extend to Title III complaint procedures; to provide for the compilation and promulgation of election results to include any counted provisional votes; to provide for provisional voting on election day and in person absentee; to provide for provisional voting in the event that the poll hours of an election for federal office are extended; to provide for the registrar of voters to record who uses a provisional ballot; to provide for agencies to provide and compile information as necessary to determine whether a provisional ballot shall be counted; to provide for the tabulation of provisional votes; to provide for the voter to determine whether his provisional vote was counted; to provide for a complaint procedure for alleged violations of Title III of the Help America Vote Act; to provide for a procedure for filing a complaint; to provide for procedures for processing the complaint; to provide for the board to conduct a hearing and provide a final decision and the reasons therefor; to provide for remedies; to provide for the Division of Administrative Law to assign the complaint to an administrative law judge if the complaint is not heard or decided timely by the board of election supervisors; to provide for the computation of time intervals; to provide for the complaint procedure to be exempt from the administrative hearing process of Chapter 13-B of Title 49; to provide for judicial review of a final decision of the board or resolution of the administrative law judge; and to provide for related matters.

HOUSE BILL NO. 1438—
BY REPRESENTATIVE HEBERT
AN ACT
To amend and reenact R.S. 22:245(A) and 246(1), (2), and (9), relative to a pilot health insurance program; to provide for small employers; to provide for eligibility; to provide for health insurance issuers; and to provide for related matters.

HOUSE BILL NO. 1508—
BY REPRESENTATIVE HEBERT
AN ACT
To amend and reenact R.S. 22:1401(E) and (F), 1404(5), 1405(C), 1406(A), (B), and (D)(1)(a)(ii) and (c)(i)(introductory paragraph), 1407(A)(1) and (2)(introductory paragraph), (B), (C), (D), (E), (G), (H), and (K), 1408, 1409(A), (B), (D), and (G)(2), 1410, 1411, 1413(B), (C), and (D), 1414(B), 1415, 1416, 1418, 1419(A)(1) and (B), and 1422 and to repeal R.S. 22:1401(G) and (H), 1406(C) and (D)(7), 1407(J) and (L), 1417.1, and 1420, relative to the functions, duties, and activities of the Louisiana Insurance Rating Commission; to provide for the office and personnel; to provide for the legal advice of the state; to provide for related matters.

HOUSE BILL NO. 1605—
BY REPRESENTATIVES ILES, DOERGE, HILL, PITRE, JOHN SMITH, AND SENATOR ADLEY
AN ACT
To enact R.S. 40:1300.143(3)(a)(viii), (ix), and (x), relative to the Rural Hospital Preservation Act; to add certain hospitals to the definition of a rural hospital; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1629—
BY REPRESENTATIVE PINAC
AN ACT
To amend and reenact R.S. 40:1625(C)(2)(b) and (9)(introductory paragraph) and 1628(A)(3)(b) and (B)(3), relative to fire protection engineers and mechanical engineers; to provide for licensing as fire protection sprinkler systems contractors; to eliminate errors and omissions insurance requirement; and to provide for related matters.

HOUSE BILL NO. 1630—
BY REPRESENTATIVE PINAC
AN ACT
To amend and reenact R.S. 40:1563(B)(introductory paragraph) and (4) and (C), relative to the state fire marshal; to provide for additional requirements for the creation and operation of fire
prevention bureaus; to provide for jurisdictional rules for inspections; and to provide for related matters.

HOUSE BILL NO. 1768—
BY REPRESENTATIVE MURRAY
AN ACT
To enact R.S. 49:150.2, relative to the state capitol complex; to permit use of certain unlicensed state vehicles within the state capitol complex; to provide for conditions for use of such vehicles; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1770—
BY REPRESENTATIVE JACK SMITH
AN ACT
To amend and reenact R.S. 23:921(B) and to enact R.S. 23:921(H), 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.

HOUSE BILL NO. 1836—
BY REPRESENTATIVES BAYLOR, ALEXANDER, CROWE, CURTIS, HONEY, HUDSON, KENNEY, NEVERS, PEECHAUD, POWELL, JANE SMITH, SWILLING, DEWITT, ALARDO, ARNOLD, BALDONE, BAUDOIN, BOWLER, BROOME, K. CARTER, R. CARTER, CAZAYOUX, CRANE, DAMICO, DANIEL, DEVILIER, DIEZ, DOERGE, DOWNS, DURAND, FANNIN, FARRAR, FAUCHEUX, FRUGE, FUTRELL, GALLOW, GREEN, GUILLORY, HAMMETT, HEATON, HIBERT, HILL, HOPKINS, HUNTER, HUTTER, ILES, L. JACKSON, M. JACKSON, LANCASTER, LANDRIEU, LEBLANC, LUCAS, MARTIN, MCDONALD, MONTGOMERY, MORRELL, MURRAY, ODINET, PERKINS, PIERRE, PINAC, PITRE, QUEZAIRE, RICHMOND, ROMERO, SCHWEGMANN, SHAW, GARY SMITH, JACK SMITH, SNEED, STRAIN, THOMPSON, TOWNSEND, WALKER, WELCH, WOOTON, AND WRIGHT AND SENATORS BARHAM, HOLDEN, C. JONES, AND ULLO
AN ACT
To enact R.S. 17:1603, relative to state buildings; to provide that the band hall located on Elton C. Harrison Drive at Southern University at Baton Rouge be renamed the Isaac Greggs Band Hall; to provide that the building in Shreveport known as the Multicultural Center of the South be renamed the Mrs. Balistine Williams Tarver Hopkins Building; and to provide for related matters.

HOUSE BILL NO. 1904  (Duplicate Bill of Senate Bill No. 377)—
BY REPRESENTATIVE DURAND AND SENATOR SCHEDLER
AN ACT
To amend and reenact R.S. 40:2017.11, relative to fees for review of plans by the Department of Health and Hospitals; to increase fees for the review of construction plans for hospitals, ambulatory surgical centers, nursing homes or group or community homes or other residential living options by the Department of Health and Hospitals; and to provide for related matters.

Respectfully submitted,
DONALD RAY KENNARD
Chairman

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

Suspension of the Rules

On motion of Rep. Pinac, the rules were suspended to permit the Committee on Commerce to meet upon adjournment on Wednesday, June 11, 2003, without giving the notice required by House Rule 14.24(A) and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Concurrent Resolution No. 236
Senate Bill Nos. 90, 400, 421, 437, 843, 909, and 1012
Senate Concurrent Resolution Nos. 100 and 104

Suspension of the Rules

On motion of Rep. Crane, the rules were suspended to permit the Committee on Education to meet on Thursday, June 12, 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. 1657
House Concurrent Resolution No. 235

Suspension of the Rules

On motion of Rep. Durand, the rules were suspended to permit the Committee on Health and Welfare to meet on Thursday, June 12, 2003, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Concurrent Resolution No. 227
Senate Bill No. 358
Senate Concurrent Resolution No. 129

Suspension of the Rules

On motion of Rep. Broome, the rules were suspended to permit the Committee on Municipal, Parochial and Cultural Affairs to meet on Thursday, June 12, 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. 1674
Senate Bill Nos. 262, 736, 836, 1008 and 1101

Adjournment

On motion of Rep. Kenney, at 5:55 P.M., the House agreed to adjourn until Thursday, June 12, 2003, at 1:30 P.M.

The Speaker of the House declared the House adjourned until 1:30 P.M., Thursday, June 12, 2003.

ALFRED W. SPEER
Clerk of the House

Committee Meeting Notices

Committee on Commerce

Will meet at:  ADJOURNMENT Date: June 11, 2003
Location: Committee Room 1
HCR 236 BROOME (TBA) – CONSUMERS/PROTECTION: Creates the Predatory Lending Task Force (Subject to Rule Suspension)

SCR 100 HAINKEL (TBA) – COMMITTEE STUDIES: Creates Task Force on Regional and Local Economic Development to review industry attraction, expansion, and retention initiatives at the local and regional level. (Subject to Rule Suspension)

SB 90 MCPHERSON (TBA) – INTERNET: Creates a “no junk mail” listing of residential electronic mail subscribers. (gov sig) (2/3-CAt2.1(A)) (Subject to Rule Suspension)

SB 400 FONTENOT (TBA) – PLUMBERS: Provides a licensed journeyman plumber to supervise apprentices on the job. (Subject to Rule Suspension)

SB 421 MCPHERSON (TBA) – CONTRACTORS: Clarifies that property owners are exempt from obtaining a contractor's license from the Louisiana State Licensing Board for Contractors for certain construction or improvements to their property. (Subject to Rule Suspension)

SB 437 CAIN (TBA) – HORSE RACING: Changes the membership of the Louisiana State Racing Commission to delete the two at-large members and to include one person from each municipality or parish in which a race track is located. (Subject to Rule Suspension)

SB 843 MCPHERSON (TBA) – TELECOMMUNICATIONS: Repeals the five dollar registration fee to register for the "Do Not Call" program. (Subject to Rule Suspension)

SB 909 CAIN (TBA) – TELECOMMUNICATIONS: Requires the La. Public Service Commission to promulgate certain rules and regulations. (Subject to Rule Suspension)

SB 1012 MICHOT (TBA) – PUBLIC CONTRACTS: Provides for performance based energy efficiency contracts through the RFP process. (Subject to Rule Suspension)

SCR 104 BOISSIERE (TBA) – FEES/LICENSES/PERMITS: Requires any professional or occupational board or commission to suspend the requirements for licensure or certification of any individual while in active military service. (Subject to Rule Suspension)

SCR 101 HINES – HEALTH/HOSPITALS DEPT: Urges cooperation between DSS and DHH regarding surveys of assisted living and residential care facilities.

SCR 129 HINES (TBA) – COMMITTEE STUDIES: Establishes the Physician Assistants Practice Committee to study physician assistants and their scope of practice. (Subject to rule suspension)

SB 86 HINES – HEALTH CARE: Creates the Louisiana Seniors Pharmacy Assistance Program. (gov sig)
SB 307 SCHEDLER – HEALTH SERVICES: Provides for specific exception to ambulance licensing provisions for transport from a heliport on a hospital campus.

SB 358 MCPHERSON (TBA) – HOSPITALS: Grants eligibility for facility need review process for a fifty-bed addition at certain facilities with not less than one hundred fifty beds and not more than one hundred seventy-five beds. (Subject to rule suspension)

SB 1120 MICHOT – HEALTH CARE: Enacts the Customized Wheelchair and Adaptive Positioning Devices Certification Law.

SB 1132 HINES – HEALTH CARE: Establishes the Louisiana Senior Rx Program.

SYDNIE MAE DURAND
Chairman

Committee on Municipal, Parochial and Cultural Affairs
Will meet at: 8:00 A.M.  Date: June 12, 2003
Location: Committee Room 6

HB 1674 M JACKSON (TBA) – TAX/TAXATION: Authorizes the creation of a tax increment financing district within the parish of East Baton Rouge (Subject to Rule Suspension)

SB 262 MOUNT – MUNICIPALITIES: Authorizes the city of Westlake to transfer certain property.

SB 736 C D JONES (TBA) – FUNDS/FUNDING: Creates the Rural Town Revitalization Act. (gov sig) (Subject to Rule Suspension)

SB 836 MCPHERSON – SPECIAL DISTRICTS: Authorizes municipalities and parishes to provide for the creation of certain business improvement districts.

SB 1008 MCPHERSON – LOCAL EMPLOYEES: Provides relative to the Rapides Parish Civil Service System and Personnel Administration.

SB 1101 HOLDEN (TBA) – SPECIAL DISTRICTS: Creates a parish hospital service district with authority to issue bonds for construction of new facilities. (gov sig) (Subject to Rule Suspension)

SHARON WESTON BROOME
Chairman

Committee on Municipal, Parochial and Cultural Affairs
Will meet at: Date: June 13, 2003
Location: Committee Room 6

THE SCHEDULED MEETING IS CANCELED AND HAS BEEN RESCHEDULED FOR THURSDAY, JUNE 12, 2003 AT 8:00 A.M.

SHARON WESTON BROOME
Chairman

Weekly Committee Schedules

The following committees posted weekly committee schedules as follows:

Committee on Appropriations
Monday, June 16, 2003
Committee Room No. 5
9:30 A.M.

INSTRUMENTS TO BE HEARD:

HCR 205 TOOMY — INSURANCE: Suspend the portion of division of administration rule governing payroll deductions for state employees.

HB 1754 HUNTER — REVENUE ESTIM CONFERENCE: Composition and operation of the Revenue Estimating Conference.

SB 89 MCPHERSON — PUBLIC CONTRACTS: Provides for a small business program for information technology.

SB 177 HEITMEIER — BANKS/BANKING: Constitutional amendment to authorize public funds to be loaned or pledged by a state infrastructure bank to fund eligible infrastructure projects.

SB 213 DARDENNE — FUNDS/FUNDING: Constitutional amendment to create the Louisiana Coastal Restoration Fund. (1/1/04) (2/3-CA13s1(A))

SB 357 MCPHERSON — MENTAL HEALTH: Dedicates the proceeds from the sale of facilities owned by the office of mental health to the renovation of mental health facilities in the same parish as the facility that has been sold.

SB 403 FONTENOT — PUBLIC BUILDINGS/GROLDS: Authorizes contracts with a private entity to paint the flag of the United States and “God Bless America” on the roof of the Louisiana Superdome. (gov sig)

SB 422 MCPHERSON — PUBLIC WORKS: Prohibits the state or a state or local entity from utilizing the “design-build” concept when awarding public works contracts unless authorized by law. (gov sig)

SB 504 DARDENNE — FUNDS/FUNDING: Creates the Louisiana Coastal Restoration Fund. (1/1/04)

SB 556 MCPHERSON — PUBLIC CONTRACTS: Requires legislative approval of certain cooperative endeavor agreements.

SB 673 ULLO — WILDLIFE/FISHERIES DEPT: Extends the Fisherman's Gear Compensation Fund for three more years. (07/01/03)

SB 683 ULLO — LOCAL OFFICIALS: Repeals provision for extra compensation for coroners and provides for effective dates.

SB 727 MCPHERSON — FUNDS/FUNDING: Provides that revenues generated by private entities from the operation, management or control of public lands or facilities shall be subject to legislative review.

SB 900 BOISSIERE — LOCAL EMPLOYEES: Authorizes certain persons to forward warrants to the director of the Department of Public Safety.

SB 963 CRAVINS — CORRECTIONAL FACILITIES: Provides for the closure of Swanson Correctional Center for Youth-Madison Parish Unit at Tallulah, Louisiana.
SB 1059 MCPHERSON — FISCAL CONTROLS: Provides for settlement of certain claims by the state.

SB 1080 ELLINGTON — ENVIRONMENTAL CONTROL: Provides for disbursement and incentives for funds from the waste tire fund.

Tuesday, June 17, 2003
INSTRUMENTS TO BE HEARD:

NO MEETING IS SCHEDULED

JERRY LUKE LEBLANC
Chairman
Committee on Civil Law and Procedure

Monday, June 16, 2003
Committee Room No. 3
10:00 A.M.

INSTRUMENTS TO BE HEARD:

SB 257 DARDENNE — MALPRACTICE: Includes extracorporeal therapist as a "health care provider" and defines "extracorporeal therapist" for purposes of the Medical Malpractice Act.

SB 613 C D JONES — FAMILY LAW: Provides relative to the establishment of paternity and the enforcement of child support.

Tuesday, June 17, 2003
INSTRUMENTS TO BE HEARD:

NO MEETING IS SCHEDULED

RONNIE JOHNS
Chairman
Committee on Environment

Monday, June 16, 2003
Committee Room No. 4
10:00 A.M.

INSTRUMENTS TO BE HEARD:

SB 582 MARIONNEAUX — ENVIRONMENTAL HEALTH: Requires mandatory notification of affected residents of any environmental contamination that occurs from both man-made and natural sources which have adverse affect on health impacts of people.

Tuesday, June 17, 2003
INSTRUMENTS TO BE HEARD:

NO MEETING IS SCHEDULED

N. J. Damico
Chairman
Committee on Transportation, Highways and Public Works

Tuesday, June 17, 2003
Committee Room No. 2