The House of Representatives was called to order at 1:30 P.M., by the Honorable Charlie DeWitt, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

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

ABSENT

Doerge

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

Prayer

Prayer was offered by Dr. David Holder.

Pledge of Allegiance

Rep. Crowe 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. Beard, and under a suspension of the rules, the Journal of June 10, 2003, was corrected to reflect him as voting yea on final passage of House Bill No. 1313.

On motion of Rep. Frith, the Journal of June 11, 2003, was adopted.

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. 10 Returned without amendments.
House Bill No. 139 Returned without amendments.
House Bill No. 206 Returned with amendments.
House Bill No. 334 Returned with amendments.
House Bill No. 484 Returned without amendments.
House Bill No. 531 Returned with amendments.
House Bill No. 549
Returned with amendments.

House Bill No. 557
Returned with amendments.

House Bill No. 599
Returned with amendments.

House Bill No. 877
Returned without amendments.

House Bill No. 886
Returned without amendments.

House Bill No. 965
Returned without amendments.

House Bill No. 981
Returned without amendments.

House Bill No. 1089
Returned without amendments.

House Bill No. 1091
Returned with amendments.

House Bill No. 1118
Returned with amendments.

House Bill No. 1228
Returned with amendments.

House Bill No. 1315
Returned without amendments.

House Bill No. 1333
Returned without amendments.

House Bill No. 1343
Returned without amendments.

House Bill No. 1373
Returned without amendments.

House Bill No. 1374
Returned without amendments.

House Bill No. 1448
Returned with amendments.

House Bill No. 1543
Returned without amendments.

House Bill No. 1544
Returned without amendments.

House Bill No. 1582
Returned with amendments.

House Bill No. 1592
Returned without amendments.

House Bill No. 1614
Returned with amendments.

House Bill No. 1634
Returned without amendments.

House Bill No. 1637
Returned without amendments.

House Bill No. 1640
Returned without amendments.

House Bill No. 1667
Returned without amendments.

House Bill No. 1669
Returned with amendments.

House Bill No. 1851
Returned without amendments.

House Bill No. 1905
Returned without amendments.

House Bill No. 1944
Returned with amendments.

Message from the Senate
ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS
June 12, 2003
To the Honorable Speaker and Members of the House of Representatives:

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

Senate Concurrent Resolution No. 91

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

House and House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 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.

Under the rules, the above resolution was referred to the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

Senate Bills and Joint Resolutions on
Second Reading to be Referred

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

SENATE BILL NO. 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.

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

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. 670—
BY REPRESENTATIVE DANIEL
A JOINT RESOLUTION
Proposing to add Article VII, Section 10.11 of the Constitution of Louisiana, relative to intergovernmental relations; to create the Trust Fund for the Elderly within the state treasury; to provide for deposit of monies into the fund; to provide for investment and uses of monies in the fund; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 691—
BY REPRESENTATIVE FARRAR
AN ACT
To amend and reenact R.S. 22:1021 and 1023, relative to foreign and alien insurers; to provide for deposit and bond requirement; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

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

Under the rules, placed on the regular calendar.

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 CONCURRENT RESOLUTION NO. 74—
BY SENATORS SCHEDLER AND MOUNT
A CONCURRENT RESOLUTION
To suspend until January 1, 2004 certain provisions of R.S. 39:127, relative to the authority of the commissioner of administration to allocate, sell, transfer, and reallocate buildings and vacated spaces.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Reengrossed Senate Concurrent Resolution No. 74 by Senator Schedler

AMENDMENT NO. 1
On page 1, line 2, change "January 1" to "January 15"

AMENDMENT NO. 2
On page 1, line 3, after "of the" delete the remainder of the line and delete line 4 and insert:
"division of administration to reallocate certain space vacated by a state agency."

AMENDMENT NO. 3
On page 1, line 13, after "to the" delete the remainder of the line and delete line 14 and insert:
"authority of the division of administration to reallocate space for health care, educational, or correctional institutions which has been vacated by any state agency, whether an entire building or institution or a portion thereof."

AMENDMENT NO. 4
On page 2, line 1, change "January 1" to "January 15"

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 21—
BY SENATOR CAIN AND REPRESENTATIVE ILES
AN ACT
To amend and reenact R.S. 47:302.5, 322.19, and 332.3, relative to the Vernon Parish Community Improvement Fund; to provide for the appropriation, administration, distribution, and use of money in the fund; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:
HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Engrossed Senate Bill No. 21 by Senator Cain

AMENDMENT NO. 1
On page 2, line 21, after "shall be" delete the remainder of the line

AMENDMENT NO. 2
On page 2, at the beginning of line 22, delete "shall be"

AMENDMENT NO. 3
On page 3, line 11, after "more than" and before "percent" change "twenty" to "five"

AMENDMENT NO. 4
On page 3, line 18, after "than" and before "percent" change "twenty" to "five"

AMENDMENT NO. 5
On page 3, at the beginning of line 25, change "twenty" to "five"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 120—
BY SENATOR LENTINI AND REPRESENTATIVES ANSARDI AND DAMICO
AN ACT
To amend and reenact R.S. 38:2216(L), relative to public contracts; to provide for circumstances in which a contractor must reimburse a design professional for additional costs for inspections of the contracted project; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 147—
BY SENATOR SMITH AND REPRESENTATIVE THOMPSON
AN ACT
To enact R.S. 38:2251(L) and R.S. 39:1595(K), relative to forestry products; to provide an exception for treated wood poles and piling from preferences for products produced or manufactured in Louisiana; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 151—
BY SENATOR CAIN
AN ACT
To amend and reenact R.S. 13:5108.1(E)(1)(c) and (3)(b) relative to justices of the peace and constables; to provide that justices of the peace and certain constables be indemnified by the state against certain claims or demands seeking damages; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 227—
BY SENATOR HOLLIS
AN ACT
To enact R.S. 42:851(A)(7), relative to group insurance; to prohibit the state from increasing an employees portion of the total insurance premium to cover deficits; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 255—
BY SENATOR DARDEEN
AN ACT
To amend and reenact Code of Civil Procedure Art. 2031, relative to revival of judgments; to provide for the revival of money judgments by ex parte motion; to remove the requirement of serving the judgment debtor; to provide that notice of signing of
the judgment of revival be sent to the debtor; to provide for attorney's fees; to provide for annulment of a judgment revived by fraud or in error; 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. 255 by Senator Dardenne

**AMENDMENT NO. 1**

On page 2, at the end of line 21, add the following:

"If the judgment debtor proves that the judgment has been satisfied prior to the filing of the motion to revive the judgment, the holder or owner of the judgment shall pay all court costs, fees, and attorney fees incurred by the judgment debtor in opposing the ex parte order of revival and the cancellation of the judgment from the mortgage records."

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. 314—**

BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 39:198(D)(3), relative to contracts for fiscal intermediary services in processing claims of health care providers; to provide for modification of the initial term of fiscal intermediary contracts; to provide for the option to extend a fiscal intermediary contract for successive twelve-month terms; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Appropriations to Engrossed Senate Bill No. 314 by Senator Schedler

**AMENDMENT NO. 1**

On page 2, after line 15, insert the following:

§1514. Multiyear contracts

A.(1) Unless otherwise provided in the statutes making appropriations therefor, a contract for professional, personal, consulting, or social services may be entered into for periods of not more than three years, except that:

* * *

(b) Contracts or amendments to existing contracts as provided for in R.S. 39:198(D) may be entered into for periods of up to ten years. Contracts for electronic benefits issuance system services as required under R.S. 46:450.1 may be entered into for periods of up to six years.

* * *

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 323—**

BY SENATORS LENTINI, BOISSIERE, CAIN, DARDENNE, ELLINGTON, HEITMEIER, HOLLIS AND SCHEDLER AND ULLO

AN ACT

To amend and reenact R.S. 48:279, relative to highways; to provide relative to non-peak hours construction and maintenance work on limited access highways; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 349—**

BY SENATOR HOLDEN

AN ACT

To amend and reenact R.S. 49:308(E)(2)(d) and (e), relative to the deposit of state funds; to exempt the Board of Supervisors of Community and Technical Colleges and its institutions from the requirement of depositing all funds into the state treasury; to make technical changes relative to certain exempt postsecondary entities; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

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

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

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

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

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Appropriations to Engrossed Senate Bill No. 382 by Senators Schedler and Bajoie

AMENDMENT NO. 1
On page 2, at the beginning of line 9, insert "A."

AMENDMENT NO. 2
On page 2, line 12, after "initiative" and after the period "." delete the remainder of the line and delete lines 13 through 15 in their entirety and insert the following:

"B. Upon completion of the waiver application, the department shall submit the waiver plan, including cost estimates for a minimum of three years to the Joint Legislative Committee on the Budget for its review and approval. If the plan is approved by the committee, the department shall submit the waiver application to the Center for Medicare and Medicaid Services for approval.

C. Upon approval of the waiver application by the Center for Medicare and Medicaid Services, the department may implement the waiver only to the extent that appropriations to the department specifically include funds for this purpose.

D. The department shall adopt and promulgate rules and regulations in accordance with the Administrative Procedure Act that provide for maximizing Medicaid funding and rates for those hospitals that provide either of the following:

(1). Inpatient services to fragile newborns or critically ill children in either a Level III Regional Neonatal Intensive Care Unit or a Level I Pediatric Intensive Care Unit, which units have been in operation on or before January 1, 2003.

(2). A Medicaid utilization rate of twenty-five percent of total inpatient days or greater."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENNATE BILL NO. 505—
BY SENATOR DARDENNE AND REPRESENTATIVE LEBLANC
AN ACT
To enact R.S. 49:191(14) and to repeal R.S. 49:191(12)(h), relative to the Department of the Treasury, including provisions to provide for the re-creation of the Department of the Treasury and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENNATE BILL NO. 572—
BY SENATOR DARDENNE
To amend and reenact R.S. 40:1299.96(A)(2)(b), relative to health any party to pending litigation; and to provide for related Procedure.

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 572 by Senator Dardenne

AMENDMENT NO. 1
On page 1, line 4, after "litigation;" and before "and to" insert "to provide with respect to the maximum costs for providing such services;"
AMENDMENT NO. 3
On page 2, delete line 7, and insert "nursing homes, and for other health"

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. 583—
BY SENATOR MARIONNEAUX
AN ACT
To amend and reenact the introductory paragraph of R.S. 2:654(B) and 654(C), (F), (H)(3), and (J), and to enact R.S. 2:654(B)(14) and (15), relative to the Louisiana Airport Authority; to provide for representation from certain parishes on the board of commissioners; to provide for the term of office of each new member; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Transportation, Highways and Public Works to Engrossed Senate Bill No. 583 by Senator Marionneaux

AMENDMENT NO. 1
On page 1, line 2, after "reenact" delete the remainder of the line and delete line 3 in its entirety and insert the following:

"R.S. 2:653(A) and 654(B)(introductory paragraph), (1), and (9), (H)(introductory paragraph) and (2), and (J) and to enact R.S. 2:654(B)(14), (15), and (16) and (H)(4) through (8) are hereby enacted to read as follows:

§653. Creation of authority; jurisdiction

A. The Louisiana Airport Authority is hereby created as a body politic and corporate and a political subdivision of the state. The authority shall exercise such powers and duties as herein specified or as necessary or convenient to carry out its purposes. The boundaries of the authority shall be co-extensive with the territorial boundaries of Ascension Parish, Jefferson Parish, Orleans Parish, St. Bernard Parish, St. Charles Parish, St. James Parish, St. John the Baptist Parish, St. Tammany Parish, Assumption Parish, East Baton Rouge Parish, Iberville Parish, Livingston Parish, and Tangipahoa Parish.

* * *

§654. Board of Commissioners; creation; membership; terms; officers; meetings

* * *

B. The board shall be comprised of twenty voting members appointed as follows:

(1) One member Three members shall be appointed by the governor from a list of three names submitted by the members of the legislature representing Ascension Parish.

* * *

(9) One member Two members shall be appointed by the governor from a list of three names submitted by the members of the legislature representing Assumption Parish.

R.S. 2:654(B)(14) is all proposed new law.

(14) Two members shall be appointed by the governor from a list of three names submitted by the members of the legislature representing Iberville Parish.

R.S. 2:654(B)(15) is all proposed new law.

(15) One member shall be appointed by the governor from a list of three names submitted by the members of the legislature representing parishes included in the Fourth U.S. Congressional District as defined by R.S. 18:1276.

R.S. 2:654(B)(16) is all proposed new law.

(16) One member shall be appointed by the governor from a list of three names submitted by the members of the legislature representing West Baton Rouge Parish.

* * *

H. The six at-large members of the board shall serve terms concurrent with that of the appointing governor. The remaining members of the board shall serve staggered terms as provided below and may be appointed to serve not more than three consecutive and complete terms. The initial terms of office shall be as follows, with all subsequent terms to be for six years:

* * *

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

AMENDMENT NO. 4
On page 1, between lines 7 and 8, insert the following:

"R.S. 2:653(A) and 654(B)(introductory paragraph), (1), and (9), (H)(introductory paragraph) and (2), and (J) and to enact R.S. 2:654(B)(14), (15), and (16) and (H)(4) through (8) are hereby enacted to read as follows:

§653. Creation of authority; jurisdiction

A. The Louisiana Airport Authority is hereby created as a body politic and corporate and a political subdivision of the state. The authority shall exercise such powers and duties as herein specified or as necessary or convenient to carry out its purposes. The boundaries of the authority shall be co-extensive with the territorial boundaries of Ascension Parish, Jefferson Parish, Orleans Parish, St. Bernard Parish, St. Charles Parish, St. James Parish, St. John the Baptist Parish, St. Tammany Parish, Assumption Parish, East Baton Rouge Parish, Iberville Parish, Livingston Parish, and Tangipahoa Parish.

* * *

§654. Board of Commissioners; creation; membership; terms; officers; meetings

* * *

B. The board shall be comprised of twenty voting members appointed as follows:

(1) One member Three members shall be appointed by the governor from a list of three names submitted by the members of the legislature representing Ascension Parish.

* * *

(9) One member Two members shall be appointed by the governor from a list of three names submitted by the members of the legislature representing Assumption Parish.

R.S. 2:654(B)(14) is all proposed new law.

(14) Two members shall be appointed by the governor from a list of three names submitted by the members of the legislature representing Iberville Parish.

R.S. 2:654(B)(15) is all proposed new law.

(15) One member shall be appointed by the governor from a list of three names submitted by the members of the legislature representing parishes included in the Fourth U.S. Congressional District as defined by R.S. 18:1276.

R.S. 2:654(B)(16) is all proposed new law.

(16) One member shall be appointed by the governor from a list of three names submitted by the members of the legislature representing West Baton Rouge Parish.

* * *

H. The six at-large members of the board shall serve terms concurrent with that of the appointing governor. The remaining members of the board shall serve staggered terms as provided below and may be appointed to serve not more than three consecutive and complete terms. The initial terms of office shall be as follows, with all subsequent terms to be for six years:

* * *

Notice of intention to introduce this Act has been published as provided by Article III, Section 13 of the Constitution of Louisiana."
(2) Each member from Ascension, St. Bernard and St. Tammany parishes shall be appointed to a four-calendar-year term.

* * *

R.S. 2:654(H)(4) is all proposed new law.

(4) The member from Iberville Parish shall be appointed to a four-calendar-year term.

R.S. 2:654(H)(5) is all proposed new law.

(5) The member representing the Fourth U.S. Congressional District shall be appointed to a two-calendar-year term.

R.S. 2:654(H)(6) is all proposed new law.

(6) Each member representing Ascension Parish shall be appointed to a six-calendar-year term.

R.S. 2:654(H)(7) is all proposed new law.

(7) The member representing West Baton Rouge Parish shall be appointed to a six-calendar-year term.

R.S. 2:654(H)(8) is all proposed new law.

(8) Notwithstanding the provisions of Paragraph (1) of this Subsection, the initial term for any member representing Assumption Parish appointed pursuant to the Act which originated as Senate Bill 583 of the 2003 Regular Session shall be a six-calendar-year term.

* * *

J. The board shall hold regular monthly meetings and may hold additional meetings as it deems necessary. A board member who fails to attend three consecutive meetings, or four or more meetings in a one-year period, shall be automatically recommended by the board to the appropriate appointing authority for removal, and, upon removal, a vacancy in that position shall be declared and filled as provided herein. All meetings of the board and all minutes and records thereof shall be subject to the Open Meetings Law and the Public Records Act. Eleven members of the board shall constitute a quorum, and such quorum shall be required for the transaction of all business of the board. Action by the authority shall require an affirmative vote of a majority of the members present."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 607—**

**BY SENATORS HOLDEN, IRONS AND MOUNT**

**AN ACT**

To enact Chapter 20-H of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3050.1 through 3050.4, relative to establishment of the Grant Opportunity for Youth ChalleNGe Skill Training; to establish a program of tuition assistance for skill and occupational training at a public postsecondary institution for students who graduate from the Louisiana National Guard's Youth ChalleNGe Program and earn a general education diploma; to provide for program eligibility and award limits; to provide continuation requirements for continued payments; to provide for administration of the program; to provide for funding; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Appropriations to Engrossed Senate Bill No. 607 by Senators Holden, Irons, and Mount

**AMENDMENT NO. 1**

On page 1, line 6, after "at a" and before "postsecondary" delete "public".

**AMENDMENT NO. 2**

On page 2, line 9, after "tuition at" and before "postsecondary" change "a Louisiana public" to "an eligible Louisiana".

**AMENDMENT NO. 3**

On page 2, at the beginning of line 13, change "A." to "A.(1)"

**AMENDMENT NO. 4**

On page 2, at the beginning of line 22, change "(1)" to "(a)"

On page 2, line 24, after "degree" insert a period "." and delete the remainder of the line, and delete line 21 in its entirety and insert the following:

"(2) The state shall award a grant in an amount determined by the administering agency to be equal to the average grant amount paid under this Section for students attending a public postsecondary institution to any student who enrolls on a full-time basis at a regionally accredited independent college or university in the state that is a member of the Louisiana Association of Independent Colleges or Universities to pursue skill or occupational training, including a vocational technical education certificate or diploma or a nonacademic undergraduate degree.

(3) To be eligible for a grant as provided for in this Section, a student must meet all of the following qualifications and all other applicable qualifications of this Chapter:"

**AMENDMENT NO. 5**

On page 2, at the beginning of line 22, change "(1)" to "(a)"

**AMENDMENT NO. 6**

On page 2, line 24, after "at" and before "postsecondary" change "a public" to "an eligible"

**AMENDMENT NO. 7**

On page 2, at the beginning of line 25, change "(2)" to "(b)"

**AMENDMENT NO. 8**

On page 3, line 2, after "eligible" and before "postsecondary" delete "public"

**AMENDMENT NO. 9**
On page 1, line 6, delete “to provide for exceptions;” and insert in lieu thereof the following:

“to provide for development of standards for a secure electronic interactive environment;”

AMENDMENT NO. 2

On page 2, delete lines 1 through 26 in their entirety and insert in lieu thereof the following:

“(f)(i) Beginning January 1, 2005, bids for public works contracts may be submitted to political subdivisions through a uniform and secure electronic interactive environment as provided in this Paragraph. If a political subdivision elects to accept bids by this electronic medium, any special condition or requirement for the submission shall be specified in the advertisement for bids required by this Section. If bids are to be accepted electronically, the advertisement required in this Section shall contain the electronic address of the public entity and shall establish the specific times for public access to the electronic interactive environment for purposes of submission of bids.

(ii) The Louisiana Advisory Commission on Intergovernmental Relations, with the advice and assistance of the chief information officer, in the office of information technology, shall develop uniform and secure electronic interactive environment. In developing these standards, the commission shall receive recommendations and information from contractors and construction interest groups, including but not limited to, the Louisiana Association of General Contractors and the Associated Builders and Contractors. Once developed by the commission, the standards shall be promulgated by the chief information officer.”

AMENDMENT NO. 3

On page 2, delete lines 11 through 26 in their entirety and insert in lieu thereof the following:

“(f)(i) Beginning January 1, 2005, bids for public works contracts may be submitted to political subdivisions through a uniform and secure electronic interactive environment as provided in this Paragraph. If a political subdivision elects to accept bids by this electronic medium, any special condition or requirement for the submission shall be specified in the advertisement for bids required by this Section. If bids are to be accepted electronically, the advertisement required in this Section shall contain the electronic address of the public entity and shall establish the specific times for public access to the electronic interactive environment for purposes of submission of bids.

(ii) The Louisiana Advisory Commission on Intergovernmental Relations, with the advice and assistance of the chief information officer, in the office of information technology, shall develop uniform and secure electronic interactive environment. In developing these standards, the commission shall receive recommendations and information from contractors and construction interest groups, including but not limited to, the Louisiana Association of General Contractors and the Associated Builders and Contractors. Once developed by the commission, the standards shall be promulgated by the chief information officer.”

AMENDMENT NO. 3
to a program for development and promotion of certain music
enterprises; to provide for rulemaking; to provide funding
qualification requirements; to provide for annual reports; and to
provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 802—
BY SENATOR SMITH
AN ACT
To amend and reenact R.S. 9:315.14, relative to child support; to
provide an exception to the mandatory minimum payment in
AMENDMENT NO. 1
certain cases; 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. 802 by Senator Smith

AMENDMENT NO. 1

On page 1, line 13, delete "less" and insert "not less than forty dollars
and not more"

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. 840—
BY SENATOR JOHNSON
AN ACT
To enact R.S. 9:1123.115.1, relative to condominiums; to provide for
equal or shared custody; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and
Procedure.

Reported with amendments by the Committee on Commerce.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 844—
BY SENATOR ELLINGTON
AN ACT
To enact R.S. 9:2801.2, relative to partition of community property;
to provide for the valuation of goodwill as an asset in the
partition of community property for certain businesses; to
provide for definitions; 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. 844 by Senator Ellington

AMENDMENT NO. 1

On page 1, delete lines 11 through 15 in their entirety and insert the
following:

"include, in the valuation of a community commercial business, the
goodwill of the business. Goodwill shall not be included in the
valuation of a business when goodwill results solely from the
identity, reputation, or qualifications of the owner or from his
relationship with customers of the business."

AMENDMENT NO. 2

On page 2, delete lines 1 through 3 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 BILL NO. 975—
BY SENATOR DARDENNE
AN ACT
To amend and reenact R.S. 9:355.1(2), 355.3(B) and (C), 355.7 and
355.8(A), and to enact R.S. 9:355.4(B)(7), relative to child
custody; to provide requirements for parents prior to relocation
of a child; to provide for a time period in which a parent may
object to the relocation of a child; to provide for parents with
equal or shared custody; 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. 983—
BY SENATOR DARDENN
AN ACT
To amend and reenact Children's Code Art. 1015(3); relative to termination of parental rights; to provide for the termination of parental rights of parents who have been convicted of sexually abusing their children; 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. 997—
BY SENATORS SCHEDLER AND HAINKEL
AN ACT
To amend and reenact R.S. 39:11(A) and R.S. 39:127(C), relative to the transfer and reallocation of space in state owned buildings or premises leased by the state; to provide with regard to the authority of the commissioner of administration and the division of administration; to provide for prior approval by the Joint Legislative Committee on the Budget; to provide for applicability and for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1011—
BY SENATORS MICHOT AND SCHEDLER
AN ACT
To amend and reenact R.S. 39:1496.1(A) and (B) and to enact R.S. 39:1496.1(E), relative to performance-based energy efficiency contracts; to provide for the award of such contracts; to provide for audit, to provide for the performance-based energy efficiency contract for services and equipment as provided in this Section. The commissioner of administration shall adopt and promulgate rules and regulations necessary to implement the provisions of this Section, which rules shall be consistent with the Energy Management Act of 2001. Any such rules and regulations shall be adopted and promulgated only after consultation with the Department of Natural Resources and the review and approval of the Joint Legislative Committee on the Budget. To the extent possible and practical, such rules and regulations shall provide for participation by units of local government.

AMENDMENT NO. 2
On page 1, line 10 after “agency” delete the remainder of the line, delete lines 11 through 15 and on page 2, delete lines 1 and 2 and insert:

"as defined in R.S. 39:2 board, or commission may enter into a performance-based energy efficiency contract for services and equipment as provided in this Section. The commissioner of administration shall adopt and promulgate rules and regulations necessary to implement the provisions of this Section, which rules shall be consistent with the Energy Management Act of 2001. Any such rules and regulations shall be adopted and promulgated only after consultation with the Department of Natural Resources and the review and approval of the Joint Legislative Committee on the Budget. To the extent possible and practical, such rules and regulations shall provide for participation by units of local government."

AMENDMENT NO. 3
On page 2, at the beginning of line 3, insert "B."

AMENDMENT NO. 4
On page 2, at the beginning of line 5, delete "B."

AMENDMENT NO. 5
On page 2, delete line 7 and insert “this Chapter and specifically the provisions of Subsection E of this Section.”

AMENDMENT NO. 6
On page 2, delete lines 10 through 26 and on page 3, delete lines 1 through 6 and insert:

"E.(1) Prior to award of any performance-based energy efficiency contract, the response to the requests for proposals shall be evaluated as follows:

(a) The initial evaluation of the submitted proposals shall be conducted by the Department of Natural Resources. The Department of Natural Resources shall forward the results of its evaluation of such proposals to the commissioner of administration. The commissioner of administration shall select an independent third party evaluation consultant to review and evaluate the submitted proposals together with the evaluation of the Department of Natural Resources. The consultant shall submit the result of his evaluation to the commissioner of administration who shall review the initial evaluation by the Department of Natural Resources and the evaluation of the independent third party evaluation consultant. Upon completion of such review, the commissioner of administration shall notify the agency as to whether the contract has been approved or disapproved. If such contract is disapproved, the commissioner shall provide the reasons therefor in writing to the agency.

(b) An independent third party evaluation consultant shall have no present, contemplated, or future conflict of interest as to the agency, the proposals which the consultant is to evaluate, or to any proposer. Prior to the selection of such consultant, the legislative auditor shall certify that the consultant has no present, contemplated, or future conflict of interest as to the agency, the proposals which the consultant is to evaluate, or to any proposer.

(2) The legislative auditor shall conduct performance audits of performance-based energy efficiency contracts. The legislative auditor shall establish a schedule for execution of such performance audits, which schedule shall provide for periodic audits during the
term of such contracts and for an audit upon the completion of any such contract. The results of any such performance audits shall be published no later than thirty days prior to the commencement of each Regular Session of the legislature.

(3) In order to fund the cost of the review, approval, oversight, and performance audits as provided in this Section, the request for proposal for the award of a performance-based energy efficiency contract shall require the proposer to pay a sum not to exceed two and one-half percent of the total value of the performance-based energy efficiency contract. The determination of the sum to be paid shall be made by the commissioner of administration according to the rules and regulations adopted herein.

Section 2. The initial rules and regulations adopted pursuant to the Act shall be adopted no sooner than February 1, 2004 and no later than the convening of the 2004 Regular Session of the legislature."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

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

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1028 (SUBSTITUTE FOR SENATE BILL 321 BY SENATOR LENTINI)—
BY SENATOR LENTINI
AN ACT
To enact R.S. 33:2218.2(C)(8)(d), relative to law enforcement officers; to provide relative to supplemental pay for such persons; to provide for eligibility of certain elected police chiefs to receive such compensation; to provide for an effective date for the initiation of such compensation; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

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

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1111—
BY SENATOR SCHEDLER
AN ACT
To enact R.S. 38:2251(L) and R.S. 39:1595(K), relative to public contracts; to provide that a preference be given to products printed in Louisiana; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1115—
BY SENATOR ELLINGTON
AN ACT
To amend and reenact R.S. 47:1856(E) and Section 2 of Act No. 1149 of the 2001 Regular Session of the Legislature, relative to ad valorem property taxes paid under protest; to provide with regard to credits and refunds of ad valorem property taxes; to provide with regard to the use of certain tax funds; to provide for a special effective date and the application of the Act to certain payment; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1121—
BY SENATOR DUPRE
AN ACT
To amend R.S. 47:1856(E) and Section 2 of Act No. 1149 of the 2001 Regular Session, relative to ad valorem property tax; to provide with respect to certain ad valorem taxes which are in dispute and payment of such taxes made under protest; to provide for notice in matters where the assessments of certain ad valorem taxes are in dispute and
of Social Services to establish the amount of the scholarship to be paid; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare.

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

Reconsideration

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

**HOUSE BILL NO. 326—**
**BY SENATOR HAJOF**
**AN ACT**
To enact Chapter 14-E of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:1445 through 1448, relative to child care workers; to provide a scholarship to child care workers who obtain child care training from programs approved by the Department of Social Services; to require the Department
HOUSE CONCURRENT RESOLUTION NO. 190—
BY REPRESENTATIVE MARTINY
A CONCURRENT RESOLUTION
To suspend the provisions of Louisiana Code of Criminal Procedure Article 895.4 to the extent that those provisions authorize any chief of any law enforcement agency other than a sheriff or a chief of a municipal police department to certify any agency as a crime stopper organization for the purpose of receiving funds from the additional cost of court imposed by Code of Criminal Procedure Article 895.4.

Read by title.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Martiny to Engrossed House Concurrent Resolution No. 190 by Representative Martiny

AMENDMENT NO. 1
On page 1, line 3, after "provisions" delete the remainder of the line and delete lines 4 through 7 in their entirety and insert in lieu thereof the following:

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

AMENDMENT NO. 2
On page 2, line 22, after "provisions" delete the remainder of the line and delete lines 23 through 25 in their entirety and insert in lieu thereof the following:

"authorize any agency which is certified as a crime stopper organization for the purpose of receiving funds from the additional cost of court imposed by Code of Criminal Procedure Article 895.4 other than funds which are derived from the cases which are investigated, developed, and referred to prosecution by those agencies."

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

Rep. Martiny moved the adoption of the resolution, as amended.

ROLL CALL
The roll was called with the following result:

YEAS

Mr. Speaker Futrell Peychaud
Alario Gallot Pierre
Ansardi Glover Pinac
Arnold Green Pitre
Baldone Guillory Powell
Baudoin Hammet Quezaire
Baylor Heaton Richmond
Beard Hebert Romero
Bowler Hill Salter
Broome Hopkin Schneider
Capella Hudson Schwewmann
Carter, K Hunter Shaw
Carter, R Hutter Smith, G—56th
Cazayoux Iles Smith, J.D.—50th
Craje Jackson, L Smith, J.H.—8th
Curtis Jackson, M Smith, J.R.—30th
Damicco Johns Sneed
Daniel Kennard Stelly
Dartez Kenney Strain
Devillier LaFleur Swilling
Diez Lancaster Thompson
Downer Landrieu Toomy
Downs Lucas Townsend
Durand Martiny Tucker
Erdey McDonald Waddell
Fannin McVea Walker
Farrar Montgomery Welch
Faucheur Morish Winston
Flavin Murray Wright
Frith Nevers
Fruge Odinet

Total—95

NAYS

Total—0

ABSENT

Alexander Katz Walsworth
Bruce LeBlanc Wooton
Crowe Morrell
Doerge Perkins

Total—10

The resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 194—
BY REPRESENTATIVE TOWNSEND
A CONCURRENT RESOLUTION
To create and provide for a task force to study the health care information needs of health care purchasers, employers, and consumers and to study the feasibility of creating a Louisiana Health Care Information Council to benefit consumers and employers in both the public and private sectors.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 202—
BY REPRESENTATIVES GLOVER, GALLOT, AND MONTGOMERY
A CONCURRENT RESOLUTION
To request the House Committee on House and Governmental Affairs and the Senate Committee on Senate and Governmental Affairs to meet and function as a joint committee to evaluate the feasibility of and funding for a pay raise for state employees.

Read by title.

Motion
On motion of Rep. Glover, the resolution was returned to the calendar.
HOUSE CONCURRENT RESOLUTION NO. 224— (Substitute for HCR No. 109 by Representatives Futrell and Diez)—
BY REPRESENTATIVES FUTRELL AND DIEZ
A CONCURRENT RESOLUTION
To request the House Committee on Transportation, Highways and Public Works and the Senate Committee on Finance to meet and function as a joint committee to evaluate the structure, operation, and means of funding of the Department of Transportation and Development, to compare similar agencies in other states, and to make recommendations to the legislature relative to funding and organizational structure.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 114—
BY REPRESENTATIVE LAFLEUR
A CONCURRENT RESOLUTION
To continue the existence of the Louisiana Commission on French and the Louisiana French Study Committee, created in 2001 to assess the condition of the French language in Louisiana.

Read by title.

Rep. Gary Smith moved the adoption of the resolution.

By a vote of 98 yeas and 0 nays, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 117—
BY REPRESENTATIVE TOWNSEND AND SENATOR SMITH
A CONCURRENT RESOLUTION
To memorialize the Congress of the United States to provide an exemption to the Sherman Anti-Trust Act to allow small and medium sized United States based and owned lumber manufacturers to sell their products through company-owned retail outlets.

Read by title.

Rep. Honey moved the adoption of the resolution.

By a vote of 96 yeas and 0 nays, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 202—
BY REPRESENTATIVES GLOVER, GALLOT, AND MONTGOMERY
A CONCURRENT RESOLUTION
To request the House Committee on House and Governmental Affairs and the Senate Committee on Senate and Governmental Affairs to meet and function as a joint committee to evaluate the feasibility of and funding for a pay raise for state employees.

Called from the calendar.

Read by title.

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

Ordered to the Senate.

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.

Rep. Farrar moved the adoption of the resolution.

By a vote of 98 yeas and 0 nays, the resolution was adopted.

Ordered to the Senate.

Suspension of the Rules

On motion of Rep. Diez, 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. 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.

Rep. Diez moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Mr. Speaker
Glover
Glover
Peychaud
Peychaud

Alario
Glover
Pierre

Alexander
Green
Pinac

Arnold
Guillory
Pitre

Baldone
Hammett
Powell

Baudoin
Heaton
Quezaire

Baylor
Hebert
Richmond

Beard
Hill
Romero

Bowler
Honey
Salter

Bruce
Hopkins
Scalise

Bruneau
Hudson
Schneider

Capella
Hunter
Schwegmann

Carter, K
Hutter
Shaw

Carter, R
Iles
Smith, G.—56th

Cazayoux
Jackson, L
Smith, J.D.—50th
Crane                  Jackson, M                  Smith, J.H.—8th
Curtis                  Johns                  Smith, J.R.—30th
Damico                  Katz                  Sneed
Daniel                  Kennard                   Stelly
Dartez                   Kenney                   Strain
Devillier              LaFleur                  Swilling
Diez                    Lancaster                Thompson
Downer                   Lantrieu                 Toomy
Downs                    LeBlanc                 Townsend
Durand                  Lucas                   Triche
Erdey                   Martiny                 Waddell
Fannin                   McDonald                Walker
Farrar                   McVea                   Welch
Faucheux                 Montgomery              Winston
Flavin                   Morrell                 Wooton
Frith                    Murray                 Wright
Fruge                    Nevers
Futrell                  Odet
Total—97

NAYS

Total—0

ABSENT

Ansardi                  Doerge                   Tucker
Broome                   Morrish                 Walsworth
Crowe                   Perkins
Total—8

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.

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.

Motion

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

HOUSE BILL NO. 1286—
BY REPRESENTATIVE DIELZ
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.

Rep. Diez moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker                  Futrell                  Murray
Alario                        Gallot                  Nevers
Alexander                    Glover                  Peychaud
Ansardi                      Green                   Pierre
Arnold                       Guillory                Pinac
Baldone                      Hammett                Pitre
Baudoin                      Heaton                  Powell
Baylor                       Hebert                  Quezaire
Beard                        Hill                    Richmond
Bowler                       Honey                  Romero
Broome                       Hopkins                Salter
Bruce                        Hudson                  Scalise
Bruneau                      Hunter                  Schwegmann
Carter, K                    Hunter                  Shaw
Carter, R                    Iles                    Smith, G.—56th
Cazayoux                    Jackson, L                Smith, J.D.—50th
Crane                        Jackson, M                Smith, J.H.—8th
Curtis                       Johns                   Smith, J.R.—30th
Damico                       Katz                   Sneed
Dartez                       Kennard                 Stelly
Devillier                    Kenney                 Strain
Diez                         LaFleur                Swilling
Downer                       Lantrieu               Toomy
Downs                        LeBlanc               Townsend
Erdey                        Lucas                  Triche
Fannin                       Martiny                Waddell
Farrar                       McVea                  Welch
Faucheux                     Montgomery            Winston
Flavin                       Morrell                Wooton
Frith                        Murray                Wright
Fruge                        Nevers
Futrell                      Odet
Total—96

NAYS

Total—0

ABSENT

Capella                   Doerge                   Schneider
Crowe                    Odet                   Tucker
Daniel                   Perkins                 Walsworth
Total—9

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.

Suspension of the Rules

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

HOUSE BILL NO. 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 authorize the creation of necessary dedicated funds and accounts; to provide for the payment of employer contributions; 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.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Salter on behalf of the Legislative Bureau to Engrossed House Bill No. 1483 by Representative Daniel

**AMENDMENT NO. 1**

On page 1, line 3, following "4 of" and before "Title" insert "Subtitle I of"

**AMENDMENT NO. 2**

On page 2, line 11, following "4 of" insert "Subtitle I of"

**AMENDMENT NO. 3**

On page 1, delete lines 5 through 7, and insert "relative to the issuance of bonds;"

**AMENDMENT NO. 4**

On page 1, delete lines 8 through 14, and on line 15, delete "contributions; to provide with respect to benefits;"

**AMENDMENT NO. 5**

On page 2, line 1, after "benefits" and before the semicolon ";" insert "for certain retirement systems"

**AMENDMENT NO. 6**

On page 2, delete lines 10 and 11, and insert the following:

"Section 1. Part III of Chapter 4 of"

**AMENDMENT NO. 7**

On page 2, delete lines 14 through 26, delete page 3 in its entirety, and on page 4 delete lines 1 through 19

**AMENDMENT NO. 8**

On page 9, delete lines 12 through 25, and delete pages 10 through 20 in their entirety, and on page 21, delete line 1 through 16

**AMENDMENT NO. 9**

On page 21, line 17, change "Section 3." to "Section 2."

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Schneider to Engrossed House Bill No. 1483 by Representative Daniel

**AMENDMENT NO. 1**

On page 21, between lines 16 and 17,

"Section 3. This Act shall be of no effect unless and until any lawsuit brought by the municipalities or the Louisiana Municipal Association or both against the state and the system wishing to avail itself of the provisions of this Act has been dismissed."

**AMENDMENT NO. 2**

On page 21, line 17, change "3." to "4."

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

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

**ROLL CALL**

The roll was called with the following result:
The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
</tr>
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<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Frith</td>
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<td>Alario</td>
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<td>Broome</td>
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<td>Capella</td>
<td>Swegmann</td>
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<tr>
<td>Carter, K</td>
<td>Shaw</td>
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<tr>
<td>Carter, R</td>
<td>Smith, G.—56th</td>
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<tr>
<td>Cazayoux</td>
<td>Smith, J.D.—50th</td>
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<td>Crane</td>
<td>Smith, J.H.—8th</td>
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<td>Curtis</td>
<td>Smith, J.R.—30th</td>
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<td>Damico</td>
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<td>Winston</td>
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<td>Nevers</td>
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<td>Futrell</td>
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<td>Total—97</td>
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</tbody>
</table>

<table>
<thead>
<tr>
<th>NAYS</th>
<th>ABSENT</th>
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<tbody>
<tr>
<td>Tucker</td>
<td></td>
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<tr>
<td>Total—1</td>
<td></td>
</tr>
</tbody>
</table>

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. 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. 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.

Rep. Arnold moved the final passage of the bill.

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.
Rep. Arnold moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker  Futrell  Perkins
Alberto  Galoth  Peychaud
Alexander  Glover  Pierre
Ansardi  Green  Pinac
Arnold  Guillory  Pire
Baldone  Heaton  Powell
Baudoin  Hebert  Quezaire
Baylor  Hill  Richmond
Beard  Hone  Romero
Bowler  Hopkins  Salter
Broune  Hudson  Scalise
Bruce  Hunter  Schneider
Bruneau  Hutter  Schwemmann
Capella  Iles  Shaw
Carter, K  Jackson, L  Smith, G.—56th
Cazayoux  Jackson, M  Smith, J.D.—50th
Crane  Johns  Smith, J.H.—8th
Crowe  Katz  Smith, J.—30th
Curts  Kennard  Snead
Damico  Kenney  Stelly
Daniel  LaFleur  Strain
Dartez  Lancaster  Swilling
Devillier  Landrieu  Thompson
Diez  LeBlanc  Toomy
Downer  Lucas  Townsend
Downs  Martiny  Tiche
Durand  McDonald  Tucker
Erdey  McVea  Waddell
Fannin  Montgomery  Walker
Farrar  Morrell  Walsworth
Fauchox  Morrish  Welch
Flavin  Murray  Winston
Frith  Nevers  Wright
Fruge  Odinet  —

Total—101

NAYS

Total—0

ABSENT

Carter, R  Hammett  —
Doerge  Wooton  —

Total—4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

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.

Rep. Landrieu moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker  Futrell  Peychaud
Alberto  Galoth  Pierre
Alexander  Glover  Pinac
Ansardi  Green  Pire
Arnold  Guillory  Powell
Baldone  Hammett  Quezaire
Baudoin  Heaton  Richmond
Baylor  Hebert  Roméro
Beard  Hill  Salter
Bowler  Honey  Saline
Broune  Hopkins  Schneider
Bruce  Hudson  Schwemmann
Bruneau  Hunter  Shaw
Capella  Iles  Smith, G.—56th
Carter, K  Jackson, L  Smith, J.D.—50th
Cazayoux  Jackson, M  Smith, J.H.—8th
Crane  Johns  Smith, J.—30th
Crowe  Katz  Stelly
Curts  Kennard  Strain
Damico  Kenney  Swilling
Daniel  LaFleur  Thompson
Dartez  Lancaster  Toomy
Devillier  Landrieu  Townsend
Diez  LeBlanc  Tiche
Downer  Lucas  Tucker
Downs  Martiny  Waddell
Durand  McDonald  Walker
Erdey  McVea  Walsworth
Fannin  Mormish  Welch
Farrar  Morrell  Winston
Fauchox  Murray  Wooton
Flavin  Nevers  Wright
Frith  Odinet  Perkins
Fruge  —

Total—103

NAYS

Total—0

ABSENT

Doerge  Martiny  —

Total—2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Salter on behalf of the Legislative Bureau to Engrossed House Bill No. 1918 by Representative Downs

**AMENDMENT NO. 1**

On page 1, line 18, following "R.S." and before "and" change "1851(E)" to "1851(D)"

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

Rep. Downs 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>
<th>Perkins</th>
<th>Salter</th>
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<tr>
<td>Mr. Speaker</td>
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<td>Fruge</td>
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<tr>
<td>Total—101</td>
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</tr>
</tbody>
</table>

| NAYS |   |
| Total—0 |   |

| ABSENT |   |
| Total—4 |   |

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 28—**

**BY REPRESENTATIVE FRITH**

**AN ACT**

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

Called from the calendar.

Read by title.

Rep. Frith 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 |   |
| Baylor |   |
| Beard |   |
| Bowler |   |
| Broome |   |
| Bruce |   |
| Bruneau |   |
| Capella |   |
| Carter, K |   |
| Carter, R |   |
| Cazayoux |   |
| Crane |   |
| Crowe |   |
| Curtis |   |
| Damico |   |
| Daniel |   |
| Dartez |   |
| Devillier |   |
| Diez |   |
| Downer |   |
| Downs |   |
| Durand |   |
| Erdey |   |
| Fannin |   |
| Farrar |   |
| Faucheux |   |
| Flavin |   |
| Frith |   |
| Fruge |   |
| Total—94 |   |

| NAYS |   |
| Total—6 |   |

| ABSENT |   |
| Total—4 |   |

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

The title of the above bill was read and adopted.

Rep. Frith 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. 316—
BY REPRESENTATIVES DANIEL, PINAC, AND FAUCHEUX
AN ACT
To amend and reenact R.S. 4:1(A) and (B) and to repeal R.S. 4:1(D), relative to admission tickets to athletic contests or amusements; to provide for the price printed on the face of the ticket; to provide for certain powers of vendors or local political subdivisions; to delete certain exceptions; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Daniel to Engrossed House Bill No. 316 by Representative Daniel

AMENDMENT NO. 1
On page 1, line 2, after "(B)" and before "and to" insert "and R.S. 17:3390(E)(1), to enact R.S. 4:1(E),"

AMENDMENT NO. 2
On page 1, at the end of line 5, insert "to provide for an exception for tickets sold over the Internet; to provide relative to ticket purchase limitations on certain private, nonprofit corporations;"

AMENDMENT NO. 3
On page 1, line 8, after "reenacted" and before "are" delete "R.S. 4:1(A) and (B)" and insert in lieu thereof "R.S. 4:1"

AMENDMENT NO. 4
On page 2, between lines 18 and 19, insert the following:

"B. No person shall sell or offer to sell such admission ticket for an amount in excess of three dollars greater than the price of the ticket. The price of the ticket means the price printed on the face of the ticket, plus three dollars, and the prorated portion of any other charge or assessment which is required to be paid in order to purchase the ticket from the original vendor. For purposes of this Section, prorated portion means the total amount of the other charge or assessment required to be paid as a condition of the purchase of one or more tickets divided by the number of tickets purchased."

AMENDMENT NO. 5
On page 2, between lines 19 and 20, insert the following:

"E. The provisions of this Section shall not apply to admission tickets sold on the Internet."

Section 2. R.S. 17:3390(E)(4) is hereby enacted to read as follows:

§3390. Private nonprofit corporations which support public higher education institutions; findings; status; private funds

E.(1) Any institution of higher education may permit a private, nonprofit corporation to purchase tickets to any event sponsored by the institution not to exceed twelve percent of the tickets available for the event. The provisions of R.S. 4:1 shall not be construed to allow a private, nonprofit corporation to purchase tickets in excess of the limitation provided for in this Paragraph.

AMENDMENT NO. 6
On page 2, at the beginning of line 20, change "Section 2." to "Section 3."

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

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Scalise to Engrossed House Bill No. 316 by Representative Daniel

AMENDMENT NO. 1
On page 1, line 2, after "reenact" and before "relative" delete R.S. 4:1(A) and (B) and to repeal R.S. 4:1(D) and insert in lieu thereof "R.S. 4:1"

AMENDMENT NO. 2
On page 1, line 5, after "exceptions;" change "delete certain" to "provide for"

AMENDMENT NO. 3
On page 1, line 8, after "Section 1." and before "are" delete "R.S. 4:1(A) and (B)" and insert in lieu thereof "R.S. 4:1"

AMENDMENT NO. 4
On page 2, between lines 18 and 19, insert the following:

"C. The provisions of this Section shall not apply to any National Football League or National Basketball Association events.

Whoever violates this Section shall be fined not less than one hundred dollars and imprisoned for thirty days, nor more than five hundred dollars and imprisoned for ninety days.

D. In connection with the sale of tickets to athletic contests of institutions of higher education, contributions or other payments in excess of the printed price requested by or made to the institution or to an alumni organization or foundation which is organized for the primary purpose of providing support to the institution and which has been recognized as an approved support organization by the board of the institution shall be allowed."


AMENDMENT NO. 5

On page 2, delete lines 19 and 20 in their entirety

Rep. Scalise moved the adoption of the amendments.


A record vote was asked for and ordered by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Alario
Alexander
Ansardi
Arnold
Baudoin
Broome
Bruneau
Capella
Crane
Crowe
Curtis
Danno
Durtex
Downer
Downs
Durand
Erdey
Fannin
Faucheux
Flavin
Frith
Fruge
Futrell
Total—68

NAYS

Mr. Speaker
Baldone
Baylar
Beard
Bowler
Carter, K
Carter, R
Cazayoux
Daniel
Total—27

ABSENT

Bruce
Devillier
Doerge
Hammett
Total—10

The amendments were adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Murray to Engrossed House Bill No. 316 by Representative Daniel

AMENDMENT NO. 1

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

“(4) No person shall sell or offer to sell any admission ticket for any concert or musical performance or intercollegiate athletic event for an amount in excess of the price of the ticket.”

Rep. Murray moved the adoption of the amendments.


By a vote of 58 yeas and 41 nays, the amendments were adopted.

Motion

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

HOUSE BILL NO. 458—

By Representatives Welch and Daniel

AN ACT

To amend and reenact R.S. 38:301(A)(3), relative to the authority of levee boards; to authorize the construction of bicycle paths and walkways along the main line levees of the Mississippi River in certain parishes; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Cazayoux to Engrossed House Bill No. 458 by Representatives Welch and Daniel

AMENDMENT NO. 1

Change author from Representatives Welch and Daniel to Representative Cazayoux

AMENDMENT NO. 2

On page 1, line 2, after “R.S. 38:301(A)(3)” delete the comma “,” and insert the following:

"as amended and reenacted Act No. 243 of the 2003 Regular Session of the Louisiana Legislature,

AMENDMENT NO. 3

On page 1, line 3, after "boards" delete the semicolon “;” and insert "and levee and drainage boards;";

AMENDMENT NO. 4

On page 1, line 4, after "in" delete the remainder of the line and insert "West Baton Rouge parish;"

AMENDMENT NO. 5

On page 1, line 10, after”R.S. 38:301(A)(3)” insert a comma “,” and insert "as amended and reenacted by Act No. 243 of the 2003 Regular Session of the Louisiana Legislature,”
AMENDMENT NO. 6

On page 2, line 3, delete “St. James, and St. John” and insert “St. James, St. John, and West Baton Rouge”

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

Motion

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.

HOUSE BILL NO. 499 (Duplicate of Senate Bill No. 64)—BY REPRESENTATIVE TOWNSEND AND SENATOR SMITH
AN ACT

To amend and reenact R.S. 9:5701, relative to prescription; to provide a ten-year prescriptive period for educational debts owed to institutions of higher education; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

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

HOUSE BILL NO. 1404—BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 33:2738.84, relative to local sales and use taxes; to authorize certain parishes and municipalities to levy and collect an additional sales and use tax; to provide for the use of the proceeds derived from such tax; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Townsend to Engrossed House Bill No. 1404 by Representative Townsend

AMENDMENT NO. 1

On page 1, line 13, delete "in excess of 36,000 but fewer" and insert "of 18,500"

AMENDMENT NO. 2

On page 2, between lines 5 and 6, insert the following:
"(2)(a) Notwithstanding any other provision of law to the contrary, the governing authority of a parish having a population in excess of three hundred and fifty thousand but fewer than four hundred and thirty-five thousand persons, as determined by the most recent federal decennial census, may levy and collect an additional one percent sales and use tax within the parish under the provisions of Article VI, Section 29(B) of the Constitution of Louisiana, which additional sales and use tax shall not be subject to the combined rate limitations established in Article VI, Section 29(A) of the Constitution of Louisiana, nor any other provision of law to the contrary.

(b) Notwithstanding any other provision of law to the contrary, the governing authority of any municipality located in a parish having a population in excess of three hundred and fifty thousand and fewer than four hundred and thirty-five thousand persons, as determined by the most recent federal decennial census, may levy and collect an additional one percent sales and use tax within the parish under the provisions of Article VI, Section 29(B) of the Constitution of Louisiana, which additional sales and use tax shall not be subject to the combined rate limitations established in Article VI, Section 29(A) of the Constitution of Louisiana, nor any other provision of law to the contrary.

AMENDMENT NO. 3
On page 2, line 10, change "parish," to "parish or municipality,"

AMENDMENT NO. 4
On page 2, line 14, change "parish," to "parish or municipality,"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Glover Odet
Alario Green Peychaud
Ansardi Guillory Pierre
Arnold Hammett Pinac
Baldone Heaton Powell
Baylor Hebert Quezaire
Broome Hill Richmond
Bruce Honey Romero
Bruneau Hopkins Salter
Capella Hudson Schneider
Carter, K. Hunter Smith, G.—56th
Carter, R. Hutter Smith, J.D.—50th
Curtis Iles Smith, J.H.—8th
Damico Jackson, M. Smith, J.R.—30th
Daniel Johns Stelly
Dartez Kenney Swilling
Devillier Landrieu Thompson
Diez LeBlanc Toomy
Downer Lucas Townsend
Durand Martiny Triche
Farrar McDonald Welch
Faucheux Montgomery Winston
Flavin Morrell Wooton
Frith Murray
Gallot Nevers

Total—73

NAYS

Baudoin Jackson, L. Tucker
Cazayoux Katz Wright
Doerge LaFleur
Downs Lancaster

Total—10

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Townsend 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. 1612—
BY REPRESENTATIVE TOWNSEND
AN ACT
To enact Chapter 8 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:3101 through 3117, relative to health insurance; to require that pharmacy benefit managers be licensed and regulated by the Department of Insurance, including provisions relative to disclosure of ownership, maintenance of records, annual statements and filing fees, agreements with insurers, pharmacists, and pharmacies, medication reimbursement costs, timely payments to pharmacists and pharmacies, license revocation and suspension, and administrative fines; and to provide for related matters.

Called from the calendar.

Read by title.

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

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.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Futrell to Engrossed House Bill No. 1663 by Representative Futrell
AMENDMENT NO. 1

On page 2, delete lines 25 and 26 and on page 3, delete lines 1 through 4 and insert:

"(1) For the 2004-2005 Fiscal Year, the amount of one million dollars.

(2) For the 2005-2006 Fiscal Year, the amount of two million dollars.

(3) For the 2006-2007 Fiscal Year, the amount of four million dollars.

(4) For the 2007-2008 Fiscal Year, the amount of eight million dollars.

(5) For the 2008-2009 Fiscal Year, the amount of sixteen million dollars.

(6) For the 2009-2010 Fiscal Year, the amount of thirty-two million dollars.

(7) For the 2010-2011 Fiscal Year, the amount of forty-two million dollars.

(8) For the 2011-2012 Fiscal Year, and each fiscal year thereafter, the amount of fifty-two million dollars.

AMENDMENT NO. 2

On page 3, delete lines 24 and 25, and on page 4, delete lines 1 and 2, and insert:

"Section 2. This Act shall become effective on July 1, 2004, but only in the event the Revenue Estimating Conference certifies that the net additional revenues derived by implementation of the provisions of Act 51 of the 2002 Regular Session of the Legislature, generally referred to as the 'Stelly Plan', will equal or exceed the following amounts in each of the respective fiscal years:

<table>
<thead>
<tr>
<th>Fiscal Year</th>
<th>Amount</th>
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<tbody>
<tr>
<td>2003-2004</td>
<td>$4 million</td>
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<tr>
<td>2004-2005</td>
<td>$18 million</td>
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<tr>
<td>2005-2006</td>
<td>$33 million</td>
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<td>2006-2007</td>
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<tr>
<td>2007-2008</td>
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<td>2008-2009</td>
<td>$88 million</td>
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<tr>
<td>2009-2010</td>
<td>$110 million</td>
</tr>
<tr>
<td>2010-2011</td>
<td>$133 million</td>
</tr>
<tr>
<td>and thereafter</td>
<td>$133 million</td>
</tr>
</tbody>
</table>

Motion

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


By a vote of 49 yeas and 50 nays, the House refused to return the bill to the calendar.

Rep. Futrell moved the adoption of the amendments.


By a vote of 63 yeas and 39 nays, the amendments were adopted.

Rep. Morrell sent up floor amendments which were read as follows:
Anansardi  Heaton  Peychaud
Arnold  Honey  Pierre
Baldone  Hopkins  Pinac
Bowler  Hudson  Pitre
Broome  Hunter  Richmond
Bruneau  Jackson, L  Schneider
Capella  Jackson, M  Smith, J.D.—50th
Carter, K  Johns  Smith, J.H.—8th
Cazayoux  LaFleur  Sneed
Crane  Landrieu  Stelly
Curtis  LeBlanc  Toomy
Damico  Lucas  Townsend
Daniel  Martiny  Triche
Dartez  McDonald  Tucker
Durand  Montgomery  Welch
Faucheux  Morish  Total—53

ABSENT
Diez  Kenney  Swilling
Doerge  Lancaster  Wooton
Hammett  Nevers  Perkins
Hutter  Total—10

The Chair declared the above bill failed to pass.

Rep. Stelly 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. 1791—
BY REPRESENTATIVES TOWNSEND AND BALDONE
AN ACT
To enact R.S. 6:332 and 333(F)(16), relative to disclosure of financial records; to provide for attorney fiduciary accounts; to provide for overdraft notification to the office of disciplinary counsel for the Louisiana Attorney Disciplinary Board; to provide for a limitation of liability; and to provide for related matters.

Called from the calendar.
Read by title.
Rep. Green sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Green to Engrossed House Bill No. 1791 by Representatives Townsend and Baldone

AMENDMENT NO. 1
On page 2, line 17, before the period “.” insert a comma “,” and insert “or when the overdraft is satisfied within ten days of its occurrence”

Rep. Green moved the adoption of the amendments.

By a vote of 65 yeas and 28 nays, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Honey to Engrossed House Bill No. 1791 by Representative Townsend

AMENDMENT NO. 1
On page 2, between lines 17 and 18 insert “E. Any interest earnings on the account shall remain to the credit of the account.”

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

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

ROLL CALL
The roll was called with the following result:

YEAS
Anansardi  Flavin  Salter
Arnold  Frith  Schwegmann
Baldone  Fruge  Shaw
Bruce  Glover  Smith, J.D.—50th
Bruneau  Guillery  Smith, J.H.—8th
Carter, K  Hebert  Smith, J.R.—30th
Cazayoux  Hill  Stelly
Curtis  Katz  Strain
Daniel  McVeia  Townsend
Dartez  Morrish  Triche
Devillier  Odinet  Tucker
Diez  Peychaud  Walsworth
Downs  Pinac  Wooton
Fannin  Pitre  Wright
Farrar  Powell
Faucheux  Quezaire  Total—46

NAYS
Mr. Speaker  Honey  Murray
Alario  Hopkins  Nevers
Alexander  Hudson  Perkins
Baudoin  Hunter  Pierre
Baylor  Iles  Richmont
Beard  Jackson, L  Romero
Bowler  Jackson, M  Scalise
Broome  Johns  Schneider
Capella  Kenney  Smith, G.—56th
Carter, R  LaFleur  Sneed
Crowe  Lancaster  Swilling
Damico  Landrieu  Thompson
Durand  LeBlanc  Toomy
Futrell  Lucas  Wadde
Gallot  Martiny  Walker
Green  McDonald  Welch
Hammett  Montgomery  Winston
Heaton  Morrell  Total—53

ABSENT
Crane  Downer  Hutter
Doerge  Erdey  Kennard
Total—6

The Chair declared the above bill failed to pass.

Rep. Green 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. 1822—
BY REPRESENTATIVE GLOVER
AN ACT
To enact R.S. 33:2338, relative to municipalities with a population of not less than one hundred seventy-five thousand and not more than two hundred fifteen thousand persons; to authorize the governing authority of such municipalities to establish a citizens review board; to provide relative to the functions of such boards; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Glover to Engrossed House Bill No. 1822 by Representative Glover

AMENDMENT NO. 1
On page 1, line 13, after "A." and before "The governing" insert "(1)"

AMENDMENT NO. 2
On page 2, between lines 2 and 3, insert the following:

"(2) The board shall be composed of at least one member selected from each of the council districts of the municipality and shall be reflective of the demographic makeup of the municipality. No person previously convicted of a felony shall be eligible for appointment to the board."

AMENDMENT NO. 3
On page 2, line 4, after "(1)" and before "membership" delete "The" and insert in lieu thereof "Subject to Paragraph (2) of Subsection A of this Section, the"

AMENDMENT NO. 4
On page 2, delete lines 21 through 23, both inclusive, in their entirety and insert in lieu thereof the following:

"(4) In the course of its investigation, the board may require the police department of the municipality in which it is located to produce reports, records, files, documents, and communications, and the information contained therein, including the results of any investigation undertaken by the municipal police department with a view to possible disciplinary action, demotion, or dismissal of a law enforcement officer. Such information shall not include a law enforcement officer's home address, telephone number, photograph, or any other information that is confidential as provided by law, without the express written consent of the law enforcement officer. In the event that any request by the board under this Paragraph is denied, a judicial determination pertaining to compliance with this Paragraph shall be made after a contradictory hearing as provided by law. An appeal by the municipal police department from an adverse decision of the court shall be suspensive."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hopkins to Engrossed House Bill No. 1822 by Representative Glover

AMENDMENT NO. 1
Delete House Floor Amendment No. 2 proposed by Representative Glover and adopted by the House on June 12, 2003

AMENDMENT NO. 2
On page 2, between lines 2 and 3, insert the following:

"(2) The board shall consist of nine members composed of the following:

(a) Four members selected by the city council from names submitted to and recommended by the city council.

(b) Three members selected by the local police officer association board from names submitted to and recommended by the local police officer association board.

(c) One member appointed by the mayor of the municipality.

(d) One member appointed by the district attorney for the parish in which the municipality is located."

Rep. Hopkins moved the adoption of the amendments.


By a vote of 57 yeas and 39 nays, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Farrar LeBlanc
Alario Frith Lucas
Arnold Gallot Martiny
Baldone Glover Montgomery
Baudoin Green Morrell
Baylor Guillory Murray
Beard Hammett Peychaud
Broome Heaton Pierre
Carter, K Hebert Quezaire
Carter, R Hill Richmond
Cazayoux Honey Salter
Curtis Hudson Schwegmann
Damico Hunter Smith, G.—36th
Daniel Iles Smith, J.D.—8th
Dartez Jackson, L Smith, J.H.—50th
Devillier Jackson, M Strain
Downs Johns Swilling
Durand LaFleur Townsend
Fannin Landrieu Welch
Total—57

NAYS

Alexander Kennard Shaw
Ansardi Kenney Smith, J.H.—8th
Bowler Lancaster Sneed
Bruneau McDonald Stelly
The Chair declared the above bill was finally passed. NAYS
The title of the above bill was read and adopted.
Rep. Jack Smith moved to reconsider the vote by which the
above bill was finally passed, and, on his own motion, the motion to
reconsider was laid on the table.

Suspension of the Rules

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

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 s upplemental
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.

Called from the calendar.

Read by title.


ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker  Fruge  Odinet
Alario  Futrell  Perkins
Alexander  Glover  Peychaud
Ansardi  Green  Pierre
Arnold  Guillory  Pinac
Baldone  Hammett  Pire
Baudoin  Heaton  Powell
Baylor  Hebert  Quezaire
Beard  Hill  Richmond
Bowler  Honey  Romero
Broome  Hopkins  Salter
Bruce  Hudson  Scalise
Brouneau  Hunter  Schwegmann
Capella  Hutter  Shaw
Carter, K  Iles  Smith, G.—56th
Carter, R  Jackson, L  Smith, J.D.—50th
Cazayoux  Jackson, M  Smith, J.H.—8th

ABSENT

Johns  Katz  Smith, J.R.—30th
Crowe  Kurz  Sneed
Curtis  Kennard  Strain
Damico  Kenney  Swilling
Daniel  LaFleur  Thompson
Dartez  Lancaster  Toomy
Devillier  Landrieu  Townsend
Diez  LeBlanc  Triche
Downer  Lucas  Tucker
Downs  Martiny  Waddell
Durand  McDonald  Walker
Erdey  McVea  Walsworth
Fannin  Montgomery  Welch
Farrar  Morrell  Winston
Faucaux  Morrish  Wooton
Flavin  Murray
Fruge  Stelly

Total—100

NAYS

Total—0

ABSENT

Total—5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

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. 351—

BY SENATOR HOLDEN AND THOMAS

AN ACT

To amend and reenact R.S. 33:1236(32), relative to the powers of
parish governing authorities; to authorize the governing
authority of St. Helena, St. Tammany, and Washington parishes
to operate, regulate, or subsidize ambulance services; and to
provide for related matters.

Called from the calendar.

Read by title.

Rep. Robert Carter moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker  Fruge  Perkins
Alario  Futrell  Peychaud
Alexander  Gallot  Pierre
Ansardi  Glover  Pinac
Arnold  Green  Pire
Baldone  Guillory  Powell
The Chair declared the above bill was finally passed. Rep. Robert Carter 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. 362—BY SENATOR THEUNISSEN

AN ACT
To amend and reenact R.S. 44:4.1(B)(8) and to enact R.S. 17:3135, relative to student education records; to provide for the access of parents to the education records of their dependent child in accordance with the federal Family Educational Rights and Privacy Act; to require the postsecondary education management boards to submit institutional policies to the Board of Regents; to authorize institutions to charge a fee for copying or mailing such records; to require compliance with federal law; to enact Chapter 3-E of Title 8 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 8:135 through 135.2, relative to publicly owned cemeteries; to create the Sweet Lake - Grand Lake Community Cemetery District in Cameron Parish; to provide for the district's boundaries, purpose, powers and duties; to provide for related matters.

Read by title.

Rep. Crane moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Faucheux Morrell Welch

Total—0

ABSENT

Doerge Lancaster Wright

Kenney Walsworth

Total—5

The Chair declared the above bill was finally passed.

SENATE BILL NO. 363—BY SENATOR THEUNISSEN

AN ACT
To enact Chapter 3-E of Title 8 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 8:135 through 135.2, relative to publicly owned cemeteries; to create the Sweet Lake - Grand Lake Community Cemetery District in Cameron Parish; to provide for the district's boundaries, purpose, powers and duties; to provide for a board of commissioners of the district; and to provide for related matters.

Read by title.

Rep. Flavin moved the final passage of the bill.

ROLL CALL
The roll was called with the following result:

**YEAS**

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

Total—104

**NAYS**

- Frith Nevers

Total—0

ABSENT

- Doerge

Total—1

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 406—**

**BY SENATOR CHAISSON**

An Act

To amend and reenact R.S. 14:32.1(A)(5) and (6), 39.1(A)(4) and (5), and 39.2(A)(4) and (5), relative to crimes related to assault and battery; to provide relative to vehicular homicide, vehicular negligent injuring, and first degree vehicular negligent injuring; to eliminate certain elements of such crimes; to provide for the lack of such elements to be available as an affirmative defense to certain charges of such crimes; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 693—**

**BY SENATOR ULLO**

An Act

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

Read by title.
Rep. Damico 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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<tbody>
<tr>
<td>Mr. Speaker</td>
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<td>Pierre</td>
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**ABSENT**

| Baylor | Hebert | McDonald |
| Doerge | Hunter | Wooton |
| Downer | Johns | |
| **Total—8** | | |

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 767—**

BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 32:666(A) and to enact R.S. 14:98.2 and R.S. 32:661(C)(1)(f), relative to crime; to create the crime of refusal to submit to chemical test of blood content of alcohol, controlled dangerous substances or abused substances after arrest for an offense of driving while intoxicated after refusing to submit to such test on two separate and previous occasions with respect to any previous such violation; to require informing such arrested persons of the penalty for not submitting to the test; to provide for penalties; 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:

<table>
<thead>
<tr>
<th>YEAS</th>
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<tr>
<td>Mr. Speaker</td>
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**ABSENT**

| Baylor | Hebert | McDonald |
| Doerge | Hunter | Wooton |
| Downer | Johns | |
| **Total—12** | | |

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 799—**

BY SENATORS BAJOIE, HINES AND SCHEDLER

AN ACT

To amend and reenact R.S. 46:2116.2(C)(1) and to enact R.S. 46:2116.2(C)(4), relative to the Personal Care Assistance Services Program; to provide for choice of vendor; and to provide for related matters.
Read by title.


ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Honey Total—1

ABSENT

Beard Downer Lucas
Doerge LaFleur McDonald
Total—6

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 826—
BY SENATOR C. JONES
AN ACT
To enact Subpart D-1 of Part I of Chapter 14 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4770.1 through 4770.1, relative to the removal of dilapidated structures and noxious matters within the city of Monroe; to provide definitions; to provide for notification; to provide for the reporting of such structures; to provide for the liability of city council members and others; and to provide for related matters.

Read by title.

Rep. Hunter moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Futrell Pinac
Alario Gallot Pire
Alexander Glover Powell
Ansardi Green Quezaire
Arnold Guillory Richmond
Baldone Hammett Romero
Baudoin Heaton Salter
Baylor Hebert Scalise
Bowler Hopkins Schneider
Broomie Hudson Schwegmann
Bruce Hunter Shaw
Bruneau Iles Smith, G.—56th
Carter, K Johns Smith, J.—50th
Carter, R Katz Smith, J.—30th
Cayaroux Kennard Sneed
Cone Kenney Stelly
Crowe LaFleur Smith, G.—56th
Damico Lancaster Swilling
Daniel Landrieu Thompson
Dartez LeBlanc Toomy
Devillier Martiny Townsend
Diez McVea Trique
Downs Montgomery Tucker
Durand Morrell Waddell
Fannin Morish Walker
Faucieux Murray Walsworth
Flavin Nevers Winston
Frith Perkins Wright
Fruge Pierre
Total—95

NAYS

Total—0

ABSENT

Capella Honey Lucas
Curtis Hunter McDonald
Doerge Jackson, L
Downer Jackson, M
Total—10

The Chair declared the above bill was finally passed.

Rep. Hunter 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. 864—
BY SENATOR C. JONES
AN ACT
To amend and reenact R.S. 33:2740.51(B), (C), the introductory paragraph of R.S. 33:2740.51(D) and to enact R.S. 33:2740.51(L), relative to the Southside Economic
Development District; to provide for operation of the district by
a board of commissioners; to provide for the powers, duties, and
function of the district; and to provide for related matters.

Read by title.

Rep. Hunter 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
Baylor
Bowler
Broome
Bruce
Bruneau
Carter, K
Carter, R
Cazayoux
Crane
Crowe
Curtis
Damico
Daniel
Dartez
Devillier
Diez
Downs
Durand
Erdey
Fannin
Farrar
Faucheur
Flavin
Frith
Fruge
Futrell
Total—97

NAYS

Total—0

ABSENT

Beard
Capella
Doerge
Total—8

The Chair declared the above bill was finally passed.

Rep. Hunter 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. 876—

BY SENATORS MOUNT AND BAJOIE

AN ACT

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

Read by title.


ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Alario
Alexander
Ansardi
Arnold
Baldone
Baudoin
Baylor
Bowler
Broome
Bruce
Bruneau
Carter, K
Carter, R
Cazayoux
Crane
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Dartez
Devillier
Diez
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Durand
Erdey
Fannin
Farrar
Faucheur
Flavin
Frith
Fruge
Futrell
Total—101

NAYS

Total—0

ABSENT

Beard
Capella
Doerge
Total—4

The Chair declared the above bill was finally passed.

Rep. Katz 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. 937—
BY SENATORS HINES AND HOLDEN
AN ACT
To amend and reenact R.S. 37:1041(4), 1042(A) and (C), 1046(B) and (C), 1048(3) and (4), 1051(A) and (C)(1), 1057, 1058, 1063(introductory paragraph), (1), and (2), and (9), 1064(B) and (C), and to enact R.S. 37:1041(A) and (B), 1042(D) and (E), 1048(5) and (6), 1049(6), 1063(B), (C), and (D), 1064(F), and R.S. 44:4(37), and to repeal R.S. 37:1063(10), (11) and (12), relative to optometry; to provide for the public purpose; to provide for a limitation from liability; to provide for travel, hearings and subpoena authority; to provide for licensure fees, violations and civil penalties; to provide for exception to the public records law; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 1020—
BY SENATOR ULLO
AN ACT
To enact R.S. 33:423.13, relative to powers and duties of the chief of police in the town of Grand Isle; to authorize the chief of police in the town of Grand Isle to hire and fire his personnel; and to provide for related matters.

Read by title.

Rep. Pitre moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

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Total—3

The Chair declared the above bill was finally passed.

Rep. Pitre 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. 1050—
BY SENATOR ADLEY
AN ACT
To enact R.S. 11:1751(E), relative to the Municipal Employees’ Retirement System of Louisiana; to provide with respect to membership; to provide that retired persons over the age of sixty-five shall not be required to participate in the retirement system; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Schneider moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

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Mr. Speaker | Glover | Pierre |
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<td>Durand</td>
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<td>Erdey</td>
<td>Montgomery</td>
<td>Walker</td>
</tr>
<tr>
<td>Farrar</td>
<td>Morrell</td>
<td>Walsworth</td>
</tr>
</tbody>
</table>

Total—102 | NAYS

Total—0 | ABSENT

Doerge

Total—3
SENATE BILL NO. 1057—
BY SENATOR LENTINI
AN ACT
To enact R.S. 15:262, relative to compulsory process; to provide
relative to certain witnesses; to authorize certain law
enforcement agencies to provide for the security of such
witnesses; to provide for definitions; and to provide for related
matters.
Read by title.
Rep. Martiny sent up floor amendments which were read as
follows:

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Martiny to Reengrossed
Senate Bill No. 1057 by Senator Lentini

AMENDMENT NO. 1
In Amendment No. 2 proposed by the House Committee on
Administration of Criminal Justice and adopted by the House on June
9, 2003, on page 1, line 5, after "has" insert "voluntarily"

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

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker Gallot Pinac
Alario Glover Pite
Alexander Green Powell
Arnold Guilory Quezaire
Baldone Hammett Richmond
Baudoin Heaton Romero
Baylor Hebert Salter
Bowler Hudson Schneider
Broome Hopkins Schwegmann
Bruce Hunter Shaw
Bruneau Iles Smith, G.—56th
Capella Hutter Smith, J.D.—50th
Carter, K Jackson, L Smith, J.H.—8th
Carter, R Jackson, M Smith, J.R.—30th
Cazayoux Johns Smith, J.—60th
Clay Katz Smith, J.—70th
Curtis Kennard Stelly
Damico Kenney Strain
Daniel LaFleur Swilling
Dartez Lancaster Thompson
Devillier Landrieu Toomy
Diez LeBlanc Tucker
Downs Lucas Triche
Durand Martiny Walthour
Erdey McVea Welch
Fannin Montgomery Wootson
Farrar Morrell Welch
Faucheux Murray Winston
Flavin Nevers Wright
Fruge Odinet
Futrell Perkins
Gallot Peychaud
Total—100 NAYS

Total—0 ABSENT

Devillier Downer McDonald
Doerge Fannin
Total—5

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. 1072—
BY SENATOR BAJORE
AN ACT
relative to community care services; to provide for definitions;

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker Gallot Pinac
Alario Glover Pite
Alexander Green Powell
Arnold Guilory Quezaire
Baldone Hammett Richmond
Baudoin Heaton Romero
Baylor Hebert Salter
Bead Beulay Scalice
B bowel Honey Schneider
Broome Hopkins Schwegmann
Bruce Hunter Shaw
Bruneau Hunter Smith, G.—56th
Capella Hutter Smith, J.D.—50th
Carter, K Iles Smith, J.H.—8th
Total—101 NAYS

Total—0 ABSENT

Beard Downer
Doerge McDonald
Total—4

The Chair declared the above bill was finally passed.

Rep. Martiny 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. 1072—
BY SENATOR BAJORE
AN ACT
To amend and reenact R.S. 46:2682(5) and to enact R.S. 46:2682(8),
relative to community care services; to provide for definitions;
and to provide for related matters.

Read by title.


ROLL CALL
The roll was called with the following result:
Carter, R  Jackson, L  Smith, J.R.—30th
Cazayoux Jackson, M  Sneed
Crane Johns  Stelly
Crowe Kennard  Strain
Curtis Kenney  Swilling
Damico LaFleur  Thompson
Daniel Lancaster  Toomy
Dartez Landrieu  Townsend
Devillier LeBlanc  Triche
Diez Lucas  Tucker
Downs McVea  Waddell
Durand Montgomery  Walker
Erdey Morrell  Walsworth
Farrar Murray  Welch
Faucheux Nevers  Winston
Flavin Odinet  Wooton
Frith Perkins  Wright
Fruge Peychaud  Pierre
Futrell Total—97

NAYS

Total—0

ABSENT

Ansardi Fannin  McDonald
Doerge Katz  Morrish
Downer Martiny

Total—8

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 1088—
BY SENATOR MCPHERSON
AN ACT
To enact R.S. 28:826(B)(2)(s) through (z), relative to the disability services planning group; to provide for additional members of the consumer task force; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative DeWitt to Reengrossed Senate Bill No. 1088 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 2, after "(z)" and before the comma "," insert "and (E)(4)"

AMENDMENT NO. 2

On page 1, line 4, after "force;" and before "and" insert "to provide relative to approval of expenditures;"

AMENDMENT NO. 3

On page 1, line 6, after "(z)" and before "are" insert "and (E)(4)"

AMENDMENT NO. 4

On page 1, line 2, after line 23, insert the following:

"E.(1)  *  *  *"

R.S. 28:826(E)(4) is all proposed new law.

(4) Expenditures proposed by the consumer task force shall be submitted to the Joint Legislative Committee on the Budget for approval prior to payment.7

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Schwegmann and Representative L. Jackson to Reengrossed Senate Bill No. 1088 by Senator McPherson

AMENDMENT NO. 1

Delete the set of amendments proposed by the House Committee on Health and Welfare and adopted by the House of Representatives on June 9, 2003.

AMENDMENT NO. 2

On page 1, line 2, change "(z)" to "(hh)"

AMENDMENT NO. 3

On page 1, line 6, change "(z)" to "(hh)"

AMENDMENT NO. 4

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

"(aa) A representative of Families Helping Families of Northeast Louisiana, Inc.

(bb) A representative of the Louisiana Long Term Care Foundation.


(dd) A representative of the ARC of Louisiana.

(ee) A representative of the Home Care Association of Louisiana.

(ff) A representative of the Louisiana Adult Day Health Care Association.

(gg) A representative of the Louisiana Assisted Living Association.

(hh) A representative of the People First of Louisiana."

Rep. Schwegmann moved the adoption of the amendments.


By a vote of 40 yeas and 49 nays, the amendments were rejected.
Rep. Durand sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Durand to Reengrossed Senate Bill No. 1088 by Senator McPherson

**AMENDMENT NO. 1**

On page 1, line 2, change "(z)" to "(bb)"

**AMENDMENT NO. 2**

On page 1, line 6, change "(z)" to "(bb)"

**AMENDMENT NO. 3**

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

"R.S. 28:826(B)(2)(aa) is all proposed new law.

(aa) A representative of the Louisiana Nursing Home Association.

R.S. 28:826(B)(2)(bb) is all proposed new law.

(bb) A representative of the Louisiana Hospital Association."

Rep. Durand moved the adoption of the amendments.


By a vote of 36 yeas and 58 nays, the amendments were rejected.

Rep. Farrar 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  
Baylor  
Beard  
Bowler  
Broome  
Bruce  
Bruneau  
Capella  
Carter, K  
Carter, R  
Cazayoux  
Crane  
Crowe  
Curtis  
Damico  
Daniel  
Dartez  
Devillier  
Diez  
Downs  
Durand  
Erdy  
Fannin  
Farrar  
Faucheux  
Flavin  
Frith  
Farrar  
Lucas  
Martiny  
McVea  
Montgomery  
Morrish  
Murray  
Nevers  
Waddell  
Walker  
Walsworth  
Welch  
Winston  
Wooton  
Wright

**NAYS**

Schwegmann  
Total—1

**ABSENT**

Doerge  
Downer  
Total—5

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 1097—**

BY SENATOR DARDETTE

To amend and reenact R.S. 11:721.1(B) and to enact R.S. 11:701(33)(a)(xi), relative to the Teachers' Retirement System of Louisiana; to provide with respect to option to participate in the system; to provide with respect to the definition of "Teacher"; to include the director and staff of the Louisiana Resource Center for Educators within the definition of teacher; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Daniel moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker  
Alario  
Alexander  
Ansardi  
Arnold  
Baldone  
Baudoin  
Baylor  
Beard  
Bowler  
Broome  
Bruce  
Bruneau  
Capella  
Carter, K  
Carter, R  
Cazayoux  
Crane  
Crowe  
Curtis  
Damico  
Daniel  
Dartez  
Farrar  
Lucas  
Martiny  
McVea  
Montgomery  
Morrish  
Murray  
Nevers  
Waddell  
Walker  
Walsworth  
Welch  
Winston  
Wooton  
Wright

**NAYS**

Schwegmann  
Total—1

**ABSENT**

Doerge  
Downer  
Total—5

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

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

**SENATE BILL NO. 1109—**

By Senator Boissiere

AN ACT

To repeal R.S. 11:3843, relative to the New Orleans Employees' Retirement System; to repeal the provision which excludes candidacy forms; to provide that the candidacy form include information concerning the disposition of a felony conviction; 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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<th>YEAS</th>
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<td>Mr. Speaker</td>
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<tr>
<td>Frith</td>
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</tbody>
</table>

Total—101

NAYS

Total—0

**ABSENT**

Doerge | McDonald |

Downer | Morrish |

Total—4

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. 6—**

By Senator Dupre

AN ACT

To amend and reenact R.S. 18:463(A)(2), relative to notice of candidacy forms; to provide that the candidacy form include information concerning the disposition of a felony conviction; and to provide for related matters.

Read by title.

Rep. Piite moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

<table>
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<th>YEAS</th>
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<td>Mr. Speaker</td>
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<td>Alario</td>
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<td>Alexander</td>
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<td>Diez</td>
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<tr>
<td>Downs</td>
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</table>

Total—100

NAYS

Total—0

**ABSENT**

Doerge | Green |

Downer | McDonald |

Total—5

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.
Dorand   Morrell   Walker
Erdey    Morrish   Walsworth
Fannin   Murray    Welch
Farrar   Nevers    Winston
Fauchex  Odinet    Wooton
Flavin   Perkins   Wright
Frith    Peychaud  
Total—92
NAYS
Total—0
ABSENT
Bowler   Jackson, L  McVea
Carter, K  Kennard   Richmond
Doerge   Lancaster  Schneider
Downer   Martiny   
Hopkins  McDonald  
Total—13

The Chair declared the above bill was finally passed.

Rep. Pitre 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. 8—
BY SENATOR GAUTREAUX
AN ACT
To enact R.S. 33:1421(C), relative to participation by sheriffs in a deferred compensation plan; authorizes provide for costs in criminal matters; to provide for creation of a court cost fund for juvenile offender services; to provide for disposition and use of fines assessed in criminal matters in the Morgan City Court; and to provide for related matters.

Read by title.

Rep. Dardetz moved the final passage of the bill.

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker    Fruge  Peychaud
Alario        Futrell  Pierre
Alexander    Gallot   Pinac
Ansardi       Glover   Pitre
Arnold        Green  Powell
Baldone       Guillory Quezaire
Baudoin       Hammett  Romero
Bayor         Heaton   Salter
Beard         Hebert   Scale
Broome        Hill    Schneider
Bruce         Honey   Schwegmann
Bruneau       Hopkins  Shaw
Capella       Hudson  Smith, G.—56th
Carter, K     Hunter  Smith, J.D.—50th
Carter, R     Hutten  Smith, J.H.—8th
Carayoux      Iles   Smith, J.R.—30th
Crane         Jackson, M Sneed
Crowe         Johns    Stelly
Curtis        Katz    Strain
Damico        Kenney  Swilling
Daniel        LaFleur  Thompson
Dartetz       Landrieu  Toomy
Devillier     LeBlanc  Triche
Diez          Lucas   

Total—92
YEAS

SENATE BILL NO. 9—
BY SENATOR MCPHERSON
AN ACT
To amend and reenact R.S. 33:1421(C), relative to participation by sheriffs in a deferred compensation plan; authorizes participation by sheriffs in the matched portion of an eligible deferred compensation program established pursuant to Section 457 of the Internal Revenue Code; and to provide for related matters.

Read by title.

Rep. Farrar moved the final passage of the bill.

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker    Gallot  Peychaud
Alario        Glover    Pierre
Alexander    Green   Pinac
Ansardi       Guillory  Pitre
Arnold        Hammett  Powell
Baldone       Heaton   Quezaire
Baylor        Hebert   Richmond
Beard         Hill     Romero
Broome        Hopkins  Salter
Bruce         Hudson  Scale
Bruneau       Hunter  Schwegmann
Capella       Hudson  Shaw
Carter, K     Iles    Smith, G.—56th
Carter, R     Jackson, L Smith, J.D.—50th
Carayoux      Jackson, M Smith, J.H.—8th
Crane         John    Smith, J.R.—30th
Crowe         Katz    Sneed
Curtis        Kennard  Stelly
Damico        Kenney  Strain
Daniel        LaFleur  Swilling
Dartetz       Landrieu  Thompson
Devillier     LeBlanc  Toomy
Diez          Lucas   Townsend

Total—96
NAYS
Total—0
ABSENT
Bowler   Jackson, L  McDonald
Doerge   Kennard    McVea
Downer   Lancaster  Richmond
Total—9

The Chair declared the above bill was finally passed.

Rep. Dardetz 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.
In House Committee Amendment No. 1 proposed by the House Committee on House and Governmental Affairs and adopted by the House of Representatives on June 10, 2003, on page 1, line 2, after "insert" delete the remainder of the line and delete "1303(A)," and on line 3, insert "18:1303(A),"

**AMENDMENT NO. 2**

In House Committee Amendment No. 2 proposed by the House Committee on House and Governmental Affairs and adopted by the House of Representatives on June 10, 2003, on page 1, line 9, after "in person;" delete the remainder of the line and delete line 10 and insert "to remove other"

**AMENDMENT NO. 3**

In House Committee Amendment No. 3 proposed by the House Committee on House and Governmental Affairs and adopted by the House of Representatives on June 10, 2003, on page 1, line 21, after "insert" delete the remainder of the line and on line 22 delete "1303(A)," and insert "18:1303(A),"

**AMENDMENT NO. 4**

In House Committee Amendment No. 4 proposed by the House Committee on House and Governmental Affairs and adopted by the House of Representatives on June 10, 2003, on page 1, delete lines 27 through 37 and on page 2, delete line 1

**Motion**

Rep. Jane Smith moved to end consideration of amendments.


By a vote of 53 yeas and 39 nays, the House agreed to end consideration of amendments.

Rep. Gallot moved the adoption of the amendments.


By a vote of 33 yeas and 57 nays, the amendments were rejected.

Rep. Montgomery 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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<tr>
<td>Mr. Speaker</td>
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<td>Alexander</td>
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<td>Damico</td>
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</tbody>
</table>
Daniel McVea Tucker Returned without amendments.
Devillier Montgomery Waddell
Diez Nevers Walker House Bill No. 106
Downs Odinet Walsworth Returned with amendments.
Erdey Pinac Winston
Fannin Pitre Returned with amendments.

Total—68

NAYS
Alario Hebert Morrish
Arnold Honey Murray
Baylor Hunter Psychaud
Broome Iles Pierre
Carter, K Jackson, L Quezaire
Dartez Jackson, M Richmond
Gallot LaFleur Schwegmann
Glover Landrieu Swilling
Green Lucas Welch
Guillory Morrell

Total—29

ABSENT
Doerge Hudson Smith, J.R.—30th
Downer Hutter Wooton
Hammett McDonald

Total—8

The Chair declared the above bill was finally passed.

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

Suspension of the Rules

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

Petitions, Memorials and Communications

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

Message from the Senate

HOUSE BILLS

June 12, 2003

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

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

House Bill No. 21 Returned without amendments.
House Bill No. 64 Returned without amendments.
House Bill No. 72 Returned without amendments.
House Bill No. 101 Returned without amendments.
House Bill No. 106 Returned with amendments.
House Bill No. 121 Returned with amendments.
House Bill No. 140 Returned with amendments.
House Bill No. 162 Returned without amendments.
House Bill No. 169 Returned without amendments.
House Bill No. 171 Returned with amendments.
House Bill No. 179 Returned with amendments.
House Bill No. 204 Returned without amendments.
House Bill No. 205 Returned without amendments.
House Bill No. 217 Returned with amendments.
House Bill No. 219 Returned with amendments.
House Bill No. 232 Returned with amendments.
House Bill No. 234 Returned with amendments.
House Bill No. 243 Returned with amendments.
House Bill No. 247 Returned with amendments.
House Bill No. 260 Returned without amendments.
House Bill No. 270 Returned without amendments.
House Bill No. 284 Returned without amendments.
House Bill No. 340 Returned with amendments.
House Bill No. 376 Returned without amendments.
House Bill No. 409 Returned with amendments.
House Bill No. 420 Returned with amendments.
House Bill No. 455 Returned with amendments.
Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

June 12, 2003

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

I am directed to inform your honorable body that the Senate has concurred in the following House Concurrent Resolutions:

House Concurrent Resolution No. 237
Returned without amendments.

House Concurrent Resolution No. 238
Returned without amendments.

House Concurrent Resolution No. 240
Returned without amendments.

House Concurrent Resolution No. 241
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS

June 12, 2003

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

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

Senate Concurrent Resolution Nos. 130, 133 and 136

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. LeBlanc, 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. 130—
BY SENATOR SCHEDLER
A CONCURRENT RESOLUTION

To establish the Office of Group Benefits Medicare Study Commission,

Read by title.
On motion of Rep. LeBlanc, and under a suspension of the rules, the above resolution was referred to the Committee on Appropriations, under the rules.

SENATE CONCURRENT RESOLUTION NO. 133—
BY SENATOR IRONS
A CONCURRENT RESOLUTION
To memorialize the Congress of the United States to enact legislation to correct the flawed Medicare hospital outpatient prospective payment system methodology in order to ensure that all hospitals are appropriately reimbursed for drugs and biologics as well as to ensure beneficiary access to innovative biotechnology drugs.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 136—
BY SENATOR THOMAS
A CONCURRENT RESOLUTION
To urge and request the Department of Insurance, the Department of Health and Hospitals, the Department of Labor, the division of administration, the Department of Economic Development, and the Department of Social Services to work together in order to develop proposals and recommendations to increase private employer contributions for employee health insurance.

Read by title.

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

Message from the Senate

SIGNED SENATE BILLS AND JOINT RESOLUTIONS
June 12, 2003

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

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


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:

<table>
<thead>
<tr>
<th>Resolution Number</th>
<th>Members</th>
<th>Title</th>
</tr>
</thead>
<tbody>
<tr>
<td>HOUSE RESOLUTION NO. 122—</td>
<td>BY REPRESENTATIVES GALLOT AND FANNIN</td>
<td>A RESOLUTION To express sincere and heartfelt condolences upon the death of the Honorable Leon H. Whitten of Jonesboro and to recognize his outstanding contributions to Jonesboro, to Jackson Parish, and the state of Louisiana.</td>
</tr>
<tr>
<td>Read by title.</td>
<td>On motion of Rep. Gallot, and under a suspension of the rules, the resolution was adopted.</td>
<td></td>
</tr>
<tr>
<td>HOUSE CONCURRENT RESOLUTION NO. 242—</td>
<td>BY REPRESENTATIVE PERKINS</td>
<td>A CONCURRENT RESOLUTION To express the condolences of the Legislature of Louisiana upon the death of Mr. Charles Joseph “C. J.” Watson.</td>
</tr>
<tr>
<td>Read by title.</td>
<td>On motion of Rep. Perkins, and under a suspension of the rules, the resolution was adopted.</td>
<td></td>
</tr>
<tr>
<td>HOUSE CONCURRENT RESOLUTION NO. 243—</td>
<td>BY REPRESENTATIVE CROWE</td>
<td>A CONCURRENT RESOLUTION To recognize the distinct group of legislators representing in whole or in part the parishes of St. Tammany, Tangipahoa, and Washington as the Northshore Legislative Delegation.</td>
</tr>
<tr>
<td>Read by title.</td>
<td>On motion of Rep. Crowe, and under a suspension of the rules, the resolution was adopted.</td>
<td></td>
</tr>
<tr>
<td>HOUSE CONCURRENT RESOLUTION NO. 244—</td>
<td>BY REPRESENTATIVES ODINET, HAMMETT, MARTINY, THOMPSON, AND WOOTON</td>
<td>A CONCURRENT RESOLUTION To urge and request the governor to consider utilizing the Swanson Correctional Center for Youth-Madison Parish Unit at Tallulah, Louisiana, as an inpatient substance abuse treatment facility for persons presently incarcerated in state correctional facilities for offenses involving the operation of a vehicle while intoxicated.</td>
</tr>
<tr>
<td>Read by title.</td>
<td>On motion of Rep. Odinet, and under a suspension of the rules, the resolution was adopted.</td>
<td></td>
</tr>
<tr>
<td>HOUSE CONCURRENT RESOLUTION NO. 245—</td>
<td>BY REPRESENTATIVES BRUNEAU AND SCALISE</td>
<td>A CONCURRENT RESOLUTION To commend Dr. Gregory M. St. L O’Brien as he leaves his position as chancellor of the University of New Orleans, to recognize his myriad accomplishments and his remarkable contributions to the university, the city, and the state, and to extend to him the best wishes of the legislature as he embarks upon new challenges and endeavors.</td>
</tr>
<tr>
<td>Read by title.</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
On motion of Rep. Bruneau, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 246—**
**BY REPRESENTATIVES MURRAY AND ALARIO**
A CONCURRENT RESOLUTION
To suspend until sixty days after final adjournment of the 2004 Regular Session of the Legislature the provisions of R.S. 49:112, relative to payment of claims or debts against the state after ten years.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 247—**
**BY REPRESENTATIVE CRANE**
A CONCURRENT RESOLUTION
To urge and request the public postsecondary education management boards to use the authority granted each of them by R.S. 17:3351(A)(S)(b)(i) and establish, by not later than the Fall semester of the 2004-2005 academic year, tuition and mandatory attendance fee amounts applicable to nonresident students at institutions under their respective supervision and management that at least equal the average amount of annual tuition and mandatory attendance fees for the ensuing fiscal year applicable to nonresident students, at institutions in states comprising the Southern Regional Education Board, excluding Louisiana, which are in the same category as established by the Southern Regional Education Board.

Read by title.

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

Ordered to the Senate.

**Conference Committee Reports Received**
Conference Committee Reports were received for the following legislative instruments:

**SENATE BILL NO. 33—**
**BY SENATOR DUPRE**
AN ACT
To amend and reenact R.S. 38:291(P)(2) and 304(B) and to enact R.S. 38:291(P)(4), relative to the South Lafourche Levee District; to provide for membership of the board of commissioners; and to provide for related matters.

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

**Reports of Committees**
The following reports of committees were received and read:

**Report of the Committee on Commerce**
June 12, 2003

Pursuant to a meeting held on June 11, 2003, I am directed by your Committee on Commerce to submit the following report:

House Concurrent Resolution No. 236, by Broome
Reported favorably. (9-0)

Senate Concurrent Resolution No. 100, by Hainkel
Reported favorably. (9-0)

Senate Concurrent Resolution No. 104, by Boissiere
Reported favorably. (9-0)

Senate Bill No. 90, by McPherson
Reported with amendments. (9-0) (Regular)

Senate Bill No. 400, by Fontenot
Reported favorably. (9-0) (Regular)

Senate Bill No. 421, by McPherson
Reported with amendments. (9-0) (Regular)

Senate Bill No. 437, by Cain
Reported with amendments. (8-0) (Regular)

Senate Bill No. 843, by McPherson
Reported favorably. (9-0) (Regular)

Senate Bill No. 909, by Cain
Reported favorably. (9-0) (Regular)

GIL J. PINAC
Chairman

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

**Report of the Committee on Education**
June 12, 2003

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 235, by Crane
Reported favorably. (11-0)

House Bill No. 1657, by Honey
Reported with amendments. (10-0) (Regular)

CARL CRANE
Chairman

**Suspension of the Rules**
On motion of Rep. Crane, 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:

**Conference Committee Reports Received**
Conference Committee Reports were received for the following legislative instruments:
HOUSE BILL NO. 1657—

BY REPRESENTATIVES HONEY, CURTIS, HUDSON, MORRELL AND SENATOR HOLDEN

AN ACT

To amend and reenact R.S. 17:3048.1(A)(1)(e)(x), (xi), and (xii); to provide relative to Tuition Opportunity Program for Students high school core curriculum requirements for certain awards; to provide applicability; to provide an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 1657 by Representative Honey, et al.

AMENDMENT NO. 1

On page 1, line 2, after "R.S." and before "to provide" change "17:3048.1(A)(1)(e)(x), (xi), and (xii);" to "17:3048.1(A)(1)(e)(introductory paragraph) and (xii);"

AMENDMENT NO. 2

On page 1, line 7, after "R.S." delete the remainder of the line and insert in lieu thereof "17:3048.1(A)(1)(e)(introductory paragraph) and (xii) are hereby"

AMENDMENT NO. 3

On page 2, line 9, after "Section" and before "has" delete the comma "," and insert "and through the 2006-2007 school year,"

AMENDMENT NO. 4

On page 2, line 12, after "university." and before "For" insert the following:

"Except as otherwise provided by this Section and beginning with the 2007-2008 school year and thereafter, meets standards for admission to the desired college or university and has successfully completed at least seventeen and one-half units of high school course work as permitted by this Subparagraph which constitutes a core curriculum."

AMENDMENT NO. 5

On page 2, delete lines 24 through 26 and on page 3, delete lines 1 through 14

AMENDMENT NO. 6

On page 3, line 15, after "the" and before "school" change "2002-2003" to "2006-2007"

AMENDMENT NO. 7

On page 3, line 21, after "the" and before "school" change "2002-2003" to "2007-2008"

AMENDMENT NO. 8

On page 3, line 23, after "Applications" delete the remainder of the line and insert in lieu thereof "one and one-half units; or substitute at least one and one-half units of"

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

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

Under the rules, placed on the regular calendar.

Report of the Committee on Health and Welfare

June 12, 2003

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 188, by Durand
Reported favorably. (9-0)

House Concurrent Resolution No. 206, by Broome
Reported with amendments. (11-0)

Senate Concurrent Resolution No. 101, by Hines
Reported favorably. (9-0)

Senate Concurrent Resolution No. 129, by Hines
Reported favorably. (10-0)

Senate Bill No. 86, by Hines
Reported favorably. (11-0) (Regular)

Senate Bill No. 307, by Schedler
Reported with amendments. (9-0) (Regular)

Senate Bill No. 358, by McPherson
Reported with amendments. (10-0) (Regular)

Senate Bill No. 1132, by Hines (Duplicate of House Bill No. 2024)
Reported with amendments. (10-0) (Regular)

The above Senate Bills reported favorably or with amendments except Senate Bill No. 86, Senate Bill No. 358, and Senate Bill No. 1132 were referred to the Legislative Bureau.

Suspension of the Rules

On motion of Rep. Durand, the rules were suspended in order to take up and consider Senate Bills on Second Reading Reported by Committee at this time.

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. 86—

BY SENATOR HINES

AN ACT

To enact Part LVIII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.191 through 1300.201, relative to the Louisiana Seniors Pharmacy Assistance Program; to provide definitions; to create the Louisiana Seniors Pharmacy Assistance Program; to provide for
eligibility, services, denial, modification, and suspension or termination of services and an appeal procedure and judicial review; to provide for reimbursement and recovery of costs for services provided; to provide for the powers, duties, and responsibilities of the Department of Health and Hospitals including funding; to provide for annual reporting; to provide for promulgation of rules and regulations; to provide for implementation; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

SENATE BILL NO. 358—
BY SENATOR MCPHERSON
AN ACT
To enact R.S. 40:2116(G), relative to intermediate care facilities for the mentally retarded; to provide with respect to the facility need review provisions for facilities of a particular number of beds; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Reengrossed Senate Bill No. 358 by Senator McPherson

AMENDMENT NO. 1

On page 1, delete lines 12 and 13, and insert in lieu thereof "which serves children or adults suffering from mental retardation, autism, or behavioral problems, with no less than one"

AMENDMENT NO. 2

On page 1, line 14, change "seventy-five" to "eighty"

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

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

SENATE BILL NO. 1132 (Substitute for Senate Bill No. 1108)—
BY SENATORS HINES, FIELDS, BAJORIE, HOLDEN, B. JONES, MOUNT, SCHEDLER, CAIN, HOLLS, JOHNSON, THOMAS, ULLO, BOISSIERE, CHAISSON, CRAVINS, DEAN, DUPRE, ELLINGTON, GAUTREAUX, IRONS, LAMBERT, LENTINI, MARIONNEAUX, MCPHERSON, SMITH AND THEUNISSEN
AN ACT
To enact Part LVIII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.191 through 1300.196, relative to the Louisiana Senior Rx Program; to provide definitions; to create the Louisiana Senior Rx Program; to provide for eligibility; to provide for the responsibilities of the office of elderly affairs within the governor's office; to provide for annual reporting; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Reengrossed Senate Bill No. 1132 by Senator Hines

AMENDMENT NO. 1

R.S. 40:1300.195 is all proposed new law.

On page 4, line 7, after "independent" and before "community" insert "and chain"

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

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

Report of the Committee on House and Governmental Affairs
June 12, 2003

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on June 11, 2003, I am directed by your Committee on House and Governmental Affairs to submit the following report:

Senate Concurrent Resolution No. 58, by Holden
Reported with amendments. (8-0)

Senate Concurrent Resolution No. 71, by Schedler
Reported with amendments. (9-0)

Senate Bill No. 4, by McPherson
Reported with amendments. (11-0) (Regular)

Senate Bill No. 30, by Cain
Reported with amendments. (7-1) (Regular)

Senate Bill No. 128, by Theunissen
Reported with amendments. (8-0) (Regular)

Senate Bill No. 578, by Fontenot
Reported with amendments. (10-0) (Regular)

Senate Bill No. 593, by Schedler
Reported with amendments. (10-0) (Regular)

Senate Bill No. 687, by Ullo
Reported favorably. (10-0) (Regular)

Senate Bill No. 839, by Johnson
Reported favorably. (8-0) (Regular)

Senate Bill No. 882, by Malone
Reported with amendments. (8-0) (Regular)

Senate Bill No. 1010, by Chaisson
Reported favorably. (11-0) (Regular)

Senate Bill No. 1094, by Thomas
Reported with amendments. (9-0) (Regular)
The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

Report of the Committee on Municipal, Parochial and Cultural Affairs

June 12, 2003

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Municipal, Parochial and Cultural Affairs to submit the following report:

Senate Bill No. 262, by Mount
Reported favorably. (8-0-1) (Regular)

Senate Bill No. 736, by C.D. Jones
Reported favorably. (7-0-1) (Regular)

Senate Bill No. 836, by McPherson
Reported with amendments. (7-1) (Regular)

Senate Bill No. 1008, by McPherson
Reported favorably. (7-0-1) (Regular)

Senate Bill No. 1101, by Holden
Reported favorably. (7-0-1) (Regular)

SHARON WESTON BROOME
Chairman

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

Privileged Report of the Legislative Bureau

June 12, 2003

To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 72
Reported without amendments.

Senate Bill No. 77
Reported without amendments.

Senate Bill No. 98
Reported without amendments.

Senate Bill No. 202
Reported without amendments.

Senate Bill No. 207
Reported without amendments.

Senate Bill No. 235
Reported without amendments.

Senate Bill No. 281
Reported without amendments.

Senate Bill No. 295
Reported without amendments.

Senate Bill No. 303
Reported without amendments.

Senate Bill No. 304
Reported without amendments.

Senate Bill No. 398
Reported without amendments.

Senate Bill No. 424
Reported without amendments.

Senate Bill No. 425
Reported with amendments.

Senate Bill No. 426
Reported without amendments.

Senate Bill No. 427
Reported without amendments.

Senate Bill No. 477
Reported without amendments.

Senate Bill No. 480
Reported without amendments.

Senate Bill No. 481
Reported without amendments.

Senate Bill No. 502
Reported without amendments.

Senate Bill No. 508
Reported without amendments.

Senate Bill No. 511
Reported without amendments.

Senate Bill No. 522
Reported with amendments.

Senate Bill No. 552
Reported without amendments.

Senate Bill No. 602
Reported without amendments.

Senate Bill No. 603
Reported without amendments.

Senate Bill No. 627
Reported without amendments.

Senate Bill No. 636
Reported without amendments.

Senate Bill No. 660
Reported without amendments.

Senate Bill No. 706
Reported without amendments.

Senate Bill No. 728
Reported without amendments.

Senate Bill No. 761
Reported without amendments.
Senate Bill No. 801  
Reported without amendments.

Senate Bill No. 867  
Reported without amendments.

Senate Bill No. 963  
Reported without amendments.

Senate Bill No. 986  
Reported without amendments.

Senate Bill No. 1027  
Reported without amendments.

Senate Bill No. 1031  
Reported without amendments.

Senate Bill No. 1035  
Reported without amendments.

Senate Bill No. 1076  
Reported without amendments.

Senate Bill No. 1090  
Reported without amendments.

Senate Bill No. 1110  
Reported without amendments.

Respectfully submitted,

JOE SALTER  
Chairman

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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. 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,

HOUSE RESOLUTION NO. 120—
BY REPRESENTATIVES HUNTER AND WALSWORTH  
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.

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.

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.

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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. 230—
BY REPRESENTATIVE FUTRELL AND SENATOR DARDENNE  
A CONCURRENT RESOLUTION
To recognize October 1, 2003, as World Peace Day in the state of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 234—
BY REPRESENTATIVE ERDEY AND SENATOR FONTENOT AND REPRESENTATIVES ALARIO, ALEXANDER, ANSARDI, ARNOLD, BALDWIN, BANDOIN, BAYLOR, BEARD, BOWLER, BROOME, BRUCE, BRUNEAU, CAPELLA, K. CARTER, R. CARTER, CAYATOUX, CRAIN, CROWE, CURTIS, DAMICO, DANIEL, DARTZE, DEVILLIER, DEWITT, DEXIE, DOERGE, DOWNER, DOWNS, DURAND, FANNIN, FARRAR, FAUCHEUX, FLAVIN, FRITH, FRUGE, FUTRELL, GALLOW, GLOVER, GREEN, GUILLORY, HAMMERT, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUDSON, HUNTER, HUTTER, IES, L. JACKSON, M. JACKSON, JOHNS, KATZ, KENNARD, KENNEY, LAFLEUR, LANCASTER, LANDRIEU, LEBLANC, LUCAS, MARTINY, MCDONALD, MCVea, MONTGOMERY, MORRELL, MORRISH, MURRAY, NEVERS, ODOM, PERRINS, PEYCHAUD, PIERRE, PINAC, PITRE, POWELL, QUEZAR, RICHMOND, ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, SNEED, STELLY, STRAIN, SWILLING, THOMPSON, TOOMY, TOWNSEND, TRICHE, TUCKER, WADDILL, WALKER, WALSWORTH, WELCH, WINSTON, WOOTON, AND WRIGHT AND SENATORS ADLEY, BAJOIE, BARHAM, BEAN, BOISNIERRE, CAIN, CHAISON, CRAWFINS, DARDENNE, DEAN, DUPRE, DILLINGTON, FIELDS, GAUTREAUX, HANKEL, HAYMEIER, HINES, HOLDEN, HOLLIS, HOYT, IRONS, JOHNSON, B. JONES, C. JONES, LAMBERT, LENTINI, MALONE, MARONNEAUX, MCHPHERSON, MICHTON, MOUNT, ROMERO, SCHIDLER, SMITH, TARVER, THEUNIEN, THOMAS, AND ULLO  
A CONCURRENT RESOLUTION
To commend Staff Sergeant Michael McNaughton for his extraordinary service and great sacrifice for his country while serving during Operation Enduring Freedom.

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.

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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. 235—
BY REPRESENTATIVE ERDEY AND SENATOR FONTENOT AND REPRESENTATIVES ALARIO, ALEXANDER, ANSARDI, ARNOLD, BALDWIN, BANDOIN, BAYLOR, BEARD, BOWLER, BROOME, BRUCE, BRUNEAU, CAPELLA, K. CARTER, R. CARTER, CAYATOUX, CRAIN, CROWE, CURTIS, DAMICO, DANIEL, DARTZE, DEVILLIER, DEWITT, DEXIE, DOERGE, DOWNER, DOWNS, DURAND, FANNIN, FARRAR, FAUCHEUX, FLAVIN, FRITH, FRUGE, FUTRELL, GALLOW, GLOVER, GREEN, GUILLORY, HAMMERT, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUDSON, HUNTER, HUTTER, IES, L. JACKSON, M. JACKSON, JOHNS, KATZ, KENNARD, KENNEY, LAFLEUR, LANCASTER, LANDRIEU, LEBLANC, LUCAS, MARTINY, MCDONALD, MCVea, MONTGOMERY, MORRELL, MORRISH, MURRAY, NEVERS, ODOM, PERRINS, PEYCHAUD, PIERRE, PINAC, PITRE, POWELL, QUEZAR, RICHMOND, ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, SNEED, STELLY, STRAIN, SWILLING, THOMPSON, TOOMY, TOWNSEND, TRICHE, TUCKER, WADDILL, WALKER, WALSWORTH, WELCH, WINSTON, WOOTON, AND WRIGHT AND SENATORS ADLEY, BAJOIE, BARHAM, BEAN, BOISNIERRE, CAIN, CHAISON, CRAWFINS, DARDENNE, DEAN, DUPRE, DILLINGTON, FIELDS, GAUTREAUX, HANKEL, HAYMEIER, HINES, HOLDEN, HOLLIS, HOYT, IRONS, JOHNSON, B. JONES, C. JONES, LAMBERT, LENTINI, MALONE, MARONNEAUX, MCHPHERSON, MICHTON, MOUNT, ROMERO, SCHIDLER, SMITH, TARVER, THEUNIEN, THOMAS, AND ULLO  
A CONCURRENT RESOLUTION
To recognize and commend Tim Floyd on his selection as the head coach of the New Orleans Hornets Basketball Team.

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

The following House Bills have been properly enrolled:

**HOUSE BILL NO. 10**
BY REPRESENTATIVES NEVERS, BRUCE, AND SCHNEIDER
AN ACT
To amend and reenact R.S. 14:93.3(E), relative to cruelty to the infirm; to provide for increased penalties for second or subsequent convictions; and to provide for related matters.

**HOUSE BILL NO. 1133**
BY REPRESENTATIVE ODINET
AN ACT
To enact R.S. 33:9091.6, to create the Upper Hurstville Security District; to provide for terms; and to provide for related matters.

**HOUSE BILL NO. 1127**
BY REPRESENTATIVE LANDRIEU
AN ACT
To enact R.S. 33:9091.6, to create the Upper Hurstville Security District in the parish of Orleans; to provide relative to the boundaries, purpose, and governance of the district; to provide relative to taxes or fees to be levied and collected in the district; and to provide for related matters.

**HOUSE BILL NO. 1124**
BY REPRESENTATIVE HAMMETT
AN ACT
To amend and reenact R.S. 38:3087.114(A) and (B), relative to the Black River Lake Recreation and Water Conservation District; to increase the membership of the board of commissioners; to provide for terms; and to provide for related matters.

**HOUSE BILL NO. 886**
BY REPRESENTATIVE DAMICO
AN ACT
To enact R.S. 30:2066, relative to fees paid to the Department of Environmental Quality; to authorize fees paid by major sources of air contaminants in severe and extreme ozone nonattainment zones; to provide for the annual adjustment of such fees; to provide for definitions; to provide for exceptions; and to provide for related matters.

**HOUSE BILL NO. 923**
BY REPRESENTATIVES HUNTER, WALSWORTH, KATZ, AND THOMPSON
AN ACT
To enact R.S. 33:4561.1, relative to naming a civic center theater; to authorize the governing authority in certain municipalities to name a civic center theater in honor of a former living mayor of the municipality; to provide limitations; and to provide for related matters.

**HOUSE BILL NO. 886**
BY REPRESENTATIVE ODINET
AN ACT
To enact R.S. 33:4561.1, relative to naming a civic center theater; to authorize the governing authority in certain municipalities to name a civic center theater in honor of a former living mayor of the municipality; to provide limitations; and to provide for related matters.

**HOUSE BILL NO. 923**
BY REPRESENTATIVE QUEZAIRE
AN ACT
To amend and reenact R.S. 33:4561.1, relative to naming a civic center theater; to authorize the governing authority in certain municipalities to name a civic center theater in honor of a former living mayor of the municipality; to provide limitations; and to provide for related matters.

**HOUSE BILL NO. 852**
BY REPRESENTATIVE QUEZAIRE
AN ACT
To amend and reenact R.S. 23:102(E), relative to employment licensing, and bonding requirements; and to provide for related matters.

**HOUSE BILL NO. 845**
BY REPRESENTATIVE JOHN SMITH AND SENATOR CAIN
AN ACT
To amend and reenact Code of Civil Procedure Article 4843(I), relative to the civil jurisdiction of the City Court of Leesville; to increase the jurisdictional amount of the court; and to provide for related matters.

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

**HOUSE BILL NO. 981**
BY REPRESENTATIVE STRAIN
AN ACT
To amend and reenact R.S. 9:4751(2), relative to dieticians; to include “dietician” in a certain definition of “health care provider”; and to provide for related matters.

**HOUSE BILL NO. 1089**
BY REPRESENTATIVE FLAVIN
AN ACT
To amend and reenact R.S. 56:433(F), relative to oysters; to provide for related matters.

**HOUSE BILL NO. 1124**
BY REPRESENTATIVE CAMPOS
AN ACT
To enact R.S. 30:2066, relative to fees paid to the Department of Environmental Quality; to authorize fees paid by major sources of air contaminants in severe and extreme ozone nonattainment zones; to provide for the annual adjustment of such fees; to provide for definitions; to provide for exceptions; and to provide for related matters.

**HOUSE BILL NO. 965**
BY REPRESENTATIVE QUEZAIRE
AN ACT
To amend and reenact R.S. 14:93.3(E), relative to cruelty to the infirm; to provide for increased penalties for second or subsequent convictions; and to provide for related matters.

**HOUSE BILL NO. 824**
BY REPRESENTATIVE BOWLER
AN ACT
To amend and reenact R.S. 25:1222(A) and 1223(A)(1), relative to the Atchafalaya Trace Commission and the Atchafalaya Trace Heritage Area; to include Ascension Parish within the boundaries of the trace area; to increase the membership of the commission; and to provide for related matters.

**HOUSE BILL NO. 1127**
BY REPRESENTATIVE LANDRIEU
AN ACT
To amend and reenact R.S. 38:3087.114(A) and (B), relative to the Black River Lake Recreation and Water Conservation District; to increase the membership of the board of commissioners; to provide for terms; and to provide for related matters.

**HOUSE BILL NO. 809**
BY REPRESENTATIVE BOWLER
AN ACT
To amend and reenact R.S. 33:120.8, relative to the Calcasieu Parish Planning and Zoning Board; to increase the maximum per diem authorized to be paid to such members for attending board meetings and to reduce the number of board meetings for which per diem may be paid; and to provide for related matters.

**HOUSE BILL NO. 1124**
BY REPRESENTATIVE TOOMY
AN ACT
To amend and reenact R.S. 16:15(C) and (F), relative to fees a district attorney may charge for collection on worthless or forged checks, drafts, or orders; to increase the fees based on the amount of the worthless or forged check, draft, or order; to increase the fee the district attorney is required to charge on behalf of the person or entity that honored the worthless or forged check, draft, or order; and to provide for related matters.

**HOUSE BILL NO. 877**
BY REPRESENTATIVE TOOMY
AN ACT
To amend and reenact R.S. 16:15(C) and (F), relative to fees a district attorney may charge for collection on worthless or forged checks, drafts, or orders; to increase the fees based on the amount of the worthless or forged check, draft, or order; to increase the fee the district attorney is required to charge on behalf of the person or entity that honored the worthless or forged check, draft, or order; and to provide for related matters.
HOUSE BILL NO. 1155—
BY REPRESENTATIVE ODINET
AN ACT
To amend and reenact R.S. 56:432 and to enact R.S. 56:427(E), relative to oyster leases; to provide for limits on the number of acres which can be leased by one person and the maximum number of acres for which application may be made; and to provide for related matters.

HOUSE BILL NO. 1156—
BY REPRESENTATIVE ODINET
AN ACT
To amend and reenact R.S. 56:430.1(A), relative to oyster production; to remove the requirement for the leaseholder to submit certain information to the Department of Wildlife and Fisheries; and to provide for related matters.

HOUSE BILL NO. 1167—
BY REPRESENTATIVE DEWITT
AN ACT
To amend and reenact R.S. 56:424(G), relative to the harvest of oysters; to require a vessel monitoring system to be used by any person who obtains from the Department of Wildlife and Fisheries a permit to land oysters outside the state; and to provide for related matters.

HOUSE BILL NO. 1273—
BY REPRESENTATIVE TRICHE
AN ACT
To amend and reenact R.S. 56:106, relative to hunting field trials; to provide relative to notice requirements for a nonresident participating in a field trial to be exempt from the requirement for a hunting license; and to provide for related matters.

HOUSE BILL NO. 1315—
BY REPRESENTATIVE DANIEL
AN ACT
To enact R.S. 35:409, relative to ex officio notaries; to provide for the authority of the chief of police of the university to suspend or terminate the appointment; and to provide for related matters.

HOUSE BILL NO. 1333—
BY REPRESENTATIVE QUEZAIRE
AN ACT
To enact R.S. 35:409, relative to ex officio notaries for university police departments; to provide for the exercise of authority; to provide for compensation; to provide for the authority of the chief of police of the university to suspend or terminate the appointment; and to provide for related matters.

HOUSE BILL NO. 1355—
BY REPRESENTATIVE POWELL
AN ACT
To amend and reenact R.S. 23:1168(D)(1), relative to workers' compensation; to provide for pro rata payment of outstanding claims; to provide for promulgation of rules by the director; and to provide for related matters.

HOUSE BILL NO. 1644—
BY REPRESENTATIVES GUILLORY AND MURRAY
AN ACT
To enact R.S. 23:1541.1, relative to unemployment compensation; to provide for an appellate procedure for chargeability determinations; to provide for the issuance of a determination of chargeability; to provide for notice of determination; to provide for review by the administrator; to provide for judicial review; and to provide for related matters.

HOUSE BILL NO. 1645—
BY REPRESENTATIVES GUILLORY AND MURRAY
AN ACT
To amend and reenact R.S. 23:1541(5)(a), relative to unemployment compensation; to repeal the limit on employer contributions to a portion of benefits charged; to authorize payment of contributions in any amount to an employer's experience-rating account; and to provide for related matters.

HOUSE BILL NO. 1646—
BY REPRESENTATIVES GUILLORY AND MURRAY
AN ACT
To amend and reenact R.S. 23:1634(A), relative to unemployment compensation judicial review; to provide a venue for appeals for out-of-state unemployment compensation claimants; and to provide for related matters.

HOUSE BILL NO. 1647—
BY REPRESENTATIVES GUILLORY AND MURRAY
AN ACT
To amend and reenact R.S. 23:1539(A), relative to unemployment contributions; to clarify that employees shall be considered assets of a business when determining if an acquisition has occurred; and to provide for related matters.

HOUSE BILL NO. 1648—
BY REPRESENTATIVES GUILLORY AND MURRAY
AN ACT
To amend and reenact R.S. 23:1669(C), relative to unemployment compensation; to provide that a flat contingency fee be paid to collection attorneys; and to provide for related matters.

HOUSE BILL NO. 1671—
BY REPRESENTATIVE QUEZAIRE
AN ACT
To enact R.S. 38:226, relative to permits for levee crossings; to require the executive or administrative officer of the board or commission of a levee district to issue permits or letters of no objection to levee crossings when the crossing is approved by the United States Army Corps of Engineers and the Department of Transportation and Development, office of public works; to require the executive or administrative officer of the board or commission to enforce such permits for levee crossings relative to certain conditions and stipulations; and to provide for related matters.

HOUSE BILL NO. 1894—
BY REPRESENTATIVE WOOTON
AN ACT
To amend and reenact R.S. 56:302.9.1(A), relative to charter boat licenses; to provide that such licenses are required only for motorized vessels; and to provide for related matters.

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. Durand, the rules were suspended to permit the Committee on Health and Welfare to meet upon adjournment on Thursday, June 12, 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. 143

Suspension of the Rules

On motion of Rep. LeBlanc, the rules were suspended to permit the Committee on Appropriations to meet on Monday, June 16, 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. 1670
Senate Bill Nos. 61, 86, 326, 358, 594, and 1132
Senate Concurrent Resolution No. 130

Adjournment

On motion of Rep. Tucker, at 5:45 P.M., the House agreed to adjourn until Monday, June 16, 2003, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Monday, June 16, 2003.

ALFRED W. SPEER
Clerk of the House

Committee Meeting Notices

Committee on Appropriations

Will meet at: 9:30 A.M.  Date: June 16, 2003
Location: Committee Room 5

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

HB 1670 WINSTON (TBA) – EXCEP PERSON/DEV DISABLE: Provides for the elimination of the disparity between compensation of community direct service workers and the compensation of comparable workers (SUBJECT TO RULES SUSPENSION)

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

SB 61  C D JONES (TBA) – SPECIAL DISTRICTS: Creates the Monroe and Northeast Louisiana Technology and Business Incubation Center. (SUBJECT TO RULES SUSPENSION)

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 326 BAJOIE (TBA) – SOCIAL SERVICES DEPT: Authorizes the payment of a scholarship to child care workers who receive certification from a child care educational training program which is approved by the bureau of licensing within the Department of Social Services. (SUBJECT TO RULES SUSPENSION)

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/GROUNDS: 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 594 MCPHERSON (TBA) – WATER/SEWER OPERATORS: Prohibits disposal of residential sewage or treated wastewater offsite without issuance of a permit issued by DEQ. (SUBJECT TO RULES SUSPENSION)

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 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.

SCR 130 SCHEDLER (TBA) – GROUP BENEFITS PROGRAM: Establishes a commission to assess the advisability of purchasing Medicare coverage for individuals enrolled in the office of group benefits health insurance program. (SUBJECT TO REFERRAL AND RULES SUSPENSION)

JERRY LUKE LEBLANC
Chairman

Committee on Civil Law and Procedure

Will meet at: 10:00 A.M.  Date: June 16, 2003
Location: Committee Room 3
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.

RONNIE JOHNS
Chairman

Committee on Environment
Will meet at: 10:00 A.M. Date: June 16, 2003
Location: Committee Room 4

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.

N. J. DAMICO
Chairman

Committee on Health and Welfare
Will meet at: 10:00 A.M. Date: June 12, 2003
Location: House Floor

HCR 143 TUCKER (TBA) – MEDICAID: Directs DHH to take all steps necessary to maximize reimbursement to schools of the costs of administering and providing certain services (Subject to rule suspension)

SYDNIE MAE DURAND
Chairman

Committee on Transportation, Highways and Public Works
Will meet at: 11:00 A.M. Date: June 16, 2003
Location: Committee Room 2

SB 724 M SMITH – MOTOR CARRIERS: Provides for a safety inspection program for vehicles transporting forest products, and general freight and commodities utilizing a mobile unit to conduct inspections on a voluntary basis.

SB 744 M SMITH – MOTOR CARRIERS: Provides that the only limitation on a vehicle transporting forest products in their natural state shall be that the total gross weight shall not exceed 86,600 pounds.

JOHN C. DIEZ
Chairman

Weekly Committee Schedules
The following committees posted weekly committee schedules as follows:

Committee on House and Governmental Affairs
Tuesday, June 17, 2003
Committee Room No. 3